

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 **SANITARY SEWER-SERVE TORRENCE CREEK TRIBUTARY #1 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 **SANITARY SEWER-SERVE TORRENCE CREEK TRIBUTARY #1 PROJECT** and estimated to be approximately **2,993 square feet (0.069 acre) of Permanent Easement and 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. 009-421-27, said property currently owned by **RICHARD P. DOERING and wife, CYNTHIA G. DOERING; CHARLES N. MYERS, Trustee; MYERS PARK MORTGAGE, INC., Beneficiary; and Any Other Parties in Interest**, 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.

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 11th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Page 87.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of November, 2002.


Brenda R. Freeze, CMC, 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 **SOUTHWEST WATER TRANSMISSION MAIN 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 **SOUTHWEST WATER TRANSMISSION MAIN PROJECT** and estimated to be approximately **10,609 square feet (0.244 acre) of Permanent Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 057-101-49, said property currently owned by **BOBBY RAY BAUCOM and wife, KIM HARNETT BAUCOM; and Any Other Parties in Interest**, 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.

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 11th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Page 88.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of November, 2002.


Brenda R. Freeze, CMC, 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 **SOUTHWEST WATER TRANSMISSION MAIN 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 **SOUTHWEST WATER TRANSMISSION MAIN PROJECT** and estimated to be approximately **11,964 square feet (0.275 acre) of Permanent Easement and 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. 059-113-30, said property currently owned by **STEVEN F. PUGH; ALISA C. PUGH; UNION FEDERAL SAVINGS BANK OF INDIANAPOLIS; Beneficiary, (Assignee of former owner and holder of Deed of Trust Dawkins and Associates, Inc.) and Any Other Parties in Interest**, 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.

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 11th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Page 89.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of November, 2002.


Brenda R. Freeze, CMC, 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 **WEST CRAIGHEAD/FREW ROAD IMPROVEMENTS**; 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 **WEST CRAIGHEAD/FREW ROAD IMPROVEMENTS** and estimated to be approximately **1,394 square feet (0.032 acre) of Permanent Sidewalk/Utility Easement and 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. 085-031-01, said property currently owned by **DREAM PROPERTIES CO. (a/k/a DREAM PROPERTY CO.); STEVEN BLACKWELL, Trustee; FIRST CHARTER NATIONAL BANK, Beneficiary (Assignee of former owner and holder of Deed of Trust Easyway Auto Sales, Inc.); and Any Other Parties in Interest**, 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.

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 11th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Page 90.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of November, 2002.


Brenda R. Freeze, CMC, 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 **LONG CREEK PUMP STATION 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 for **LONG CREEK PUMP STATION PROJECT** and estimated to be approximately **18,383 square feet (0.42 acre) of Permanent Easement and 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. 031-152-27, said property currently owned by **CONCERNED BIKERS ASSOCIATION OF CHARLOTTE, INC.; CHARLES R. BUCKLEY, III, Trustee; CHARLOTTE METRO CREDIT UNION, Beneficiary; W. HERBERT BROWN, JR., Trustee; PHYLLIS A. MARTIN, Beneficiary; and Any Other Parties in Interest**, 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.

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 11th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Page 91.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of November, 2002.


Brenda R. Freeze, CMC, City Clerk

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
AMENDING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS
2003 to 2007.**

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

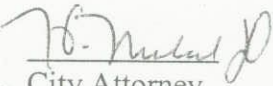
WHEREAS, the City of Charlotte has a five-year Capital Investment Plan based on policy assumptions, so stated in the FY2003-2007 Capital Investment Plan that balance the potential physical development planning with long-range financial capacity; and

WHEREAS, from time to time the Capital Investment Plan must be amended to include changing conditions and new and amended capital projects

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby amend the Capital Investment Plan for fiscal years 2003 to 2007 to add a Tourism Capital Projects Fund at a cost of \$265,000,000, increasing the 5-year total for the Capital Investment Plan to \$2,636,729,930.

This 11th day of November 2002

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 11th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Page 92.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 13th day of November, 2002.


Brenda R. Freeze, CMC, City Clerk

**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of
Cliffwood Place** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, Citiline, LLC has filed a petition to close **a portion of Cliffwood Place** in the City of Charlotte; and

Whereas, the portion of Cliffwood Place to be closed lies from West Tremont Avenue continuing north approximately 488 feet to its terminus at the property lines of Daren K. Tietsort and Ray H. Williams as shown in the 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 as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring it's intent to close the street and calling a public hearing on the question; said statue 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 it's regularly scheduled session of November 25, 2002 that it intends to close a portion of Cliffwood Place and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 13th day of January, 2003 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

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 25th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Page 93.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of November, 2002.


Brenda R. Freeze, CMC, City Clerk

EXTRACTS FROM MINUTES OF CITY COUNCIL

A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on November 25, 2002.

