

CHARLOTTE CITY COUNCIL

Resolution Authorizing Sale of Personal Property by Public Auction

Whereas, G.S. 160-270(b) allows the City Council to sell personal property at public auction upon adoption of a resolution or order authorizing the appropriate official to dispose of the property at public auction;

Whereas, the City Manager has recommended that the property listed on the attached Exhibits A, B, and C should be sold at public auction as surplus property; now therefore,

Be it resolved, by the Charlotte City Council that the City Manager or her designee is authorized to sell by electronic auction beginning April 3, 2003 @ 8 a.m. and ending April 11, 2003 @ 5:00 p.m., the surplus property described on Exhibit A, and by public auction on the 26th day of April, 2003 at 10:00 a.m.; on the 2nd day of May, 2003 at 10:00 a.m., and on the 3rd day of May, 2003 at 10:00 a.m., at the City-County Surplus Property Facility, 3301 North I-85 Service Road, Charlotte, North Carolina, the surplus property described on Exhibit B and Exhibit C as per the terms and conditions as specified in the Auctioneer Services contract approved by this Council and in accordance with G.S. 160A-270(b). The terms of the sale shall be net cash. The City Manager or her designee is directed to publish at least once and not less than ten (10) days before the date of the auction, a copy of this resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270(b).

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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Pages 228-235.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

City of Charlotte

**Electronic Auction
 April 2003**

Exhibit A

| Unit ID | Year | Make | Model | Description | Vehicle ID Number |
|---------|------|------|-------|-------------|-------------------|
|---------|------|------|-------|-------------|-------------------|

Police Packages

| | | | | | |
|---------|------|------|-----------|--------------|-------------------|
| PDA 691 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W3XX123939 |
| PDA 055 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5WX130051 |
| PDA 712 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W1WX130077 |
| PDA 800 | 1997 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W4VX125182 |
| FDA 081 | 1994 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W6RX143074 |

Vans

| | | | | | |
|---------|------|------|-----------|-----|-------------------|
| CTB 156 | 1998 | Ford | Econoline | Van | 1FBSS31L8WHB12945 |
| CTB 158 | 1998 | Ford | Econoline | Van | 1FBSS31L7WHA59266 |
| DTB 069 | 1995 | Ford | E 350 | Van | 1FBJS31F6SHB72562 |
| DTB 077 | 1995 | Ford | E 350 | Van | 1FBJS31F9SHB72555 |
| DTB 078 | 1995 | Ford | E 350 | Van | 1FBJS31F0SHB72556 |

Staff Cars

| | | | | | |
|---------|------|-----------|--------|--------------|-------------------|
| PDA 428 | 1996 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M7T1165303 |
| PDA 338 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M1S1167885 |
| PDA 459 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M7S1166238 |
| PDA 465 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M2S9277006 |
| PDA 433 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U5RA219667 |
| PDA 437 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U9RG211200 |
| PDA 443 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U9RA219655 |
| PDA 446 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U6RA219659 |

Buses

| | | | | | |
|-----|------|--------|--------|-----|-------------------|
| 962 | 1996 | Goshen | Sentry | Bus | 4UZK54M23T2111398 |
| 963 | 1996 | Goshen | Sentry | Bus | 4UZK54M25T2111399 |

| Unit ID | Year | Make | Model | Description | Vehicle ID Number |
|------------------------|------|----------|--------|--------------------|-------------------|
| Heavy Equipment | | | | | |
| UDH 609 | 1996 | Ford | 4 cyl. | Backhoe | 443166 |
| UWL 661 | 1992 | Bobcat | | Front Loader | 503112295 |
| SMH 620 | 1991 | Case | | Backhoe | JJ0070976 |
| UDY 006 | | | | Trailer | |
| USV 970 | 1987 | 50 gal | Tank | Trailer | 87201012 |
| TOY 850 | 1969 | Fruehauf | | Trailer | AV2000000 |
| SMR 777 | 1990 | Essick | | Walk Behind Roller | 82903191 |
| SMR 779 | 1991 | Essick | | Walk Behind Roller | 92100259 |
| SMR 780 | 1991 | Essick | | Walk Behind Roller | 92100262 |
| SMY 554 | 1995 | Craftco | | Trailer W / Tank | 1C9EK091251418062 |

| | | | | | |
|---------------------|-------|------|----------|-----------------|-------------------|
| Heavy Trucks | | | | | |
| UDD 210 | 1995. | Ford | 6 cyl. | Dump Truck | 1FDWF80C4SVA15216 |
| UDD 211 | 1999* | Ford | 6 cyl. | Dump Truck | 1FDWF80C8SVA15574 |
| UDD 312 | 1995 | Ford | 6 cyl. | Dump Truck | 1FDWF80C2SVA42155 |
| UDD 313 | 1995 | Ford | 6 cyl. | Dump Truck | 1FDWF80C7SVA40563 |
| SMD 496 | 1992 | Ford | F 900 | Dump Truck | 1FDYL90A9NVA01502 |
| LMJ 204 | 1991 | Ford | F 700 | Truck | 1FDXK74P5MVA38188 |
| SMD 377 | 1991 | Ford | F 700 | Truck | 1FDXK74P2MVA38178 |
| LMJ 423 | 1991 | Ford | F 700 | Truck | 1FDXK74P1NVA01222 |
| SMD 495 | 1991 | Ford | F 900 | Dump Truck | 1FDYL90A0NVA01503 |
| SNJ 222N | 1990 | Evo | Eco 3000 | Recycling truck | 1L9EG67B0MK006400 |
| SMJ 206 | 1989 | IHC | 4700 | Patch Truck | 1HTSCZWN1LH227939 |
| UDJ 816 | 1989 | IHC | 6 cyl. | Utility Truck | 1HTSCZWNXLH233058 |
| UDJ 817 | 1989 | IHC | 6 cyl. | Utility Truck | 1HTSCZWN2LH231675 |
| UDJ 403 | 1988 | IHC | 6 cyl. | Utility Truck | 1HTLCZWN3KH628136 |
| BMJ 408 | 1983 | Ford | F600 | Bucket Truck | 1FBMF60H8DVA35656 |

| | | | | | |
|------------------------|------|------|-----------|--------------|-------------------|
| Police Packages | | | | | |
| PDA 022 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W3YX123134 |
| PDA 031 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W2YX123142 |
| PDA 075 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5YX123104 |
| PDA 092 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W1YX123116 |
| PDA 130 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5YX123121 |
| PDA 132 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W7YX123122 |
| PDA 170 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5YX123149 |
| PDA 272 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W9YX123171 |
| PDA 802 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W0YX199123 |
| PDA 566 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71WXXX123873 |
| PDA 628 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W1XX123888 |
| PDA 641 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W0XX123901 |
| PDA 644 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W6XX123904 |
| PDA 649 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W1XX123910 |
| PDA 650 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W3XX123911 |

City of Charlotte

April 26, 2003 Surplus Auction

Exhibit B

| | | | | | |
|----------|------|------|-----------|--------------|-------------------|
| PDA 655 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W6XX123918 |
| PDA 672 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W0XX123915 |
| PDA 676 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W0XX123896 |
| PDA 678 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W4XX123920 |
| PDA 691 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W4XX123920 |
| PDA 696 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W7XX123944 |
| PDA 756 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5XX123957 |
| PDA 769 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5XX123988 |
| PDA 782 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W7XX123961 |
| PDA 927 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W8XX123984 |
| PDA 020 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W2WX130072 |
| PDA 055 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5WX130051 |
| PDA 070 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W6WX130012 |
| PDA 089 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W3WX130050 |
| PDA 099 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71WXWX130059 |
| PDA 118 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W4WX130011 |
| PDA 141 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W4WX130073 |
| PDA 196 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5WX130082 |
| PDA 212 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W8WX130030 |
| PDA 230 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W9WX130053 |
| PDA 264 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5WX130115 |
| PDA 293 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W3WX130095 |
| PDA 306 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W7WX130018 |
| PDA 333 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W2WX130086 |
| PDA 712 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W1WX130077 |
| PDA 037 | 1997 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W4VX125134 |
| FDA 092 | 1997 | Ford | Crown Vic | 4 Door Sedan | 1FALP52U9VA232156 |
| PDA 125 | 1997 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W6VX125149 |
| PDA 131 | 1997 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W4VX125151 |
| PDA 150 | 1997 | Ford | Crown Vic | 4 Door Sedan | 2FALP71WXVX125154 |
| PDA 179 | 1997 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W7VX125158 |
| PDA 287 | 1997 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W9VX125176 |
| PDA 800 | 1997 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W4VX125182 |
| PDA 815 | 1996 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W9TX169319 |
| PDA 946 | 1996 | Ford | Crown Vic | 4 Door Sedan | 2FALP71WXTX169281 |
| PDA 954 | 1996 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W4TX169275 |
| PDA 972 | 1996 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W1TX169315 |
| PDA 974 | 1996 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W6TX169326 |
| PDA 984 | 1996 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W1TX169279 |
| PDA 992 | 1996 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W8TX169313 |
| PDA 994 | 1996 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W7TX169318 |
| FDA 090 | 1995 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W0SX169188 |
| PDA 248 | 1995 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W0SX160880 |
| PDA 591 | 1995 | Ford | Crown Vic | 4 Door Sedan | 2FALP7345SX192902 |
| PDA 721 | 1995 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W8SX169195 |
| PDA 825 | 1995 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W7SX160911 |
| FDA 081 | 1994 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W6RX143074 |
| CAA 492N | 1994 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W0RX129865 |
| PDA 711 | 1993 | Ford | Crown Vic | 4 Door Sedan | 2FACP71W2PX133817 |
| PDA 760 | 1993 | Ford | Crown Vic | 4 Door Sedan | 2FACP71W2PX133820 |
| PDA 771 | 1993 | Ford | Crown Vic | 4 Door Sedan | 2FACP71W4PX133821 |

