

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

The City Council of the City of Charlotte, North Carolina met in regular session at the Meeting Chamber in the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7 P.M. on November 25, 1991.

Present: Mayor Sue Myrick, presiding, and Councilmembers  
Campbell, Clodfelter, Hammond, McCrory, Mangum, Martin, Matthews,  
Patterson, Scarborough, Vinroot and Wheeler

Absent: None

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

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The City Council received from the Mecklenburg County Board of Elections a certified copy of the proceedings of said Board of Elections taken on November 7, 1991, evidencing said Board's determination of the result of the canvass of the returns of the special bond referendum held in the City of Charlotte on November 5, 1991 upon the questions of approving \$48,125,000 Sanitary Sewer Bonds, \$14,785,000 Water Bonds, and \$1,200,000 Storm Drainage Bonds of said City.

After said proceedings had been considered and reviewed by the City Council, Councilmember Mangum introduced the following resolution which was read by title and summarized:

RESOLUTION DECLARING THE RESULT OF THE SPECIAL BOND REFERENDUM HELD IN THE CITY OF CHARLOTTE ON NOVEMBER 5, 1991 UPON THE QUESTIONS OF APPROVING \$48,125,000 SANITARY SEWER BONDS, \$14,785,000 WATER BONDS, AND \$1,200,000 STORM DRAINAGE BONDS.

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

Section 1. The City Council of the City of Charlotte, having received from the Mecklenburg County Board of Elections a certified copy of the proceedings of said Board of Elections taken on November 7, 1991, evidencing said Board's determination of the result of the canvass of the returns of the special bond referendum held in the City of Charlotte on November 5, 1991 upon the questions of approving \$48,125,000 Sanitary Sewer Bonds, \$14,785,000 Water Bonds, and \$1,200,000 Storm Drainage Bonds of said City, does hereby declare and certify the result of said referendum to be the result which is set forth in the following statement, which statement has been prepared by said City Council:

STATEMENT OF THE RESULT  
of the  
SPECIAL BOND REFERENDUM  
held in the  
CITY OF CHARLOTTE, NORTH CAROLINA  
on November 5, 1991  
UPON THE QUESTIONS OF APPROVING  
\$48,125,000 SANITARY SEWER BONDS  
\$14,785,000 WATER BONDS  
\$1,200,000 STORM DRAINAGE BONDS

(a) That at a special bond referendum held in the City of Charlotte on November 5, 1991, 231,513 voters were registered and qualified to vote.

(b) That at said referendum 41,973 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding

\$48,125,000 Sanitary Sewer Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the sanitary sewer system of said City, within and without the corporate limits, including planning, designing, constructing, reconstructing and installing outfalls, tributaries, tributary expansions, storage buildings, sludge processing and storage facilities, standby generators, lift stations, force mains, filter units, sewer trunk mains and sewer lines, wastewater treatment plants, including regional wastewater treatment plants, and plant additions and improvements, and acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds and 23,297 votes were cast against said order; that a majority of the qualified voters of said City who voted thereon at said referendum voted in favor of said order; and said order was thereby approved and is in force and effect.

(c) That at said referendum 42,042 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding \$14,785,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the water system of said City, within and without the corporate limits, including acquisition of land for future water treatment plants and future expansion of facilities, planning, designing, constructing and installing water mains and lines, standby generators, water

treatment plant and water treatment plant expansion, booster pump stations and storage tanks and facilities, and acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds and 23,176 votes were cast against said order; that a majority of the qualified voters of said City who voted thereon at said referendum voted in favor of said order; and said order was thereby approved and is in force and effect.

(d) That at said referendum 41,380 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding \$1,200,000 Storm Drainage Bonds of the City of Charlotte, North Carolina for the purpose of providing funds, with any other available funds, for constructing, reconstructing, and improving storm drainage facilities on public and private property, within and without the corporate limits, to correct drainage problems and prevent flooding and erosion, including acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay principal of and the interest on said bonds, and 23,023 votes were cast against said order; that a majority of the qualified voters of said City who voted thereon at said referendum voted in favor of said order; and said order was thereby approved and is in force and effect.

Section 2. The Clerk of the City Council of the City of Charlotte, North Carolina shall file a copy of the foregoing statement of the result of said referendum in the office of the

City Clerk and shall publish such statement once in The Charlotte Observer. A statement in substantially the following form shall be published with the foregoing statement:

Any action or proceeding challenging the regularity or validity of this bond referendum must be begun within 30 days after December 6, 1991.

City Council  
of the  
City of Charlotte, North Carolina

Section 3. This resolution shall take effect upon its passage.

Upon motion of Councilmember Mangum, seconded by Councilmember Wheeler, the foregoing resolution entitled: "RESOLUTION DECLARING THE RESULT OF THE SPECIAL BOND REFERENDUM HELD IN THE CITY OF CHARLOTTE ON NOVEMBER 5, 1991, UPON THE QUESTIONS OF APPROVING \$48,125,000 SANITARY SEWER BONDS, \$14,785,000 WATER BONDS, AND \$1,200,000 STORM DRAINAGE BONDS" was passed by the following vote:

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

Noes: None.

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I, Brenda Freeze, Deputy City Clerk, of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of the City Council of said City, at a regular meeting held on November 25, 1991, which relate in any way to the declaration of the results of the

which relate in any way to the declaration of the results of the special bond referendum held on November 5, 1991 upon the questions of approving \$48,125,000 Sanitary Sewer Bonds, \$14,785,000 Water Bonds, and \$1,200,000 Storm Drainage Bonds of said City, that all required notices of said meeting were given and that reference regarding said proceedings is recorded in Minute Book 99 of the minutes of said City Council, on page(s) \_\_\_\_\_ and a full copy of the foregoing resolution declaring the result of a special bond referendum is recorded in Resolution Book 28 on page(s) 328-350

I HEREBY FURTHER CERTIFY that a copy of the statement of the result of the referendum adopted by the resolution set forth in the foregoing extract has been filed in my office.

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

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

  
Deputy City Clerk

[SEAL]

STATEMENT OF THE RESULT  
of the  
SPECIAL BOND REFERENDUM  
held in the  
CITY OF CHARLOTTE, NORTH CAROLINA  
on November 5, 1991  
UPON THE QUESTIONS OF APPROVING  
\$48,125,000 SANITARY SEWER BONDS  
\$14,785,000 WATER BONDS  
\$1,200,000 STORM DRAINAGE BONDS

(a) That at a special bond referendum held in the City of Charlotte on November 5, 1991, 231,513 voters were registered and qualified to vote.

(b) That at said referendum 41,973 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding \$48,125,000 Sanitary Sewer Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the sanitary sewer system of said City, within and without the corporate limits, including planning, designing, constructing, reconstructing and installing outfalls, tributaries, tributary expansions, storage buildings, sludge processing and storage facilities, standby generators, lift stations, force mains, filter units, sewer trunk mains and sewer lines, wastewater treatment plants, including regional wastewater treatment plants, and plant additions and improvements, and acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds and 23,297 votes were cast against said order; that a majority of the qualified voters of said City who voted thereon at said referendum voted in

favor of said order; and said order was thereby approved and is in force and effect.

(c) That at said referendum 42,042 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding \$14,785,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the water system of said City, within and without the corporate limits, including acquisition of land for future water treatment plants and future expansion of facilities, planning, designing, constructing and installing water mains and lines, standby generators, water treatment plant and water treatment plant expansion, booster pump stations and storage tanks and facilities, and acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds and 23,176 votes were cast against said order; that a majority of the qualified voters of said City who voted thereon at said referendum voted in favor of said order; and said order was thereby approved and is in force and effect.

(d) That at said referendum 41,380 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding \$1,200,000 Storm Drainage Bonds of the City of Charlotte, North Carolina for the purpose of providing funds, with any other available funds, for constructing, reconstructing, and improving storm drainage facilities on public and private property, within and without the corporate limits, to correct drainage problems



and prevent flooding and erosion, including acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay principal of and the interest on said bonds, and 23,023 votes were cast against said order; that a majority of the qualified voters of said City who voted thereon at said referendum voted in favor of said order; and said order was thereby approved and is in force and effect.

Any action or proceeding challenging the regularity or validity of this bond referendum must be begun within 30 days after December 6, 1991.

City Council  
of the  
City of Charlotte, North Carolina

The Mecklenburg County Board of Elections, in Mecklenburg County, North Carolina, met in special session at the Board of Elections Office at 741 Kenilworth Avenue in Charlotte, North Carolina, at 11:00 A.M., on November 7, 1991 with the following members present:

Present: Chairman Samuel A. Wilson, III, presiding, and

William R. Miller - SECRETARY

ISAAC HEARD, JR. - MEMBER

Absent: N/A

The Mecklenburg County Board of Elections received from the registrars and judges of elections for the several precincts in the City of Charlotte the returns of the special bond referendum held in said City on November 5, 1991 upon the questions of approving \$48,125,000 Sanitary Sewer Bonds, \$14,785,000 Water Bonds, and \$1,200,000 of Storm Drainage Bonds of said City.

