

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 certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 23rd day of February, 2004 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, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of February, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 728-731.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of February, 2004.


Brenda R. Freeze, CMC, City Clerk

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

(Clerical Error)

<u>Name</u>	<u>Amount of Refund</u>
First Charter Mortgage	132.72
Lance Inc.	417.31
Lance Inc.	4,975.89
Fred Johnston	195.93
Graphics International Inc.	5,117.72
Inside Passage LLC	159.87
IBM Corporation	312.00
IBM Corporation	312.00
IBM Corporation	312.00
IBM Corporation	312.00
Smith Harris Properties	159.87
Integrity Design Associates	159.87
Integrity Design Associates	158.99
Crescent Resources Inc.	870.67
Crescent Resources Inc.	870.67
Crescent Resources Inc.	870.67
Crescent Resources Inc.	870.67
Hand Held Products Inc.	2,566.62
Hand Held Products Inc.	2,232.38
Crescent Resources Inc.	2,519.89
Crescent Resources Inc.	2,519.89
Crescent Resources Inc.	4,257.45
Crescent Resources Inc.	4,257.45
Broadwing Inc.	157.47
Broadwing Inc.	157.47
Broadwing Inc.	157.47
Broadwing Inc.	535.61
John McDowell VII	161.82
John McDowell VII	161.82
Robert Sparrow	141.65
Robert Sparrow	140.15
Robert Sparrow	140.15

Robert Sparrow	140.15
Robert Sparrow	140.15
Washington Mutual	180.60
Pulte Home Corp.	140.10
Pulte Home Corp.	142.80
National City Mortgage	110.04
Shirley Fulton-Orr	594.30
Geographics Screen	422.40
Donald Wilburn	118.86
Stegall Properties Inc.	264.38
Nuray Holdings LLC	315.03
First Baptist Church	342.45
Calmco Servicing LP	1,042.39
Ballantyne Properties LLC	626.67
Charlotte Gateway Village, LLC	2,003.41
Thomas Exley	116.36
Graphic Specialities of the	696.54
Graphic Specialities of the	184.64
Julia Anne Carney	235.83
Helen Roberts	318.78
Wells Fargo Home Mortgage	132.30
Wells Fargo Home Mortgage	111.30
Wells Fargo Home Mortgage	132.30
Marsh Associates	315.00
Hibernia National Bank	375.48
Susan Reed	225.07
Countrywide Home Loans	105.00
Government House	2,121.76
Government House	1,573.48
Clinton Cater III	1,050.90
Washington Mutual	139.44
Aurora Loan	281.82
RBC Centura	134.40
Wells Fargo Home Mortgage	179.34
Wells Fargo Home Mortgage	140.70
Wells Fargo Home Mortgage	111.30
Chase	240.24
HSBC Mortgage	108.78
First Union	294.00
Wells Fargo Home	278.04
BB&T	331.38
Washington Mutual	157.08

Aurora Loans	134.82
Warner Development LLC	104.85
Allen Tehranian	105.00
ABH AMRO	121.80
Carmel Country Club Inc.	2,846.38
Carmel Country Club Inc.	1,428.70
Carmel Country Club Inc.	496.11
Bojangles Corp.	488.05
Bojangles Corp.	109.19
Bojangles Corp.	890.26
Bojangles Corp.	195.48
Bojangles Corp.	170.57
Bojangles Corp.	104.51
Bojangles Corp.	190.55
Bojangles Corp.	284.21
Bojangles Corp.	129.59
Bojangles Corp.	187.79
Bojangles Corp.	193.65
Bojangles Corp.	192.26
Bojangles Corp.	127.36
Haigler Margaret	338.52
Chase	687.12
Bank of America	167.16
Jordan & Skala Engineers	177.06
Ernestine Stevenson	140.70
RBC Centura	286.26
Washington Mutual	148.68
Benjamin Baldwin	304.06
Benjamin Baldwin	304.06
HPSC Inc.	121.90
HPSC Inc.	151.98
HPSC Inc.	156.73
Earl Lapp & Wife	231.21
Tasos Karatsamis	169.47
Vanessa Holliman	203.28

Total

\$65,080.45

**A RESOLUTION AUTHORIZING THE REFUND OF
CERTAIN BUSINESS PRIVILEGE LICENSES**

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 23rd day of February, 2004 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, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of February, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 732-733.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of February, 2004.