City of Charlotte

April 26, 2003 Surplus Auction

Exhibit B

| | | | | | |
|----------|------|------|-----------|--------------|-------------------|
| PDA 885 | 1993 | Ford | Crown Vic | 4 Door Sedan | 2FACP71W7PX147079 |
| EPA 212 | 1992 | Ford | Crown Vic | 4 Door Sedan | 2FACP72W0NX192621 |
| CAA 781N | 1989 | Ford | Crown Vic | 4 Door Sedan | 2FABP72GXKX214074 |

Staff Cars

| | | | | | |
|----------|------|-----------|-------------|--------------|-------------------|
| PDA 428 | 1996 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M7T1165303 |
| PDA 484 | 1996 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M6T1170413 |
| PDA 304 | 1995 | Acura | Integra | 4 Door Sedan | JH4DC4469SS005010 |
| PDA 326 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M2S9280519 |
| PDA 331 | 1995 | Chevrolet | Monte Carlo | 4 Door Sedan | 2G1WW12M3S9343353 |
| PDA 338 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M1S1167885 |
| PDA 368 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52MXS1187018 |
| PDA 459 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M7S1166238 |
| PDA 462 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M0S1165822 |
| PDA 465 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M2S9277006 |
| PDA 466 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M6S9281057 |
| PDA 472 | 1995 | Chevrolet | Lumina | 4 Door Sedan | 2G1WL52M9S9279903 |
| PDA 574 | 1995 | Chevrolet | Monte Carlo | 4 Door Sedan | 2G1WW12M7S9320657 |
| PDA 433 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U5RA219667 |
| PDA 435 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U5RA219670 |
| PDA 437 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U9RG211200 |
| PDA 442 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U7RA219654 |
| PDA 443 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U9RA219655 |
| PDA 444 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U2RA219657 |
| PDA 446 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U6RA219659 |
| PDA 450 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U8RA219663 |
| PDA 451 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U1RA219665 |
| PDA 452 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U7RA219668 |
| PDA 453 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U9RA219672 |
| PDA 525 | 1994 | Ford | Taurus | 4 Door Sedan | 1FALP52U0RA219673 |
| PDA 560 | 1994 | Pontiac | Firebird | 4 Door Sedan | 2G2FV22P8R2216292 |
| UDA 009 | 1992 | Chevrolet | Cavalier | 4 Door Sedan | 1G1JC8446N7213825 |
| SPX 615 | 1992 | Pontiac | Gran Prix | 4 Door Sedan | 1G2WJ14T6NF242690 |
| SNA 028 | 1991 | Ford | Tempo | 4 Door Sedan | 1FACP36X6MK169941 |
| UAA 029 | 1991 | Ford | Tempo | 4 Door Sedan | 1FACP36X8MK169942 |
| PDA 372N | 1990 | Ford | Tempo | 4 Door Sedan | 2FAPP36X7LB185463 |
| CDA 059 | 1987 | Chevrolet | Cavalier | 4 Door Sedan | 1G1JC5113HJ186552 |

Small Pickups

| | | | | | |
|---------|------|-----------|----------|-----------------------|-------------------|
| UWU 108 | 1995 | Chevrolet | S 10 | Pickup | 1GCCS19Z1SK247338 |
| PDA 576 | 1995 | Toyota | 4 Runner | Sport Utility Vehicle | JT3VN39W3S0185815 |
| FDA 054 | 1994 | Ford | Explorer | Sport Utility Vehicle | 1FMDU34X1RUC86800 |
| UCU 012 | 1994 | Ford | Ranger | Pickup | 1FTCR10U7RTA57965 |
| UCU 015 | 1994 | Ford | Ranger | Pickup | 1FTCR10U8RTA57974 |
| UWU 043 | 1994 | Ford | Ranger | Pickup | 1FTCR10U5RTA57964 |
| UCU 160 | 1993 | Ford | Ranger | Pickup | 1FTCR10U9PUB70744 |
| UCU 167 | 1993 | Ford | Ranger | Pickup | 1FTCR10U3PUB70738 |
| UCU 081 | 1992 | Chevrolet | S 10 | Pickup | 1GCCS14Z4N8159666 |

City of Charlotte

April 26, 2003 Surplus Auction

Exhibit B

| | | | | | |
|-----------|------|------|--------|--------|-------------------|
| UWU 013 | 1991 | Ford | Ranger | Pickup | 1FTCR10U9MTA28525 |
| UCU 066 | 1991 | Ford | Ranger | Pickup | 1FTCR10U3MTA27354 |
| UCU 071 | 1991 | Ford | Ranger | Pickup | 1FTCR10U1MTA28521 |
| UCU 073 | 1991 | Ford | Ranger | Pickup | 1FTCR10U3MTA28519 |
| UCU 075 | 1991 | Ford | Ranger | Pickup | 1FTCR10UXMTA28517 |
| UCU 076 | 1991 | Ford | Ranger | Pickup | 1FTCR10U4MTA28514 |
| UCU 077 | 1991 | Ford | Ranger | Pickup | 1FTCR10U3MTA28522 |
| UCU 078 | 1991 | Ford | Ranger | Pickup | 1FTCR10U6MTA28515 |
| UCU 079 | 1991 | Ford | Ranger | Pickup | 1FTCR10UXMTA28520 |
| USJ 209 N | 1991 | Ford | Ranger | Pickup | |

Large Pickups

| | | | | | |
|---------|------|-----------|--------|--------|-------------------|
| ACJ 053 | 1995 | Ford | F250 | Pickup | 1FTHF25H1SNA99915 |
| ACJ 054 | 1995 | Ford | F250 | Pickup | 1FTHF25H3SNA99916 |
| SNU 029 | 1991 | Chevrolet | C 1500 | Pickup | 1GCEC14H6ME216558 |
| LMJ 408 | 1991 | Chevrolet | C 3500 | Pickup | 1GBJR33K3MF305508 |
| F02235 | 1990 | Ford | F350 | Pickup | 1FDKF37M2LNA68305 |
| SMU 011 | 1990 | Chevrolet | | Pickup | 2GCEC14H2L1200860 |
| ACJ 041 | 1990 | Chevrolet | C 2500 | Pickup | 1GBGC24K1LE192456 |
| UWU 033 | 1987 | Ford | F150 | Pickup | 1FTEF15N3HNB11493 |
| TOJ 411 | 1984 | Chevrolet | | Pickup | 2GCGC24M8E1203499 |

Vans

| | | | | | |
|----------|------|------|------------|-----|-------------------|
| TEB 166 | 1999 | Ford | Econoline | Van | 1FBSS31L0XHA33366 |
| CTB 156 | 1998 | Ford | Econoline | Van | 1FBSS31L8WHB12945 |
| CTB 158 | 1998 | Ford | Econoline | Van | 1FBSS31L7WHA59266 |
| TEB 161 | 1998 | Ford | Econoline | Van | 1FBSS31L8WHA17527 |
| TEB 162 | 1998 | Ford | Econoline | Van | 1FBSS31LXWHA17545 |
| TEB 164 | 1998 | Ford | Econoline | Van | 1FBSS31L2WHA15692 |
| CTB 153 | 1997 | Ford | E350 | Van | 1FBJS31L2VHB77137 |
| DTB 081 | 1997 | Ford | E350 | Van | 1FDKE30FXVHA27534 |
| DTB 082 | 1997 | Ford | E350 | Van | 1FDKE30F7VHA18497 |
| DTB 083 | 1997 | Ford | E350 | Van | 1FDKE30F5VHA27537 |
| DTB 085 | 1997 | Ford | E350 | Van | 1FDKE30F9VHA27542 |
| DTB 086 | 1997 | Ford | E350 | Van | 1FDKE30F7VHA58921 |
| DTB 087 | 1997 | Ford | E350 | Van | 1FDKE30F9VHA58922 |
| DTB 088 | 1997 | Ford | E350 | Van | 1FDKE30F5VHA27540 |
| DTB 089 | 1997 | Ford | E350 | Van | 1FDKE30F2VHA58924 |
| DTB 097 | 1997 | Ford | E350 | Van | 1FDKE30F7VHA65707 |
| DTB 069 | 1995 | Ford | E350 | Van | 1FBJS31F6SHB72562 |
| DTB 075 | 1995 | Ford | E350 | Van | 1FBJS31F6SHB72559 |
| DTB 077 | 1995 | Ford | E350 | Van | 1FBJS31F9SHB72555 |
| DTB 078 | 1995 | Ford | E350 | Van | 1FBJS31F0SHB72556 |
| DTB 080 | 1995 | Ford | E350 | Van | 1FBJS31F4SHB72558 |
| PDB 334N | 1994 | Ford | Aerostar | Van | 1FTDA34U3RZA38246 |
| PDB 301 | 1993 | Ford | Club Wagon | Van | 1FBJS31H9PHA85327 |
| PDB 329 | 1992 | Ford | Club Wagon | Van | 1FBJS31H7NHA51142 |
| PDB 112N | 1988 | Ford | Econoline | Van | 1FBJS31H2JHB80139 |

