

**A RESOLUTION PROVIDING FOR PUBLIC
HEARINGS ON PETITIONS AND A TEXT AMENDMENT
FOR ZONING CHANGES**

WHEREAS, the City Council has received petitions for zoning changes and a text amendment, which petitions, numbered 93-45 through 93-54 are on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that hearings be held on said petitions,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that public hearings will be held in the Meeting Chamber located in the Charlotte-Mecklenburg Government Center, Lobby Level, at 600 East Fourth Street beginning at 6:00 o'clock P.M. on Wednesday the 22nd day of September, 1993 on petitions for zoning changes and a text amendment numbered 93-45 through 93-54.

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

CERTIFICATION

I, Nancy S. Gilbert, 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 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 308.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

Nancy S. Gilbert, Deputy City Clerk

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

The City Council (the "City Council") of the City of Charlotte, North Carolina (the "City"), met in regular session at the Meeting Chamber in the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 p.m. on September 13, 1993. The following were:

PRESENT: Mayor Richard Vinroot, presiding, and
Councilmembers Campbell, Clodfelter, Hammond, McCrory, Majeed, Mangum,
Martin, Reid, Scarborough and Wheeler

ABSENT: Councilmember Patterson

ALSO PRESENT: City Manager, O. Wendell White, City Attorney,
Henry Underhill and Deputy City Clerk, Nancy S. Gilbert.

* * * * *

Councilmember Hammond introduced the following resolution which was read by title and summarized by the City Attorney:

RESOLUTION APPROVING AN INSTALLMENT CONTRACT
FINANCING FOR EQUIPMENT IN A PRINCIPAL AMOUNT UP TO
\$14,700,000 AND THE SALE OF CERTIFICATES OF
PARTICIPATION THEREIN AND AUTHORIZING THE EXECUTION AND
DELIVERY OF RELATED DOCUMENTS IN CONNECTION THEREWITH

WHEREAS, by resolution adopted on August 23, 1993, the City Council approved installment contract financing for the City's 1994 Fiscal Year general equipment requirements and authorized the City staff to proceed with plans and to investigate and negotiate the selection and terms for such financing;

WHEREAS, by resolution also adopted on August 23, 1993, the City Council approved installment contract financing for equipment for City roll-out garbage collection and authorized the City staff to proceed with plans to investigate and negotiate the selection and terms for such financing;

WHEREAS, by the aforementioned resolutions adopted on August 23, 1993, the City Council authorized the City staff to

consolidate for sale and delivery the installment contract financings for general equipment and equipment for roll-out garbage collection, and the City staff has acted pursuant to such authority to consolidate the financings;

WHEREAS, there have been available at this meeting forms of the following documents (the "Financing Documents") with respect to financing for general equipment and equipment for roll-out garbage collection:

(1) Installment Payment Contract dated as of September 15, 1993 (the "Contract") between the City and New Charlotte Corporation, as counterparty (the "Counterparty"), pursuant to which the Counterparty causes funds to be advanced to the City and the City agrees to make installment payments (the "Installment Payments") to repay the amount so advanced, with interest;

(2) Trust Agreement dated as of September 15, 1993 (the "Trust Agreement") between the Counterparty and NationsBank of North Carolina, N.A., as trustee (the "Trustee"), pursuant to which there are to be issued Certificates of Participation (the "Certificates") representing interests in the Installment Payments under the Contract;

(3) Preliminary Official Statement to be dated on or about September 14, 1993 (the "Preliminary Official Statement") which, as supplemented with certain pricing information, is to be the Official Statement to be dated on or about September 22, 1993 (the "Official Statement"), pursuant to which the Certificates are offered and sold to the public;

(4) Contract of Purchase to be dated on or about September 22, 1993 (the "Purchase Contract") between First Charlotte Company, Division of J.C. Bradford & Co., First Union Securities, Inc., Interstate/Johnson Lane Corporation, and NationsBanc Capital Markets, Inc. (the "Underwriters") and the Counterparty pursuant to which the Underwriters agree to purchase the Certificates for sale to the public;

(5) Letter of Representation to be dated on or about September 22, 1993 (the "Letter of Representation"), which is an Exhibit to the Contract of Purchase, from the City to the Underwriters regarding certain matters in connection with the financing and information about the City in the Official Statement;

