

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, ~~AND~~ THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 9th day of October 2006 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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 338-339.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.


Brenda R. Freeze, CMC, City Clerk

TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

<u>Name</u>	<u>Refund Amount</u>
PHYSICIAN SALES & SERVICE 1031	\$ 463.05
C & D SNOWBALL EXPRESS	30.65
C & D SNOWBALL EXPRESS	38.78
MCDUFFIE BRANTLEY T	361.20
MCDUFFIE BRANTLEY T	361.20
CRAWFORD JAMES N	37.80
CRAWFORD JAMES N	37.80
CRAWFORD JAMES N	37.80
BIGGERS RALPH W	6.72
BIGGERS RALPH WOLFE	6.72
BIGGERS RALPH WOLFE	6.72
WILEY ELIZABETH S	19.74
WILEY ELIZABETH S	19.74
WILEY ELIZABETH S	19.74
WILEY ELIZABETH S	15.69
ROBERTS GUSTEVAS A JR	315.42
ROBERTS GUSTEVAS A JR	315.42
TOYOTA MOTOR CREDIT CORP	1,194.22
SANCHEZ DONNA G	47.04
SANCHEZ DONNA G	47.04
GENERAL ELECTRIC CAP-LSD EQPT-	1,612.54
Total	<u>\$ 4,995.03</u>

A RESOLUTION AUTHORIZING INTERLOCAL AGREEMENTS PERTAINING TO THE PROVISION OF ANIMAL CONTROL SERVICES BY THE CITY OF CHARLOTTE TO THE TOWNS OF CORNELIUS, DAVIDSON, HUNTERSVILLE, MATTHEWS, MINT HILL, AND PINEVILLE.

WHEREAS, N.C. General Statute § 160A-461, "Interlocal cooperation authorized", authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

WHEREAS, each of the above captioned Towns wish to enter into individual Interlocal Agreements with the City of Charlotte, by which the City of Charlotte has agreed to provide certain animal control services to each of the above captioned Towns, pursuant to the attached Interlocal Agreements;

NOW; THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby ratify each of the attached Interlocal Agreements between the City of Charlotte and each of the following towns, to wit: Cornelius, Davidson, Huntersville, Matthews, Mint Hill, and Pineville. The City Manager or an Assistant City Manager of the City of Charlotte is hereby authorized and directed to execute the attached Interlocal Agreements, and any amendments thereto, and this resolution shall be spread upon the minutes.

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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 340.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.


Brenda R. Freeze, CMC, City Clerk

BOND ORDER
AUTHORIZING THE ISSUANCE OF NOT TO EXCEED
\$50,000,000 STORM WATER FEE REVENUE BONDS
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

WHEREAS, the City of Charlotte, North Carolina (the "City") is authorized by the State and Local Government Revenue Bond Act, General Statutes of North Carolina, Section 159-80 et seq. (the "Act"), to issue, subject to the approval of the Local Government Commission of North Carolina, at one time or from time to time, revenue and revenue refunding bonds of the City for the purposes as specified in the Act;

WHEREAS, the City has determined to issue not to exceed \$50,000,000 Storm Water Fee Revenue Bonds, Series 2006 of the City (the "2006 Bonds") to (1) finance the costs of additions and capital improvements to, or the acquisition, renewal or replacement of capital assets of, or purchasing and installing new equipment relating to the operation and maintenance of the storm water facilities located within the jurisdiction of the City (the "Project"), (2) fund a debt service reserve, if necessary and (3) pay the costs of issuing the 2006 Bonds;

WHEREAS, the City has determined to issue the 2006 Bonds with a fixed rate of interest;

WHEREAS, the City will issue the 2006 Bonds under the General Trust Indenture dated as of May 15, 2000 between the City and Wachovia Bank, National Association, the successor to which is U.S. Bank National Association, as trustee (the "Trustee"), and Series Indenture, Number 4 dated as of October 1, 2006 (the "Series Indenture" and together with the General Indenture, the "Indenture") between the City and the Trustee;

WHEREAS, the City and the Local Government Commission of North Carolina (the "Commission") have arranged for the sale of the 2006 Bonds to Wachovia Bank, National Association, on its own behalf and on behalf of Banc of America Securities LLC (collectively, the "Underwriters"), under the terms of a Purchase Contract to be dated on or about October 18, 2006 (the "Purchase Contract"); and

WHEREAS, an application has been filed with the Secretary of the Commission requesting Commission approval of the 2006 Bonds as required by the Act, and the Secretary has notified the City Council that the application has been approved by the Commission;

NOW THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA:

Section 1. To raise the money required to finance the costs of the Project, in addition to any funds which may be made available for such purpose from any other source, the 2006 Bonds are hereby authorized and will be issued pursuant to the Act.

Section 2. The aggregate principal amount of the 2006 Bonds authorized by this order will not exceed \$50,000,000. The 2006 Bonds hereby authorized will be special obligations of the City, secured by and paid solely from the proceeds thereof or from Net Revenues (as defined in the General Indenture).

Section 3. The issuance of the 2006 Bonds by the City, in substantially the form to be set forth in the Series Indenture, be and the same hereby is in all respects approved and confirmed. The form and content of the 2006 Bonds and the provisions of the Series Indenture with respect to the 2006 Bonds

(including without limitation the maturity dates and rates of interest) will be approved and confirmed in a subsequent resolution of the City Council.