City of Charlotte

April 26, 2003 Surplus Auction

Exhibit B

| | | | | | |
|---------|------|------|------------|-----|-------------------|
| PDB 324 | 1988 | Ford | Club Wagon | Van | 1FBJS31H7JHB80136 |
| PDB 325 | 1988 | Ford | Club Wagon | Van | 1FBJS31H3JHB80134 |
| PDB 404 | 1987 | Ford | Club Wagon | Van | 1FBJS31H4HHB88382 |
| PDJ 002 | 1987 | Ford | E350 | Van | 1FDKE37H2HHC06632 |

Wrecks

| | | | | | |
|---------|------|-----------|-----------|------------------|--------------------|
| PDA 119 | 2001 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W91X133821 |
| PDA 822 | 2001 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71WX1X137361 |
| TEB 220 | 2001 | Chevrolet | | Van | 1GAHG39R211230533 |
| PDA 225 | 2000 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W1YX199001 |
| PDA 286 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W0XX123882 |
| PDA 699 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W2XX123947 |
| PDA 819 | 1999 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W8XX123970 |
| PDA 741 | 1998 | Ford | Crown Vic | 4 Door Sedan | 2FAFP71W5WX130065 |
| TEB 148 | 1997 | Ford | E 350 | Van | 1FBJS31L3VVHB77132 |
| PDA 493 | 1995 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W9SX160859 |
| PDA 747 | 1995 | Ford | Crown Vic | 4 Door Sedan | 2FALP71W7SX160875 |
| 961 | 1996 | Goshen | Sentry | 25 Passenger Bus | |

Buses

| | | | | | |
|-----|------|--------|--------|------------------|-------------------|
| 962 | 1996 | Goshen | Sentry | 25 Passenger Bus | 4UZK54M23T2111398 |
| 963 | 1996 | Goshen | Sentry | 25 Passenger Bus | 4UZK54M25T2111399 |
| 964 | 1996 | Goshen | Sentry | 25 Passenger Bus | 4UZK54M28T2111400 |
| 965 | 1996 | Goshen | Sentry | 25 Passenger Bus | 4UZK54M2XT2111401 |
| 966 | 1996 | Goshen | Sentry | 25 Passenger Bus | 4UZK54M21T2111402 |

Various other equipment and miscellaneous goods

City of Charlotte

May 2, 2003 Surplus Auction

Exhibit C

Computers

Printers

Scanners

Miscellaneous other technology related goods

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

Whereas, City of Charlotte, Department of Transportation has filed a petition to close **a portion of Kirkpatrick Road** in the City of Charlotte; and

Whereas, the portion of Kirkpatrick Road to be closed lies beginning from Elmhurst Road continuing northeastwardly approximately 510 feet to its terminus 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 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 it's regularly scheduled session of March 24, 2003 that it intends to close a portion of Kirkpatrick Road 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 28th day of April, 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.

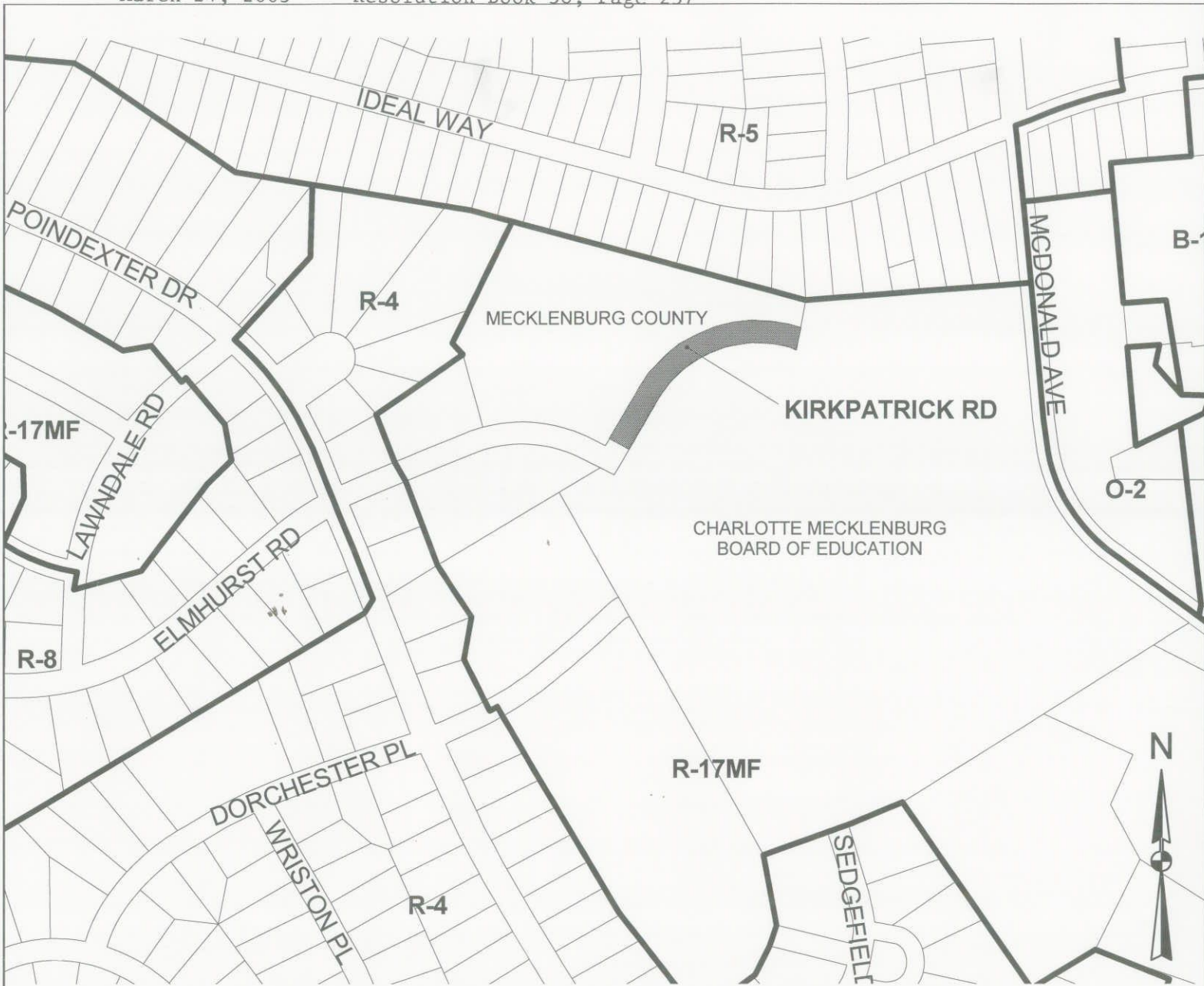
CERTIFICATION


I, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Pages 236-237.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk



 Right-of-Way to be Abandoned



Vicinity Map

CITY OF CHARLOTTE
DEPARTMENT OF TRANSPORTATION
Development Services Division

Right-of-Way Abandonment Petition : 02- 16

Portion of Kirkpatrick Rd

A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY 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 property 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, ~~WHEREFORE~~, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 24th day of March, 2003 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Pages 238-240.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

**PROPERTY TAX
TAXPAYERS AND REFUNDS REQUESTED
LESS THAN \$100**

| <u>Name</u> | <u>Amount of Refund</u> |
|--------------------------------|-------------------------|
| | <u>Clerical Error</u> |
| University City United | \$ 3.69 |
| Kulesa Edward Benjamin | 3.43 |
| Austin Ernest B & wf Mary H | 19.61 |
| Boelke Arthur | 14.12 |
| Berlin Sanford | 81.90 |
| Deckelman Frederick A | 6.49 |
| Fincher Lois Hamrick | 97.42 |
| State Employees Credit Union | 42.03 |
| Mitchell Ruby T | 45.00 |
| Mitchell Ruby T | 45.00 |
| Clark Larry Allen & Patricia L | 30.50 |
| Clark Larry Allen & Patricia | 30.50 |
| Clark Larry Allen & Patricia L | 92.87 |
| Clark Larry Allen & Patricia L | 30.82 |
| Key Corporate Capital Inc. | 33.04 |
| Clark Larry Allen & Patricia | 30.50 |
| Brenneman Wayne | 51.16 |
| Total | \$658.08 |