Members Present: Councilmembers Cannon, Carter, Cogdell, Graham, Lochman, Mitchell, Mumford, Spencer, Tabor, and White

Members Absent: Councilmember Wheeler

Also Present:

* * * * *

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

RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN AMENDMENT TO THE INSTALLMENT PURCHASE CONTRACT WITH NEW CHARLOTTE CORPORATION RELATED TO THE NEW CHARLOTTE CONVENTION CENTER AND RELATED MATTERS

WHEREAS, the City of Charlotte, North Carolina (the "City") is a duly and regularly created, organized and validly existing municipal corporation of the State of North Carolina, existing as such under and by virtue of the Constitution, statutes and laws of the State of North Carolina (the "State");

WHEREAS, the City has the power, pursuant to North Carolina General Statutes, to (1) purchase real and personal property, (2) enter into installment purchase contracts in order to finance the purchase of real and personal property used, or to be used, for public purposes, and (3) grant a security interest in some or all of the property purchased to secure repayment of the purchase price;

WHEREAS, the City has previously entered into an Amended and Restated Installment Purchase Contract dated as of August 1, 1993 (the "Contract") with New Charlotte Corporation (the "Corporation") in order to finance, in part, the acquisition of the New Charlotte Convention Center (the "Project"); the Corporation executed and delivered Refunding Certificates of Participation (Convention Facility Project), Series 1993C Evidencing Proportionate Undivided Interests in Rights to Receive Certain Revenues under the Contract (the "1993C Certificates"); and the City has been advised that it can achieve savings by refinancing the principal component of its installment payment obligations corresponding to the 1993C Certificates due under the Contract on and after December 1, 2004 (the "Refunded Certificates");

WHEREAS, the Corporation will execute and deliver Refunding Certificates of Participation (Convention Facility Project), Series 2003A (the “2003A Certificates”) and Variable Rate Refunding Certificates of Participation (Convention Facility Project), Series 2003B (the “2003B Certificates” and together with the 2003A Certificates, the “Certificates”), each Evidencing Proportionate Undivided Interests in Rights to Receive Certain Revenues Pursuant to the Contract in order to accomplish the refinancing of the Refunded Certificates;

WHEREAS, in connection with the sale of the 2003A Certificates by the Corporation to Banc of America Securities LLC, Wachovia Bank, National Association and Scott & Stringfellow, trading as BB&T Capital Markets (the “2003A Underwriters”), the City desires to make certain representations and warranties to the 2003A Underwriters in the form of the City’s Letter of Representations to the 2003A Underwriters (the “2003A Letter of Representations”);

WHEREAS, in connection with the sale of the 2003B Certificates by the Corporation to Banc of America Securities LLC (the “2003B Underwriter”), the City desires to make certain representations and warranties to the 2003B Underwriter in the form of the City’s Letter of Representations to the 2003B Underwriter (the “2003B Letter of Representations” and together with the 2003A Letter of Representations, the “Letters of Representations”);

WHEREAS, there has been described to the City Council the forms of the following documents (collectively, the “Instruments”), copies of which have been made available to the City Council, which the City Council proposes to approve, enter into and deliver, as applicable to effectuate the proposed installment purchase financing:

- (1) Amendment Number Four to the Contract dated as of November 1, 2002 between the City and the Corporation (“Amendment Four”);
- (2) the Letters of Representations;
- (3) the Forward Delivery Purchase Agreement dated on or about November 14, 2002 between the Corporation and the 2003A Underwriters as to the 2003A Certificates (the “2003A Purchase Agreement”);
- (4) the Forward Delivery Purchase Agreement dated on or about December 13, 2002 between the Corporation and the 2003B Underwriter as to the 2003B Certificates (the “2003B Purchase Agreement” and together with the 2003A Purchase Agreement, the “Purchase Agreements”);
- (5) the Remarketing Agreement dated as of September 1, 2003 among the Corporation, the City and Banc of America Securities LLC with respect to the 2003B Certificates (the “Remarketing Agreement”); and
- (6) the Standby Certificate Purchase Agreement dated as of September 1, 2003 among the City, Wachovia Bank, National Association, as trustee, and Wachovia Bank, National Association, as liquidity provider (the “Standby Agreement”).

WHEREAS, to make an offering and sale of the 2003A Certificates, there will be prepared a Preliminary Official Statement (the “2003A Preliminary Official Statement”), a draft thereof having been presented to the City Council, and a final Official Statement (collectively with the 2003A Preliminary Official Statement, the “2003A Official Statement”) with respect to the 2003A Certificates, which 2003A

Official Statement will contain certain information regarding the City and, which after the inclusion of additional updated information as may be necessary for use in the public offering and settlement of the 2003A Certificate will become the updated 2003A Official Statement (the "*Updated Official Statement*");

WHEREAS, to make an offering and sale of the 2003B Certificates, there will be prepared an Official Statement (the "*2003B Official Statement*"), a draft thereof having been presented to the City Council, which 2003B Official Statement will contain certain information regarding the City ;

WHEREAS, it appears that each of the Instruments, the 2003A Official Statement and the 2003B Official Statement is in an appropriate form and is an appropriate instrument for the purposes intended;

WHEREAS, the City has previously determined that the acquisition of the Project is essential to the City's proper, efficient and economic operation and to the general health and welfare of its inhabitants; that the Project provides an essential use and will permit the City to carry out public functions that it is authorized by law to perform; and that entering into Amendment Four is necessary and expedient for the City to achieve debt service savings;

WHEREAS, the City hereby determines that the cost of refinancing the Refunded Certificates pursuant to Amendment Four and the obligations of the City thereunder are preferable to a general obligation bond financing or revenue bond financing for several reasons, including but not limited to the following: (1) the cost of a special election necessary to approve a general obligation bond financing, as required by the laws of the State, would result in the expenditure of significant funds; (2) the time required for a general obligation bond election would cause an unnecessary delay which would thereby decrease the financial benefits of the refinancing; and (3) insufficient revenues are produced by the Project so as to permit a revenue bond financing;