WHEREAS, the obligation of the City to make Installment Payments and other payments pursuant to the Contract shall constitute a limited obligation of the City payable solely from currently budgeted appropriations of the City and shall not constitute a pledge of the faith and credit of the City within the meaning of any constitutional debt limitation;

WHEREAS, no deficiency judgment may be rendered against the City in any action for breach of a contractual obligation under the Contract, and the taxing power of the City is not and may not be pledged in any way directly or indirectly or contingently to secure any moneys due under the Contract; and

WHEREAS, the City Council wants to approve the Financing Documents and to authorize other actions in connection therewith;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City, as follows:

Section 1. All actions of the City to effectuate the proposed financing, including the selection of the Underwriters, are hereby approved, ratified and authorized pursuant to and in accordance with the transactions contemplated by the Financing Documents.

Section 2. Each of the Contract and the Letter of Representation is hereby approved in substantially the forms submitted to this meeting, and the City Manager and the City Clerk are hereby authorized and directed to execute and deliver each of those documents on behalf of the City, with such changes, insertions or omissions as the persons executing such documents may approve, their execution and delivery thereof to constitute conclusive evidence of such approval. The City Clerk is hereby directed to affix the official seal of the City to said documents as may be appropriate and to attest to the same.

Section 3. Each of the Trust Agreement and the Purchase Contract is hereby approved in substantially the form submitted to this meeting, with such changes, insertions or omissions as appropriate and as the officers of the City executing the Contract may approve, their execution and delivery of the Contract to constitute conclusive evidence of such approval.

Section 4. Each of the Preliminary Official Statement and the Official Statement in the form of the Preliminary Official Statement submitted to this meeting, is hereby approved in substantially such form, with such changes, insertions and omissions as appropriate, and the use thereof by the Underwriters in connection with the public offering and sale of the Certificates is hereby authorized. The City Manager is hereby authorized and directed to execute and deliver on behalf of the City the final Official Statement in substantially such form, with such changes, insertions and omissions as he may approve, the execution and delivery thereof to constitute conclusive evidence of such approval.

Section 5. The City Clerk, the City Manager, the Director of Finance, the City Treasurer and the City Attorney are hereby authorized to take any and all such further action and to execute and deliver for and on behalf of the City such other documents and certificates (including appropriate tax certificates and agreements) as may be necessary or advisable to carry out the intent of this resolution and to effect the installments financing pursuant to the Contract and the other Financing Documents. Without limiting the generality of the foregoing, the City Manager and the Director of Finance are authorized to approve all details of the Contract (which shall not exceed \$14,700,000), the annual amount of Installment Payments under the Contract (the average of which shall not exceed \$2,940,000 and the particular annual amounts of which shall not exceed \$3,000,000), the maturities, the principal amounts and the interest amounts of the Installment Payments, the term of the Contract (which shall not equal or exceed five years), and the discount below the principal amount of the Certificates at which the Certificates are sold to the Underwriters (which shall not exceed 1.5%). Execution of the Contract by the City Manager shall conclusively evidence such approval of all such details of the financing. In addition, said officers are hereby authorized to cooperate with the Underwriters in preparing and filing such filings under state security or "blue sky" laws as the Underwriters may request and as the City Manager or the Finance Director shall determine.

Section 6. This Resolution shall become effective immediately upon its adoption.

Thereupon, upon motion of Councilmember Hammond, seconded by Councilmember Scarborough, the foregoing resolution was adopted and passed by the following vote:

AYES: Councilmembers Campbell, Clodfelter, Hammond, McCrory, Majeed, Mangum, Martin, Reid, Scarborough and Wheeler

NOES: None

I, Nancy S. Gilbert, 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 on September 13, 1993 as relates in any way to the authorization of an installment contract financing by said City, that all required notices of such meeting were given and that references regarding said proceedings are recorded in Minute Book 103 of the minutes of said City Council, on pages _____ and a full copy of the foregoing resolution is recorded in Resolution Book 31 on page(s) 309-313.

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 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 corporate seal of said City, this 15th day of September, 1993.