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

| <u>Name</u> | <u>Clerical Error</u> | <u>Amount of Refund</u> |
|--------------------------------|-----------------------|-------------------------|
| Trustees of the Vietnamese | | \$ 145.99 |
| L&M Development Company | | 3,206.00 |
| L&M Development Company | | 4,863.38 |
| Four Hundred Twenty Five South | | 3,864.00 |
| Four Hundred Twenty Five South | | 3,864.00 |
| Sprint Communications Company | | 4,144.16 |
| Sprint Communications Company | | 2,079.78 |
| Metrolina Truck & Trailer | | 214.61 |
| HR America Inc | | 762.49 |
| Spotz | | 166.24 |
| Lake Success | | 333.95 |
| Whitehall Land & Dev LP | | 1,902.46 |
| Berlin Sanford | | 483.77 |
| Berlin Sanford | | 483.77 |
| Berlin Sanford R | | 483.77 |
| Berlin Sanford R | | 488.94 |
| Liotta Thomas S | | 112.31 |
| Jordans Pond Joint Venture | | 114.32 |
| Jordans Pond Joint Venture | | 114.32 |
| Bank of America | | 106.10 |
| Leasetec Corp | | 224.60 |
| Leasetec Corp | | 102.09 |
| BB&T | | 504.43 |
| Key Corporate Capital Inc | | 2,791.71 |
| Landings at Steele Creek Apts | | 2,247.01 |
| Total | | \$33,804.20 |

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 **ARROWOOD ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to 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 **ARROWOOD ROAD WIDENING PROJECT** and estimated to be approximately **8,858 square feet (0.203 acre) as fee-simple, permanent drainage 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. 205-171-20, said property currently owned by **S. C. HONDROS & ASSOCIATES, INC.; ROBERT D. FOX, Substitute Trustee, NATIONSBANK OF NORTH CAROLINA, N. A. (now BANK OF AMERICA), Beneficiary; TIM, INC., Trustee; NATIONSBANK OF NORTH CAROLINA, N. A. (now BANK OF AMERICA), 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 241.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **CENTRAL AVENUE STREETScape-PH. III 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 **CENTRAL AVENUE STREETScape-PH. III PROJECT** and estimated to be approximately **6,774 square feet (0.156 acre) as 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. 129-041-31, said property currently owned by **AUTOZONE, 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 242.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **ARROWOOD ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to 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 **ARROWOOD ROAD WIDENING PROJECT** and estimated to be approximately **10,559 square feet (0.242 acre) as permanent drainage 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. 205-171-08, said property currently owned by **S. C. HONDROS & ASSOCIATES, INC.; ROBERT D. FOX, Substitute Trustee, NATIONSBANK OF NORTH CAROLINA, N. A. (now BANK OF AMERICA), Beneficiary; TIM, INC., Trustee; NATIONSBANK OF NORTH CAROLINA, N. A. (now BANK OF AMERICA), 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 243.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **ARROWOOD ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to 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 **ARROWOOD ROAD WIDENING PROJECT** and estimated to be approximately **29,042 square feet (0.667 acre) as fee-simple, permanent drainage 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. 169-241-05, said property currently owned by **WXI/MCN MULTIFAMILY REAL ESTATE LIMITED PARTNERSHIP; LAWYERS TITLE INSURANCE CORPORATION, Trustee; ARESKO CAPITAL, L. P., 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 244.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.


Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **ARROWOOD ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to 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 **ARROWOOD ROAD WIDENING PROJECT** and estimated to be approximately **1,024 square feet (0.024 acre) as fee-simple**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 169-241-03, said property currently owned by **ARROWOOD COMPANY LIMITED PARTNERSHIP; INVESTORS TITLE INSURANCE COMPANY, Trustee; AMERICAN PROPERTY FINANCING, INC., Beneficiary; FIRST AMERICAN TITLE INSURANCE COMPANY, Trustee; JPMORGAN CHASE BANK, 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 245.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **ARROWOOD ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to 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 **ARROWOOD ROAD WIDENING PROJECT** and estimated to be approximately **5,009 square feet (0.115 acre) as fee-simple right of way 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 Nos. 169-241-06 and 169-241-08, said property currently owned **SOUTH BELT PROPERTIES, LLC; JERONE C. HERRING, Trustee; BRANCH BANKING AND TRUST COMPANY, 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 246.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **THIRD STREET AND BALDWIN AVENUE-INTERSECTION IMPROVEMENTS PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to 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 **THIRD STREET AND BALDWIN AVENUE-INTERSECTION IMPROVEMENTS PROJECT** and estimated to be approximately **5,650 square feet (0.130 acre) as fee-simple right of way 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. 125-118-02, said property currently owned **SOUTHERN/DMI, LLC, 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 247.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **CENTRAL AVENUE STREETScape-PH. III 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 **CENTRAL AVENUE STREETScape-PH. III PROJECT** and estimated to be approximately **4,399 square feet (0.101 acre) as 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. 129-064-23, said property currently owned **RAY J. PLUMMER and wife, NANCY K. PLUMMER, 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 248.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **CENTRAL AVENUE STREETScape-PH. III 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 **CENTRAL AVENUE STREETScape-PH. III PROJECT** and estimated to be approximately **4,157 square feet (0.096 acre) as 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. 129-051-05, said property currently owned **SPIROS TSIARAS and ILIAS KALOPITAS, Partners in a Partnership known as CENTRAL WOODS; RALPH H. DOUGHERTY, Trustee; BRANCH BANKING AND TRUST COMPANY (Successor to UNITED CAROLINA BANK), 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 249.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.


Nancy S. Gilbert, CMC, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **CENTRAL AVENUE STREETScape-PH. III 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 **CENTRAL AVENUE STREETScape-PH. III PROJECT** and estimated to be approximately **5,054 square feet (0.116 acre) as 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. 129-041-38, said property currently owned **H. D. PURSER and wife, RUTH Y. PURSER; 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, 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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Page 250.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.


Nancy S. Gilbert, CMC, Deputy City Clerk

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 MAY 28 03:24 PM
BK: 15411 PG: 117-120 FEE: \$20.00

INSTRUMENT # 2003116323



2003116323

RESOLUTION CLOSING A PORTION OF ELLA STREET 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 Ella Street 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 Ella Street 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 the City of Charlotte, Duke Power Company, BellSouth Telecommunications, Inc, 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 24th day of March, 2003 and City Council determined that the closing of a portion of Ella Street 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 March 24, 2003, that the Council hereby orders the closing of a portion of Ella Street 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.

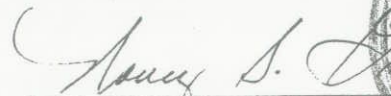
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

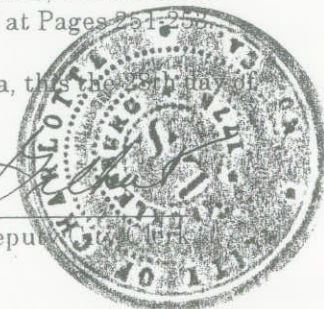
CERTIFICATION

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 24th day of March, 2003, the reference having been made in Minute Book 119, and recorded in full in Resolution Book 38 at Pages 251-252.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of March, 2003.

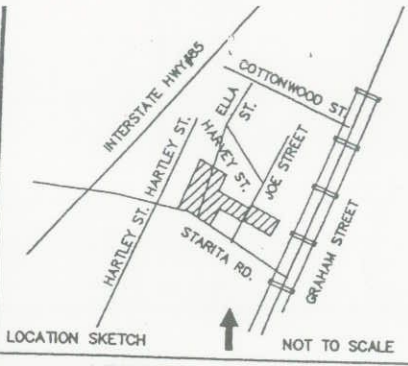
Drawn by: City of Charlotte
Return to: City of Charlotte, N.C.