WHEREAS, the City hereby determines that the sums to fall due with respect to Amendment Four are adequate and not excessive for its proposed purpose;

WHEREAS, the City does not anticipate a future property tax increase to pay installment payments falling due under the Contract;

WHEREAS, the City is not in default under any of its debt service obligations;

WHEREAS, the City's budget process and Annual Budget Ordinance are in compliance with the Local Government Budget and Fiscal Control Act, and external auditors have determined that the City has conformed with generally accepted accounting principles as applied to governmental units in preparing its Annual Budget Ordinance;

WHEREAS, past audit reports of the City indicate that its debt management and contract obligation payment policies have been carried out in strict compliance with the law, and the City has not been censured by the North Carolina Local Government Commission (the "*LGC*"), external auditors or any other regulatory agencies in connection with such management and contract obligation payment policies;

WHEREAS, the City has filed an application to the LGC for approval of Amendment Four;

WHEREAS, the City Council hereby reaffirms each of the findings it made with respect to the Contract and the project financed thereby in the resolution adopted by the City Council on June 10, 1991; and

WHEREAS, Parker Poe Adams & Bernstein L.L.P. will serve as special counsel, First Southwest Company, Inc. will serve as financial advisor, Banc of America Securities LLC, Wachovia Bank, National Association and Scott & Stringfellow, trading as BB&T Capital Markets will serve as underwriters for the 2003A Certificates, Banc of America Securities LLC will serve as underwriters for the 2003B Certificates, Helms, Mulliss & Wicker, PLLC will serve as underwriters' counsel, Kennedy, Covington, Lobdell & Hickman, L.L.P. will serve as Corporation's counsel, and Waters & Co. will serve as financial consultant, each with respect to the Certificates (collectively, the "*Financing Team*");

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AS FOLLOWS:

Section 1. Ratification of Instruments. That all actions of the City, the Mayor, the City Manager, the City Director of Finance, the City Clerk, the City Attorney and their respective designees, whether previously or hereinafter taken, in effectuating the proposed financing are hereby approved, ratified and authorized pursuant to and in accordance with the transactions contemplated by the Instruments.

Section 2. Authorization of the Official Statements. That the form, terms and content of the 2003A Preliminary Official Statement are in all respects authorized, approved and confirmed, and the use of the 2003A Preliminary Official Statement and use of the final 2003A Official Statement by the 2003A Underwriters in connection with the sale of the 2003A Certificates is hereby in all respects authorized, approved and confirmed. The Mayor, the City Manager and the City Director of Finance are hereby authorized to execute and deliver, but with such changes, modifications, additions or deletions therein as they determine necessary, desirable or appropriate, the execution thereof to constitute conclusive evidence of the City's approval of any and all such changes, modifications, additions or deletions therein, the final Official Statement and the Updated Official Statement. The use of the Updated Official Statement by the Underwriters for customary purposes in connection with the public offering and settlement of the 2003A Certificates is hereby authorized, approved and confirmed.

That the form, terms and content of the 2003B Official Statement are in all respects authorized, approved and confirmed, and the use of the 2003B Official Statement by the 2003B Underwriter in connection with the sale of the 2003B Certificates is hereby in all respects authorized, approved and confirmed.

Section 3. Amendment Four, the Remarketing Agreement and the Standby Agreement. The form and content of Amendment Four, the Remarketing Agreement and the Standby Agreement shall be and the same hereby are in all respects authorized, approved and confirmed, and the Mayor, the City Manager and the City Clerk and their respective designees shall be and they hereby are authorized, empowered and directed to execute and deliver Amendment Four, the Remarketing Agreement and the Standby Agreement, including necessary counterparts, in substantially the form and content presented to the City Council, but with such changes, modifications, additions or deletions therein as shall to them seem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of the City's approval of any and all changes, modifications, additions or deletions therein from the form and content of Amendment Four, the Remarketing Agreement and Standby Agreement presented to the City Council, and that from and after the execution and delivery of Amendment Four, the Remarketing Agreement and the Standby Agreement, the Mayor, the City Manager, the City Director of Finance and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Amendment Four, the Remarketing Agreement and the Standby Agreement as executed.

Section 4. Letters of Representations; Purchase Agreements. That the form and content of the Purchase Agreements shall be and the same hereby is in all respects approved, and the Mayor or the City Manager is authorized to execute the Letters of Representations for the purposes stated therein.

Section 5. City Representative. That the Mayor, the City Manager, the City Director of Finance, the City Treasurer and the City Debt Manager are hereby designated as the City's Representatives to act on behalf of the City in connection with the transaction contemplated by the Instruments, the 2003A Official Statement and the 2003B Official Statement, and each is authorized to seek opinions as a matter of law from the City Attorney, which the City Attorney is authorized to furnish on behalf of the City, and opinions of law from such other attorneys for all documents contemplated hereby. The City's Representative and/or designee or designees are in all respects authorized on behalf of the City to supply all information pertaining to the City for use in the transactions contemplated by the Instruments or the Official Statement and the Mayor, the City Manager, the City Clerk and the City Director of Finance of the City or their respective designees are hereby authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary and appropriate in order to consummate the transactions contemplated by the Instruments or the Official Statement or as they deem necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

Section 6. Financing Team. That the Financing Team for the Certificates is hereby approved.

