

**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE
A PORTION OF THE 10-FOOT ALLEYWAY
RUNNING PERPENDICULAR TO BROOKSHIRE BOULEVARD
BETWEEN NORTH CRIGLER STREET AND LINWOOD AVENUE
IN THE CITY OF CHARLOTTE,
MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, RACETRAC PETROLEUM, INC. has filed a Petition to close a portion of the 10-foot alleyway running perpendicular to Brookshire Boulevard between North Crigler Street and Linwood Avenue in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the portion of the 10-foot alleyway petitioned to be closed is perpendicular to Brookshire Boulevard and lies between North Crigler Street and Linwood Avenue in the City of Charlotte, Mecklenburg County, North Carolina as shown on the surveys dated March 21, 1997, marked "Exhibits A1, B1, and C1" and is more particularly described by metes and bounds in documents marked "Exhibits A2, B2, and C2", all of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina; and

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that the Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of June 23, 1997 that it intends to close the portion of the 10-foot alleyway, said portion of the 10-foot alleyway being more particularly described on the surveys dated March 21, 1997, marked "Exhibits A1, B1, and C1" and is more particularly described by metes and bounds in a document marked "Exhibits A2, B2, and C2", all of which are available for inspection in the City Clerk's Office, and hereby calls a public hearing on the question to be held at 7:00 p.m., on Monday, the 28th day of July, 1997, in the CMGC Meeting Chamber, 600 E. Fourth St., Charlotte, NC.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Brenda R. Freeze, 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 23rd day of June, 1997, the reference having been made in Minute Book 111, and recorded in full in Resolution Book 34, Page(s) 678.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of June, 1997.

Brenda R. Freeze

June 23, 1997
Resolution Book 34, page 679

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE AN ALLEY LOCATED BETWEEN 112-114 N. LAUREL AVE., 2420 VAIL AVE. & 2422 VAIL AVE. TO THE N.E. AND 2401, 2407, 2409, 2411 & 2415 RANDOLPH ROAD TO THE S.W. IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, A.L. Green & Co., Inc. has filed a Petition to close the above referenced alley in the City of Charlotte; and

WHEREAS, the alley petitioned to be closed lies 112-114 N. Laurel, 2420 Vail & 2422 Vail to the northeast & 2401, 2407, 2409 2411 & 2415 Randolph to the southwest and as shown in a map marked "Exhibit A", and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and alleys are outlined in North Carolina General Statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley; and


NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, at its regularly scheduled session of June 23, 1997 that it intends to close an alley, said alley being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00 p.m. on Monday, the 28th day of July, 1997, in the CMGC Meeting Chamber, 600 E. Fourth St., Charlotte, NC.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Brenda R. Freeze, 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 23rd day of June, 1997, the reference having been made in Minute Book 111, and recorded in full in Resolution Book 34, Page(s) 679.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of June, 1997.


Brenda R. Freeze, City Clerk

June 23, 1997
Resolution Book 34, Page 680

**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 **1997 Annexation-Beverly Crest 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **1997 Annexation-Beverly Crest Project** and estimated to be approximately 48,823.95 square feet (1.12 acre) for a permanent sanitary sewer easement and a temporary construction easement; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 213-041-01, said property currently owned by **WC&C, Inc.**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

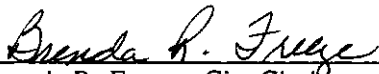
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

June 23, 1997
Resolution Book 34, Page 681

CERTIFICATION

I, Brenda R. Freeze, 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 23rd day of June, 1997, the reference having been made in Minute Book 111, and recorded in full in Resolution Book 34, Page(s) 680-681.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of June, 1997.



Brenda R. Freeze, City Clerk

June 23, 1997
Resolution Book 34, Page 682

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 **Four Mile Creek Relief Sewer 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **Four Mile Creek Relief Sewer Project** and estimated to be approximately 29,162 square feet (.670 acre) for a permanent sanitary sewer easement and a temporary construction easement; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 227-271-60, said property currently owned by **DONALD HANLEY and spouse, if any**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

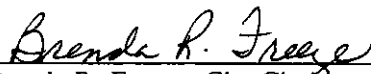
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

June 23, 1997
Resolution Book 34, Page 683

CERTIFICATION

I, Brenda R. Freeze, 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 23rd day of June, 1997, the reference having been made in Minute Book 111, and recorded in full in Resolution Book 34, Page(s) 682-683.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of June, 1997.