After said returns had been canvassed by the County Board of Elections, William R. Miller introduced the following resolution which was read:

RESOLUTION RELATING TO THE CANVASS OF THE RETURNS OF THE SPECIAL BOND REFERENDUM HELD IN THE CITY OF CHARLOTTE ON NOVEMBER 5, 1991 UPON THE QUESTIONS OF APPROVING \$48,125,000 SANITARY SEWER BONDS, \$14,785,000 WATER BONDS, AND \$1,200,000 STORM DRAINAGE BONDS OF SAID CITY AND DETERMINING THE RESULTS THEREOF.

BE IT RESOLVED by the Mecklenburg County Board of Elections:

Section 1. The returns of the special bond referendum held in the City of Charlotte on November 5, 1991 upon the questions of approving \$48,125,000 Sanitary Sewer Bonds, \$14,785,000 Water Bonds, and \$1,200,000 Storm Drainage Bonds of the City of

Charlotte having been received from the proper election officers and having been canvassed, this Board has found and determined and does hereby declare:

(a) That each registrar and judge for said referendum was duly qualified by law and had taken the necessary oath.

(b) That the election officers had incorporated in their returns not only the number of votes cast for and against each question submitted, but also the number of voters registered and qualified to vote in each precinct in said referendum.

(c) That at said referendum there were submitted to the qualified voters of said City the following questions:

1.

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

2.

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

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

3.

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

(d) That no complaints have been made to this Board against the regularity of said referendum.

(e) That said referendum and the registration therefor were duly and properly held in accordance with law.

Section 2. The following schedule correctly shows the designations of the several precincts at which said referendum was held and, as to each precinct, the location of the voting place:

PCT. #1	Westminster Presbyterian Church 101 Colville Road (Activities Bldg.)
PCT. #2	St. John's Baptist Church 300 Hawthorne Lane (Fellowship Hall)
PCT. #3	Cochrane Junior High School 6200 Starhaven Drive (Classroom #101)
PCT. #4	Hickory Grove Presbyterian Church 5701 East W.T.Harris Blvd. (Sunday School Room)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #5	Third Presbyterian Church 4019 Central Avenue (Scout Hut)
PCT. #6	Amity Presbyterian Church 2831 Sharon Amity Road (Fellowship Hall)
PCT. #7	Randolph Junior High School 4400 Water Oak Road (Multi-Purpose Room)
PCT. #8	Myers Park Traditional School 2132 Radcliffe Avenue (Auditorium)
PCT. #9	Dilworth School 405 East Park Avenue (Multi-Purpose Room)
PCT. #10	Greek Orthodox Cathedral 600 East Blvd. (Social Hall)
PCT. #11	Mt. Moriah Primitive Baptist Church 747 West Trade Street (Fellowship Hall)
PCT. #12	Salvation Army Trade Street Boys' Club 2600 West Trade Street
PCT. #13	First Ward School 401 East 9th Street (Gym)
PCT. #14	Hawthorne Traditional School 1400 Pegram Street (1st Room on right)
PCT. #15	Kilgo Methodist Church 2101 Belvedere Avenue (Scout Hut)
PCT. #16	East Stonewall A.M.E. Zion Church 1729 Griers Grove Road (Fellowship Hall)
PCT. #17	Old Fireman's Hall 2601 East Seventh Street (Main Bldg.)
PCT. #18	Eastover School 500 Cherokee Road (Auditorium)
PCT. #19	Myers Park High School 2400 Colony Road (Student Lounge)
PCT. #20	Avondale Presbyterian Church 2821 Park Road (Fellowship Hall)
PCT. #21	Sedgefield Junior High School 700 Sedgefield Road (Multi-Purpose Room)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #22	Margery A. Thompson Staff Dev. Center 428 West Boulevard (Auditorium)
PCT. #23	Ashley Park School 3128 Belfast Drive (Multi-Purpose Room)
PCT. #24	Enderly Park Recreation Center 1220 Clay Avenue (Club Room)
PCT. #25	West Charlotte High School 2219 Senior Drive (Auditorium Lobby)
PCT. #26	Cole Memorial United Methodist Church 2022 Sugar Creek Road, West (Gym)
PCT. #27	Tryon Hills School 2600 Grimes Street (Multi-Purpose Room)
PCT. #28	New Covenant A.R.P. Church 2541 Elkwood Circle (Fellowship Hall)
PCT. #29	Merry Oaks School 3508 Draper Avenue (Multi-Purpose Room)
PCT. #30	Plaza Road School 1000 Anderson Street (Multi-Purpose Room)
PCT. #31	Barringer School 1500 Walton Road (Multi-Purpose Room)
PCT. #32	Christ Episcopal Church 1412 Providence Road (Education Bldg.)
PCT. #33	Eastway Junior High School 1401 Norland Road (Band Room)
PCT. #34	Oakhurst School 4511 Monroe Road (Multi-Purpose Room)
PCT. #35	Cotswold School 300 Greenwich Road (Multi-Purpose Room)
PCT. #36	Providence Baptist Church 4921 Randolph Road (Chapel Annex)
PCT. #37	Pinewood School 815 Seneca Place (Cafeteria)
PCT. #38	Collinswood School 4000 Applegate Road (Multi-Purpose Room)

PRECINCT

VOTING PLACE

PCT. #39	Metropolitan United Presbyterian Church 2926 Old Steele Creek Road
PCT. #40	Thomasboro School 538 Bradford Drive (Gym)
PCT. #41	Chadwick Methodist Church 132 Cromer Street (Fellowship Hall)
PCT. #42	Hidden Valley School 5100 Snow White Lane (Multi-Purpose Room)
PCT. #43	Grace Baptist Church 5232 The Plaza (Fellowship Hall)
PCT. #44	Shamrock Gardens Elementary School 3301 Country Club Drive (Multi-Purpose Room)
PCT. #45	Windsor Park School 3900 Sudbury Road (Multi-Purpose Room)
PCT. #46	Resurrection Lutheran Church 2825 Shenandoah Avenue (Foyer)
PCT. #47	Scottish Rites Masonic Bodies 4740 Randolph Road (Dining Hall)
PCT. #48	Providence United Methodist Church 2810 Providence Road (Fellowship Hall)
PCT. #49	Park Road Elementary School 3701 Haven Drive (Auditorium)
PCT. #50	Smith Junior High School 1600 Tyvola Road (Multi-Purpose Room)
PCT. #51	Sedgefield Elementary School 700 Marsh Road (Multi-Purpose Room)
PCT. #52	St. Mark United Methodist Church 917 Clanton Road (Old Sanctuary)
PCT. #53	Harding High School 2001 Alleghany Street (Auditorium Lobby)
PCT. #54	Oaklawn Elementary School 1810 Oaklawn Avenue (Multi-Purpose Room)
PCT. #55	Lincoln Heights School 1900 Newcastle Street (Multi-Purpose Room)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #56	Druid Hills School 2801 Lucena Street (Multi-Purpose Room)
PCT. #57	Sharon Presbyterian Church 5201 Sharon Road (Gym/Classroom)
PCT. #58	Starmount School 1600 Brookdale Avenue (Multi-Purpose Room)
PCT. #59	Montclair School 5801 Farmbrook Drive (Multi-Purpose Room)
PCT. #60	Briarwood School 1001 Wilann Drive (Multi-Purpose Room)
PCT. #61	Shamrock Drive Baptist Church 4301 Shamrock Drive (Fellowship Hall)
PCT. #62	Albemarle Road Elementary School 7800 Riding Trail Road (Multi-Purpose Room)
PCT. #63	Idlewild School 7101 Idlewild Road (Multi-Purpose Room)
PCT. #64	East Mecklenburg High School 6800 Monroe Road (Gym Foyer)
PCT. #65	Sardis Presbyterian Church 6100 Sardis Road (Ed. Bldg./Rm. #101)
PCT. #66	Rama Road School 1035 Rama Road (Multi-Purpose Room #136)
PCT. #67	Lansdowne School 6400 Prett Court (Multi-Purpose Room)
PCT. #68	St. Stephen United Methodist Church 6800 Sardis Road (Gym)
PCT. #69	Olde Providence School 3800 Rea Road (Multi-Purpose Room)
PCT. #70	St. John's Episcopal Church 1623 Carmel Road (Youth Hall- In rear)
PCT. #71	Sharon School 4330 Foxcroft Road (Multi-Purpose Room)
PCT. #72	Carmel Presbyterian Church 2048 Carmel Road (Scout Hut)



