

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 October 28, 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 and 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 ACQUISITION, 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 certain costs in connection with authorization and issuance of the reimbursement obligations and for up to \$500,000 of the Issuer's share of various preliminary expenditures relating to the acquisition of land and the design and construction of a building of approximately 150,000 square feet to be used for a law enforcement center and other municipal functions and a related parking facility with approximately 1,000 spaces, including, without limitation, appraisal fees, legal fees, architectural, engineering, construction management, administrative and other similar costs.

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(s) 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 Vinroot, the foregoing resolution entitled: "RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR CAPITAL COSTS WITH RESPECT TO ACQUISITION, 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, Martin, Mangum, 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 October 28, 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) 284-289.

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 28th day of October, 1991.


Deputy City Clerk

(SEAL)

**RESOLUTION DIRECTING THAT STORM DRAINAGE IMPROVEMENTS
BE MADE ON NATHANAEL GREENE LANE IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, Lois U. Treece has filed a Petition to make storm drainage improvements on Nathanael Greene Lane in the City of Charlotte, North Carolina; and

WHEREAS, the storm drainage improvements shall be made on private property at 8028 Nathanael Greene Lane as shown on a map marked "Exhibit A" which is available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

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

WHEREAS, the final assessments, based on the actual total cost of constructing the improvements or the cost estimated by the City Engineer at the time of City Council approval, whichever is less, and published by the Mecklenburg County Tax Collector, may be paid without interest within 30 days of the publication, or in ten annual installments accruing 5½% interest on the unpaid balance, due and payable each year on the date property taxes are due; and

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

WHEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of October 28, 1991 that the Council hereby orders the making of storm drainage improvements on Nathanael Greene Lane in the City of Charlotte, North Carolina

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

NAT. R. OFF

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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 290-291.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 1991.

Brenda R. Freeze
Brenda Freeze, Deputy City Clerk

**RESOLUTION DIRECTING THAT STORM DRAINAGE IMPROVEMENTS
BE MADE ON McALPINE FARM ROAD IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, Milton H. Bedrick and Florence S. Bedrick have filed a Petition to make storm drainage improvements on McAlpine Farm Road in the City of Charlotte, North Carolina; and

WHEREAS, the storm drainage improvements shall be made on private property at 5113 McAlpine Farm Road as shown on a map marked "Exhibit A" which is available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

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

WHEREAS, the final assessments, based on the actual total cost of constructing the improvements or the cost estimated by the City Engineer at the time of City Council approval, whichever is less, and published by the Mecklenburg County Tax Collector, may be paid without interest within 30 days of the publication, or in ten annual installments accruing 5½% interest on the unpaid balance, due and payable each year on the date property taxes are due; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of October 28, 1991, that the Council hereby orders the making of storm drainage improvements on McAlpine Farm Road in the City of Charlotte, North Carolina.

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

BED.R/NPP51200

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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 292-293.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 Mangum seconded by
Councilmember Vinroot for the adoption of the following
Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the North Carolina Department of Transportation and the City of Charlotte propose to make certain street and highway improvements consisting of the construction and relocation of Mint Street;

WHEREAS, the proposed railroad tracks will cross Mint Street and be owned by the City of Charlotte serving Knight Publishing Company and operated over by Southern Railway Company.

WHEREAS, the Municipality has requested permission of the North Carolina Department of Transportation to cross Mint Street with railroad tracks to serve Knight Publishing Company and to maintain the crossing at the expense of the Municipality. The crossing will be constructed by the North Carolina Department of Transportation as part of the Mint Street relocation project. The Municipality will have the right to assign the user of the tracks for transporting rail cars over, upon and across Mint Street.

NOW, THEREFORE, BE IT RESOLVED that Project 9.8100314, 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 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 294.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 1991.