Brenda R. Freeze, City Clerk

June 23, 1997
Resolution Book 34, Page 684

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
ADOPTING THE TWO-YEAR BUDGET PLAN FOR FISCAL YEARS 1998 AND
1999.**

WHEREAS, the City of Charlotte recognizes the importance of developing long-range financial planning; and

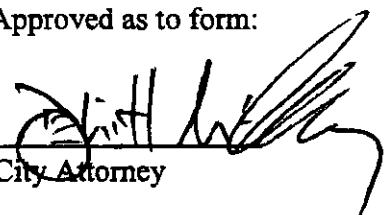
WHEREAS, the City of Charlotte develops and analyzes the issues, policies and financial assumptions which impact the Operating Budget of the City; and

WHEREAS, the City of Charlotte has developed a two-year Operating Budget Plan which includes a tax rate of 52.5¢ per \$100 of assessed valuation for FY98 and estimates the same rate of 52.5¢ for FY99; a total budget for FY98 of \$876,237,860 and \$823,525,596 for FY99; and includes 5,082.75 authorized positions in FY98 and 5,083.75 authorized positions in FY99.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby adopt the Operating Budget Plan for fiscal years 1998 and 1999.

This 23rd day of June, 1997

Approved as to form:


City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 23rd day of June, 1997, the reference having been made in Minute Book 111, and recorded in full in Resolution Book 34, Page(s) 684.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of June, 1997.


Brenda R. Freeze, City Clerk

June 23, 1997
Resolution Book 34, Page 685

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
ADOPTING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS
1998 TO 2002.**

WHEREAS, the City of Charlotte recognizes the importance of developing long-range capital investment planning to maintain the growth and vitality of the community; and

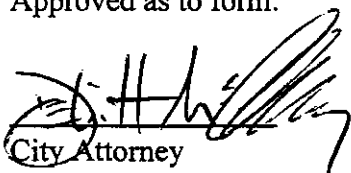
WHEREAS, the City of Charlotte continuously develops and reviews the policy, financial and planning assumptions and impacts of capital investment projects for the City; and

WHEREAS, the City of Charlotte has a five-year Capital Investment Plan based on policy assumptions, so stated in the FY98-02 Capital Investment Plan that balances the potential physical development planning with long-range financial capacity.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby adopt the Capital Investment Plan for fiscal years 1998 to 2002.

This 23rd day of June, 1997

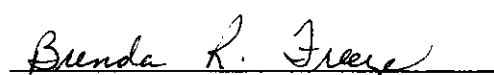
Approved as to form:


City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 23rd day of June, 1997, the reference having been made in Minute Book 111, and recorded in full in Resolution Book 34, Page(s) 685.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of June, 1997.


Brenda R. Freeze, City Clerk

June 23, 1997
Resolution Book 34, Page 686

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ADOPTING
CHANGES TO THE CITY PAY PLANS AND EMPLOYEE GROUP INSURANCE
PLANS FOR FISCAL YEAR 1998.**

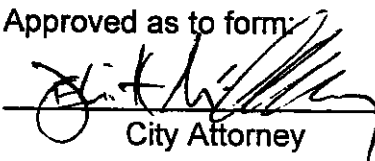
WHEREAS, the City of Charlotte recognizes the importance of rewarding employees for their performance; and

WHEREAS, the City of Charlotte desires to provide its employees with a competitive benefits package;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby adopt the pay and benefits recommendations for fiscal year 1998.

This 23rd day of June, 1997.

Approved as to form:




City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 23rd day of June, 1997, the reference having been made in Minute Book 111, and recorded in full in Resolution Book 34, Page(s) 686.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of June, 1997.



Brenda R. Freeze, City Clerk

June 23, 1997
Resolution Book 34, Page 687

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, 600 East Fourth Street, Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on June 23, 1997.