<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #73	Beverly Woods School 6001 Quail Hollow Road (Multi-Purpose Room)
PCT. #74	Alexander Graham Junior High School 1800 Runnymede Lane (Multi-Purpose Room)
PCT. #75	Sharon Baptist Church 6411 Sharon Road (Modular Unit)
PCT. #76	Huntingtowne Farms Elementary School 2520 Huntingtowne Farms Lane (Multi-Purpose Room)
PCT. #77	Nations Ford School 8300 Nations Ford Road (Gym)
PCT. #78	Nations Ford Baptist Church 7410 Nations Ford Road (Fellowship Hall)
PCT. #79	Tuckaseegee Elementary School 2028 Little Rock Road (Multi-Purpose Room)
PCT. #80	Pawtucket School 8701 Moores Chapel Road (Multi-Room)
PCT. #81	Allenbrook Elementary School 1430 Allenbrook Drive (Multi-Purpose Room)
PCT. #82	Greenville Memorial A.M.E. Zion Church 6116 Monteith Drive (Fellowship Hall)
PCT. #83	Albemarle Road Presbyterian Church 6700 Albemarle Road (Gym)
PCT. #84	Hickory Grove Baptist Church 6050 Hickory Grove Road (Classroom)
PCT. #85	Charlotte Christian High School 7301 Sardis Road (Gym)
PCT. #86	Carmel Junior High School 5001 Camilla Drive (Library)
PCT. #87	Pineville Church of the Nazarene 8614 Pineville-Matthews Road (Foyer)
PCT. #88	Living Savior Lutheran Church 6817 Carmel Road, Ext. (Education Bldg.)
PCT. #89	Paw Creek Elementary School 1300 Cathey Road (Auditorium)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #90	Messiah Lutheran Church 8300 Providence Road (Sunday School Room)
PCT. #91	Providence Presbyterian Church 10140 Providence Road (Fellowship Hall)
PCT. #92	Quail Hollow Presbyterian Church 8801 Park Road (Fellowship Hall)
PCT. #93	Church of Jesus Christ of Latter Day Saints 5815 Carmel Road (Park & enter from rear)
PCT. #94	Albemarle Road Recreation Center 5027 Idlewild Road North (Gym)
PCT. #95	Hickory Grove United Methodist Church 6301 Hickory Grove Road (Gym)
PCT. #96	Heritage Woods Swim & Racket Club 7821 Sardis Road (Clubhouse)
PCT. #97	Sharon Lakes Condo Clubhouse Mereview Court (Clubhouse)
PCT. #98	Ebenezer A.R. Presbyterian Church 6210 Old Pineville Road (Gym)
PCT. #99	East Presbyterian Church 6801 Monroe Road (Fellowship Hall)
PCT. #100	Candlewyck Baptist Church 7200 Providence Road (Fellowship Hall)
PCT. #101	CarMel Place Retirement Community 5512 Carmel Road (Activity Room)
PCT. #102	Bible Baptist Church 2724 Margaret Wallace Road (Lobby)
PCT. #103	Cross & Crown Lutheran Church 1024 Pineville-Matthews Rd. (Fellowship Hall)
PCT. #104	Devonshire Elementary School 6500 Barrington Drive
PCT. #105	Newell Volunteer Fire Dept. & Rescue, Inc. 9007 Newell Baptist Church Road
PCT. #106	Alexander Children's Center 6220 Thermal Road (Cafeteria)

<u>PRECINCT</u>	<u>VOTING PLACE</u>
PCT. #107	Derita Elementary School 2300 West Sugar Creek Road (Multi-Purpose Room)
<del>PCT. XBER</del>	<del>Berryhill Baptist Church 7438 Old Dowd Road (Rec. Bldg.)</del>
PCT. XCO2	Back Creek A.R. Presbyterian Church 1821 Back Creek Church Road (Fellowship Hall)
PCT. XLC2	McCrorey Y.M.C.A. 3801 Beatties Ford Road (Classroom)
PCT. XMC1	Mallard Creek Presbyterian Church 1600 Mallard Ck. Church Road (Gym)
PCT. XMC2	Ranson Junior High School 5850 Statesville Road (Media Center)
PCT. XMC3	University City United Methodist Church 6100 Cheshire Road
PCT. XOAK	Oakdale School 1825 Oakdale Road (Multi-Purpose Room)
PCT. XPC2	Moore's Chapel United Methodist Church 10601 Moore's Chapel Road (Old Sanctuary)
PCT. PR1 & XPR1	Calvary Church 5801 Pineville-Matthews Road (Gym)
PCT. XSC1	Kennedy Junior High School 4000 Gallant Lane
<del>PCT. XSC2</del>	<del>Pleasant Hill Presbyterian Church 15000 York Road (Multi-Purpose Room)</del>

The number of voters registered and qualified to vote in said referendum in each of the precincts in which the referendum was held is attached hereto as Attachment A.

The number of votes cast in favor of the questions submitted and the number of votes cast against such questions in each precinct, the number of absentee ballots returned in favor of such questions and the number of absentee ballots returned

against such questions, the number of transfer ballots cast in favor of such questions and the number of transfer ballots cast against such questions, and the totals of such numbers is attached hereto as Attachment B.

Section 3. From the canvass made, this Board does hereby determine and certify:

(a) That 231,513 voters were registered and qualified to vote.

(b) That at said referendum 41,973 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding \$48,125,000 Sanitary Sewer Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the sanitary sewer system of said City, within and without the corporate limits, including planning, designing, constructing, reconstructing and installing outfalls, tributaries, tributary expansions, storage buildings, sludge processing and storage facilities, standby generators, lift stations, force mains, filter units, sewer trunk mains and sewer lines, wastewater treatment plants, including regional wastewater treatment plants, and plant additions and improvements, and acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds and 23,297 votes were cast against said order, and that a majority of the qualified voters of said City who voted thereon at said referendum voted in favor of said order.

(c) That at said referendum 42,042 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding \$14,785,000 Water Bonds of the City of Charlotte, North Carolina, for the purpose of providing funds, with any other available funds, for enlarging, extending and improving the water system of said City, within and without the corporate limits, including acquisition of land for future water treatment plants and future expansion of facilities, planning, designing, constructing and installing water mains and lines, standby generators, water treatment plant and water treatment plant expansion, booster pump stations and storage tanks and facilities, and acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay the principal of and the interest on said bonds and 23,176 votes were cast against said order, and that a majority of the qualified voters of said City who voted thereon at said referendum voted in favor of said order.

(d) That at said referendum 41,380 votes were cast for the order adopted on August 26, 1991, authorizing not exceeding \$1,200,000 Storm Drainage Bonds of the City of Charlotte, North Carolina for the purpose of providing funds, with any other available funds, for constructing, reconstructing, and improving storm drainage facilities on public and private property, within and without the corporate limits, to correct drainage problems and prevent flooding and erosion, including acquisition of any necessary equipment, land, interests in land and rights of way, and authorizing the levy of taxes in an amount sufficient to pay

principal of and the interest on said bonds, and 23,023 votes were cast against said order, and that a majority of the qualified voters of said City who voted thereon at said referendum voted in favor of said order.

Section 4. The Supervisor of Elections of the Mecklenburg County Board of Elections is hereby directed to transmit immediately a certified copy of this resolution to the City Council of the City of Charlotte.

Upon motion of William R. Miller, seconded by ISAAC HEARD, JR., the foregoing resolution was passed by the following vote:

Ayes: 3

Noes: 0


\* \* \* \* \*

I, William B. A. Culp, Jr., Supervisor of Elections of the Mecklenburg County Board of Elections, DO HEREBY CERTIFY that the foregoing has been carefully copied from the recorded minutes of the Mecklenburg County Board of Elections at a special meeting held on November 7, 1991, at the Board of Elections Office at 741 Kenilworth Avenue in Charlotte, North Carolina, said record having been made in Minute Book No. 9 of the minutes of said Board, beginning at page — and ending at page —, and is a true and complete copy of so much of said proceedings of said Board as relates in any way to the canvass of the returns of the special bond referendum held in the City of Charlotte on November 5, 1991 upon the questions of approving \$48,125,000 Sanitary

Sewer Bonds, \$14,785,000 Water Bonds, and \$1,200,000 Storm Drainage Bonds of said City.

I DO HEREBY FURTHER CERTIFY that the Chairman of said Board duly notified or caused to be notified each member of said Board of said meeting and that, at least forty-eight hours before said meeting, notice of said meeting, signed by the Chairman of said Board and stating that a special meeting of said Board would be held at 11:00 A.M. on November 7, 1991, at the Board of Elections Office at 741 Kenilworth Avenue in Charlotte, North Carolina, concerning the canvass of the returns of the special bond referendum held on November 5, 1991 in the City of Charlotte, upon the questions of approving \$48,125,000 Sanitary Sewer Bonds, \$14,785,000 Water Bonds, and \$1,200,000 Storm Drainage Bonds of said City, was posted on the principal bulletin board or at the door of the usual meeting room of said Board and mailed or delivered to each newspaper, wire service, radio station, television station and person that had filed with me a written request for notice pursuant to G.S. § 143-318.12.

WITNESS my hand this 7<sup>th</sup> day of November, 1991.

  
\_\_\_\_\_  
Supervisor of Elections of the  
Mecklenburg County Board of  
Elections

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

This day personally appeared before me, Samuel A. Wilson, III, Chairman of the Mecklenburg County Board of Elections, who, being duly sworn, says that the abstract of votes herein contained and attached hereto is true and correct according to the returns made to said Board.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal, this 7<sup>th</sup> day of November, 1991.