Section 7. Execution and Delivery of Certificates. That the execution and delivery of the Certificates by the Corporation in an aggregate principal amount not to exceed \$139,785,000 at a true interest cost not to exceed 5.00% is hereby approved.

Section 8. Severability. That if any section, phrase or provision of this Resolution shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions of this Resolution.

Section 9. Repealer. That all motions, orders, resolutions and parts thereof, in conflict herewith are hereby repealed.

Section 10. Effective Date. This Resolution will take effect immediately on its adoption.

On motion of Councilmember Cannon, seconded by Councilmember Mumford, the foregoing resolution entitled "**RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN AMENDMENT TO THE INSTALLMENT PURCHASE CONTRACT WITH NEW CHARLOTTE CORPORATION RELATED TO THE NEW CHARLOTTE CONVENTION CENTER AND RELATED MATTERS**" was duly adopted by the following vote:

AYES: Councilmembers Cannon, Carter, Cogdell, Graham, Lochman, Mitchell, Mumford, Spencer, Tabor, and White

NAYS:

PASSED, ADOPTED AND APPROVED this 25th day of November, 2002.

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 25th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Pages 94-99.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of November, 2002.


Brenda R. Freeze, CMC, City Clerk

**RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 25, 2002**

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

WHEREAS, The City plans to revise two traffic signals and install fiber optic communications cable
at the I-485 Interchange at NC 16 (Providence Road) in Mecklenburg County; and,

WHEREAS, The North Carolina Department of Transportation (NCDOT) will be reimbursing the City
for the cost of the work, up to \$198,500; and,

WHEREAS, The format and cost sharing philosophy with NCDOT is consistent with past municipal
agreements.

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

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 25th day of November, 2002, the reference having been
made in Minute Book 118, and recorded in full in Resolution Book 38, Page 100.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of
November, 2002.


Brenda R. Freeze, CMC, City Clerk

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

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

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans to make certain street and highway improvements within this Municipality under Project U-2508 C consisting of the construction of SR 2833 (Mallard Creek Church Road) from US 29 to NC 49 in Charlotte; and,

WHEREAS, said Department of Transportation and this Municipality propose to enter into an Agreement for the above-captioned project whereby this Municipality agrees; (1) to effect the necessary adjustment of any utilities under franchise without cost to the Department of Transportation, and (2) to provide for the adjustment of any municipally-owned utilities without cost to the Department of Transportation, except that said Department will reimburse this Municipality in accordance with said Department's Municipally-Owned Utility Policy; and,

WHEREAS, the Department agrees to acquire the right of way and construct the project in accordance with the approved project plans; and,

WHEREAS, at the request of the Municipality, the Department shall construct sidewalks along both sides of Mallard Creek Church Road from US 29 to NC 49, and shall reimburse the Department 50% of the actual cost of the work; and,

WHEREAS, the Agreement will further provide for the establishment, maintenance, and enforcement of traffic operating controls for the regulation and movement of traffic on the project upon its completion.

NOW, THEREFORE, BE IT RESOLVED that Project U-2508 C, Mecklenburg County, is hereby formally approved by the City Council of the City 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.

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 25th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Page 101.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of November, 2002.


Brenda R. Freeze, CMC, City Clerk

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

WHEREAS, the City Council for the City of Charlotte finds as a fact that it is necessary to acquire certain real property as indicated below, for Airport purposes pursuant to the Charlotte/Douglas International Airport Master Plan; and

WHEREAS, the City in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner regarding just compensation, and, therefore, has been unable to negotiate a purchase price; and

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, utilizing the procedures of Article 9 of Chapter 136 of the North Carolina General Statutes as authorized by 7.81 of the Charter of the City of Charlotte, and otherwise under the authority and procedures of the laws of the State of North Carolina.

Parties in Interest

Nature of Interest

John P. Hurlahe, Jr. and Linda D. Hurlahe	Fee
Robert H. Hull, Jr.	Trustee, Deed of Trust
William H. Hogue and Thelma W. Hogue (deceased)	Beneficiary, Deed of Trust
Gary L. Betow	Trustee, Deed of Trust
Thrifty Rent-A-Car System, Inc.	Beneficiary, Deed of Trust
TRSTE, Inc.	Trustee, Deed of Trust
Wachovia Bank, N.A.	Beneficiary, Deed of Trust
City/County Tax Collector	Property Taxes
State of North Carolina, Department Of Revenue	Withholding Taxes and Motor Vehicle Lease Taxes
Affordable Transportation, Inc.	Lessee
Duke Power Company	Easement
Southern Public Utilities Co.	Easement
Southern Bell Telephone & Telegraph Co.	Easement
State of North Carolina, Highway Commission	Easement

Property description

BEGINNING at a point, said point being the westerly common corner of Lot 6 (lands of the City of Charlotte, now or formerly as described in Book 8852, at Page 276 of the Mecklenburg County Public Registry) and Lot 7, as shown on map recorded in Map Book 722, page 585 of the Mecklenburg County Public Registry; thence along the southerly line of said City of Charlotte property, S 77° 43' 08" E 382.00 feet (passing through a new iron rod at 29.45 from said point) to an existing iron pin; thence with the line of M.J. Hunter (now or formerly) as described in Book 1312, page 178 of the Mecklenburg County Public Registry, and the easterly lines of Lots 7, 8 and 9 as shown on said map, S 28°06'00" W 456.33 to an existing iron pin a common corner of lands of Hunter and the City of Charlotte (now or formerly) as described in Book 9006, page 132 (passing through an existing iron rod at 19.09 feet from said point); thence N 67°42'50" W 325.36 feet to a point (pass through an existing iron pin at 29.51 feet from said point) a common corner of lands of Hurlahe and the City of Charlotte and being the easterly edge of the right of way of Little Rock Road; thence along said right-of-way of Little Rock Road three courses and distances as follows: (i) N 17°15'00" E 230.08 feet to a point of Little Rock Road; (ii) N 21°03'18" E 96.21 feet to a point and (iii) N 34°25'50" E 83.2 feet to the point and place of **BEGINNING**.