Brenda R. Freeze
Brenda Freeze, Deputy City Clerk

APPROVED AS TO FORM

Henry W. Chadwell Jr.
City Attorney

CHARLOTTE CITY COUNCIL

RESOLUTION AUTHORIZING SALE OF PERSONAL PROPERTY BY ADVERTISEMENT FOR BIDS

WHEREAS, G.S. 160A-266 & 268 allows the City to sell personal property by advertisement for bids upon adoption of a resolution or order authorizing the appropriate official to dispose of the property by advertisement for bids; and

WHEREAS, the City Manager has recommended that the property listed on the attached Exhibit A should be sold at by advertisement for bids as surplus property, now, therefore,

BE IT RESOLVED by the Charlotte City Council that the City-County Purchasing Director is authorized to sell by advertisement for bids the surplus property described on Exhibit A as per the terms and conditions and in accordance with the General Statutes of North Carolina and the surplus property policies of the City of Charlotte. The terms of the sale of the surplus property shall be net cash. The City-County Purchasing Director is directed to publish at least once and not less than seven (7) days before the date bids are to be received a copy of this resolution or a notice summarizing its content as required by G.S. 160A-266 and 268.

Adopted on the 28th day of October, 1991.



Mayor / City Manager

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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 295-296.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 1991.



Brenda Freeze, Deputy City Clerk

FOR SALE

Charlotte Fire Department Engine 6, Property #987, is for sale. The engine is a Seagrave, model PB25068, and was built in December of 1972. The engine make is a 8V71 Detroit, model 350 H.P. The pump make and model is a Seagrave 457621. The rated capacity is 1500 G.P.M. two stage. The booster tank capacity is 300 gallons. The wheel base measure is 168.50. This engine was completely refurbished in February of 1987 at a total cost of \$7,284.15. This included installing a new Rockwell R-155 differential, replacing two and one-half discharged valves, rebuilding the fire pump and painting the truck red with a white top. This unit is presently in service at Fire Station 6 and will be sold in its present condition.

Charlotte Fire Department Engine 15, Property #968, is for sale. The engine is a Seagrave, model 350D-KB-1500 and was built in November of 1968. The engine make is a 8V71 Detroit, model 350 H.P. The pump make and model is a Seagrave, 457621. The rated capacity is 1500 G.P.M. two stage. The booster tank capacity is 300 gallons. The wheel base is 168.50. This engine was completely refurbished in December of 1985 at a total cost of \$14,876.31. This included replacing the differential with a Rockwell R-155, rebuilding the road transaxle, completing the pump overhaul and painting the truck red with a white top. This unit is presently out of service due to a road transmission problem and will be sold in its present condition.

Charlotte Fire Department Engine 16, Property #928, is for sale. The engine is a Seagrave, model P.B. 25068 and was built in November of 1971. The engine make is a 8V-71N Detroit, model 350 H.P. The pump make and model is a Seagrave, 457621. The rated capacity is 1500 G.P.M. two stage. The booster tank capacity is 300 gallons. The wheel base is 164.50. This engine was completely refurbished in September of 1988 at a total cost of \$25,975.78. This included rebuilding the engine, the road transaxle and the fire pump. The differential was replaced with a Rockwell R-155. Body work was done on the truck and it was repainted red with a white top. It will be sold in its present condition.

A RESOLUTION TO AMEND RESOLUTIONS ADOPTED BY CITY COUNCIL ON
DECEMBER 11, 1989, AND MAY 13, 1991, FOR THE ACQUISITION OF
CERTAIN REAL PROPERTY

WHEREAS, on the 11th day of December, 1989, and May 13, 1991, City Council authorized condemnation proceedings to be instituted against the property of MELVIN F. GRAHAM and TERRI P. GRAHAM; ROBERT N. BURRIS, Trustee; JAMES R. BRYANT, III, Trustee; Any Other Parties in Interest, located at 7707 Park Road, in the City of Charlotte, for the Park/Johnston Road Widening-Phase I Project; and

WHEREAS, after the Resolutions were adopted on December 11, 1989, and May 13, 1991, a condemnation lawsuit was filed on January 5, 1990, and amended by Complaint filed on May 23, 1990;

WHEREAS, the City has now been requested to include in the square footages obtained in the two previous Resolutions, dated December 11, 1989, and May 13, 1991, additional square footage located under the present road right-of-way adjacent to 7707 Park Road, in the City of Charlotte;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte that the Resolution adopted on December 11, 1989, and May 13, 1991, authorizing the institution of condemnation proceedings against the property belonging to the parties referenced above, located at 7707 Park Road, in the City of Charlotte, shall be amended in the following manner:


Property Description

ADD: "9,121 square feet underlying existing roadway in fee-simple."