  
\_\_\_\_\_  
Notary Public

(SEAL)

My Commission Expires:

1/25/95



MECKLENBURG COUNTY VOTER REGISTRATION  
PRECINCT SUMMARY  
AS OF OCTOBER 22, 1991

BEVR23B

PRE	TOTALS	PERCENT	DEMOCRAT	REPUBLICAN	UN-AFF	W-MALE	W-FEMALE	B-MALE	B-FEMALE	A-MALE	A-FEMALE	O-MALE	O-FEMALE
001	1420	0.5033%	700	623	97	585	829	1	5				
002	3602	1.2767%	2172	1017	413	1394	1678	203	304	3	2	10	8
003	2150	0.7620%	1496	536	118	520	658	368	584			4	6
004	2592	0.9187%	1364	1013	215	1065	1164	140	204	2	1	10	6
005	1426	0.5054%	780	482	164	539	630	85	164		1	4	3
006	2369	0.8388%	1142	989	258	908	1129	124	190	1	1	10	8
007	1391	0.4930%	756	504	131	530	666	84	104			4	3
008	2109	0.7475%	1011	972	126	897	1194	5	12				1
009	2348	0.8222%	1510	613	225	877	1138	119	206			5	4
010	1492	0.5288%	923	414	155	662	755	28	38		1	4	4
011	2321	0.8226%	1740	437	144	569	555	460	735			1	1
012	2205	0.7815%	2107	83	35	16	21	843	1325				
013	1403	0.4973%	1302	69	32	54	60	407	881	1			
014	1951	0.6915%	1857	60	34	48	79	735	1082		3	1	3
015	2346	0.8315%	1483	637	226	915	1156	112	152		1	2	8
016	2212	0.7840%	2127	53	32	10	10	892	1298			1	1
017	1594	0.5650%	1293	216	85	234	269	390	697		1	3	
018	1555	0.5511%	738	754	63	708	844	1	1				
019	1571	0.5568%	759	710	102	701	860	1	6			3	
020	1689	0.5986%	899	665	125	720	958	4	5			1	1
021	1794	0.6389%	1046	620	128	716	948	45	73	1		8	3
022	1933	0.6851%	1827	73	33	47	77	632	1173		1	1	2
023	1481	0.5249%	1124	286	71	345	477	234	419	1		3	2
024	1596	0.5657%	1301	219	76	287	393	393	512				1
025	2422	0.8584%	2346	44	32	7	9	987	1417			1	1
026	1921	0.6809%	1356	469	96	495	554	337	532		1	1	1
027	2190	0.7762%	1932	200	58	201	223	676	1084			2	3

MARYLAND COUNTY REGISTERED  
PRECINCT PRIMARY  
AS OF OCTOBER 22, 1991

BEVR23B

PRE	TOTALS	PERCENT	DEMOCRAT	REPUBLICAN	UN-AFF	W-MALE	W-FEMALE	B-MALE	B-FEMALE	A-MALE	A-FEMALE	O-MALE	O-FEMALE
028	1569	0.8561%	1174	359	96	429	586	209	330	1	1	7	6
029	1885	0.6681%	1131	595	159	696	843	134	197			6	9
030	898	0.3163%	698	140	60	289	325	129	178			2	4
031	2145	0.7603%	2052	59	34	22	47	762	1311			2	1
032	1807	0.6405%	755	960	92	814	991	1	1				
033	2084	0.7385%	1160	737	187	801	1048	81	135	1	1	14	4
034	1859	0.6589%	994	674	191	773	926	53	99			5	3
035	1210	0.4289%	639	479	92	482	616	38	71			1	2
036	2462	0.8726%	992	1251	219	1112	1312	13	23			1	1
037	1757	0.6227%	923	710	124	758	952	14	18			8	9
038	2033	0.7206%	1024	810	199	863	976	71	105	1	1	8	8
039	2012	0.7131%	1615	143	54	112	128	628	1144			1	1
040	1866	0.6614%	1312	443	111	539	643	240	436	1	1	2	4
041	1215	0.4306%	978	179	58	164	252	296	499	1	1	1	1
042	2828	0.9314%	2417	154	57	117	130	985	1391			2	3
043	1948	0.6904%	1245	564	139	645	795	186	311			5	6
044	1306	0.4629%	792	417	97	549	652	38	63			2	2
045	1908	0.6783%	1122	555	131	788	915	88	122			11	5
046	2200	0.7797%	1360	642	198	745	924	181	338	1	1	7	3
047	1585	0.5618%	771	737	77	652	916	8	8				1
048	1592	0.5643%	894	798	102	783	827	5	5			2	2
049	1922	0.6812%	913	845	164	766	1116	16	22			2	2
050	1861	0.6596%	944	758	159	798	941	43	67			10	2
051	2277	0.8070%	1163	892	222	891	1224	50	96			8	8
052	2284	0.8095%	2189	69	26	32	50	879	1321			1	1
053	1993	0.7064%	1247	592	154	670	753	236	319	1	1	9	5
054	1502	0.5324%	1452	28	22	2	5	535	957			1	2

MECKLENBURG COUNTY VOTER REGISTRATION  
PRECINCT SUMMARY  
AS OF OCTOBER 22, 1991

10/22/91

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BEVR23B

PRE	TOTALS	PERCENT	DEMOCRAT	REPUBLICAN	UN-AFF.	W-MALE	W-FEMALE	B-MALE	B-FEMALE	A-MALE	A-FEMALE	D-MALE	D-FEMALE
055	1667	0.5908%	1615	29	23	3	2	652	1009			1	1
056	2287	0.8106%	2197	54	36	15	17	809	1442			1	3
057	1763	0.6249%	881	789	113	878	1082	9	14			1	1
058	1616	0.5728%	792	689	135	712	750	34	103		2	11	4
059	1531	0.5426%	778	627	126	669	760	35	62			3	2
060	1838	0.6514%	1527	232	79	229	257	544	799		1	2	6
061	2166	0.7677%	1265	758	143	753	1091	120	189			8	5
062	2286	0.8102%	1163	878	245	887	971	160	246		2	11	9
063	2611	0.9354%	1218	1126	267	1008	1196	149	229		3	18	11
064	1476	0.5231%	703	626	147	616	655	73	115			2	7
065	1641	0.5816%	671	829	141	745	810	31	31			13	11
066	1433	0.5079%	663	665	105	677	716	18	18			3	4
067	1523	0.5398%	675	739	109	703	789	14	15		1	1	
068	1542	0.5465%	592	744	206	651	792	38	49			9	3
069	2112	0.7486%	785	1120	207	1010	1060	18	18			5	2
070	2920	1.0349%	1067	1578	275	1326	1504	22	57			9	2
071	1774	0.6288%	677	961	136	834	918	5	11			2	4
072	2873	1.0183%	1082	1685	256	1262	1574	15	15			13	4
073	3483	1.2345%	1194	1917	372	1515	1867	20	58		2	1	12
074	2151	0.7624%	851	1153	147	984	1140	9	14			1	2
075	2589	0.9176%	947	1986	244	1210	1341	14	17			5	2
076	3095	1.0970%	1134	1684	277	1425	1621	16	19			8	6
077	1578	0.5593%	1369	145	64	102	109	536	826			2	3
078	2254	0.7989%	1855	483	116	534	584	453	669		1	5	8
079	1514	0.5366%	845	553	106	640	702	78	88		1	2	3
080	1975	0.7000%	1029	772	174	805	863	128	165			4	10
081	2323	0.8233%	1333	873	117	887	1073	148	212			2	1

November 25, 1991  
Resolution Book 28, Page 355

PRE	TOTALS	PERCENT	DEMOCRAT	REPUBLICAN	UN-AFF	W-MALE	W-FEMALE	B-MALE	B-FEMALE	A-MALE	A-FEMALE	O-MALE	O-FEMALE
082	2470	0.8754%	2022	322	126	335	290	782	1045	4	4	9	1
083	2319	0.8219%	1025	1041	253	973	1128	86	124			3	5
084	3719	1.3181%	1958	1348	413	1269	1872	299	441	1	1	15	21
085	2266	0.8031%	898	1149	219	931	1180	52	87			10	5
086	1452	0.5146%	415	915	122	687	743	7	8			2	5
087	2831	0.9325%	960	1342	329	1141	1305	66	97			8	14
088	2005	0.7106%	655	1092	258	891	1027	33	39			9	6
089	1720	0.6096%	924	703	93	796	903	9	9			1	2
090	3441	1.2199%	982	2066	413	1648	1712	31	33	1	1	5	11
091	1714	0.6075%	498	1012	204	821	864	7	10			5	7
092	3755	1.3309%	1086	2221	448	1614	1979	58	77	1	1	15	10
093	1816	0.6436%	568	1081	187	839	913	26	25			9	4
094	2808	0.9952%	1220	1284	304	1190	1310	114	169	2	1	10	12
095	3869	1.3713%	1935	1553	381	1437	1706	275	419	1	1	19	12
096	1818	0.6444%	684	932	222	789	813	45	48	1	1	10	12
097	2210	0.7833%	991	977	242	709	948	202	334	1	1	8	7
098	2270	0.8046%	1391	687	192	623	663	414	557	2	2	6	5
099	2754	0.9781%	1071	1273	410	1136	1293	127	184	1	1	5	8
100	2863	1.0502%	882	1697	384	1312	1543	34	50			11	13
101	1479	0.5242%	440	889	150	690	757	9	8			8	7
102	1819	0.6447%	737	855	227	779	832	69	105			7	7
103	2233	0.7914%	750	1246	237	1059	1129	16	18	1	1	4	5
104	2326	0.8244%	1740	463	123	457	536	537	786	1	1	4	4
105	2255	0.7992%	1157	852	246	915	986	190	180			28	16
106	1842	0.6529%	722	960	160	901	912	7	15			4	3
107	1459	0.5171%	828	518	113	527	569	163	194			5	1
C004	20	0.0071%	14	6	6	7	3	4	4				