The principal of, premium, if any, and interest on the 2006 Bonds will not be payable from the general funds of the City, nor will they constitute a legal or equitable pledge, charge, lien or encumbrance on any of its property or on any of its income, receipts or revenues except the funds which are pledged under the Indenture. Neither the credit nor the taxing power of the State of North Carolina or the City are pledged for the payment of the principal of, premium, if any, or interest on the 2006 Bonds, and no holder of the 2006 Bonds has the right to compel the exercise of the taxing power by the State of North Carolina or the City or the forfeiture of any of its property in connection with any default thereon.

Section 4. The 2006 Bonds will be sold to the Underwriters under the terms of the Purchase Contract as the same will be approved in a subsequent resolution of the City Council.

Section 5. The proceeds from the sale of the 2006 Bonds will be deposited in accordance with the Series Indenture.

Section 6. If any one or more of the agreements or provisions herein contained is held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or is for any reason whatsoever held invalid, then such agreements or provisions will be null and void and will be deemed separable from the remaining agreements and provisions and will in no way affect the validity of any of the other agreements and provisions hereof or of the 2006 Bonds authorized hereunder.

Section 7. All resolutions or parts thereof of the City Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

Section 8. This Bond Order will take effect immediately on its adoption and, pursuant to Section 159-88 of the General Statutes of North Carolina, as amended, need not be published or subjected to any procedural requirements governing the adoption of ordinances or resolutions by the City Council other than the procedures set out in the Act.

Upon motion of Councilmember Dulin, seconded by Councilmember Kinsey, the foregoing order titled "**BOND ORDER AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$50,000,000 STORM WATER FEE REVENUE BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA**" was adopted by the following vote: Unanimous

AYES: _____

NAYS: _____

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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 341-343.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.



Brenda R. Freeze, CMC, City Clerk

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 October 9, 2006.

* * *

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 October 9, 2006, 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: Councilmember: Barnes, Burgess, Carter, Dulin,

Foxx, Kinsey, Lassiter, Mitchell, Mumford and Turner

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

Also present:

Councilmember Dulin 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 APPROVAL, EXECUTION AND DELIVERY OF VARIOUS DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF CITY OF CHARLOTTE, NORTH CAROLINA STORM WATER FEE REVENUE BONDS, SERIES 2006; PROVIDING FOR THE SALE OF THE BONDS; SETTING FORTH THE TERMS AND CONDITIONS UPON WHICH THE BONDS ARE TO BE ISSUED; AND PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF THE BONDS.

WHEREAS, the City of Charlotte, North Carolina (the "City") is authorized by The State and Local Government Revenue Bond Act, General Statutes of North Carolina, Section 159-80 *et seq.* (the "Act"), to issue, subject to the approval of the Local Government Commission of North Carolina, at one time or from time to time, revenue bonds and revenue refunding bonds of the City for the purposes as specified in the Act; and

WHEREAS, the City has determined to issue its Storm Water Fee Revenue Bonds, Series 2006 (the "2006 Bonds") in an aggregate principal amount not to exceed \$50,000,000 to provide funds to (1) finance the costs of additions and capital improvements to, or the acquisition, renewal or replacement of capital assets of, or purchasing and installing new equipment relating to the operation and maintenance of the storm water facilities located within the jurisdiction of the City (the "Project"), (2) fund a debt service reserve, if necessary and (3) pay the costs of issuing the 2006 Bonds, as described in the Bond Order of the City adopted on October 9, 2006.

WHEREAS, the City will issue the 2006 Bonds under the General Trust Indenture dated as of May 15, 2000 between the City and First Union National Bank, the successor to which is U.S. Bank National Association, as trustee (the "Trustee"), and Series Indenture, Number 4 dated as of October 1, 2006 (the "Series Indenture" and together with the General Indenture, the "Indenture") between the City and the Trustee;

WHEREAS, the City desires to execute and deliver a Bond Purchase Agreement to be dated on or about October 18, 2006 (the "*Purchase Contract*") among the City, the Local Government Commission of North Carolina (the "*Commission*") and Wachovia Bank, National Association, on its own behalf and on behalf of Banc of America Securities LLC (collectively, the "*Underwriters*"), pursuant to which the City and the Commission will sell the 2006 Bonds to the Underwriters in accordance with the terms and conditions set forth therein; and

WHEREAS, copies of the forms of the following documents relating to the transactions described above have been filed with the City:

1. the Series Indenture;
2. the Purchase Contract; and
3. the Preliminary Official Statement to be dated on or about October 10, 2006 (the "*Preliminary Official Statement*") with respect to the 2006 Bonds.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA DOES RESOLVE AS FOLLOWS:

Section 1. That the issuance of the 2006 Bonds by the City in the principal amount not to exceed \$50,000,000, in substantially the form and content set forth in the Series Indenture, subject to appropriate insertions and revisions to comply with the provisions of the General Indenture and the Series Indenture, is hereby in all respects approved and confirmed, and the form and content of the 2006 Bonds set forth in the Series Indenture be and the same hereby are in all respects approved and confirmed, and the provisions of the General Indenture and the Series Indenture with respect to the 2006 Bonds (including without limitation the maturity dates and rates of interest) be and the same hereby are approved and confirmed and are incorporated herein by reference.