Deputy City Clerk

(SEAL)

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 either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 13th day of September, 1993 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

Ar. Ast. Revera A. Krause
City Attorney

Read, approved, and adopted by the City Council of the City of Charlotte, North Carolina, in a regular session convened on the 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, page(s) 314-316.

Nancy S. Gilbert
Deputy City Clerk

**TAXPAYERS AND REFUNDS REQUESTED
MORE THAN \$100**

<u>Name</u>	<u>Amount of Refund</u>
CFD III Inc. % G E Capital	\$ 211.91
Orix Credit Alliance Inc.	657.51
Oxford Hunt Homeowners	167.24
Pneumafil Corp The	173.09
Rhodes Phil Allen	192.46
Crosland Group Inc. The	912.71
CPI Exec Equity Program	1,333.94
Luwa Bahnson-Parks Cramer	2,000.00
Checkcare Systems of Charlotte	<u>377.39</u>
Total	\$ <u>6,026.25</u>

TAXPAYERS AND REFUNDS REQUESTED
LESS THAN \$100

<u>Name</u>	<u>Amount of Refund</u>
Hicks Frank B Jr	\$ 33.85
Hicks Frank B Jr	39.48
Brown Thomas	62.50
Brown Thomas	43.43
Automotive Rentals	99.97
PLS Auto Financing Corp	77.49
Sarwa Business Credit	14.43
Oxford Hunt Homeowners	45.43
Oxford Hunt Homeowners	45.43
Baum Bryan R	31.78
Woody Herbert Gary	25.00
Straub Robert Frederick	59.93
Cantrell Henry B	82.31
Tucker David F	35.56
Crosland Group Inc. The	6.80
Priebe Ronald L & WF Karen	3.88
Thompson Dental Lab	50.00
Smith Rebecca L	<u>54.15</u>
Total	<u>\$811.42</u>

**RESOLUTION IN SUPPORT OF
CHANGING THE ALLOWABLE EXPENSE LEVEL OF THE
HOUSING AUTHORITY OF THE CITY OF CHARLOTTE, NC**

WHEREAS, the Housing Authority of the City of Charlotte, NC, manages 3,907 dwelling units under the conventional public housing program; and,

WHEREAS, the amount of rent that the Housing Authority may charge is strictly regulated by statute and is based on 30 percent of the total adjusted family income for each family regardless of unit size, location or configuration; and,

WHEREAS, the average rent paid by residents residing in these units is \$118.28 per month; and,

WHEREAS, not only is the amount received from rent controlled by regulations, but so is the allowable expense level for operating those units; and,

WHEREAS, the allowable expense level is set based on a formula that has little to do with the actual expenses associated with managing and maintaining the dwelling units and serving the residents who live in those units; and,

WHEREAS, the allowable expense level has no relationship to the fair market rents which HUD uses to establish allowable expense levels in the private sector under the Section 8 Housing Program; and,

WHEREAS, the allowable expense level for the Charlotte Housing Authority is set unrealistically low so that the Authority receives less subsidy than any other public housing agency with more than 1,000 units within the State of North Carolina; and,

WHEREAS, during 1992, the average large public housing agency in North Carolina received more than \$35 per unit per month more than the Charlotte Housing Authority received per unit per month during FY 1993; and,

WHEREAS, had the Charlotte Housing Authority been funded equivalent to the average FY 1992 subsidy level of these other large public housing agencies within North Carolina, they would have received more than \$1.38 million in additional subsidy for FY 1993 and in excess of \$13 million since FY 1986; and,

WHEREAS, this additional subsidy would have permitted the Authority to fully fund its maintenance, management, Family Self-Sufficiency and resident services programs; and,

WHEREAS, the additional funding has meant the difference between providing services to residents and deferring them;

NOW, THEREFORE BE IT RESOLVED, that the City of Charlotte requests its Congressional representatives to prevail upon the Department of Housing and Urban Development to examine the basis in the discrepancy in the level of funding for the Housing Authority of the City of Charlotte; and,

RESOLVED FURTHER, that the funding level be adjusted to at least the average level for large public housing agencies within North Carolina.