Nancy S. Gilbert, CMC, Deputy City Clerk



COUNTY OF MECKLENBURG

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



LEGEND

| | |
|-------|-----------------------|
| R/W | RIGHT OF WAY |
| DB | DEED BOOK |
| PG | PAGE |
| SQ.FT | SQUARE FEET |
| POB | POINT OF BEGINNING |
| POC | POINT OF COMMENCEMENT |
| NIR | SET IRON REBAR |
| EIP | EXISTING IRON PIN |
| EIR | EXISTING IRON ROD |
| ● | COMPUTED POINT |

AREA TABLE

| | |
|--------------|---|
| (A) | 18,895 ± SQ. FT. 0.434 ACRES |
| (B) | 4,016 ± SQ. FT. 0.092 ACRES |
| (C) | 14,852 ± SQ. FT. 0.341 ACRES |
| TOTAL | 37,763 ± SQ. FT. 0.867 ACRES |

LINE TABLE

| LINE | LENGTH | BEARING |
|------|--------|-------------|
| L1 | 25.00 | S81°13'20"E |
| L2 | 25.00 | S81°13'20"E |
| L3 | 25.00 | N61°13'20"W |
| L4 | 25.02 | N63°43'26"W |
| L5 | 25.02 | N63°43'26"W |

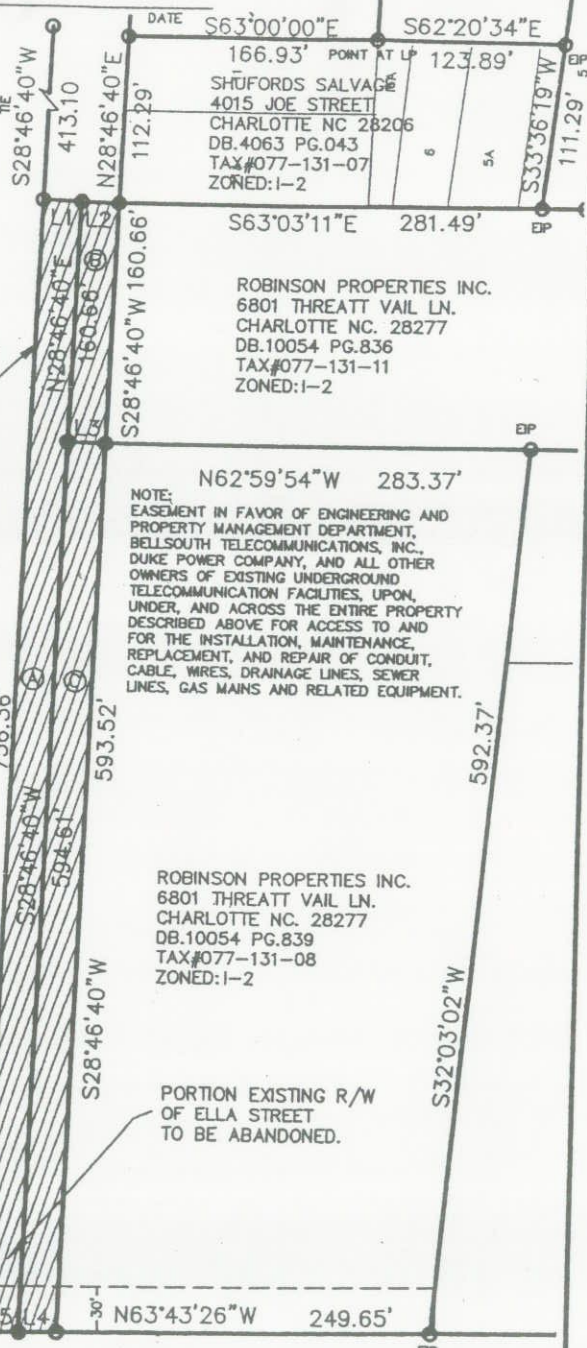
REFERENCES:
MAP BY GNA OF 27.837
ACRE BOUNDARY AND TOPO
FOR INSURANCE AUTO
AUCTIONS, INC. DATED
4/29/02

- NOTE:**
- THIS MAP FOR ABANDONMENT OF PORTION ELLA STREET ONLY AND IS NOT A CERTIFIED BOUNDARY SURVEY.
 - THIS PROPERTY ACQUIRED BY OWNER IN DB.10054 PG.838-839 & DB.1768 PG.123.
 - TAX ID# HAS NOT BEEN ASSIGNED TO SUBJECT TRACTS A, B, AND C.

RESERVE 30 FOOT EASEMENT FOR EXISTING AERIAL AND BURIED CABLE PARALLEL TO THE STARITA ROAD RIGHT OF WAY

E.C. GRIFFITH COMPANY INC.
1914 BRUNSWICK AVE.
CHARLOTTE NC 28207
DB.1768 PG.123
TAX#077-151-14
ZONED:I-2

ELLA STREET -50' (SECTION NOT IMPROVED)



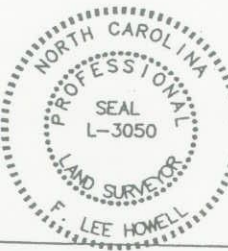
ROBINSON PROPERTIES INC.
6801 THREATT VAIL LN.
CHARLOTTE NC. 28277
DB.10054 PG.839
TAX#077-131-08
ZONED:I-2

PORTION EXISTING R/W OF ELLA STREET TO BE ABANDONED.

STARITA RD. 60' R/W

THIS MAP WAS PREPARED IN ACCORDANCE WITH THE MINIMUM TECHNICAL REQUIREMENTS FOR MAPPING IN NORTH CAROLINA, AND IS INTENDED FOR USE IN RIGHT OF WAY ABANDONMENT OF PORTION ELLA STREET.

GNA DESIGN AND ASSOCIATES, INC. 12/30/02
12/06/02
F. LEE HOWELL NCPLS #3050
NOTE: THIS MAP DOES NOT MEET GS-47-30 AND CANNOT BE RECORDED AS A PLAT



GNA DESIGN ASSOCIATES, Inc.
428 East Fourth Street
Suite 408 (704) 373-1907
Charlotte, NC 28202

Surveying • Landscape Architecture • Civil Engineering

"EXHIBIT A"

| | | | |
|---------------------------|----------------------------------|---|-------------------------------------|
| 51421 Job No. File No. | | ABANDONMENT OF PORTION ELLA STREET 50' R/W | |
| PLAN Scale 1"=100' | PROFILE Hor. N/A Vert. N/A | OWNERS: ROBINSON PROPERTIES INC., E.C. GRIFFITH COMPANY INC. | |
| As Built | Date | | |
| GNA Surveyed By | Designed By | JEC Drawn By | FLH Project-Eng'r Approved By |
| | | 1/15/02 Date | Sheet 1 of 1 |

| No. | Date | By | Revision |
|-----|----------|-----|----------------------|
| 2. | 12/30/02 | TLH | REVISE EASEMENT NOTE |
| 1. | 12/06/02 | TLH | ADD EASEMENTS NOTES |

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 5/13/03

Drawn by: City of Charlotte
Problem to be solved:

GNA DESIGN ASSOCIATES, INC.



WRITTEN DESCRIPTION

All that certain parcel of land, lying and being situate in the City of Charlotte, County of Mecklenburg, State of North Carolina, being a portion of Ella Street as shown in the Office of Registrar of Deeds for Mecklenburg County, in Deed Book 10054 at Page 836-839 and as described in Deed Book 1768 at page 123, containing 0.867 acres, more or less, and being shown on a map by GNA Design Associates, Inc., titled "Exhibit 'A', Abandonment of Portion Ella Street 50' Right of Way, dated August 26, 2002, being more fully described as:

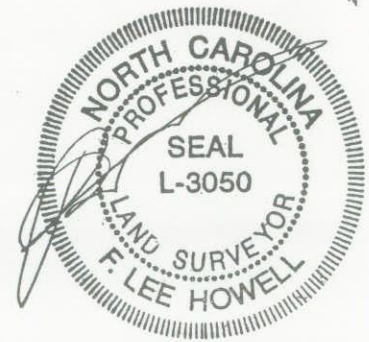
BEGINNING at a Existing iron pin on the Northerly right of way of Starita Road (right of way 60 feet) and also being the Southwesterly corner of E.C. Griffith Company Inc. as described in Deed Book 1768 at page 123 recorded in the Mecklenburg County Registry; thence along the Northerly right of way of said Starita Road South 63°43'26" East for 333.21' feet to the intersection of right of way of Ella Street (right of way 50 feet) and the POINT OF BEGINNING; thence with the Westerly right of way of said Ella Street North 28°46'40" East for 756.36' feet; thence South 61°13'30" East for 50.00' feet to the Easterly right of way of said Ella Street and the Northwesterly corner of Robinson Properties, Inc. as described in Deed Book 10054 at page 836 recorded in said Registry; thence South 28°46'40" West for 754.18' feet to the intersection of said Ella Street and Starita Road; thence North 63°43'26" West for 50.04' feet to the POINT OF BEGINNING.

Said parcel contains 0.867 acres, more or less and being subject to easements and restrictions of record.

Prepared: August 26, 2002
Prepared by: GNA Design Associates, Inc.,
428 E. Fourth Street Suite 408
Charlotte, NC 28202
(704) 373-1907

GNA Design Associates, Inc.

F. Lee Howell, NC PLS L-3050



GNA DESIGN ASSOCIATES, INC.
428 East Fourth Street
Suite 408 (704) 373-1907
Charlotte, NC 28202
Fax (704) 358-0766

FILE G:\CADD\PROJ51421\DESCRIPTION\ROADCLOSED.WPD

Principals
Teresa L. Hawkins, ASLA
Landscape Architecture

Jeff D. Oden, PE
Civil Engineering

F. Lee Howell, PLS
Surveying

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 March 24, 2003.