The 2006 Bonds will be special obligations of the City. The principal of, premium, if any, and interest on the 2006 Bonds will not be payable from the general funds of the City, nor will they constitute a legal or equitable pledge, charge, lien or encumbrance upon any of its property or upon any of its income, receipts or revenues except the funds which are pledged under the General Indenture and the Series Indenture. Neither the credit nor the taxing power of the State of North Carolina or the City are pledged for the payment of the principal of, premium, if any, or interest on the 2006 Bonds, and no holder of 2006 Bonds has the right to compel the exercise of the taxing power by the State of North Carolina or the City or the forfeiture of any of its property in connection with any default thereon.

Section 2. That the form and content of the Series Indenture and the exhibits thereto be and the same hereby are in all respects approved and confirmed, and the Mayor, the City Manager and City Clerk of the City be and they hereby are authorized, empowered and directed to execute and deliver the Series Indenture for and on behalf of the City, including necessary counterparts, in substantially the form and content presented to the City, but with such changes, modifications, additions or deletions therein as they may deem necessary, desirable or appropriate, their execution thereof to constitute conclusive evidence of their approval of any and all such changes, modifications, additions or deletions therein, and that from and after the execution and delivery of the Series Indenture, the Mayor, the City Manager, the Director of Finance and City Clerk of the City, or their respective designees, 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 Series Indenture as executed. The Trustee is hereby appointed as Registrar and Paying Agent thereunder.

Section 3. That the 2006 Bonds will be sold to the Underwriters pursuant to the terms of the Purchase Contract. The form and content of the Purchase Contract are in all respects approved and confirmed, and the Mayor, the City Manager or the Director of Finance of the City is hereby authorized, empowered and directed to execute and deliver the Purchase Contract for and on behalf of the City, including necessary counterparts, in substantially the form and content presented to the City, but with such changes, modifications, additions or deletions therein as he or she may deem necessary, desirable or appropriate, his or her execution thereof to constitute conclusive evidence of his or her approval of any and all such changes, modifications, additions or deletions therein, and that from and after the execution and delivery of the Purchase Contract, the Mayor, the City Manager and the Director of Finance of the City, or their respective designees, 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 Purchase Contract as executed.

Section 4. The form and content of the Preliminary Official Statement are in all respects authorized, approved and confirmed, and the use of the Preliminary Official Statement and the Official Statement to be dated on or about October 18, 2006 (the "*Official Statement*") by the Underwriters in connection with the sale of the 2006 Bonds is hereby in all respects authorized, approved and confirmed. The Mayor, the City Manager or Director of Finance of the City is authorized to execute the Official Statement on behalf of the City.

Section 5. The City Manager or Director of Finance of the City is hereby authorized to execute a no-arbitrage certificate to comply with Section 148 of the Internal Revenue Code of 1986, as amended, and the applicable regulations promulgated thereunder.

Section 6. No stipulation, obligation or agreement herein contained or contained in the 2006 Bonds, the General Indenture, the Series Indenture, the Purchase Contract or any other instrument related to the issuance of the 2006 Bonds is a stipulation, obligation or agreement of any officer, agent or employee of the City in his or her individual capacity, and no such officer, agent or employee is personally liable on the 2006 Bonds or subject to personal liability or accountability by reason of the issuance thereof.

Section 7. The Mayor, the City Manager, the Director of Finance and the City Clerk of the City, or their respective designees, are hereby authorized, empowered and directed to do any and all other acts and to execute any and all other documents, which they, in their discretion, deem necessary and appropriate to consummate the transactions contemplated by (a) this Resolution and the Bond Order, (b) the General Indenture, (c) the Series Indenture and (d) the Purchase Contract; except that none of the above are hereby authorized or empowered to do anything or execute any document which is in contravention, in any way, of (1) the specific provisions of this Resolution or the Bond Order, (2) the specific provisions of the General Indenture or the Series Indenture, (3) any agreement to which the City is bound, (4) any rule or regulation of the City or (5) any applicable law, statute, ordinance, rule or regulation of the United States of America or the State of North Carolina.

Section 8. The Mayor, the City Manager, the Director of Finance and the City Clerk of the City, or their respective designees, are hereby authorized and directed to prepare and furnish, when the 2006 Bonds are issued, certified copies of all the proceedings and records of the City Council relating to the 2006 Bonds, and such other affidavits, certificates and documents as may be required to show the facts relating to the legality and marketability of the 2006 Bonds as such facts appear on the books and records in such party's custody and control or as otherwise known to them; and all such certified copies,

certificates, affidavits and documents, including any heretofore furnished, constitute representations of the City as to the truth of all statements contained therein.

Section 9. All acts and doings of the Mayor, the City Manager, the Director of Finance and the City Clerk of the City, or their respective designees, that are in conformity with the purposes and intents of this Resolution and in the furtherance of the issuance of the 2006 Bonds and the execution, delivery and performance of the Series Indenture and the Purchase Contract are hereby in all respects approved and confirmed.

Section 10. If any one or more of the agreements or provisions herein contained is held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or is for any reason whatsoever held invalid, then such covenants, agreements or provisions will be null and void and will be deemed separable from the remaining agreements and provisions and will in no way affect the validity of any of the other agreements and provisions hereof or of the 2006 Bonds authorized hereunder.

Section 11. All resolutions or parts thereof of the City Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

Section 12. This Resolution is effective on the date of its adoption.