CERTIFICATION

I, Nancy S. Gilbert, 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 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 318-319.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

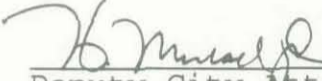
Nancy S. Gilbert, Deputy City Clerk

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL IDENTIFYING THE
PROSPERITY CHURCH ROAD/MALLARD CREEK ROAD AREA AS BEING
UNDER CONSIDERATION FOR ANNEXATION BY THE CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that an area known as the Prosperity Church Road/Mallard Creek Road Area, as shown on the map attached hereto and incorporated herein by reference, is under consideration for annexation by the City of Charlotte pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Adopted this 13th day of September, 1993.

APPROVED AS TO FORM:



Deputy City Attorney

CERTIFICATION

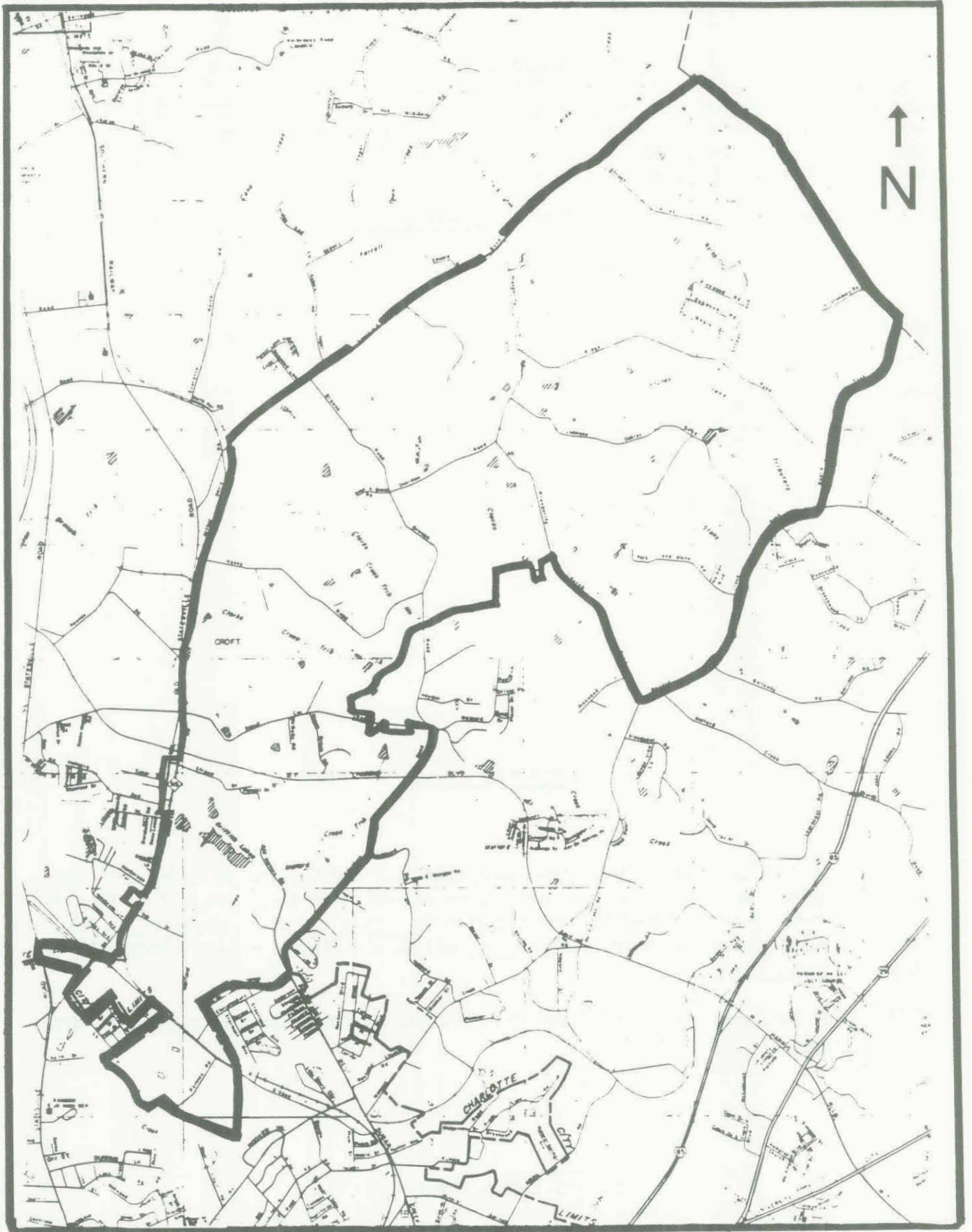
I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 320-321.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