Being the same property acquired by John P. Hurlahe, Jr. and Linda D. Hurlahe by deed dated April 15, 1997 and recorded in Book 9014, page 244 of the Mecklenburg County Registry of Deeds.

Appraised Value

\$842,500 or such other amount as may be subsequently determined pursuant to applicable City, FAA or other Federal Regulations.

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.

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 25th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Pages 102-103.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of November, 2002.


Brenda R. Freeze, CMC, City Clerk

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2002 DEC 31 11:21 AM
BOOK: 14626 PAGE: 276-280 FEE: \$23.00
INSTRUMENT # 2002260751

RESOLUTION CLOSING SLATER ROAD BETWEEN CINDY LANE AND JUNIPER DRIVE IN THE CITY
OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close Slater Road between Cindy Lane and Juniper Drive which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close Slater Road between Cindy Lane and Juniper Drive to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to Duke Power, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 25th day of November, 2002 and City Council determined that the closing of Slater Road between Cindy Lane and Juniper Drive is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of November 25, 2002, that the Council hereby orders the closing of Slater Road between Cindy Lane and Juniper Drive in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", both of which are attached hereto and made a part hereof.

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

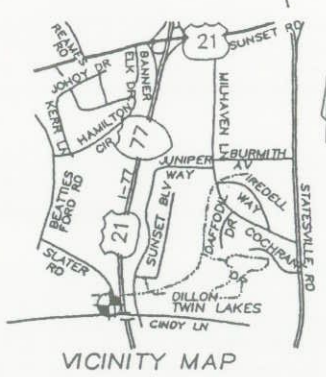
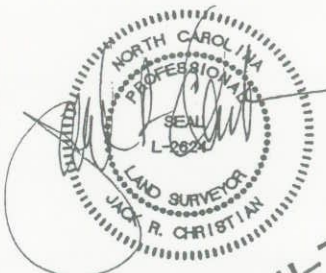
Drawn by: City of Charlotte
Return to: City of Charlotte - Box

THIS IS TO CERTIFY THAT ON THE 15TH DAY OF APRIL, 2001, I, SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE PROPERTY LINES, AND THE IMPROVEMENTS IF ANY ARE AS SHOWN HEREON.

REV. ADD ESMT. NOTE 11-1-2001
REV. ESMT. 02-19-2002
REV. TAKING. 08-21-2002

EXHIBIT "A"

SIGNED: *Jack R. Christian*
REGISTERED SURVEYOR
JACK R. CHRISTIAN & ASSOCIATES
7811 OLD CONCORD RD, CHARLOTTE, N.C. 28213
PHONE: (704)596-2214
RWTAKING 99-11-19



INTERSTATE HWY #1-77 JUNIPER DRIVE

CONCRETE PAVED DITCH
LOT 1 LOT 2 LOT 3 LOT 4
SUNSET PARK
MB 6 P.675

EVERETTE B. CURLEE
DEED 4614 P.113
4227 N. GRAHAM ST
CHARLOTTE, NC 28206

AREA TO BE ABANDONED
37,310 sq.ft.
0.86 acres

CITY OF CHARLOTTE
DEED 13876 P.888
N57°05'50"W 571.72'
BARRICADE

SLATER ROAD

MEADOW HILL OF NEVIN, LLC
DEED 13130 P.893
D-WELL
S57°05'50"E 692.85'

NOTE:
EASEMENT IN FAVOR OF DUKE POWER COMPANY AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE ENTIRE THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLES, WIRES, AND RELATED EQUIPMENT.

SYMBOL LEGEND	
	POWER POLE (P.P.)
	ELECTRIC LINE
	REINFORCED CONC. PIPE
	U.G. PIPE
	NEW IRON PIN
	EXISTING IRON PIN

NOTE:
OTHER R/W'S OR EASEMENTS MAY EXIST WHICH MAY NOT BE SHOWN.