Upon motion of Councilmember Dulin, seconded by Councilmember Kinsey, the foregoing order titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE APPROVAL, EXECUTION AND DELIVERY OF VARIOUS DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF CITY OF CHARLOTTE, NORTH CAROLINA STORM WATER FEE REVENUE BONDS, SERIES 2006; PROVIDING FOR THE SALE OF THE BONDS; SETTING FORTH THE TERMS AND CONDITIONS UPON WHICH THE BONDS ARE TO BE ISSUED; AND PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF THE BONDS" was adopted by the following vote: Unanimously

AYES: _____

NAYS: _____

PASSED, ADOPTED AND APPROVED this 9th day of October, 2006.

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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 344-348.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.



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 **BRIAR CREEK RELIEF SEWER-PH. I 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 **BRIAR CREEK RELIEF SEWER-PH. I PROJECT** and estimated to be approximately **3,088 square feet (.070 acre) of sanitary sewer easement and abandoned permanent easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 153-105-20, said property currently owned by **ANTHONY A. LITTLE and spouse, if any; FIRST AMERICAN TITLE INSURANCE COMPANY, Trustee; AXIOM MORTGAGE BANKERS CORPORATION, Lender; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. (MERS), 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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 349.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.



Brenda R. Freeze, CME, 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 **HUBBARD ROAD SIDEWALK 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 **HUBBARD ROAD SIDEWALK PROJECT** and estimated to be approximately **17,767 square feet (.407 acre) of fee-simple, sidewalk and utility easement, and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 027-691-04, said property currently owned by **CHIENGTHONG KONGKHAM; KIATTISAK KONGRUENGKTI; CHICAGO TITLE INSURANCE COMPANY, Trustee; LONG BEACH MORTGAGE COMPANY, Beneficiary; MORRIS & SCHNEIDER, Trustees; WASHINGTON MUTUAL BANK, F. A., Beneficiary; CITIBANK, N. A., Possible Judgment Creditor; EVA G. PAULS, Possible Judgment Creditor; PYA/MONARCH, INC., Possible Judgment Creditor; FIRST SELECT CORPORATION, Possible Judgment Creditor, 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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 350.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.


Brenda R. Freeze, CMC, City Clerk

RESOLUTION CLOSING TWO PORTIONS OF DUNBAR 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 two portions of Dunbar 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 two portions of Dunbar 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 Charlotte-Mecklenburg Utilities, BellSouth Telecommunications, Inc., Duke Power Company, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibits A-1 and B-1.

WHEREAS, the public hearing was held on the 9th day of October, 2006 and City Council determined that the closing of two portions of Dunbar Street was 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 October 9, 2006, that the Council hereby orders the closing of two portions of Dunbar Street in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A-1 and B-1", and is more particularly described by metes and bounds in document marked "Exhibit A-2 and B-2", both of which are attached hereto and made a part hereof. This abandonment will be contingent upon the petitioner/developer in future development plans dedicating/recording the right-of-way needed for the construction of Dunbar Street on a new alignment, posting a construction bond to include the cost of the new roadway and completing construction of the new alignment within one year.

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, 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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 351-355.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.



Brenda R. Freeze, CMC, City Clerk



NOTES:

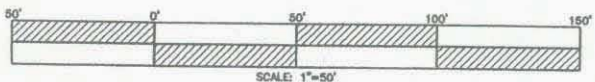
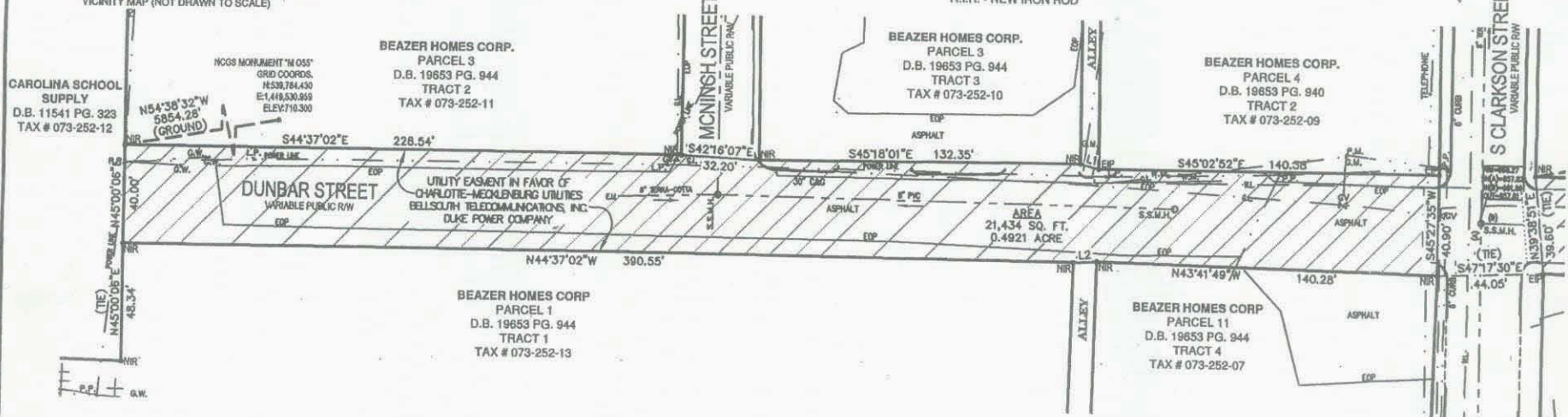
1. ALL CORNERS MONUMENTED AS SHOWN.
2. THIS SURVEY WAS PERFORMED WITHOUT BENEFIT OF A TITLE COMMITMENT REPORT. R.B. PHARR & ASSOCIATES, P.A. DOES NOT CLAIM THAT ALL MATTERS OF RECORD WHICH MAY OR MAY NOT AFFECT THE SUBJECT PROPERTY ARE SHOWN HEREON.
3. EASEMENT IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, BELLSOUTH TELECOMMUNICATIONS, INC., DUKE POWER COMPANY AND ALL OTHER OWNERS OF EXISTING UNDERGROUND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBE ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES, WATER LINES, SEWER LINES AND RELATED EQUIPMENT.