Nancy S. Gilbert, Deputy City Clerk

PROSPERITY CHURCH RD/MALLARD CREEK RI

ANNEXATION STUDY AREAS

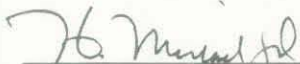


A RESOLUTION OF THE CHARLOTTE CITY COUNCIL IDENTIFYING THE
ALEXANDER ROAD/HIGHWAY 51 AREA AS BEING UNDER CONSIDERATION
FOR ANNEXATION BY THE CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that an area known as the Alexander Road/Highway 51 Area, as shown on the map attached hereto and incorporated herein by reference, is under consideration for annexation by the City of Charlotte pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Adopted this 13th day of September, 1993.

APPROVED AS TO FORM:



Deputy City Attorney

CERTIFICATION

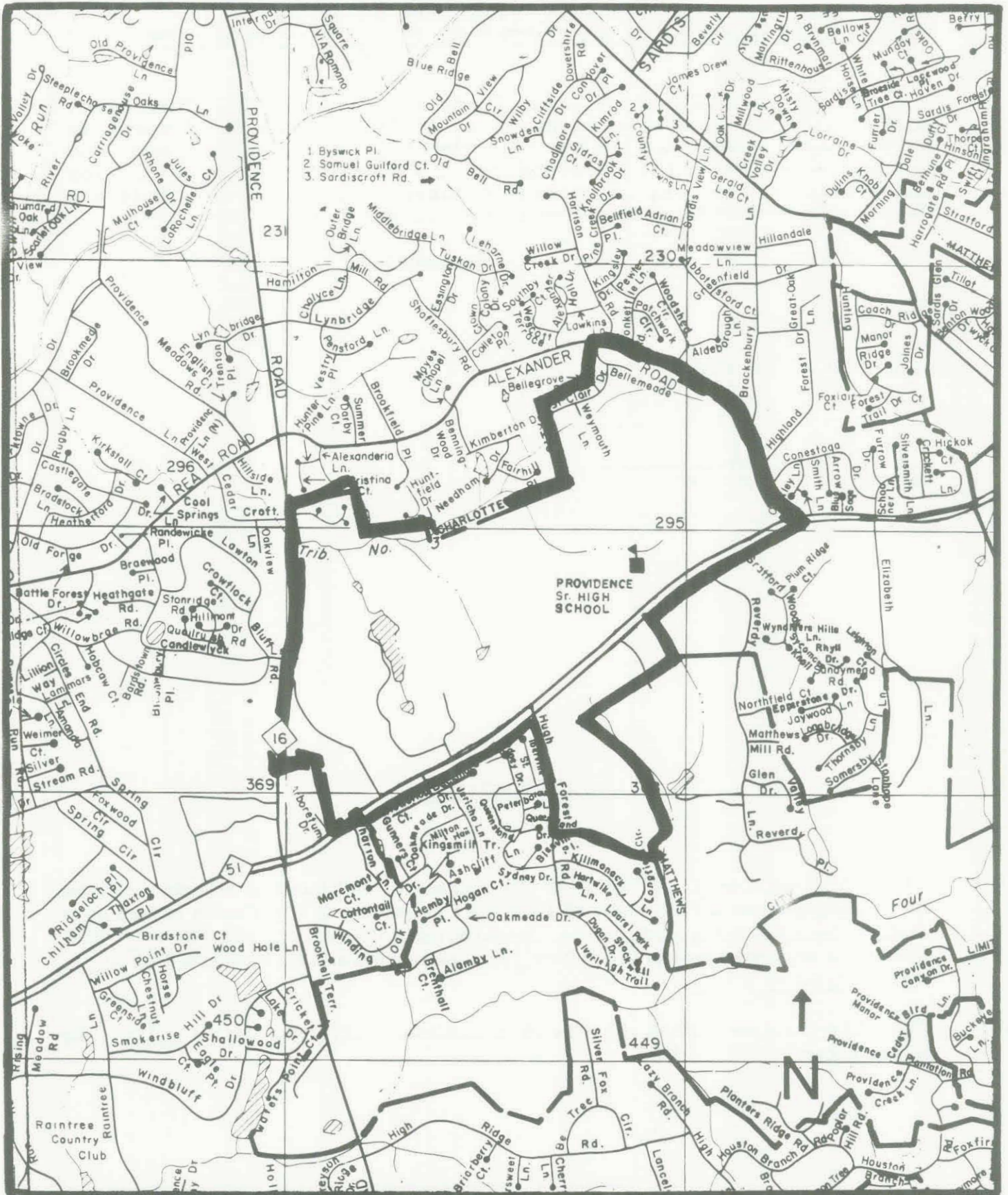
I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 322-323.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