Present: Mayor ProTem Rousso, presiding,
and Councilmembers Baker, Cannon, Greene, Jackson, Majeed, Reid,
Scarborough, Sellers, Spencer, and Wheeler

Absent: Mayor McCrory

Also Present: Pam Syfert, City Manager, Mac McCarley, City Attorney,
and Brenda Freeze, City Clerk

Councilmember Mayor ProTem Rousso introduced the following resolution, a summary of which had been provided to each Councilmember, a copy of which was available with the City Clerk and which was read by title:

RESOLUTION RELATING TO INSTALLMENT CONTRACT (LEASE/PURCHASE)
FINANCING OF CERTAIN GENERAL EQUIPMENT IN A PRINCIPAL AMOUNT UP TO
APPROXIMATELY \$12,500,000

RESOLVED, by the City Council (the "City Council") of the City of Charlotte (the "Issuer") that the appropriate officers of the Issuer be, and they hereby are, authorized to acquire, purchase or lease certain equipment to be used in connection with the Issuer's ongoing general operations and to finance the acquisition of such property in an estimated principal amount up to approximately \$12,500,000 by installment contract (lease/purchase) financing, including without

June 23, 1997
Resolution Book 34, Page 688

limitation the use of notes or other financing under North Carolina General Statutes § 160A-20 (including the financing of issuance and all other costs necessary in connection with such financing), and, if required, to seek the approval of the North Carolina Local Government Commission of such financing and to investigate and negotiate the selection and terms of such financing, and to solicit bids or proposals or negotiate with underwriters in connection with such financing; and

FURTHER RESOLVED, by the City Council that it is hereby determined that such acquisition of equipment is necessary and expedient, that financing by installment contract, under the circumstances, is preferable to a bond issue, that the sums to fall due under an installment contract are adequate and not excessive for its purpose, that the debt management and the budgetary and fiscal management policies of the Issuer have been carried out in strict compliance with applicable law, that the increase in taxes, if any, necessary to meet the sums to fall due under an installment contract will not be excessive and that the Issuer is not in default under any of its debt service obligations; and

FURTHER RESOLVED, by the City Council that the appropriate officers of the Issuer be, and they hereby are, authorized to consolidate for sale and delivery the installment contract (lease/purchase) financing authorized by the foregoing resolutions with any other installment contract (lease/purchase) financing as may be authorized concurrently by the Issuer; and

FURTHER RESOLVED, by the City Council that the appropriate officers of the Issuer be, and they hereby are, authorized to publish any notices that may be required in connection with such financing; and

FURTHER RESOLVED, by the City Council that the appropriate officers of the Issuer be, and they hereby are, authorized and directed to do any and all things necessary, appropriate or

convenient to carry into effect the foregoing resolutions; and

FURTHER RESOLVED, by the City Council that this resolution shall take effect upon its passage.

Upon motion of Councilmember Wheeler, seconded by Councilmember Rouso, the foregoing resolution entitled: "RESOLUTION RELATING TO INSTALLMENT CONTRACT (LEASE/PURCHASE) FINANCING OF CERTAIN GENERAL EQUIPMENT IN A PRINCIPAL AMOUNT UP TO APPROXIMATELY \$12,500,000" was passed by the following vote:

Ayes: Unanimous

Noes: _____

I, Brenda R. Freeze, _____ City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the recorded proceedings of the City Council of said City at a regular meeting held June 23, 1997, as relates in any way to the passage of a resolution providing for the installment contract financing of certain general equipment in a principal amount of up to approximately \$12,500,000, and that a reference regarding said proceedings is recorded in Minute Book No. 111 of the minutes of said City Council, beginning at page _____ and ending at page _____ and a full copy of the foregoing resolution is recorded in Resolution Book No. 34 of said City Council, beginning at page 687 and ending at page 690.

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, 600 East Fourth

June 23, 1997
Resolution Book 34, Page 690

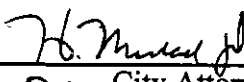
Street, in Charlotte, North Carolina, in the Conference Center on the first Monday of each month at 5:00 P.M. (workshop); and in the Meeting Chamber on the second Monday of each month at 7:00 P.M., the third Monday of each month at 6:00 P.M. (zoning), and the fourth Monday of each month at 6:30 P.M., has been on file in the office of the City Clerk as of a date not less than seven days before the date of said meeting in accordance with G.S. § 143-318.12.

WITNESS my hand and the seal of said City, this 25th day of June, 1997.

City Clerk
Brenda R. Freeze

(SEAL)

Approved as to form:

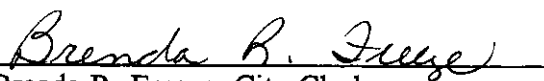


Sr. Asst. City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 23rd day of June, 1997, the reference having been made in Minute Book 111, and recorded in full in Resolution Book 34, Page(s) 687-690.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of September, 1997.



Brenda R. Freeze, City Clerk