LEGEND:

- C&G - CURB AND GUTTER
- CL - GAS LINE
- D.B. - DEED BOOK
- E.I.P. - EXISTING IRON PIN
- EOP - EDGE OF PAVEMENT
- EU - END UNKNOWN
- GV - GAS VALVE
- GW - GUY WIRE
- LP - LIGHT POLE
- M.B. - MAP BOOK
- N.I.R. - NEW IRON ROD
- PL - PROPERTY LINE
- PG - PAGE
- PP - POWER POLE
- PVC - POLYVINYL CHLORIDE
- R/W - RIGHT OF WAY
- S.S.M.H. - SANITARY SEWER MANHOLE
- WL - WATER LINE
- WV - WATER VALVE



EXHIBIT A-1



LINE TABLE		
LINE	LENGTH	BEARING
L1	7.98	S 29°57'35" E
L2	10.03	N 48°17'22" W

FLOOD CERTIFICATION
 THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 4, 2004 COMMUNITY PANEL # 370159 0186 E.

THIS IS TO CERTIFY THAT ON THE 8TH DAY OF JANUARY 2005 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE .1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

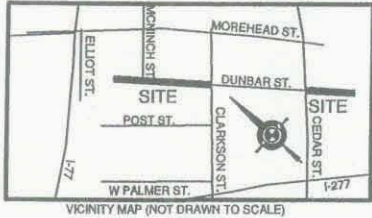
SIGNED _____

REVISIONS 3-1-06 TO REVISE ADJOINING OWNER INFO. 8-21-06 TO REVISE R/W REMOVAL AREA			ABANDONMENT MAP OF: DUNBAR STREET DEED BOOK: 19653-944; 19653-940 PORTION OF STREET LIES BETWEEN TAX PARCEL #S 073-252-07, 09, 10, 11, 13 MECKLENBURG COUNTY, CITY OF CHARLOTTE, NORTH CAROLINA		
CREW: BC/TR DRAWN: CN REVISED: SM					
SCALE: 1"=50'			DATE: JUNE 10, 2005		
FILE NO. W-3127			JOB NO. 68877		

Exhibit A-2

Tract I:

BEGINNING at a new iron rod located in the common corner of the easterly boundary of the property owned (now or formerly) by Carolina School Supply as described in Deed Book 11541 at Page 323, Mecklenburg County Registry, and the southerly boundary of the property owned (now or formerly) by Beazer Homes Corp. as described in Deed Book 19653 at Page 944, Parcel 3, Tract 2, Mecklenburg County Registry; said Beginning point being also located N. 54-38-32 W. 5,854.28 feet from NCGS Monument "M 055" having grid coordinates N:539,784.430 and E:1,449,530.959; thence running along the southerly boundary of the Beazer Homes Corp. property S. 44-37-02 E. 228.54 feet to the northerly margin of McNinch Street (currently a variable width public right-of-way); thence S. 42-16-07 E. 32.20 feet to a new iron rod located in the southerly margin of McNinch Street and the southwest corner of the said Beazer Homes Corp. property, Tract 3; thence continuing along the southerly boundary of the Beazer Homes Corp. property S. 45-18-01 E. 132.35 feet to a new iron rod located in the northerly margin of an alley; thence S. 29-57-35 E. 7.98 feet to an existing iron pin located in the southerly margin of said alley and the southwest corner of the property owned (now formerly) by Beazer Homes Corp. as described in Deed Book 19653 at Page 940, Parcel 4, Tract 2, Mecklenburg County Registry; thence with the southerly boundary of the said Beazer Homes Corp. property S. 45-02-52 E. 140.38 feet to an existing iron pin; thence S. 45-27-35 W. 40.90 feet to a new iron rod located in the northeast corner of the said Beazer Homes Corp. property described in Deed Book 19653 at Page 944, Parcel 11, Tract 4, aforesaid registry; thence with the northerly boundary of the Beazer Homes Corp. property N. 43-41-49 W. 140.28 feet to the southerly margin of an alley; thence N. 48-17-22 W. 10.03 feet to the northerly margin of said alley and the southeast corner of the said Beazer Homes Corp. property, Parcel 1, Tract 1; thence with the northerly margin of said Beazer Homes Corp. property N. 44-37-02 W. 390.55 feet to a new iron rod located in the southerly boundary of the aforesaid Carolina School Supply property; thence with the southerly boundary of the Carolina School Supply property N. 45-00-06 E. 40.00 feet to the POINT OR PLACE OF BEGINNING, containing 0.4921 acres or 21,434 square feet, more or less, all as shown on that certain Abandonment Map of Dunbar Street, Sheet 1 of 2, prepared by R.B. Pharr & Associates, P.A., dated June 10, 2005 and revised on August 21, 2006, reference to which survey is hereby made.