Nancy S. Gilbert, Deputy City Clerk

ALEXANDER RD/HIGHWAY 51

ANNEXATION STUDY AREAS

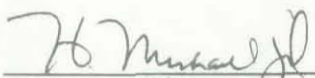


A RESOLUTION OF THE CHARLOTTE CITY COUNCIL IDENTIFYING THE
PROVIDENCE ROAD WEST/SIX MILE CREEK AREA AS BEING
UNDER CONSIDERATION FOR ANNEXATION BY THE CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that an area known as the Providence Road West/Six Mile Creek Area, as shown on the map attached hereto and incorporated herein by reference, is under consideration for annexation by the City of Charlotte pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Adopted this 13th day of September, 1993.

APPROVED AS TO FORM:



Deputy City Attorney

CERTIFICATION

I, Nancy S. Gilbert, 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 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 324-325.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

Nancy S. Gilbert, Deputy City Clerk

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL IDENTIFYING THE
I-77/STEELE CREEK ROAD AREA AS BEING UNDER CONSIDERATION
FOR ANNEXATION BY THE CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that an area known as the I-77/Steele Creek Road Area, as shown on the map attached hereto and incorporated herein by reference, is under consideration for annexation by the City of Charlotte pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Adopted this 13th day of September, 1993.

APPROVED AS TO FORM:

H. Munnick, Jr.
Deputy City Attorney

CERTIFICATION

I, Nancy S. Gilbert, 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 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 326-327.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

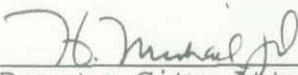
Nancy S. Gilbert, Deputy City Clerk

A RESOLUTION OF THE CHARLOTTE CITY COUNCIL IDENTIFYING THE
PARKWAY PLAZA AREA AS BEING UNDER CONSIDERATION FOR ANNEXATION
BY THE CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that an area known as the Parkway Plaza Area as shown on the map attached hereto and incorporated herein by reference, is under consideration for annexation by the City of Charlotte pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Adopted this 13th day of September, 1993.

APPROVED AS TO FORM:



Deputy City Attorney

CERTIFICATION

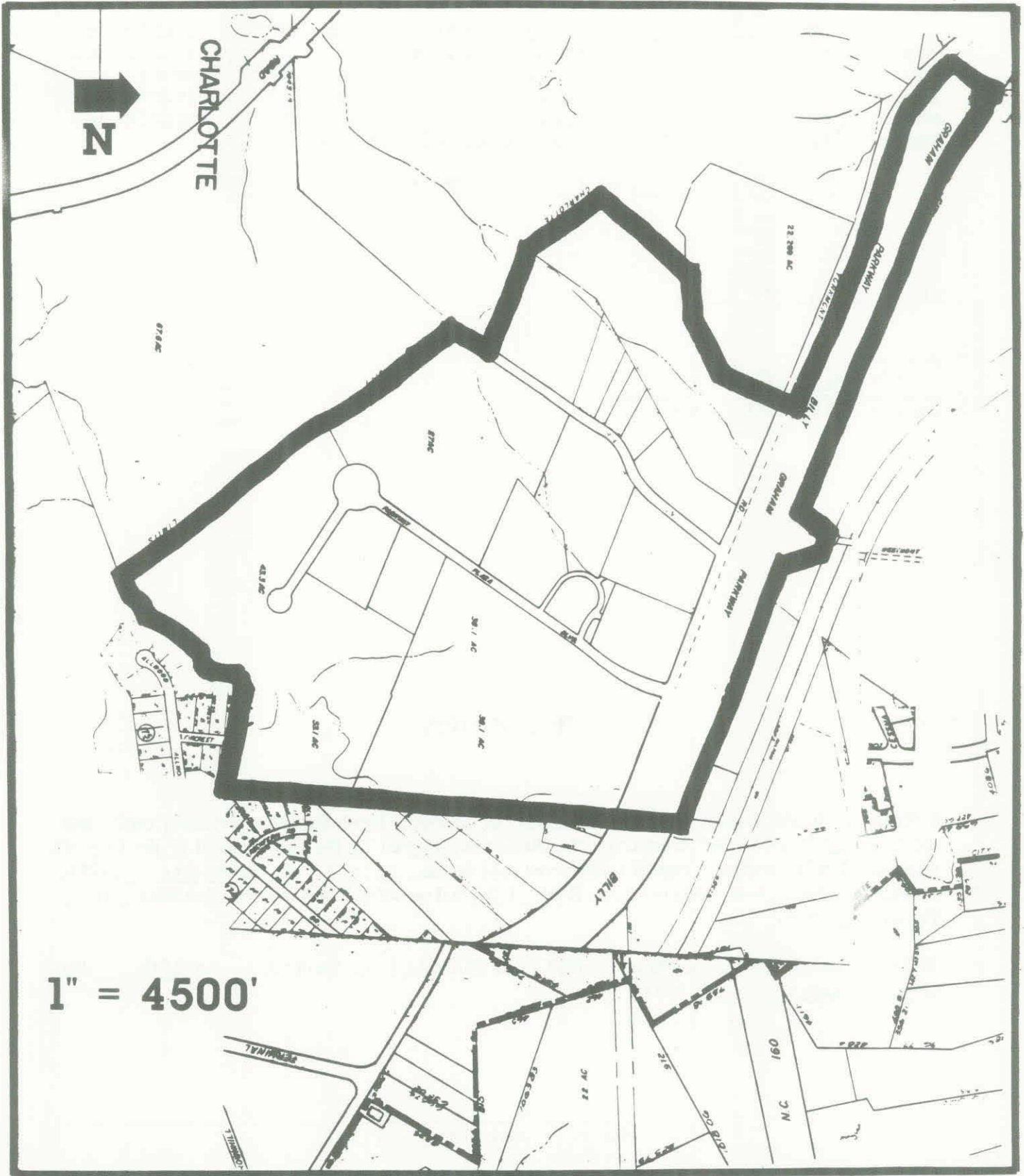
I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 328-329.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

Nancy S. Gilbert, Deputy City Clerk

PARKWAY PLAZA

ANNEXATION STUDY AREAS



A RESOLUTION OF THE CHARLOTTE CITY COUNCIL IDENTIFYING THE
WILMONT ROAD/WEST BOULEVARD AREA AS BEING UNDER CONSIDERATION
FOR ANNEXATION BY THE CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that an area known as the Wilmont Road/West Boulevard Area, as shown on the map attached hereto and incorporated herein by reference, is under consideration for annexation by the City of Charlotte pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Adopted this 13th day of September, 1993.

APPROVED AS TO FORM:

H. Michael
Deputy City Attorney

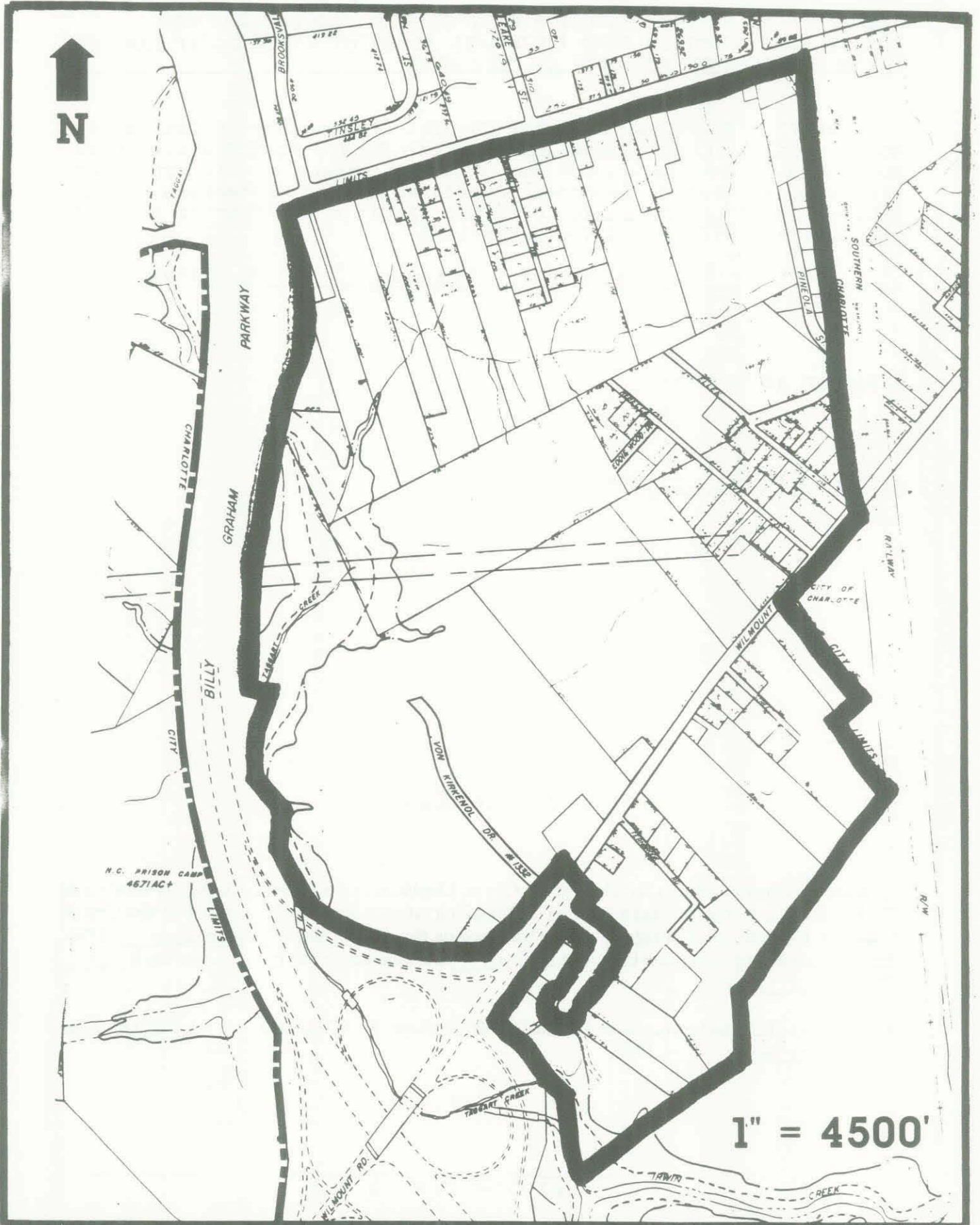
CERTIFICATION

I, Nancy S. Gilbert, 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 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 330-331.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

Nancy S. Gilbert, Deputy City Clerk

WILMOUNT ROAD/ WEST BOULEVARD ANNEXATION STUDY AREAS

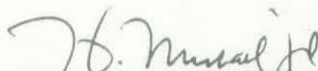


A RESOLUTION OF THE CHARLOTTE CITY COUNCIL IDENTIFYING THE
SUNSET ROAD/BEATTIES FORD ROAD AREA AS BEING UNDER CONSIDERATION
FOR ANNEXATION BY THE CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina that an area known as the Sunset Road/Beatties Ford Road Area, as shown on the map attached hereto and incorporated herein by reference, is under consideration for annexation by the City of Charlotte pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Adopted this 13th day of September, 1993.

APPROVED AS TO FORM:



Deputy City Attorney

CERTIFICATION

I, Nancy S. Gilbert, 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 13th day of September, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 31, Page(s) 3320333.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 15th day of September, 1993.

Nancy S. Gilbert, Deputy City Clerk

SUNSET RD/BEATTIES FORD RD

ANNEXATION STUDY AREAS