* * *

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 March 24, 2003 (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: Cannon, Carter, Cogdell, Graham, Lochman, Mitchell, Mumford, Spencer, Tabor, Wheeler, and White.

The following members of the City Council were absent:

Also present: " "

Councilmember Wheeler introduced the following 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:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$45,000,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2003B.

WHEREAS, the Bond Order hereinafter-described has been adopted, and it is desirable to make provision for the issuance of the Bonds authorized by said Bond Order;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina (the "City"), as follows:

1. For purposes of this Resolution, the following words will have the meanings ascribed to them below:

"*Bond Order*" means the Bond Order authorizing the Bonds adopted by the City Council on February 10, 2003 and effective on its adoption.

"*Bonds*" means the City's General Obligation Refunding Bonds, Series 2003B authorized under the Bond Order.

"*City*" means the City of Charlotte, North Carolina, and its successors or assigns.

"*City Council*" means the City Council of the City.

"*Federal Securities*" means (a) direct obligations of the United States of America for the timely payment of which the full faith and credit of the United States of America is pledged; (b) obligations

issued by any agency controlled or supervised by and acting as an instrumentality of the United States of America, the timely payment of the principal of and interest on which is fully guaranteed as full faith and credit obligations of the United States of America (including any securities described in (a) or (b) issued or held in the name of the Trustee in book-entry form on the books of the Department of Treasury of the United States of America), which obligations, in either case, are held in the name of a trustee and are not subject to redemption or purchase prior to maturity at the option of anyone other than the holder; (c) any bonds or other obligations of the State of North Carolina or of any agency, instrumentality or local governmental unit of the State of North Carolina which are (i) not callable prior to maturity or (ii) as to which irrevocable instructions have been given to the trustee or escrow agent with respect to such bonds or other obligations by the obligor to give due notice of redemption and to call such bonds for redemption on the date or dates specified, and which are rated by Moody's, if the Bonds are rated by Moody's, and S&P, if the Bonds are rated by S&P, within the highest rating category and which are secured as to principal, redemption premium, if any, and interest by a fund consisting only of cash or bonds or other obligations of the character described in clause (a) or (b) hereof which fund may be applied only to the payment of such principal of and interest and redemption premium, if any, on such bonds or other obligations on the maturity date or dates thereof or the specified redemption date or dates pursuant to such irrevocable instructions, as appropriate; or (d) direct evidences of ownership of proportionate interests in future interest and principal payments on specified obligations described in (a) held by a bank or trust company as custodian, under which the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor on the underlying obligations described in (a), and which underlying obligations are not available to satisfy any claim of the custodian or any person claiming through the custodian or to whom the custodian may be obligated.

"*Fitch Ratings*" means Fitch, Inc., a corporation organized and existing under the laws of the State of New York, its successors and their assigns and, if such corporation for any reason no longer performs the functions of a securities rating agency, "*Fitch Ratings*" will be deemed to refer to any other nationally recognized rating agency other than Moody's or S&P designed by the City.

"*Moody's*" means Moody's Investors Service, a corporation organized and existing under the laws of the State of Delaware, its successors and their assigns and, if such corporation for any reason no longer performs the functions of a securities rating agency, "*Moody's*" will be deemed to refer to any other nationally recognized rating agency other than Fitch Ratings or S&P designed by the City.

"*Refunded Bonds*" means the City's (1) General Obligation Public Improvement Bonds, Series 1993 maturing on February 1, 2004 through February 1, 2013 and (2) General Obligation Water and Sewer Bonds, Series 1993 maturing on February 1, 2004 through and including February 1, 2018.

"*S&P*" means Standard & Poor's Ratings Services, a Division of The McGraw-Hill Companies, Inc., its successors and their assigns and, if such corporation for any reason no longer performs the functions of a securities rating agency, "*S&P*" will be deemed to refer to any other nationally recognized rating agency other than Fitch Ratings or Moody's designed by the City.

2. The City shall issue not to exceed \$45,000,000 in total aggregate principal amount of its Bonds.

3. The Bonds shall be dated as of April 1, 2003 and pay interest semiannually on February 1 and August 1, beginning August 1, 2003. The Bonds are being issued to provide funds to refund in advance of their maturities the Refunded Bonds pursuant to and in accordance with the Bond Order.

4. The City Council has ascertained and hereby determines that the average period of usefulness of the capital projects being financed by the proceeds of the Refunded Bonds was not less than 25 years computed from the date of the Refunded Bonds, and the average weighted maturity of the Bonds does not exceed the average weighted maturity of the Refunded Bonds.

5. (a) The Bonds are payable in annual installments on February 1 in each year, as follows:

| <u>YEAR</u> | <u>AMOUNT</u> | <u>YEAR</u> | <u>AMOUNT</u> |
|-------------|---------------|-------------|---------------|
| 2004 | \$2,710,000 | 2012 | \$3,400,000 |
| 2005 | 2,625,000 | 2013 | 3,560,000 |
| 2006 | 2,775,000 | 2014 | 2,040,000 |
| 2007 | 2,925,000 | 2015 | 2,125,000 |
| 2008 | 2,965,000 | 2016 | 2,210,000 |
| 2009 | 3,015,000 | 2017 | 2,295,000 |
| 2010 | 3,170,000 | 2018 | 2,480,000 |
| 2011 | 3,230,000 | | |

The Director of Finance of the City may increase or decrease the aggregate principal amount and the principal of each maturity of the Bonds both before and after the receipt and opening of the bids for the Bonds in accordance with the Detailed Notice of Sale so long as net present value savings are at least 2% of the par amount of the Refunded Bonds.

6. The Bonds shall be numbered from "R-1" consecutively and upward. All Bonds shall bear interest from their date at a rate or rates which shall be hereafter determined on the sale thereof computed on the basis of a 360-day year of twelve 30-day months.

7. The Bonds shall be registered as to principal and interest, and the Director of Finance of the City is directed to maintain the registration records with respect thereto. The Bonds shall bear the original or facsimile signatures of the Mayor or City Manager of the City and the City Clerk of the City. An original or facsimile of the seal of the City shall be imprinted on each of the Bonds.

8. The Bonds will initially be issued by means of a book-entry system with no physical distribution of bond certificates made to the public. One bond certificate for each maturity of each series will be issued to The Depository Trust Company, New York, New York ("DTC"), and immobilized in its custody. A book-entry system will be employed, evidencing ownership of the Bonds in principal amounts of \$5,000 or integral multiples thereof, with transfers of beneficial ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC. Interest on the Bonds will be payable to DTC or its nominee as registered owner of the Bonds in immediately available funds. The principal of and interest on the Bonds will be payable to owners of Bonds shown on the records of DTC at the close of business on the 15th day of the month preceding an interest payment date or a bond payment date. The City will not be responsible or liable for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

If (a) DTC determines not to continue to act as securities depository for the Bonds or (b) the Director of Finance for the City determines that the continuation of the book-entry system of evidence and transfer of ownership of the Bonds would adversely affect the interests of the beneficial owners of the Bonds, the City will discontinue the book-entry system with DTC. If the City fails to identify another

qualified securities depository to replace DTC, the City will authenticate and deliver replacement bonds in the form of fully registered certificates.

9. The Bonds maturing on or before February 1, 2013 will not be subject to redemption prior to maturity. The Bonds maturing after February 1, 2013 will be subject to redemption prior to maturity, at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part on any date on or after February 1, 2013, at the principal amount of the Bonds to be redeemed, together with interest accrued thereon to the date fixed for redemption, without a redemption premium thereon.

If less than all of the Bonds are called for redemption, the City shall select the maturity or maturities of the Bonds to be redeemed in such manner as the City in its discretion may determine and DTC and its participants shall determine which of the Bonds within a maturity are to be redeemed by lot; provided, however, that the portion of any Bond to be redeemed shall be in principal amount of \$5,000 or integral multiples thereof and that, in selecting Bonds for redemption, each Bond shall be considered as representing that number of Bonds which is obtained by dividing the principal amount of such Bond by \$5,000. Whenever the City elects to redeem Bonds, notice of such redemption of Bonds, stating the redemption date, redemption price and identifying the Bonds or portions thereof to be redeemed by reference to their numbers and further stating that on such redemption date there shall become due and payable on each Bond or portion thereof so to be redeemed, the principal thereof, and interest accrued to the redemption date and that from and after such date interest thereon shall cease to accrue, shall be given not less than 30 days nor more than 60 days before the redemption date in writing to DTC or its nominee as the registered owner of the Bonds, by prepaid certified or registered United States mail, at the address provided to the City by DTC, but any failure or defect in respect of such mailing will not affect the validity of the redemption. If DTC is not the registered owner of the Bonds, the City will give notice at the time set forth above by prepaid first class United States mail, to the then-registered owners of the Bonds or portions thereof to be redeemed at the last address shown on the registration books kept by the City. The City will also mail or transmit by facsimile a copy of the notice of redemption within the time set forth above (1) to the Local Government Commission of North Carolina (the "*Local Government Commission*"), (2) to each of the then-existing securities depositories and (3) to at least two of the then-existing national information services.