NOTES:

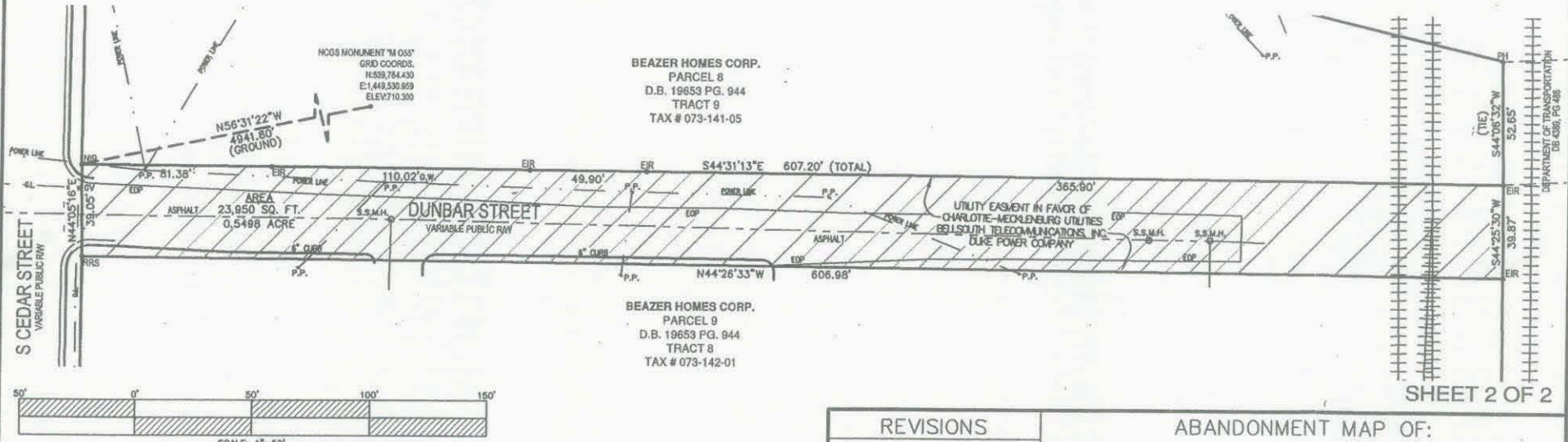
1. ALL CORNERS MONUMENTED AS SHOWN.
2. THIS SURVEY WAS PERFORMED WITHOUT BENEFIT OF A TITLE COMMITMENT REPORT. R.B. PHARR & ASSOCIATES, P.A. DOES NOT CLAIM THAT ALL MATTERS OF RECORD WHICH MAY OR MAY NOT AFFECT THE SUBJECT PROPERTY ARE SHOWN HEREON.
3. EASEMENT IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, BELLSOUTH TELECOMMUNICATIONS, INC., DUKE POWER COMPANY AND ALL OTHER OWNERS OF EXISTING UNDERGROUND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBE ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES, WATER LINES, SEWER LINES AND RELATED EQUIPMENT.

LEGEND:

- C&G - CURB AND GUTTER
- CL - GAS LINE
- D.B. - DEED BOOK
- E.I.P. - EXISTING IRON PIN
- EOP - EDGE OF PAVEMENT
- EU - END UNKNOWN
- GV - GAS VALVE
- GW - GUY WIRE
- LP - LIGHT POLE
- M.B. - MAP BOOK
- N.I.R. - NEW IRON ROD
- PL - PROPERTY LINE
- PG. - PAGE
- PP - POWER POLE
- PVC - POLYVINYL CHLORIDE
- RAW - RIGHT OF WAY
- S.S.M.H. - SANITARY SEWER MANHOLE
- WL - WATER LINE
- WV - WATER VALVE



EXHIBIT B-1



SHEET 2 OF 2

FLOOD CERTIFICATION
 THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 4, 2004 COMMUNITY PANEL # 370159 0188 E.

THIS IS TO CERTIFY THAT ON THE 8TH DAY OF JANUARY 20 05 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE .1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

SIGNED _____

REVISIONS 6-30-05 CORRECTED AREA 3-1-06 TO REVISE ADJOINING OWNER INFO. 8-21-06 TO REVISE R/W REMOVAL AREA			ABANDONMENT MAP OF: DUNBAR STREET DEED BOOK: 19653-944 PORTION OF STREET LIES BETWEEN TAX PARCEL #S 037-141-05 & 073-142-01 MECKLENBURG COUNTY, CITY OF CHARLOTTE, NORTH CAROLINA R.B. PHARR & ASSOCIATES, P.A. SURVEYING & MAPPING 420 HAWTHORNE LANE CHARLOTTE, N.C. 28204 TEL. (704) 376-2186		
CREW: BC/TR	DRAWN: CN	REVISED: SM	SCALE: 1"=50'	DATE: JUNE 10, 2005	FILE NO. W-3127 JOB NO. 68877

Exhibit B-2

Tract II:

BEGINNING at a new iron rod located in the southwest corner of the property owned (now or formerly) by Beazer Homes Corp. as described in Deed Book 19653 at Page 944, Parcel 8, Tract 9, Mecklenburg County Registry; said Beginning point being also located N. 56-31-22 W. 4,941.80 feet from NCGS Monument "M 055" having grid coordinates N:539,784.430 and E:1,449,530.959; thence running along the southerly boundary of the said Beazer Homes Corp. property S. 44-31-13 E. 607.20 feet to an existing iron rod; thence S. 44-25-30 W. 39.87 feet to an existing iron rod located in the northerly boundary of the said Beazer Homes Corp. property, Parcel 9, Tract 8; thence with the northerly boundary of the said Beazer Homes Corp. property N. 44-26-33 W. 606.98 feet to a railroad spike; thence N. 44-05-16 E. 39.05 feet to the POINT OR PLACE OF BEGINNING, containing 0.5498 acres or 23,950 square feet, more or less, all as shown on that certain Abandonment Map of Dunbar Street, Sheet 2 of 2, prepared by R.B. Pharr & Associates, P.A., dated June 10, 2005 and revised on August 21, 2006, reference to which survey is hereby made.

RESOLUTION CLOSING A PORTION OF MCNINCH 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 McNinch 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 McNinch 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 Charlotte-Mecklenburg Utilities, BellSouth Telecommunications, Inc., Duke Power Company, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 9th day of October, 2006 and City Council determined that the closing of a portion of McNinch 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 October 9, 2006, that the Council hereby orders the closing of a portion of McNinch 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. This abandonment will be contingent upon the petitioner/developer providing in future development plans a 10-foot pedestrian/bicycle easement and obtaining a building permit for construction within one year.

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.

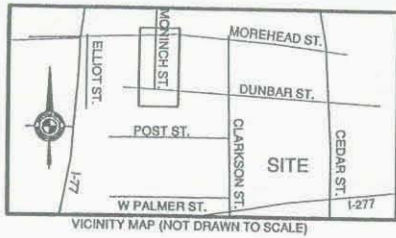
CERTIFICATION

I, 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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 356-358.

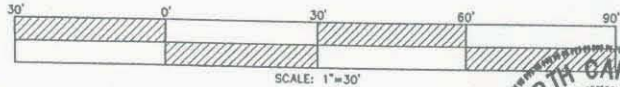
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.



Brenda R. Freeze, CMC, City Clerk



VICINITY MAP (NOT DRAWN TO SCALE)



FLOOD CERTIFICATION

THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEBRUARY 4, 2004 COMMUNITY PANEL # 370159 0186 E.



THIS IS TO CERTIFY THAT ON THE 8TH DAY OF JANUARY 2005 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE .1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

SIGNED *Justin F. Cloninger*

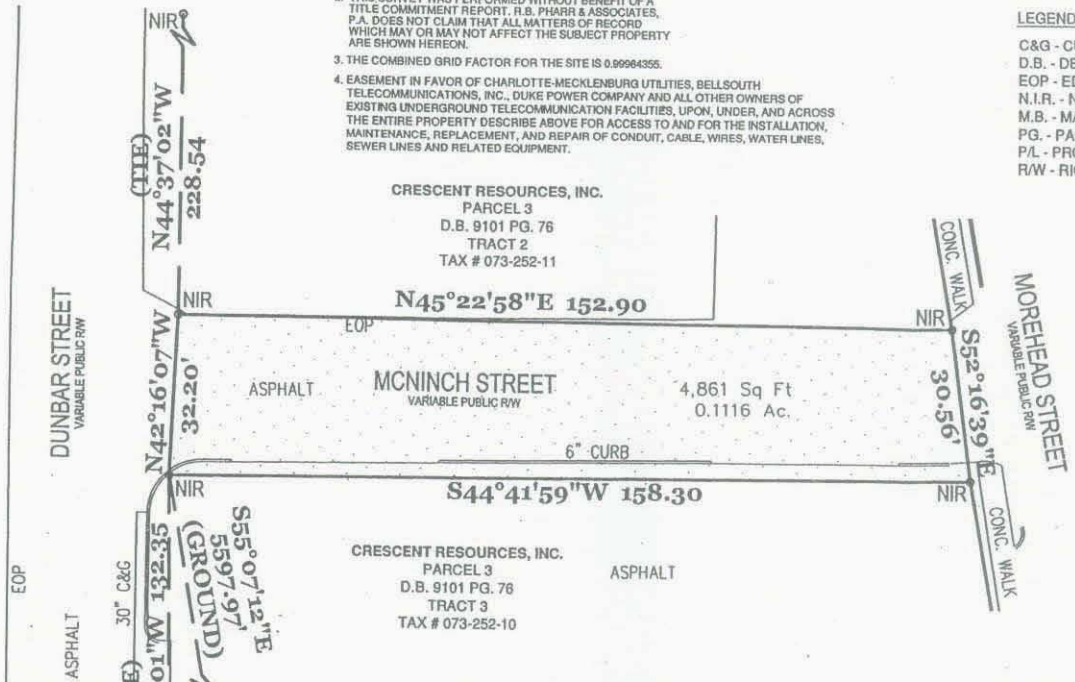
NOTES:

1. ALL CORNERS MONUMENTED AS SHOWN.
2. THIS SURVEY WAS PERFORMED WITHOUT BENEFIT OF A TITLE COMMITMENT REPORT. R.B. PHARR & ASSOCIATES, P.A. DOES NOT CLAIM THAT ALL MATTERS OF RECORD WHICH MAY OR MAY NOT AFFECT THE SUBJECT PROPERTY ARE SHOWN HEREON.
3. THE COMBINED GRID FACTOR FOR THE SITE IS 0.99964355.
4. EASEMENT IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, BELLSOUTH TELECOMMUNICATIONS, INC., DUKE POWER COMPANY AND ALL OTHER OWNERS OF EXISTING UNDERGROUND TELECOMMUNICATION FACILITIES, UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBE ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES, WATER LINES, SEWER LINES AND RELATED EQUIPMENT.