* * * * *

Except as hereby and by May 13, 1991 Resolution amended, said Resolution, dated December 11, 1989, shall remain as originally adopted.

Approved as to form:


Asst. 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 297-298.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 Sardis Road Widening Project; and

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

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

Parties in Interest

Jerry W. Byrd (and spouse, if any); Any Other Parties in Interest

Property Description

13,784 square feet in existing right-of-way; 5,513 square feet for fee-simple; 1,596 square feet for a permanent drainage easement; 3,771 square feet 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. 213-113-19

Appraised Value

\$ 8,300.00 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:



Deputy 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 299-300.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 Sardis Road Widening Project; and

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

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

Parties in Interest

Gerard J. Peppard; Diane M. Peppard; Joe S. Major III, Trustee; American Bank & Trust Company, Beneficiary; Any Other Parties in Interest

Property Description

3,570 square feet for fee-simple; 831 square feet for a permanent drainage easement; 6,492 square feet 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 Nos. 213-101-06; 213-101-07; 213-101-08

Appraised Value

\$ 3,600.00 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:



Deputy 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 301-302.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 Sardis Road Widening Project; and

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

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

Parties in Interest

H. Edward Stone; Brenda K. Stone; Central Atlantic Mortgage and Investment Company, Trustee; First American Mortgage Corporation, Beneficiary; Any Other Parties in Interest

Property Description

3,016 square feet in existing right-of-way; 5,396 square feet for fee-simple; 80 square feet for a permanent down-guy easement; 2,508 square feet 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. 187-301-10

Appraised Value

\$ 14,000.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 303-304.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 Road/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

Marvin E. Hagler; Barbara T. Hagler; Any Other Parties in Interest

Property Description

7,001.55 s. f. for a permanent 15-foot sanitary sewer easement; 4,667.7 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. 107-091-03

Appraised Value

\$ 1,900.00 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:

Harry 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 305-306.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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-Margaret Wallace/Independence Boulevard 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

Paul Thomas Morgan, Jr.; R. Martin Hall, Trustee; North Carolina Federal Savings and Loan, Beneficiary; ; Any Other Parties in Interest

Property Description

7,120.05 s.f. for a permanent 15-foot sanitary sewer easement; 4,746.7 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. 193-064-01 and 193-064-14

Appraised Value

\$9,770.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 307-308.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 1991 Annexation-Plott Road/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

Charles C. Davis, Jr.; Gloria M. Davis; Battle, Winslow, Scott & Wiley, P. A., Trustee; United Federal Savings and Loan Association of Rocky Mount, Beneficiary; Any Other Parties in Interest

Property Description

417.3 s.f. for a permanent 15-foot sanitary sewer easement; 50 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. 107-091-04

Appraised Value

\$ 300.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 309-310.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 1991 Annexation-Margaret Wallace/Independence Boulevard 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

Grace H. Hargett; Any Other Parties in Interest

Property Description

11,760.15 s.f. for a permanent 15-foot sanitary sewer easement; 7,840.1 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. 193-141-91

Appraised Value

\$2,900.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 311-312.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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-Margaret Wallace/Independence Boulevard 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

Tyleta Anne Williams Cauthen Morgan; Ross Braswell Williams; Ethel Marilyn Williams Graham; Emily Irene Williams Watson; John William Morgan; Anita Warlick Williams; John Dermont Graham, Jr. Ben Ray Watson; Any Other Parties in Interest