MECKLENBURG COUNTY VOTER REGISTRATION  
PRECINCT SUMMARY

10/22/91

AS OF OCTOBER 22, 1991

BEVR28B

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PRE	TOTALS	PERCENT	DEMOCRAT	REPUBLICAN	UN-AFF	W-MALE	M-FEMALE	B-MALE	B-FEMALE	A-MALE	A-FEMALE	O-MALE	O-FEMALE
C039	61	0.0216%	47	12	2	8	13	14	26				
C078	89	0.0315%	56	27	6	31	33	13	11				1
C079	71	0.0252%	42	21	8	35	36						
C080	70	0.0248%	36	32	2	25	38	1	6				
C089	715	0.2534%	353	302	60	326	375	6	5	1			1
C090	377	0.1336%	95	221	61	177	192	9	9				1
C091	934	0.3310%	268	534	132	422	477	15	15				4
C100	180	0.0638%	37	122	21	80	97						1
C107	2	0.0007%	2			1	1						
XC02	894	0.3169%	380	374	140	388	363	47	82				9
XLC2	1304	0.4622%	1220	58	26	62	79	500	663				
XMC1	301	0.1067%	130	139	32	129	131	17	23				1
XMC2	1496	0.5302%	886	513	97	538	605	143	202	1			3
XMC3	1598	0.5664%	549	842	207	710	754	60	53	2	1		6
XDAK	787	0.2789%	445	308	34	388	408	6	5				
XPC2	35	0.0124%	33	2		1	1	11	23				
XPR3	746	0.2644%	212	429	105	332	391	6	11	2			3
XSC1	1508	0.5345%	786	508	116	588	697	90	112	1			5

001 - OX96 TOTALS:

231613	82.0858%	1297315	63409	18269	78883	82962	22918	39965	42	48	610	515
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\*\* GRAND TOTALS:

285102	101.0491%	154068	107579	23455	102574	119257	24333	37534	58	62	682	602
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CITY OF CHARLOTTE BONDS

PRECINCT	SANITARY SEWER		WATER BONDS		STORM DRAINAGE	
	YES	NO	YES	NO	YES	NO
1	380	148	387	142	372	149
2	596	276	600	270	607	260
3	316	178	310	179	323	170
4	441	369	451	353	450	353
5	206	167	218	160	202	170
6	350	240	347	238	340	243
7	208	152	213	145	207	145
8	633	242	636	243	629	240
9	525	192	518	201	524	189
10	314	127	318	126	320	122
11	420	126	418	124	420	125
12	257	43	257	42	260	38
13	112	24	112	23	109	26
14	155	38	154	36	155	38
15	430	260	423	261	422	251
16	520	122	514	130	515	123
17	202	86	192	92	188	86
18	579	210	576	207	571	210
19	443	197	444	193	446	175
20	480	263	485	259	490	247
21	326	197	328	190	324	188
22	145	49	135	52	138	51
23	157	143	154	141	154	140
24	167	137	161	138	170	130
25	433	74	427	76	421	70
26	289	283	288	284	284	278
27	166	80	162	82	167	75
28	191	147	197	146	195	148
29	291	213	290	209	289	204
30	103	93	103	92	103	93
31	198	66	192	74	204	60
32	650	216	646	221	641	209
33	291	237	292	240	294	233
34	253	213	254	215	250	214
35	307	150	314	142	307	141
36	709	369	704	363	691	375
37	396	282	402	275	385	283
38	292	249	303	237	295	235
39	153	50	148	51	152	48
40	192	228	197	223	203	218
41	110	64	111	62	120	54
42	447	151	440	151	456	138
43	300	228	299	229	297	227
44	245	215	250	210	258	198
45	304	285	316	277	309	282
46	291	197	293	191	281	192
47	505	208	498	213	500	209
48	571	257	571	254	577	250
49	421	211	431	202	414	211
50	347	244	345	247	342	243

MECKLENBURG COUNTY BOARD OF ELECTIONS - NOVEMBER 5, 1991

CITY OF CHARLOTTE BONDS

PRECINCT	SANITARY SEWER		WATER BONDS		STORM DRAINAGE	
	YES	NO	YES	NO	YES	NO
51	457	271	464	261	457	260
52	358	89	355	84	355	87
53	169	166	172	164	163	167
54	283	61	278	63	282	56
55	284	70	279	74	273	68
56	201	50	192	50	192	49
57	458	228	458	229	446	230
58	313	178	305	184	318	173
59	278	195	276	199	280	194
60	325	125	315	129	311	129
61	357	288	355	291	365	282
62	311	207	324	196	314	210
63	317	224	325	217	315	219
64	250	156	255	156	251	159
65	375	210	373	213	366	215
66	382	201	381	200	386	198
67	467	239	472	236	472	228
68	260	149	269	141	260	148
69	512	329	516	326	512	326
70	806	351	808	348	805	353
71	530	196	529	195	533	193
72	745	365	749	360	724	374
73	795	322	801	315	782	324
74	568	233	563	238	554	246
75	659	342	664	336	642	350
76	738	380	747	376	719	395
77	251	68	243	76	239	74
78	302	246	298	246	302	241
79	194	271	193	267	193	265
80	246	239	246	236	247	234
81	282	350	280	350	283	341
82	264	109	253	118	227	99
83	342	292	352	279	341	284
84	461	284	458	286	472	273
85	452	220	458	217	460	215
86	425	197	427	194	431	192
87	439	236	426	246	417	254
88	370	205	368	206	366	208
89	235	354	233	355	234	349
90	690	355	686	357	662	379
91	338	233	342	230	352	220
92	744	262	748	264	724	271
93	397	282	404	282	387	293
94	441	267	451	304	427	310
95	559	345	561	347	553	350
96	385	198	384	200	373	202
97	295	111	297	108	292	116
98	265	143	263	141	269	141
99	287	172	288	173	275	181

MECKLENBURG COUNTY BOARD OF ELECTIONS - NOVEMBER 5, 1991

CITY OF CHARLOTTE BONDS

PRECINCT	SANITARY SEWER		WATER BONDS		STORM DRAINAGE	
	YES	NO	YES	NO	YES	NO
100	583	289	586	283	573	294
101	342	196	348	187	337	199
102	268	177	271	174	269	176
103	496	211	501	208	497	214
104	354	213	353	212	353	212
105	368	232	374	233	355	241
106	511	288	511	286	501	292
107	220	229	225	223	220	222
XCD2	101	57	104	55	99	55
XLC2	284	103	288	104	287	97
XMC1	30	16	31	16	31	15
XMC2	178	226	180	228	157	245
XMC3	322	174	326	172	320	176
XOAK	95	152	92	153	90	153
XPC2	5	1	5	1	2	4
XPR1	158	67	154	70	155	67
XSC1	196	167	195	173	198	168
CITY TOTAL	41190	22858	41252	22752	40818	22712
ABSENTEES	783	439	790	424	562	311
GRAND TOTAL	41973	23297	42042	23176	41380	23023

*W. M. ...*



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

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on November 25, 1991.

Present: Mayor Myrick, presiding, and Councilmembers Campbell, Clodfelter, Hammond, McCrory, Martin, Matthews, Mangum, Patterson, Scarborough, Vinroot and Wheeler

Absent: None

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

\* \* \* \* \*

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

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

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

1. The Issuer intends to pay after the adoption of this resolution certain expenditures (hereinafter sometimes called

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

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

3. The reimbursement expenditures will be paid for up to \$475,000 of costs of the Issuer for the development of an approximately 100 acre site identified as the Strawberry Lane/Highway 51 site to be used as a park of the Issuer.

4. The reasonably expected source of funds that will be used to pay the reimbursement expenditures is the Pre-1986 Tax Reform Municipal Debt Service Fund moneys of the Issuer. The reasonably expected source of funds to be used to pay debt service on the reimbursement obligations is the Post-1986 Tax Reform Municipal Debt Service Fund moneys of the Issuer.

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

6. This declaration of official intent to reimburse expenditures is consistent with the budgetary and financial circumstances of the Issuer (including any other entity that is part of the same controlled group of entities of which the Issuer is a part within the meaning of Prop. Treas. Reg. § 1.103-17(j)) as of the date of this declaration of official intent. (This

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

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

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

9. The reimbursement allocation contemplated hereby will be an allocation of reimbursement obligation proceeds evidenced by an entry on the books or records of the Issuer maintained with respect to the reimbursement obligations, specifically identifying an actual prior expenditure to be reimbursed and effective to relieve the allocated proceeds of the reimbursement obligations covered by the entry from any restrictions under the

relevant legal documents and applicable state laws that apply only to unspent proceeds of such obligations.