EXHIBIT A-1

LEGEND:

- C&G - CURB AND GUTTER
- D.B. - DEED BOOK
- EOP - EDGE OF PAVEMENT
- N.I.R. - NEW IRON ROD
- M.B. - MAP BOOK
- P.G. - PAGE
- P/L - PROPERTY LINE
- R/W - RIGHT OF WAY



REVISIONS		
CREW:	DRAWN:	REVISED:
BC/TR	CN	

ABANDONMENT MAP OF:
MCNINCH STREET
 DEED BOOK: 9101-76; 11274-58.
 PORTION OF STREET LIES BETWEEN TAX PARCEL #S
 073-252-10 & 11
 MECKLENBURG COUNTY, CITY OF CHARLOTTE, NORTH CAROLINA

R.B. PHARR & ASSOCIATES, P.A.
 SURVEYING & MAPPING
 420 HAWTHORNE LANE CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

SCALE: 1"=30'	DATE: NOV. 30, 2005	FILE NO. W-3127 JOB NO. 66692
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EXHIBIT "B"

Legal Description

Lying and being in the City of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

BEGINNING at a new iron rod set in the Northern margin of Dunbar Street, corner to Crescent Resources, Inc. (now or formerly), Parcel 3 as described in D.B. 9101 PG. 76, Tract 3 – Tax # 073-252-10), said beginning point being located North 55 degrees 07 minutes 12 seconds East 5597.97 feet (ground distance) from North Carolina Grid System Monument "M 055" having grid coordinates of N = 539,784.430 and E = 1,449,530.959; running thence from said beginning point along and with the Northern margin of the aforesaid street known as Dunbar Street North 42 degrees 16 minutes 07 seconds West 32.20 feet to a new iron rod; thence leaving the Northern margin of Dunbar Street and running with Western margin of the herein described MCNINCH STREET North 45 degrees 22 minutes 58 seconds East 152.90 feet to a new iron rod in the Southern margin of Morehead Street; thence running with the Southern margin of Morehead Street South 52 degrees 16 minutes 39 seconds East 30.56 feet to a new iron rod; thence leaving the Southern margin of Morehead Street and running with the boundary line of Crescent Resources, Inc. (now or formerly), Parcel 3 as described in D.B. 9101 PG. 76 Tract 3 – Tax # 073-252-10, South 44 degrees 41 minutes 59 seconds West 158.30 feet to the point and place of BEGINNING. Containing 0.1116 acre as shown on map of survey entitled "Abandonment Map of MCNINCH STREET" by Justin F. Cloninger of R.B. PHARR & ASSOCIATES, P.A. dated November 30, 2005 and bearing File No. W-3127.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
AMENDING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS
2007 to 2011.**

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

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

WHEREAS, the City of Charlotte has a five-year Capital Investment Plan based on policy assumptions, so stated in the FY2007-2011 Capital Investment Plan that balance the potential physical development planning with long-range financial capacity; and

WHEREAS, the Capital Investment Plan is amended from time to time to reflect changes in capital planning for the community;

NOW THEREFORE BE RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby amend the Capital Investment Plan for fiscal years 2007 to 2011 to include appropriation of \$153,080,000 in Certificates of Participation and Private Contributions for construction of cultural facilities.

This 9th day of October 2006


City Attorney

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 359.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.


Brenda R. Freeze, CMC, City Clerk

RESOLUTION

WHEREAS, the City of Charlotte, North Carolina is committed to inclusion as a fundamental aspect of our community; and

WHEREAS, cities and towns are the best place to make inclusiveness an everyday priority; and

WHEREAS, local elected officials can and should lead the way forward in making inclusiveness a priority in America's cities and towns; and

WHEREAS, the National League of Cities has designed the Partnership for Working Toward Inclusive Communities to support cities and towns in their commitment to inclusion; and

WHEREAS, the National League of Cities and its members believe an inclusive community promotes equal opportunity and fairness; and

WHEREAS, the National League of Cities President James C. Hunt, councilmember, Clarksburg, West Virginia, has invited local officials to join the Partnership for Working Toward Inclusive Communities and to make a commitment to building more inclusive communities in their own cities and towns.

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council hereby reaffirms its commitment to inclusion as a fundamental aspect of our community, pledges active efforts to seek to achieve that goal, and urges all citizens of Charlotte, North Carolina to join together to support this effort.

BE IT FURTHER RESOLVED that the City of Charlotte joins the Partnership for Working Toward Inclusive Communities.

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 9th day of October, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 360.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of October, 2006.


Brenda R. Freeze, CMC, City Clerk