10. The Bonds and the provisions for the registration of the Bonds and for the approval of the Bonds by the Clerk of the Local Government Commission shall be in substantially the following forms:

(Form of Bond)

No. R-

\$

UNITED STATES OF AMERICA
STATE OF NORTH CAROLINA
CITY OF CHARLOTTE

| | | | |
|-----------------|----------------------|-------------------|--------------|
| INTEREST | | | |
| RATE | MATURITY DATE | DATED DATE | CUSIP |
| | FEBRUARY 1, _____ | APRIL 1, 2003 | |

REGISTERED OWNER: CEDE & CO.

PRINCIPAL SUM: DOLLARS

GENERAL OBLIGATION REFUNDING BOND, SERIES 2003B

THE CITY OF CHARLOTTE, NORTH CAROLINA (the "City") acknowledges itself indebted and for value received hereby promises to pay to the Registered Owner named above, on the Maturity Date specified above, upon surrender hereof, the Principal Sum shown above and to pay to the Registered Owner hereof interest thereon from the date of this Bond until it shall mature at the Interest Rate per annum specified above, payable on August 1, 2003 and semiannually thereafter on February 1 and August 1 of each year. Principal of and interest on this Bond are payable in immediately available funds to The Depository Trust Company ("DTC") or its nominee as registered owner of the Bonds and is payable to the owner of the Bonds shown on the records of DTC at the close of business on the 15th day of the month preceding an interest payment date or a bond payment date. The City is not responsible or liable for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

This Bond is issued in accordance with the Registered Public Obligations Act, Chapter 159E of the General Statutes of North Carolina, and pursuant to The Local Government Finance Act, bond order adopted by the City Council of the City on February 10, 2003 and effective on its adoption. The Bonds are being issued to provide funds to refund in advance of their maturities the City's (1) General Obligation Public Improvement Bonds, Series 1993 maturing on February 1, 2004 through February 1, 2013 and (2) General Obligation Water and Sewer Bonds, Series 1993 maturing on February 1, 2004 through and including February 1, 2018.

The Bonds maturing on or before February 1, 2013 will not be subject to redemption prior to maturity. The Bonds maturing after February 1, 2013 will be subject to redemption prior to maturity, at the option of the City, from any moneys that may be made available for such purpose, either in whole or in part on any date on or after February 1, 2013, at the principal amount of the Bonds to be redeemed, together with interest accrued thereon to the date fixed for redemption, without a redemption premium thereon.


If less than all of the Bonds are called for redemption, the City shall select the maturity or maturities of the Bonds to be redeemed in such manner as the City in its discretion may determine and DTC and its participants shall determine which of the Bonds within a maturity are to be redeemed by lot; provided, however, that the portion of any Bond to be redeemed shall be in principal amount of \$5,000 or

integral multiples thereof and that, in selecting Bonds for redemption, each Bond shall be considered as representing that number of Bonds which is obtained by dividing the principal amount of such Bond by \$5,000. Whenever the City elects to redeem Bonds, notice of such redemption of Bonds, stating the redemption date, redemption price and identifying the Bonds or portions thereof to be redeemed by reference to their numbers and further stating that on such redemption date there shall become due and payable on each Bond or portion thereof so to be redeemed, the principal thereof, and interest accrued to the redemption date and that from and after such date interest thereon shall cease to accrue, shall be given not less than 30 days nor more than 60 days before the redemption date in writing to DTC or its nominee as the registered owner of the Bonds, by prepaid certified or registered United States mail, at the address provided to the City by DTC, but any failure or defect in respect of such mailing will not affect the validity of the redemption. If DTC is not the registered owner of the Bonds, the City will give notice at the time set forth above by prepaid first class United States mail, to the then-registered owners of the Bonds or portions thereof to be redeemed at the last address shown on the registration books kept by the City. The City will also mail or transmit by facsimile a copy of the notice of redemption within the time set forth above (1) to the Local Government Commission of North Carolina (the "Local Government Commission"), (2) to each of the then-existing securities depositories and (3) to at least two of the then-existing national information services.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of North Carolina to exist, be performed or happen precedent to or in the issuance of this Bond, exist, have been performed and have happened, and that the amount of this Bond, together with all other indebtedness of the City, is within every debt and other limit prescribed by said Constitution or statutes. The faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on this Bond in accordance with its terms.

This Bond shall not be valid or become obligatory for any purpose until the certification hereon shall have been signed by an authorized representative of the Local Government Commission.

IN WITNESS WHEREOF, the City has caused this Bond to bear the original or facsimile of the signatures of the Mayor of the City and the City Clerk of the City and an original or facsimile of the seal of the City to be imprinted hereon and this Bond to be dated as of April 1, 2003.

(SEAL)


City Clerk

Mayor

Date of Execution: _____, 2003

The issue hereof has been approved under the provisions of The Local Government Bond Act.

JANICE T. BURKE
Secretary of the Local Government Commission

FORM OF ASSIGNMENT

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

(Please print or typewrite Name and Address,
including Zip Code, and Federal Taxpayer Identification or
Social Security Number of Assignee)

the within 2003B Bond and all rights thereunder, and hereby irrevocably constitutes and appoints

Attorney to register the transfer of the within 2003B Bond on the books kept for registration thereof,
with full power of substitution in the premises.

Dated: _____
Signature guaranteed by: _____

NOTICE: Signature must be guaranteed by a Participant in the Securities Transfer Agent Medallion Program ("Stamp") or similar program.

NOTICE: The signature to this assignment must correspond with the name as it appears on the face of the within Bond in every particular, without alteration, enlargement or any change whatever.

TRANSFER FEE MAY BE REQUIRED

11. The City covenants to take such action as may be required in the opinion of nationally recognized bond counsel to cause the Bonds and all actions of the City with respect to the proceeds thereof to comply with Internal Revenue Code of 1986, as amended (the "Code"). In particular, the City covenants as follows:

(a) At least one of the following two conditions will be satisfied for the Bonds: (1) less than 10% of the proceeds of the Bonds, reduced by costs of issuance, will be used directly or indirectly in the business of a person other than a state or local governmental unit or (2) less than 10% of the principal or interest on the Bonds will be (under the terms of such issue or any underlying arrangement) directly or indirectly (A) secured by an interest in property used or to be used in a private business or any interest in payments made with respect to such property or (B) to be derived from payments made with respect to property, or borrowed money, used or to be used in a private business;

(b) Less than 5% of the proceeds of the Bonds, reduced by costs of issuance, will be used by nongovernmental persons for a use unrelated to the purposes for which the Bonds are being issued;

(c) It will not loan directly or indirectly more than 5% of the proceeds of the Bonds to nongovernmental persons;

(d) It will not enter into any management contract with respect to the facilities financed with the proceeds of the Bonds unless it obtains an opinion of nationally recognized bond counsel that such management contract will not impair the exclusion from a recipient's gross income for federal income tax purposes of the interest on the Bonds;

(e) The City acknowledges that the continued exclusion of interest on the Bonds from a recipient's gross income for federal income tax purposes depends, in part, on compliance with the arbitrage limitations imposed by Section 148 of the Code. The City covenants to comply with all the requirements of Section 148 of the Code, including the rebate requirements, and it shall not permit at any time any of the proceeds of the Bonds or other funds of the City to be used, directly or indirectly, to acquire any asset or obligation, the acquisition of which would cause the Bonds to be "*arbitrage bonds*" for purposes of Section 148 of the Code;

(f) The Bonds shall not be "*federally guaranteed*" as defined in Section 149(b) of the Code;

(g) The City covenants to file or cause to be filed Form 8038G in accordance with Section 149(e) of the Code.

12. The State Treasurer of North Carolina will hold the proceeds from the sale of the Bonds and apply such proceeds, together with money received from the City to pay accrued interest on the Refunded Bonds, to redeem the Refunded Bonds on the day following the date the Refunding Bonds are issued, or such other date within 90 days of the date the Refunded Bonds are issued that is acceptable to the State Treasurer and the Director of Finance.

The Director of Finance is hereby directed to hold proceeds of the Bonds representing accrued interest in a separate, segregated account and apply amounts held in such account to pay accrued interest on the Bonds on August 1, 2003. The Director of Finance is hereby directed to hold proceeds of the Bonds to be used for costs of issuance of the Bonds in a segregated account of the City and apply such proceeds for that purpose. Any proceeds held by the Director of Finance to pay costs of issuance of the Bonds not so disbursed before August 1, 2003 will be used to pay interest on the Bonds on August 1, 2003.

13. Actions taken by officials of the City to select paying and transfer agents, and a bond registrar, or alternate or successor agents and registrars pursuant to Section 159E-8 of the Registered Public Obligations Act, Chapter 159E of the General Statutes of North Carolina, are hereby authorized and approved.