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

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

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

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

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

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

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

12. The Issuer may rely from time to time upon an opinion of its bond counsel or other nationally recognized bond counsel to the effect that the Issuer need not comply with any requirement or requirements of any of the provisions of this resolution, or that the Issuer must comply with a requirement or

requirements not contained in this resolution, in order to comply with the provisions of Prop. Treas. Reg. § 1.103-17 (or successor provisions), as may be amended or otherwise changed or adopted in final form with any requirement or requirements inconsistent with the provisions of this resolution.

13. This resolution shall take effect upon its passage.

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

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

Noes: None

\* \* \* \* \*

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of said City Council at a regular meeting held November 25, 1991, as relates in any way to the passage of a resolution declaring official intent to reimburse expenditures for certain capital costs with proceeds of certain reimbursement obligations, that all required notices of such meeting were given and that a reference regarding said proceedings is recorded in Minute Book 99 of the minutes of said City Council on page(s)      and a full copy of the foregoing resolution is recorded in Resolution Book 28 on page(s) 360-365

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

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

  
Deputy City Clerk

(SEAL)

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

A motion was made by Councilmember Mangum seconded by  
Councilmember Wheeler for the adoption of the following  
Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the City of Charlotte and the North Carolina Department of Transportation propose to make certain traffic control improvements under Project U-2005A, Mecklenburg County, said project to consist of the installation of traffic signals on SR 2655 (W.T. Harris Boulevard) at the following intersections in Charlotte: (1) Hickory Grove Road, (2) NC 24/24 (Albemarle Road), (3) Plaza Road Extension, and (4) Sharon Amity Road, and

WHEREAS, the City of Charlotte desires to enter into a municipal agreement with the Department of Transportation whereby the City shall purchase or provide and install the required traffic signal equipment for the project.

WHEREAS, the Department of Transportation shall reimburse the City actual costs up to \$61,400 for the work performed by the City.

NOW, THEREFORE, BE IT RESOLVED that Project U-2005A, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page 366-367.

WITNESS my hand and the corporate seal of the City of Charlotte,  
North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

APPROVED AS TO FORM

A. D. [Signature]  
Asst City Attorney



RESOLUTION ADOPTING THE FINAL ASSESSMENT ROLL FOR THE  
STORM DRAINAGE IMPROVEMENTS MADE ON 2412 Columbus Circle  
IN THE  
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of \_\_\_\_\_, 1991, that the Council hereby adopt the attached final assessment roll for the storm drainage improvements made on 2412 Columbus Circle in the City of Charlotte, North Carolina.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 368.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

RESOLUTION ADOPTING THE FINAL ASSESSMENT ROLL FOR THE  
STORM DRAINAGE IMPROVEMENTS MADE ON 6133 WHITE FEATHER LANE  
IN THE  
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of \_\_\_\_\_, 1991, that the Council hereby adopt the attached final assessment roll for the storm drainage improvements made on 6133 White Feather Lane in the City of Charlotte, North Carolina.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 369.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

RESOLUTION ADOPTING THE FINAL ASSESSMENT ROLL FOR THE  
STORM DRAINAGE IMPROVEMENTS MADE ON 1832 AND 1838 NORTHCLIFF DR.  
IN THE  
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of \_\_\_\_\_, 1991, that the Council hereby adopt the attached final assessment roll for the storm drainage improvements made 1832 AND 1838 NORTHCLIFF DR. in the City of Charlotte, North Carolina.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 370.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

RESOLUTION ADOPTING THE FINAL ASSESSMENT ROLL FOR THE  
STORM DRAINAGE IMPROVEMENTS MADE ON 3101 DAWNSHIRE AVE.  
IN THE  
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of \_\_\_\_\_, 1991, that the Council hereby adopt the attached final assessment roll for the storm drainage improvements made 3101 DAWNSHIRE AVE. in the City of Charlotte, North Carolina.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 371.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk

RESOLUTION ADOPTING THE FINAL ASSESSMENT ROLL FOR THE  
STORM DRAINAGE IMPROVEMENTS MADE ON 3243 AND 3233 LANDERWOOD DR.  
IN THE  
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of \_\_\_\_\_, 1991, that the Council hereby adopt the attached final assessment roll for the storm drainage improvements made 3243 AND 3233 LANDERWOOD DR. in the City of Charlotte, North Carolina.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 372.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

RESOLUTION ADOPTING THE FINAL ASSESSMENT ROLL FOR THE  
STORM DRAINAGE IMPROVEMENTS MADE ON 2118, 2119, AND 2125 HOLLY ST.  
IN THE  
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of \_\_\_\_\_, 1991, that the Council hereby adopt the attached final assessment roll for the storm drainage improvements made 2118, 2119, AND 2125 HOLLY ST. in the City of Charlotte, North Carolina.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 373.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk

RESOLUTION ADOPTING THE FINAL ASSESSMENT ROLL FOR THE  
STORM DRAINAGE IMPROVEMENTS MADE ON 9620 AND 9610 TRESANTON DR.  
IN THE  
CITY OF CHARLOTTE, HECKLENBURG COUNTY, NORTH CAROLINA

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of \_\_\_\_\_, 1991, that the Council hereby adopt the attached final assessment roll for the storm drainage improvements made 9620 AND 9620 TRESANTON DR. in the City of Charlotte, North Carolina.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 374.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk

A RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES

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

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

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 25th day of November, 1991 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 375-377.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk



TAX REFUNDS PAID  
LESS THAN \$100

<u>Name</u>	<u>Amount of Refund</u>
Baldwin, Samuel R. & wife Gail P.	\$ 47.75
Watson, William Mark	79.70
Baldwin, Samuel R. & wife Gail P.	47.75
Dongworth, Linda Ann	78.09
Baldwin, Samuel R. & wife Gail P.	47.75
Runyan, Brenda M.	78.44
Dongworth, Linda Ann	90.64
Lampropoulos, Panayotis A.	29.88
Thompson, Jane M. (by will)	62.75
Baldwin, Samuel R. & wife Gail P.	47.75
Runyan, Brenda M.	78.44
Carpenter, Joyce F.	42.52
Dongworth, Linda Ann	78.09
Fincher, Clifton Ray	58.97
Gadd, Donna L.	42.28
Holt, Laura Ann	46.85
Lampropoulos, Panayotis A.	28.79
Stewart, June H.	85.58
Struebel, Sharon T.	57.34
Struebel, Timothy R.	77.23
Thompson, Jane M. (by will)	62.75
Todd, Tiffany	28.91
Watson, William M.	87.64
F & F Woodwork, Inc.	82.30
Sedgefield Drugs, Inc.	61.14
Willard Industries, Inc.	89.05
Jordan, Dave Bradley	72.09
Fielder, Charlotte A.	79.98
Gadd, James R., Sr.	95.93
Harris, Rena N.	79.42
Solomon, Donna S.	23.86
Solomon, Melvin Clarence J.	57.75
Streubel, Sharon T.	84.26
Thrasher, Vickie L.	35.48
Wilson, Connie L.	34.56
Thumler, Fritz C.	<u>60.92</u>
 Total	 <u>\$2,242.63</u>

TAXPAYERS AND REFUNDS REQUESTED  
MORE THAN \$100

<u>Name</u>	<u>Amount of Refund</u>
Mirafi, Inc.	\$1,454.46
Mirafi, Inc.	1,065.20
Piping & Equipment Company	171.01
Transport Equipment	503.44
Watson, William Mark	111.58
City-County Tax Collector (Ertel Construction, Inc.)	1,309.97
Willard Industries, Inc.	357.51
Watson, William Mark	117.09
Willard Industries, Inc.	405.98
Baker, Julian R.	106.31
Bryant, Andrea Gail	103.38
Brush-N-Bubble	525.22
Columbus National Leasing Corp.	148.41
Harris Auto Body	159.96
Pegues, Carson & wf./Sherlyn R.	231.92
Columbus National Leasing Corp.	188.89
Wilson, Bernard Luke	124.02
International Business Machine Corp.	1,705.06
Space Master International	3,410.77
Space Master International - for 89	2,965.88
UTX, Inc.	144.08
APT Industries, Inc.	<u>2,460.00</u>
Total	<u>\$17,770.14</u>

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

WHEREAS, the City Council of the City of Charlotte adopted a Resolution Authorizing Condemnation Proceedings For The Acquisition Of Certain Real Property, being the same real property hereinafter described, on August 28, 1989, which Resolution is filed in Resolution Book 25 at Page 393; and

WHEREAS, since the adoption of said Resolution the City of Charlotte caused a condemnation lawsuit (89-CVS-15113) to be filed in the Mecklenburg County Superior Court on November 14, 1989; and, in connection with said condemnation lawsuit, caused the property condemned thereby to be reappraised to determine its fair market value as of the date of taking; and

WHEREAS, the City Council of the City of Charlotte again finds as a fact that it was and is necessary to acquire that certain property as indicated below for the Charlotte/Douglas International Airport Master Plan; 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 the aforesaid condemnation proceedings are hereby ratified as against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

Phillip Sloan Porter and wife, Luceille W. Porter, and any other Parties in Interest.