Brenda R. Freeze, CMC, City Clerk

**BUSINESS PRIVILEGE LICENSE
REFUNDS REQUESTED**

<u>Name</u>	<u>Amount of Refund</u>
J&Z Pizza, LLC	\$85.00
Simmons & Simmons Rest. Serv.	40.00
On Time Services	25.00
Uptown Cleaners-West Am	10.50
Window Fashion Design	83.41
Amber House Restaurant	310.65
Burger King-Mikaw Corp	1,518.00
Burger King-Great Food Service	1,418.54
Carolina Credit Union Solution	714.51
Choice Diabetic Supply, Inc	92.50
Delta Industrial Services, Inc	20.87
Harry & Bryant-Dignity Memorial	487.26
Miro Spanish Grille-Miro-Miro, Inc	605.00
NuTech Solutions, Inc.	1,928.69
Painting Specialties, Inc.	68.61
Commercial Relocation Services, Inc.	43.00
TGI Fridays-Car Charlotte II, LLC	449.85
VisArt Video Services, Inc	107.80
Campbell Business Services	100.00
Fontanella Italiano Ristorante	79.00
James J. Toth, III, P.E.	50.00
Carpentry & Remodeling Images	151.25
Southern Deli, LLC	99.00
Total	<u>\$8,488.44</u>

EXTRACTS FROM MINUTES OF CITY COUNCIL

A Regular Meeting of the City Council of the City of Charlotte, North Carolina was duly held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on February 23, 2004.

Members Present: Mayor McCrory, Councilmembers Burgess, Carter, Graham, Kinsey, Lassiter, Lochman, Mitchell, Mumford, Tabor, and Turner

Members Absent: Councilmember Cannon

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

* * * * *

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

**RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA
APPROVING AN INSTALLMENT PAYMENT CONTRACT WITH NEW
CHARLOTTE CORPORATION AND RELATED MATTERS**

WHEREAS, the City of Charlotte, North Carolina (the "City") is a municipal corporation validly existing under the Constitution, statutes and laws of the State (the "State");

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

WHEREAS, the City Council of the City of Charlotte, North Carolina (the "City Council") has determined that it is in the best interests of the City to enter into an Installment Payment Contract dated as of March 15, 2004 (the "Contract") with New Charlotte Corporation (the "Corporation") to acquire certain equipment for general governmental purposes (the "Equipment");

WHEREAS, the Corporation will execute and deliver Certificates of Participation, Series 2004C (FY2004 Equipment Acquisition Project) Evidencing Proportionate Undivided Interests in Installment Payments Pursuant to the Contract (the "2004C Certificates");

WHEREAS, in connection with the sale of the 2004C Certificates by the Corporation to Banc of America Securities LLC, Wachovia Bank, National Association and Scott & Stringfellow, Inc., trading as BB&T Capital Markets (the "Underwriters"), the City desires to make certain representations and warranties to the Underwriters in the form of the City's Letter of Representations to the Underwriters (the "Letter of Representations");

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

- (1) the form of the Contract;

- (2) the form of the Letter of Representations;
- (3) the form of the Contract of Purchase to be dated on or about March 11, 2004 between the Corporation and the Underwriters (the "*Purchase Contract*");

WHEREAS, to make an offering and sale of the 2004C Certificates, there will be prepared a Preliminary Official Statement (the "*Preliminary Official Statement*"), a draft thereof having been presented to the City Council, and a final Official Statement (collectively with the Preliminary Official Statement, the "*Official Statement*") with respect to the 2004C Certificates, which Official Statement will contain certain information regarding the City;

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

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

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

Section 2. Authorization of the Official Statement. That the form, terms and content of the Preliminary Official Statement to be dated on or about March 2, 2004 are in all respects authorized, approved and confirmed, and the use of the Preliminary Official Statement and of the final Official Statement to be dated on or about March 11, 2004 (the "*Official Statement*") by the Underwriters in connection with the sale of the 2004C Certificates is hereby in all respects authorized, approved and confirmed.