14. The Local Government Commission is hereby requested to sell the Bonds through a competitive sale to the bidder whose bid results in the lowest interest cost to the City, determined on the basis of the true interest cost method.

15. The Mayor, the City Manager, the Director of Finance and the City Clerk of the City are hereby authorized and directed to cause the Bonds to be prepared and, when they shall have been duly

sold by the Local Government Commission, to execute the Bonds and to turn the Bonds over to the registrar and transfer agent of the City for delivery through the facilities of DTC to the purchaser or purchasers to whom they may be sold by the Local Government Commission.

16. The form and content of the Preliminary Official Statement to be dated on or about March 28, 2003 together with the final Official Statement to be dated on or about April 8, 2003 are in all respects authorized, approved and confirmed, and the Mayor, the City Manager, the Director of Finance and the City Clerk of the City are authorized, empowered and directed to execute and deliver the Official Statement in substantially the form and content presented to the City Council, but with such changes, modifications, additions or deletions therein as shall to the Mayor, City Manager or the Director of Finance of the City seem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of the approval of the City Council of any and all changes, modifications, additions or deletions therein from the form and content of the Official Statement presented to the City Council.

17. The Mayor, the City Manager, the Director of Finance and the City Clerk of the City are authorized and directed to execute and deliver for and on behalf of the City any and all additional certificates, documents, opinions or other papers and perform all other acts as may be required by the documents contemplated hereinabove or as may be deemed necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

18. The City agrees, in accordance with Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission (the "SEC") and for the benefit of the Registered Owners and beneficial owners of the Bonds, as follows:

(1) by not later than seven months after the end of each Fiscal Year, beginning with the Fiscal Year ending June 30, 2003, to provide to each nationally recognized municipal securities information repository ("NRMSIR") and to the state information depository ("SID"), if any, for the State, in each case as designated by the SEC, the audited financial statements of the City for such Fiscal Year, if available, prepared in accordance with Section 159-34 of the General Statutes of North Carolina, as it may be amended from time to time, or any successor statute, or if such audited financial statements are not then available, unaudited financial statements of the City for such Fiscal Year to be replaced subsequently by audited financial statements of the City to be delivered within 15 days after such audited financial statements become available for distribution;

(2) by not later than seven months after the end of each Fiscal Year, beginning with the Fiscal Year ending June 30, 2003, to provide to each NRMSIR and to the SID, if any, in each case as designated by the SEC, (a) the financial and statistical data as of a date not earlier than the end of the preceding Fiscal Year for the type of information included under the captions "**THE CITY--DEBT INFORMATION**" and "**--TAX INFORMATION**" (excluding information on overlapping units) in the Official Statement referred to in Section 16 and (b) the combined budget of the City for the current Fiscal Year to the extent such items are not included in the audited financial statements referred to in clause (1) above;

(3) to provide in a timely manner to each NRMSIR or to the Municipal Securities Rulemaking Board (the "MSRB"), and to the SID, if any, notice of any of the following events with respect to the Bonds, if material:

- (a) principal and interest payment delinquencies;
- (b) non-payment related defaults;
- (c) unscheduled draws on the debt service reserves reflecting financial difficulties;
- (d) unscheduled draws on any credit enhancements reflecting financial difficulties;
- (e) substitution of any credit or liquidity providers, or their failure to perform;
- (f) adverse tax opinions or events affecting the tax-exempt status of the Bonds;
- (g) modification to the rights of the beneficial owners of the Bonds;
- (h) call of any of the Bonds for redemption;
- (i) defeasance of any of the Bonds;
- (j) release, substitution or sale of any property securing repayment of the Bonds;
- (k) rating changes; and

(4) to provide in a timely manner to each NRMSIR or to the MSRB, and to the SID, if any, notice of a failure of the City to provide required annual financial information described in (1) or (2) above on or before the date specified.

The City agrees that its undertaking under this Paragraph is intended to be for the benefit of the registered owners and the beneficial owners of the Bonds and is enforceable by any of the registered owners and the beneficial owners of the Bonds, including an action for specific performance of the City's obligations under this Paragraph, but a failure to comply will not be an event of default and will not result in acceleration of the payment of the Bonds. An action must be instituted, had and maintained in the manner provided in this Paragraph for the benefit of all of the registered owners and beneficial owners of the Bonds.

The City may modify from time to time, consistent with the Rule, the information provided or the format of the presentation of such information, to the extent necessary or appropriate in the judgment of the City, but:

- (1) any such modification may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law or change in the identity, nature or status of the City;
- (2) the information to be provided, as modified, would have complied with the requirements of the Rule as of the date of the Official Statement, after taking into

account any amendments or interpretations of the Rule as well as any changes in circumstances;

(3) any such modification does not materially impair the interest of the registered owners or the beneficial owners, as determined by nationally recognized bond counsel or by the approving vote of the registered owners of a majority in principal amount of the Bonds.

Any annual financial information containing modified operating data or financial information will explain, in narrative form, the reasons for the modification and the impact of the change in the type of operating data or financial information being provided.

The provisions of this Paragraph terminate on payment, or provision having been made for payment in a manner consistent with the Rule, in full of the principal of and interest on the Bonds.

19. Those portions of this Resolution other than Paragraph 18 may be amended or supplemented, from time to time, without the consent of the owners of the Bonds if in the opinion of nationally recognized bond counsel, such amendment or supplement would not adversely affect the interests of the owners of the Bonds and would not cause the interest on the Bonds to be included in the gross income of a recipient thereof for federal income tax purposes. This Resolution may be amended or supplemented with the consent of the owners of a majority in aggregate principal amount of the outstanding Bonds, exclusive of Bonds, if any, owned by the City, but a modification or amendment (1) may not, without the express consent of any owner of Bonds, reduce the principal amount of any Bond, reduce the interest rate payable on it, extend its maturity or the times for paying interest, change the monetary medium in which principal and interest is payable, or reduce the percentage of consent required for amendment or modification and (2) as to an amendment to Paragraph 18, must be limited as described therein.

Any act done pursuant to a modification or amendment consented to by the owners of the Bonds is binding on all owners of the Bonds and will not be deemed an infringement of any of the provisions of this Resolution, whatever the character of the act may be, and may be done and performed as fully and freely as if expressly permitted by the terms of this Resolution, and after consent has been given, no owner of a Bond has any right or interest to object to the action, to question its propriety or to enjoin or restrain the City from taking any action pursuant to a modification or amendment.

If the City proposes an amendment or supplemental resolution to this Resolution requiring the consent of the owners of the Bonds, the Registrar shall, on being satisfactorily indemnified with respect to expenses, cause notice of the proposed amendment to be sent to each owner of the Bonds then outstanding by first-class mail, postage prepaid, to the address of such owner as it appears on the registration books; but the failure to receive such notice by mailing by any owner, or any defect in the mailing thereof, will not affect the validity of any proceedings pursuant hereto. Such notice shall briefly set forth the nature of the proposed amendment and shall state that copies thereof are on file at the principal office of the Registrar for inspection by all owners of the Bonds. If, within 60 days or such longer period as shall be prescribed by the City following the giving of such notice, the owners of a majority in aggregate principal amount of Bonds then outstanding have consented to the proposed amendment, the amendment will be effective as of the date stated in the notice.

20. Nothing in this Resolution shall preclude (a) the payment of the Bonds from the proceeds of refunding bonds or (b) the payment of the Bonds from any legally available funds.

If the City causes to be paid, or has made provisions to pay, on maturity or on redemption before maturity, to the owners of the Bonds the principal of the Bonds (including interest to become due thereon), through setting aside trust funds or setting apart in a reserve fund or special trust account created pursuant to this Resolution or otherwise, or through the irrevocable segregation for that purpose in some sinking fund or other fund or trust account with an escrow agent or otherwise, moneys sufficient therefor, including, but not limited to, interest earned or to be earned on Federal Securities, the City shall so notify Moody's, S&P and Fitch Ratings, and then the such Bonds shall be considered to have been discharged and satisfied, and the principal of the Bonds (including and interest thereon) shall no longer be deemed to be outstanding and unpaid; provided, however, that nothing in this Resolution requires the deposit of more than such Federal Securities as may be sufficient, taking into account both the principal amount of such Federal Securities and the interest to become due thereon, to implement any such defeasance.

If such a defeasance occurs and after the City receives an opinion of a nationally recognized accounting firm that the segregated moneys or Federal Securities together with interest earnings thereon are sufficient to effect a defeasance, the City shall execute and deliver all such instruments as may be necessary to effect such a defeasance and desirable to evidence such release, discharge and satisfaction. Provisions shall be made by the City, for the mailing of a notice to the owners of the Bonds that such moneys are so available for such payment.

Upon motion of Councilmember Wheeler, seconded by Councilmember Graham, the foregoing order entitled: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$45,000,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2003B" was adopted by the following vote:

AYES: Unanimous

NAYS: _____

PASSED, ADOPTED AND APPROVED this 24th day of March, 2003.

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