Property Description

0.874 Acres located on the southerly side of Piney Top Drive, said tract of land being Tax Parcel No. 141-023-12, and any other property or interest that the City may determine is necessary to complete the Project as it is currently constituted or may be subsequently modified.

Revised Appraised Value

\$60,000.00, or such other appraised value as may be determined as of the date of taking.

IT IS FURTHER RESOLVED that the portion of the Revised Appraised Value of the property not heretofore deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, in the amount of \$12,000.00, is hereby authorized to be deposited with the Clerk, together with the filing of an Amendment to the Complaint and Declaration of Taking and Notice of Deposit.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 378.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte adopted a Resolution Authorizing Condemnation Proceedings For The Acquisition Of Certain Real Property, being the same real property hereinafter described, on November 14, 1988, which Resolution is filed in Resolution Book 24 at Page 483; and

WHEREAS, since the adoption of said Resolution the City of Charlotte caused a condemnation lawsuit (83-CVS-11428) to be filed in the Mecklenburg County Superior Court on January 13, 1989; and, in connection with said condemnation lawsuit, caused the property condemned thereby to be reappraised to determine its fair market value as of the date of taking; and

WHEREAS, the City Council of the City of Charlotte again finds as a fact that it was and is necessary to acquire that certain property as indicated below for the Charlotte/Douglas International Airport Master Plan; 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 the aforesaid condemnation proceedings are hereby ratified as against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

Roy R. Helms and wife, Margaret Reid Helms, and any other Parties in Interest.

Property Description

2.775 Acres located on Piney Top Drive, said tract of land being Tax Parcel No. 141-023-03, and any other property or interest that the City may determine is necessary to complete the Project as it is currently constituted or may be subsequently modified.

Revised Appraised Value

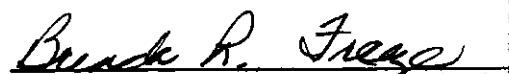
\$150,000.00, or such other appraised value as may be determined as of the date of taking.

IT IS FURTHER RESOLVED that the portion of the Revised Appraised Value of the property not heretofore deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, in the amount of \$22,700.00, is hereby authorized to be deposited with the Clerk, together with the filing of an Amendment to the Complaint and Declaration of Taking and Notice of Deposit.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 379.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte adopted a Resolution Authorizing Condemnation Proceedings For The Acquisition Of Certain Real Property, being the same real property hereinafter described, on August 28, 1989, which Resolution is filed in Resolution Book 25 at Page 390; and

WHEREAS, since the adoption of said Resolution the City of Charlotte caused a condemnation lawsuit (89-CVS-15111) to be filed in the Mecklenburg County Superior Court on November 14, 1989; and, in connection with said condemnation lawsuit, caused the property condemned thereby to be reappraised to determine its fair market value as of the date of taking; and

WHEREAS, the City Council of the City of Charlotte again finds as a fact that it was and is necessary to acquire that certain property as indicated below for the Charlotte/Douglas International Airport Master Plan; 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 the aforesaid condemnation proceedings are hereby ratified as against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

Katharine Grey Freeman and John Herron Freeman, in both their individual capacities and as Co-Executors of the Estate of Lillian S. Freeman, and Annette King Freeman, as the wife of John Herron Freeman, and any other Parties in Interest.

Property Description

5.256 Acres located on the northeasterly corner of the intersection of Piney Top Drive and Paul Brown Boulevard, said tract of land being Tax Parcel No. 141-013-29, and any other property or interest that the City may determine is necessary to complete the Project as it is currently constituted or may be subsequently modified.

Revised Appraised Value

\$444,000.00, or such other appraised value as may be determined as of the date of taking.

IT IS FURTHER RESOLVED that the portion of the Revised Appraised Value of the property not heretofore deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, in the amount of \$43,300.00, is hereby authorized to be deposited with the Clerk, together with the filing of an Amendment to the Complaint and Declaration of Taking and Notice of Deposit.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 380-381.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte adopted a Resolution Authorizing Condemnation Proceedings For The Acquisition Of Certain Real Property, being the same real property hereinafter described, on August 28, 1989, which Resolution is filed in Resolution Book 25 at Page 394; and

WHEREAS, since the adoption of said Resolution the City of Charlotte caused a condemnation lawsuit (89-CVS-15110) to be filed in the Mecklenburg County Superior Court on November 14, 1989; and, in connection with said condemnation lawsuit, caused the property condemned thereby to be reappraised to determine its fair market value as of the date of taking; and

WHEREAS, the City Council of the City of Charlotte again finds as a fact that it was and is necessary to acquire that certain property as indicated below for the Charlotte/Douglas International Airport Master Plan; 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 the aforesaid condemnation proceedings are hereby ratified as against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

Charles M. Freeman, Jr. and wife, Irene E. Freeman, and any other Parties in Interest.

Property Description

0.703 Acres located on the westerly side of Piney Top Drive, said tract of land being Tax Parcel No. 141-023-17, and any other property or interest that the City may determine is necessary to complete the Project as it is currently constituted or may be subsequently modified.

Revised Appraised Value

\$44,200.00, or such other appraised value as may be determined as of the date of taking.

IT IS FURTHER RESOLVED that the portion of the Revised Appraised Value of the property not heretofore deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, in the amount of \$1,200.00, is hereby authorized to be deposited with the Clerk, together with the filing of an Amendment to the Complaint and Declaration of Taking and Notice of Deposit.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 382.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

*Brenda R. Freeze*  
Brenda Freeze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte adopted a Resolution Authorizing Condemnation Proceedings For The Acquisition Of Certain Real Property, being the same real property hereinafter described, on December 12, 1988, which Resolution is filed in Resolution Book 25 at Page 58; and

WHEREAS, since the adoption of said Resolution the City of Charlotte caused a condemnation lawsuit (83-CVS-11617) to be filed in the Mecklenburg County Superior Court on February 16, 1989; and, in connection with said condemnation lawsuit, caused the property condemned thereby to be reappraised to determine its fair market value as of the date of taking; and

WHEREAS, the City Council of the City of Charlotte again finds as a fact that it was and is necessary to acquire that certain property as indicated below for the Charlotte/Douglas International Airport Master Plan; 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 the aforesaid condemnation proceedings are hereby ratified as against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

Gilbert Raymond Cooper and wife, Emily McGinn Cooper, and Frank H. Walker, Trustee, and Charles R. Buckley, III, Trustee, and any other Parties in Interest.

Property Description

3.449 Acres located on Piney Top Drive, said tract of land being Tax Parcel No. 141-023-02, and any other property or interest that the City may determine is necessary to complete the Project as it is currently constituted or may be subsequently modified.

Revised Appraised Value

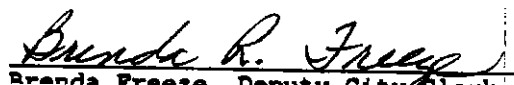
\$178,500.00, or such other appraised value as may be determined as of the date of taking.

IT IS FURTHER RESOLVED that the portion of the Revised Appraised Value of the property not heretofore deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, in the amount of \$25,500.00, is hereby authorized to be deposited with the Clerk, together with the filing of an Amendment to the Complaint and Declaration of Taking and Notice of Deposit.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 383.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk



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

WHEREAS, the City Council of the City of Charlotte adopted a Resolution Authorizing Condemnation Proceedings For The Acquisition Of Certain Real Property, being the same real property hereinafter described, on August 28, 1989, which Resolution is filed in Resolution Book 25 at Page 392; and

WHEREAS, since the adoption of said Resolution the City of Charlotte caused a condemnation lawsuit (89-CVS-15109) to be filed in the Mecklenburg County Superior Court on November 14, 1989; and, in connection with said condemnation lawsuit, caused the property condemned thereby to be reappraised to determine its fair market value as of the date of taking; and

WHEREAS, the City Council of the City of Charlotte again finds as a fact that it was and is necessary to acquire that certain property as indicated below for the Charlotte/Douglas International Airport Master Plan; 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 the aforesaid condemnation proceedings are hereby ratified as against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

Wilburn Bigham Brown and wife, Cecil Brown, and John Bruce Brown and wife, Lillian S. Brown, and any other Parties in Interest.

Property Description

7.703 Acres located on the southerly side of New Dixie Road, said tract of land being Tax Parcel No. 141-023-09, and any other property or interest that the City may determine is necessary to complete the Project as it is currently constituted or may be subsequently modified.

Revised Appraised Value

\$346,500.00, or such other appraised value as may be determined as of the date of taking.

IT IS FURTHER RESOLVED that the portion of the Revised Appraised Value of the property not heretofore deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, in the amount of \$13,900.00, is hereby authorized to be deposited with the Clerk, together with the filing of an Amendment to the Complaint and Declaration of Taking and Notice of Deposit.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 384.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte adopted a Resolution Authorizing Condemnation Proceedings For The Acquisition Of Certain Real Property, being the same real property hereinafter described, on August 28, 1989, which Resolution is filed in Resolution Book 25 at Page 389; and

WHEREAS, since the adoption of said Resolution the City of Charlotte caused a condemnation lawsuit (89-CVS-15108) to be filed in the Mecklenburg County Superior Court on November 14, 1989; and, in connection with said condemnation lawsuit, caused the property condemned thereby to be reappraised to determine its fair market value as of the date of taking; and

WHEREAS, the City Council of the City of Charlotte again finds as a fact that it was and is necessary to acquire that certain property as indicated below for the Charlotte/Douglas International Airport Master Plan; 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 the aforesaid condemnation proceedings are hereby ratified as against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

John Bruce Brown and wife, Lillian S. Brown and Charles R. Buckley, III, Trustee, and Carolinas Telco Credit Union, Beneficiary, and any other Parties in Interest.