ST. LUKE MISSIONARY BAPTIST CHURCH
DEED 12110 P.20
1600 NORRIS AVE.
CHARLOTTE, NC 28206

R/W ABANDONMENT SURVEY

PROPERTY AS SHOWN

CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

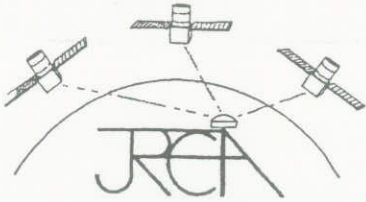
SCALE 1"=100'

THE PROPERTY OF: CITY OF CHARLOTTE
MAP RECORDED IN BOOK _____ AT PAGE _____ DEED RECORDED IN BOOK _____ PAGE _____

Drawn by: City of Charlotte
Return to: City of Charlotte - Box

LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

Linda B. Poissant
Review Officer
Date 12/5/02



JACK R. CHRISTIAN + ASSOCIATES
-SURVEYING-

PHONE (704) 596-2214 FAX (704) 596-2338
7811 OLD CONCORD ROAD, CHARLOTTE, N.C. 28213
P.O. BOX 185 NEWELL, N.C. 28126

DATE: FEBRUARY 19, 2002

EXHIBIT "B"

LEGAL DESCRIPTION

BEGINNING AT A CONCRETE MONUMENT, THE SOUTHEAST CORNER OF MEADOW HILL OF NEVIN, LLC PROPERTY DEED RECORDED IN DEED BOOK 13130 AT PAGE 893 OF THE MECKLENBURG COUNTY PUBLIC REGISTRY AND ALSO BEING ON THE NORTHERN RIGHT OF WAY LINE OF CINDY LANE (100 FOOT PUBLIC RIGHT OF WAY); THENCE WITH SAID NORTHERN RIGHT OF WAY

TWO (2) CALLS:

- (1) N 87°15'29"W., 10.67 FEET TO A POINT;
- (2) WITH THE ARC OF A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 1,482.39 AN ARC DISTANCE OF 98.79 FEET TO A POINT THE NORTHEASTERN CORNER OF PROPERTY OWNED BY THE CITY OF CHARLOTTE (SUBTENDED BY A CHORD BEARING S.89°19'00"W., 98.77 FEET);

THENCE WITH THE NORTHERN PROPERTY LINE OF THE CITY OF CHARLOTTE PROPERTY N. 57°05'50" W., 571.72 FEET TO A POINT; THENCE WITH THE EASTERN RIGHT OF WAY LINE OF JUNIPER DRIVE WITH THE ARC OF A CIRCULAR CURVE TO THE RIGHT HAVING A RADIUS OF 1,402.40 AN ARC DISTANCE OF 101.71 FEET TO A POINT (SUBTENDED BY A CHORD BEARING N.32°38'07"W., 101.69 FEET), THE SOUTHWEST CORNER OF AFOREMENTIONED MEADOW HILL OF NEVIN, LLC PROPERTY, THENCE WITH MEADOW HILL S.57°05'50"E., 692.85 FEET TO THE POINT AND PLACE OF BEGINNING AND CONTAINING 0.86 ACRES ALL AS SHOWN ON A SURVEY BY JACK R. CHRISTIAN AND ASSOCIATES DATED APRIL 23, 2001 LAST REVISED AUGUST 21, 2002 TO WHICH REFERENCE IS MADE.

Drawn by: City of Charlotte
Return to: City of Charlotte - Box

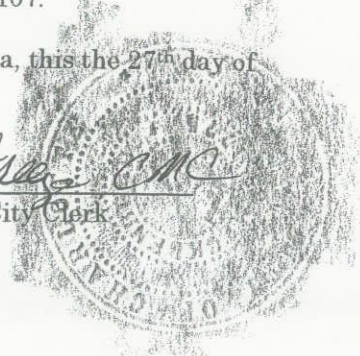


CERTIFICATION

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 25th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Pages 104-107.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of November, 2002.


Brenda R. Freeze, CMC, City Clerk



Drawn by: City of Charlotte
Return to: City of Charlotte - Box

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2002 DEC 31 11:21 AM
BOOK 14626 PAGE 266-270 FEE \$23.00
INSTRUMENT # 2002260749

RESOLUTION CLOSING A PORTION OF KILBORNE DRIVE IN THE CITY OF CHARLOTTE,
MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a portion of Kilborne Drive which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a portion of Kilborne Drive to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an easement to Charlotte-Mecklenburg Utilities, Engineering and Property Management Department, BellSouth Telecommunications, Inc., Duke Power Company, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 25th day of November, 2002 and City Council determined that the closing of a portion of Kilborne Drive is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

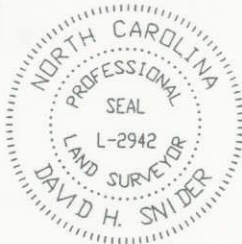
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of November 25, 2002, that the Council hereby orders the closing of a portion of Kilborne Drive in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", both of which are attached hereto and made a part hereof.

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

Drawn by: City of Charlotte
Return to: City of Charlotte - Box

I, DAVID H. SNIDER, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THE PLAT WAS PREPARED FOR THE PURPOSE OF RIGHT-OF-WAY ABANDONMENT ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN.

David H. Snider 10/14/2002
 DAVID H. SNIDER, NC P.L.S. L-2942 DATE



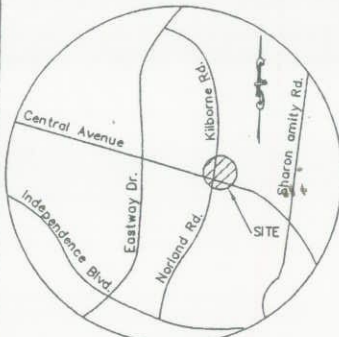
STATE OF NORTH CAROLINA
 COUNTY OF MECKLENBURG

I, _____, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER

DATE

LINE TABLE		
LINE	LENGTH	BEARING
L1	21.44	S72°11'03"E
L2	11.56	S67°04'50"E
L3	23.45	S67°04'50"E
L4	10.30	S72°35'42"E
L5	30.51	S76°21'00"E
L6	32.60	S76°21'00"E