Property Description

1,633.5 s.f. for a permanent 15-foot sanitary sewer easement; 2,178 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. 193-121-10

Appraised Value

\$450.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 313-314.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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-Margaret Wallace/Independence Boulevard 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

Evelyn Jacquelin Cooper Phifer; Albert Joel Phifer; Any Other Parties in Interest

Property Description

15,486.6 s.f. for a permanent 15-foot sanitary sewer easement; 10,324.4 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. 193-141-14

Appraised Value

\$2,700.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 315-316.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 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

Mattie J. Reynolds; Any Other Parties in Interest

Property Description

11,504.4 s. f. for a permanent 15-foot sanitary sewer easement; 7,669.6 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. 107-111-07

Appraised Value

\$ 1,300.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 317-318.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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-Prosperity Church/Browne Road 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

Stephen E. Hooper; Margaret M. Hooper; Dotson G. Palmer, et al., Trustees; First Citizens Bank & Trust Company (formerly Mutual Savings & Loan Association); Any Other Parties in Interest

Property Description

156.6 square feet for permanent 15-foot sanitary sewer; 450 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. 027-042-07

Appraised Value

\$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:


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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 319-320.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 Nations Ford Road/Farmhurst Right-of-Way 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

David L. Bryan, Jr.; Cynthia P. Bryan; N. Gibson Speir, Trustee; N. G. Speir, Inc., Beneficiary; Any Other Parties in Interest

Property Description

962 square feet for fee-simple; 1,094 square feet 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. 169-211-01

Appraised Value

\$ 1,800.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 321-322.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 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 Nations Ford Road/Farmhurst Right-of-Way 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

David E. Fuller, Sr.; Margaret B. Fuller; Any Other Parties in Interest

Property Description

3,943 square feet for fee-simple; 551 square feet for a permanent drainage easement; 3,392 square feet 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. 169-275-67

Appraised Value

\$ 1,800.00 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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 323-324.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 1991.

Brenda R. Freeze
Brenda Freeze, Deputy City Clerk

CABLE LEGISLATION SUPPORT RESOLUTION

WHEREAS, the 1984 Cable Communications Policy Act's deregulation of the cable television industry have caused subscribers throughout the country to face dramatic rate increases:

WHEREAS, the 1984 Cable Communications Policy Act placed restrictive legal limitations on the local franchising authority's ability to control cable television rates based on a cable industry promise it would encourage competition and this competition has not materialized:

WHEREAS, the National League of Cities', through its National Association of Telecommunications Officers and Advisors (NATOA) organization, has succeeded in initiating review of the 1984 Cable Act and introduction of new federal cable legislation which effectively deals with rate regulation, financial information, competition, local liabilities, franchise renewals, and signal quality:

WHEREAS, the United States Congress is currently considering Senate 12 in the U. S. Senate and H.R. 3560 has been introduced in the U.S. House of Representatives and both of these bills support NATOA guidelines:

BE IT RESOLVED THAT, the City of Charlotte, North Carolina, City Council hereby formally requests that its representatives to the U.S. Congress actively support the passage of legislation, such as Senate 12 or the H. R. 3560, in this session of Congress that allows local governments to help assure that consumers receive high quality, yet affordable, cable television services:

BE IT RESOLVED THAT, the City of Charlotte City Council encourages the citizens of Charlotte to contact their Congressional representatives and urge support for the passage of revised cable television legislation.

To express the depth of their concerns with the rate increase, the Cable Committee passed a separate resolution at their October meeting. A copy of this resolution is attached. The committee felt that City Council should be aware of their concerns in this area and, therefore, chose to provide this resolution to Council to reinforce their viewpoint about the rate increase.

SOURCE OF FUNDING:

Not applicable.

Clearances: CIS - Cable Television Division and Citizens Cable Oversight Committee

Bibliography:

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 28th day of October, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page(s) 325-326.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of October, 1991.

Brenda R. Freeze
Brenda Freeze, Deputy City Clerk