Section 3. Authorization to Execute the Contract. That the City approves the acquisition of the Equipment in accordance with the terms of the Contract, which will be a valid, legal and binding obligation of the City in accordance with its terms. The form and content of the Contract shall be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk and their respective designees shall be and they hereby are authorized, empowered and directed to execute and deliver the Contract, including necessary counterparts, in substantially the form and content presented to the City Council, but with such changes, modifications, additions or deletions therein as shall to them seem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of the City's approval of any and all changes, modifications, additions or deletions therein from the form and content of the Contract presented to the City Council, and that from and after the execution and delivery of the Contract, the City Manager, the City Director of Finance and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Contract as executed.

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

Section 5. City Representative. That the City Manager, the City Director of Finance, the City Treasurer and the City Debt Manager are hereby designated as the City's Representatives to act on behalf of the City in connection with the transaction contemplated by the Instruments and the Preliminary Official Statement, and each is authorized to proceed with the acquisition of the Equipment in accordance with the Instruments and to seek opinions as a matter of law from the City Attorney, which City Attorney is authorized

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 **CHARLESTON/MONROE STORM DRAINAGE 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 **CHARLESTON/MONROE STORM DRAINAGE IMPROVEMENTS PROJECT** and estimated to be approximately **2,832 square feet (.065 acre) for 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. 163-013-21, said property currently owned by **CHARLES WILLIAM ETIER and spouse, if any; CONNIE M. ETIER and spouse, if any; (Tenants in Common); ROGER S. CARDINAL, Trustee; VINCENT J. CARDINAL and wife, FAYE N. CARDINAL, Beneficiary; PRESBYTERIAN SPECIALTY HOSPITAL, Possible Judgment Creditor; UNIVERSITY HOSPITAL, Possible Judgment Creditor; SEARS ROEBUCK AND COMPANY, Possible Judgment Creditor; CITY-COUNTY TAX COLLECTOR, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of February, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 737.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of February, 2004.


Brenda R. Freeze, CMC, City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **NEIGHBORHOOD IMPROVEMENT: HERRINWOOD 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 **NEIGHBORHOOD IMPROVEMENT: HERRINWOOD PROJECT** and estimated to be approximately **300 square feet (.007 acre) for 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. 093-092-03, said property currently owned by **ROGER LEE HEGLER and wife, MARTHA W. HEGLER; and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of February, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 738.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of February, 2004.



Brenda R. Freeze, CMC, City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **NEIGHBORHOOD IMPROVEMENT: HERRINWOOD 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 **NEIGHBORHOOD IMPROVEMENT: HERRINWOOD PROJECT** and estimated to be approximately **285 square feet (.007 acre) for 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. 093-022-18, said property currently owned by **ARMANDO MEJIA and wife, RUBICELIA MEJIA; CITY-COUNTY TAX COLLECTOR, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of February, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 739.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of February, 2004.


Brenda R. Freeze, CMC, City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **NEIGHBORHOOD IMPROVEMENT: HERRINWOOD 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 **NEIGHBORHOOD IMPROVEMENT: HERRINWOOD PROJECT** and estimated to be approximately **1,634 square feet (.038 acre) for 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. 093-098-11, said property currently owned by **EARL G. TAYLOR and wife, REBECCA H. TAYLOR, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of February, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 740.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of February, 2004.



Brenda R. Freeze, CMC, City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **2003 ANNEXATION-SANITARY SEWER TO SERVE THE SUNSET/PLEASANT GROVE AREA 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 **2003 ANNEXATION-SANITARY SEWER TO SERVE THE SUNSET/PLEASANT GROVE AREA PROJECT** and estimated to be approximately **19,211 square feet (.441 acre) for 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. 037-071-26, said property currently owned by **KENNETH E. EDWARDS and wife, JO H. EDWARDS; COUNTRYWIDE TITLE CORPORATION, Trustee; AMERICA'S WHOLESALE LENDER, Beneficiary; JERONE C. HERRING, Trustee; BRANCH BANKING AND TRUST COMPANY, Beneficiary; SHAPIRO & KREISMAN, Trustee; COUNTRYWIDE HOME LOANS, INC., Beneficiary; and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:


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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 23rd day of February, 2004 the reference having been made in Minute Book 120, and recorded in full in Resolution Book 38, Page(s) 741.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of February, 2004.



Brenda R. Freeze, CMC, City Clerk