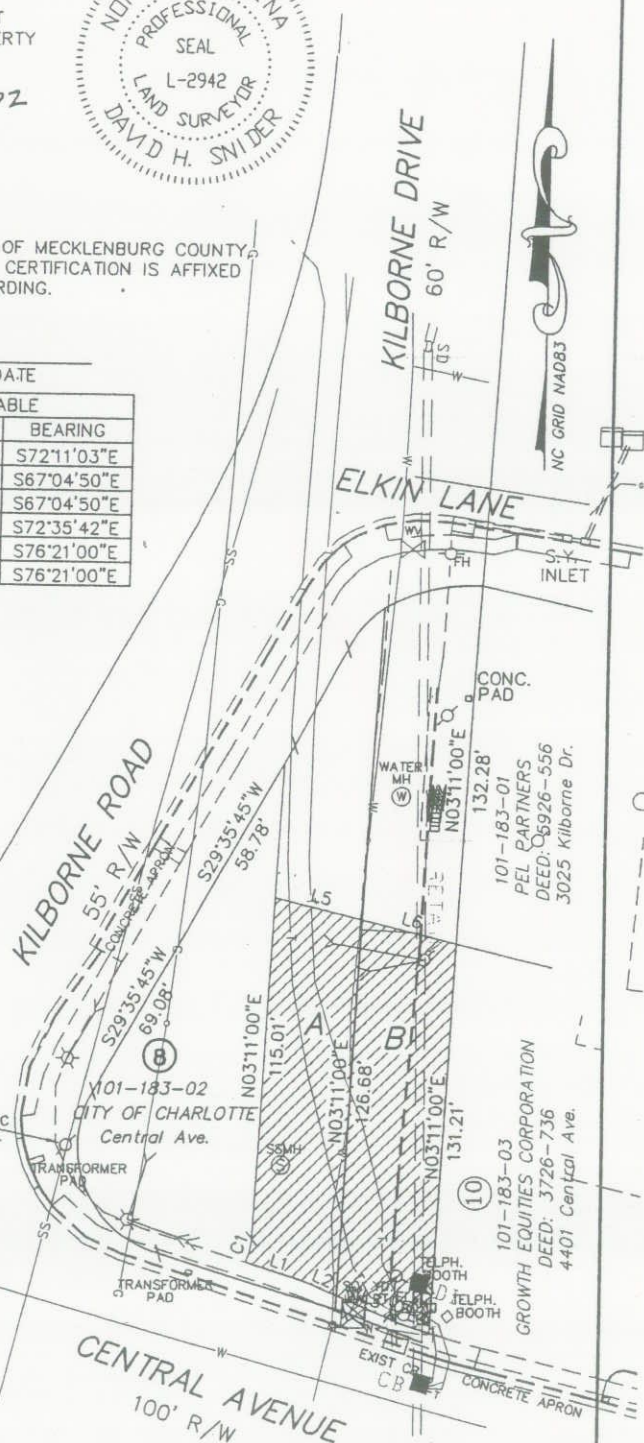


VICINITY MAP

LEGEND:

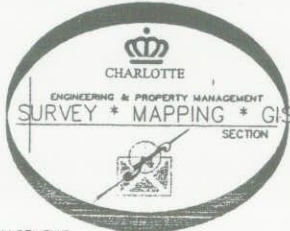
- STORM DRAIN PIPE: == == == ==
- WATER LINE: — W —
- TELEPHONE LINE: — T —
- GAS LINE: — G —
- SANITARY SEWER LINE: — SS —

CURVE TABLE				
CURVE	LENGTH	RADIUS	CHORD BEARING	CHORD LENGTH
C1	8.12	20.00	N14°49'05"E	8.06



"Easement in favor of Charlotte-Mecklenburg Utilities, Bellsouth Telecommunications, Inc., Duke Power Company, The City of Charlotte, and all other owners of existing underground telecommunication facilities, upon, under, and across the entire property described above for access to and for the installation, maintenance, replacement and repair of conduit, cable, wires, gas mains and related equipment."

AREA	SQ.FT.
"A"	3,745
"B"	4,145



PREPARED BY:
 CITY OF CHARLOTTE
 ENGINEERING & PROPERTY MANAGEMENT
 500 EAST FOURTH STREET
 CHARLOTTE, NC 28208
 704-336-2291

CHARLOTTE ENGINEERING & PROPERTY MANAGEMENT		
REVISIONS	CENTRAL AVE.-KILBORNE DR. NORLAND RD. † INTERSECTION IMPROVEMENTS	JOB NO. 512-96-017B LAN#96017B
SCALE 0 1"=50'	RIGHT-OF-WAY ABANDONMENT CITY OF CHARLOTTE: OWNER	FILE NO. KILBORNE-AREAS-FEET
DRAWN BY DBS	CHARLOTTE, MECKLENBURG CO., NC	SHEET 1
DATE 09/30/2002	CHECKED BY SURVEY SUPVR. <i>DBS</i>	OF 1