Property Description

2.199 Acres located on Piney Top Drive, said tract of land being Tax Parcel No. 141-013-14, and any other property or interest that the City may determine is necessary to complete the Project as it is currently constituted or may be subsequently modified.

Revised Appraised Value

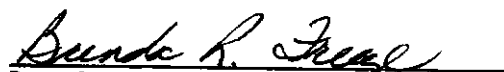
\$121,500.00, or such other appraised value as may be determined as of the date of taking.

IT IS FURTHER RESOLVED that the portion of the Revised Appraised Value of the property not heretofore deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, in the amount of \$5,500.00, is hereby authorized to be deposited with the Clerk, together with the filing of an Amendment to the Complaint and Declaration of Taking and Notice of Deposit.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 385.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk

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

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Belmont Neighborhood 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

Gary H. Watts Realty Company; Thomas J. Ashcraft, U. S. Attorney, for the United States Government, Beneficiary; Any Other Parties in Interest

Property Description

2,207 for permanent drainage easement; 6,121 square feet for temporary construction easement; and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 081-165-32

Appraised Value

\$1.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

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

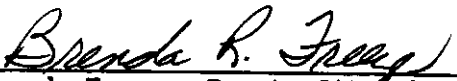
Approved as to form:

  
City Attorney

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 386-387.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk

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

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Proposed 8" Sanitary Sewer-Fullwood Trace-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:

Parties in Interest

Katie P. Wright (a/k/a Kattie P. Wright); Frederick E. Burns; J. R. Strickland, Trustee; Fleet Finance and Mortgage, Inc., Beneficiary; Any Other Parties in Interest

Property Description

2,647.08 square feet for permanent sanitary sewer easement; 1,689.59 s.f. for temporary construction easement; and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 215-041-35

Appraised Value

\$1,250.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

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

Approved as to form:

  
City Attorney

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 388-389.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk

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

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the 1991 Annexation-Plott/Plaza Road Extension 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

Harry D. Watson; Any Other Parties in Interest

Property Description

6,413.1 s.f. for a permanent 15-foot sanitary sewer easement; 4,275.4 s.f. for a temporary construction easement; and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 108-011-11

Appraised Value

\$ 1,200.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

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

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 390-391.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

Brenda R. Freeze  
Brenda Freeze, Deputy City Clerk



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

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Paw Creek Parallel Outfall 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

74 West, Inc.; Ralph H. Suttle, Jr.; Virginia H. Suttle; Alma S. Nemrava; R. L. Suttle; R. A. Suttle; Beatrice M. Suttle; Arthur Goodman, Jr., Trustee; Beatrice M. Suttle, Beneficiary; Donald Lee Bush and wife, Cynthia Diane M. Bush, (possible Leasehold interest); Any Other Parties in Interest

Property Description

10,943.43 s. f. (.251 acre) for permanent 15-foot sanitary sewer easement; 10,454.65 s. f. (.240 acre) for a temporary construction easement; and any additional property or interest as the City may determine is necessary to complete the project, as it relates to Tax Parcel No. 055-381-01

Appraised Value

\$5,030.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

CERTIFICATION

I, Brenda Freeze, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 25th day of November, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 392-393.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of November, 1991.

  
Brenda Freeze, Deputy City Clerk

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

A motion was made by Councilmember Vinroot, and seconded by Councilmember Campbell, for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the North Carolina Department of Transportation has entered into an agreement with CSX Transportation, Inc. to purchase 7.918 acres between Cedar Street and I-77 in downtown Charlotte and known as the "Cedar Yard".

WHEREAS, the Department of Transportation has designated its purchase of Cedar Yard as State Project 9.90872, Mecklenburg County.

WHEREAS, the Department of Transportation intends to hold and preserve the Cedar Yard for future rail or other transportation use.

WHEREAS, pending the return of Cedar Yard to active rail or other transportation use by the Department of Transportation, the City of Charlotte desires to use Cedar Yard for parking and other related uses.

WHEREAS, the Department of Transportation has agreed to such use of Cedar Yard by the City of Charlotte and will grant the City a license, revocable upon one year's notice, for use of the property.

WHEREAS, the City of Charlotte agrees to reimburse the Department of Transportation for a portion of the purchase price of Cedar Yard, said reimbursement payable as follows:

1. Upon the closing of the purchase of the Cedar Yard by the Department, said closing to occur on or before the 12th day of December, 1991, the Department shall submit an invoice to the Municipality for \$206,944.80. Payment shall be made within thirty (30) days of receipt of a correct invoice.

2. On or after the 12th day of December, 1992, 1993, 1994, 1995, and 1996, the Department shall invoice the Municipality as follows:

1992	\$144,861.36
1993	\$135,203.94
1994	\$125,546.51
1995	\$115,889.09
1996	\$106,231.66

The total amount to be invoiced by the Department to the Municipality shall be \$834,677.36, said amount constituting forty percent (40%) of the purchase price of Cedar Yard plus interest. Payments shall be made within thirty (30) days of receipt of correct invoice for each of the dates set out above.

WHEREAS the Department of Transportation, in consideration of the City of Charlotte's contribution toward the purchase price plus interest of Cedar Yard, gives the City a first right of refusal to purchase the Cedar Yard in accordance with the terms and conditions set forth in an agreement between the Department and City.

WHEREAS, should the Department of Transportation opt to sell Cedar Yard to a party other than the City after the City fails to exercise its right of first refusal, or alter its use in a manner that is inconsistent with the City's interest in preserving railroad corridors or other rail properties for future transportation use, the Department of Transportation agrees to reimburse the City of Charlotte in the amount of the City's share of its paid contribution toward Cedar Yard's acquisition cost at forty percent (40%) of the property's appraised value on the date of sale or change in use.

NOW, THEREFORE, BE IT RESOLVED that the City of Charlotte's participation in State Project 9.90872, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute an Agreement with the Department of Transportation memorializing the City's participation and rights.

I, Brenda Freeze, Deputy, Clerk of the Municipality of Charlotte, do hereby certify that the foregoing is a true and correct copy of excerpts from the Minutes of the City Council meeting of the City of Charlotte duly held on the 25th day of November, 1991.

WITNESS my hand and the official seal of said Municipality on this 29th day of November, 1991.

(SEAL)

Brenda R. Freeze  
Deputy CLERK, MUNICIPALITY OF CHARLOTTE,  
NORTH CAROLINA

Approved as to form:

Henry W. Underhill, Jr.  
City Attorney

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

A motion was made by Councilmember Wheeler and seconded by  
Councilmember Campbell for the adoption of the following  
Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the Department has agreed to acquire the right of way needed for construction of the project owned by Peter T. Milliones in accordance with the approved project plans; and,

WHEREAS, the Municipality agrees to reimburse the Department all costs associated with said acquisition if the Municipality fails to award a construction contract for construction of the football stadium within three years of execution of this Agreement; and,

WHEREAS, the Department agrees to grant to the Municipality a permanent easement to all project rights-of-way for purposes of landscaping and any transportation facilities and/or equipment as deemed necessary by the Municipality and approved by the Department.

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

I, Brenda Freeze, Deputy, Clerk of the Municipality of Charlotte, do hereby certify that the foregoing is a true and correct copy of excerpts from the Minutes of the meeting of the City Council duly held on the 25th day of November, 1991.

WITNESS, my hand and the official seal of said Municipality on this the 29th day of November, 1991.

(SEAL)

Deputy Brenda R. Freeze  
CLERK  
MUNICIPALITY OF CHARLOTTE  
NORTH CAROLINA

APPROVED AS TO FORM

BY Henry W. Underhill Jr.  
CITY ATTORNEY

RESOLUTION OF THE CITY OF CHARLOTTE AMENDING THE FIVE-YEAR  
CAPITAL IMPROVEMENT PROGRAM FOR FY1992-96.

WHEREAS, the City of Charlotte has adopted a five-year program as a plan for needed capital facilities during fiscal years 1992 through 1996; and

WHEREAS, an emergency need has been identified for the Renovation of a Filter at the Vest Water Treatment Plant; and


WHEREAS, funds are available for the Renovation project at Vest Water Treatment Plant from Water and Sewer Capital Improvement Fund Account 2071;635.73 - Water Main Along Highway 29 to Mallard Creek Church Road and from Water and Sewer Capital Improvement Fund Account 2071;636.73 - Water Main Along Providence Road; and

WHEREAS, this project concurs with the intent of the Capital Improvement Program to balance the City's future physical development with its long range financial capacity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled, that it does hereby formally amend the Capital Improvement Program for FY1991-92 to include the aforementioned utility project.

This 9th day of December, 1991.

Approved as to form:

  
\_\_\_\_\_  
City Attorney