Drawn by: City of Charlotte
 Return to: City of Charlotte - Box

I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

Linda B. Poissant
 Date 12/5/02

Linda B. Poissant
 Review Officer

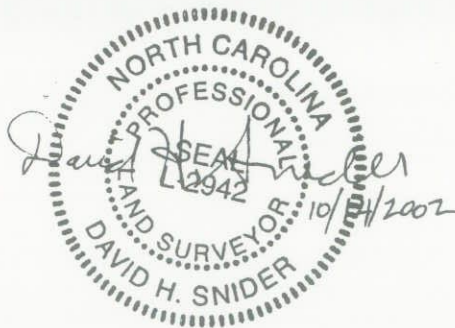


Exhibit "B"

R/W Abandonment Description
Kilborne Road

Being a part of the right-of-way of Kilborne Road located in Charlotte, Mecklenburg County, North Carolina and described as follows:

Beginning at a point on the northern right-of-way of Central Avenue; the southeast corner of the Growth Equities Corporation as recorded in Deed Book 3726 Page 736 in the Mecklenburg County Register of Deeds; thence N 3-11-00 E, 131.21 feet to a point; thence N 76-21-00 W, 63.11 feet to a point; thence S 3-11-00 W, 115.01 feet to a point; thence with a curve (C1) to the right having a radius of 20.00 feet, for an arc length of 8.12 feet and having a chord bearing S 14-49-05 W, 8.06 feet to a point; thence with the northerly right-of-way of Central Avenue (three courses) S 72-11-03 E, 21.44 feet to a point; thence S 67-04-50 E, 35.01 feet to a point; thence S 72-35-42 E, 10.30 feet to the Place and Point of Beginning and as shown on Exhibit "A" containing 7,890 square feet.



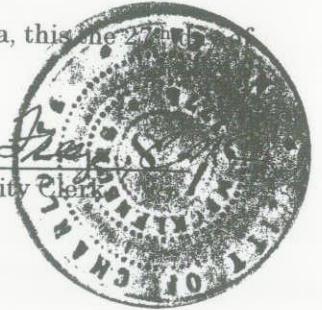
Drawn by: City of Charlotte
Return to: City of Charlotte - Rev

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 25th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Pages 108-111.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of November, 2002.

Brenda R. Freeze
Brenda R. Freeze, CMC, City Clerk



Drawn by: City of Charlotte
Return to: City of Charlotte - Box

Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Chamber at the Charlotte-Mecklenburg County Governmental Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on November 25, 2002.

* * *

A regular meeting of the City Council of the City of Charlotte, North Carolina (the "City Council") was held in the Meeting Chamber at the Charlotte-Mecklenburg County Governmental Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on November 25, 2002 (the "Meeting"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmembers Cannon, Carter, Cogdell, Graham, Lochman, Mitchell, Mumford, Spencer, Tabor, & White.

The following members of the City Council were absent: Councilmember Wheeler

Also present:

Councilmember White introduced the following resolution (the "Resolution"), a summary of which had been provided to each Council member, a copy of which was available with the City Clerk and which was read by title:

RESOLUTION CERTIFYING AND DECLARING THE RESULTS OF THE SPECIAL BOND REFERENDUM ON THE BOND ORDER AUTHORIZING THE ISSUANCE OF \$80,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS AND AUTHORIZING THE ISSUANCE OF \$20,000,000 GENERAL OBLIGATION HOUSING BONDS HELD FOR THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 5, 2002

WHEREAS, the City Council of the City of Charlotte, North Carolina has considered the Certificate of Canvass of the Mecklenburg County Board of Elections canvassing the referendum held for the City of Charlotte, North Carolina on November 5, 2002 and certifying the result thereof to the City Council and has canvassed the result of said Referendum.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA that it be and hereby is certified and declared that the number of voters registered and qualified to vote at said Referendum was 348,490.

BE IT FURTHER RESOLVED, that it be and hereby is certified and declared that the total number of voters who voted "Yes" in answer to the question

"*SHALL* the order authorizing \$80,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections and parking facilities; acquiring, constructing, reconstructing or improving

sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor, and a tax to be levied for the payment thereof be approved?"

was 102,873. The total number of voters who voted "No" in answer to such question was 42,565.

BE IT FURTHER RESOLVED, that it be and hereby is certified and declared that the total number of voters who voted "Yes" in answer to the question

"*SHALL* the order authorizing \$20,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor, and a tax to be levied for the payment thereof be approved?"

was 85,795. The total number of voters who voted "No" in answer to such question was 57,872.

BE IT FURTHER RESOLVED, that a statement substantially in the form hereinafter set forth declaring the result of said referendum shall be prepared, delivered to the City Clerk for filing and recordation and published in accordance with law.

BE IT FURTHER RESOLVED, that this Resolution shall become effective on the date of its adoption.

Upon motion of Councilmember White, seconded by Councilmember Cannon, the foregoing resolution entitled: "**RESOLUTION CERTIFYING AND DECLARING THE RESULTS OF THE SPECIAL BOND REFERENDUM ON THE BOND ORDER AUTHORIZING THE ISSUANCE OF \$80,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS AND AUTHORIZING THE ISSUANCE OF \$20,000,000 GENERAL OBLIGATION HOUSING BONDS HELD FOR THE CITY OF CHARLOTTE, NORTH CAROLINA ON NOVEMBER 5, 2002**" was adopted by the following vote:

AYES: Unanimous

NAYS: _____

PASSED, ADOPTED AND APPROVED this 25th day of November, 2002.

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 25th day of November, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38, Pages 112-114.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of November, 2002.


Brenda R. Freeze, CMC, City Clerk

(SEAL)