

**RESOLUTION AUTHORIZING THE CONVEYANCE OF .67 ACRES  
OF LAND TO TRUSTEES OF LITTLE ROCK A.M.E. ZION CHURCH**

WHEREAS, the City of Charlotte owns approximately .67 acres of land on N. Myers St. between E. 7<sup>th</sup> St. and Parkside Terrace Lane, more particularly identified as being all of Mecklenburg County tax parcel 080-104-08 and a portion of tax parcel 080-104-02 in Charlotte, Mecklenburg County, North Carolina (the "Property"); and

WHEREAS, the Afro-American Cultural Center, which occupies the former Little Rock A.M.E. Zion Church building located on the Property will relocate its operations to a new facility on Stonewall St. in the fall of 2009; and

WHEREAS, the Trustees of Little Rock A.M.E. Zion Church (the "Church") seek to purchase the Property for Five Hundred Ninety Thousand Dollars (\$590,000); and

WHEREAS, the Church has agreed to be contractually bound to preserve the official historic designation and status of the former church building on the Property for a minimum of ten (10) years; and

WHEREAS, the City will retain a permanent sidewalk easement in the abandoned Myers St. portion of the Property, and will grant to the Church a license for vehicular and pedestrian access across City property at the rear of the Afro-American Cultural Center; and

WHEREAS, the City Council of the City of Charlotte has determined that the sale of the Property to Trustees of Little Rock A.M.E. Zion Church will advance its policy goals for asset management, arts funding, and historic preservation; and

WHEREAS, notice of the proposed transaction was advertised at least ten days prior to the adoption of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte, pursuant to Section 8.22(d) of the City of Charlotte Charter, that it hereby declares the .67 acres of property described above, together with the improvements located thereon, to be surplus and authorizes the sale of the above referenced Property as follows:

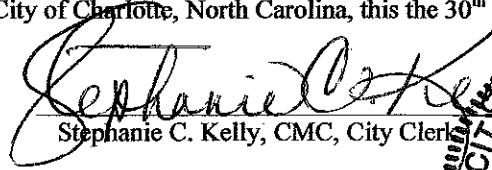
The City will convey fee simple title to Trustees of Little Rock A.M.E. Zion Church for Five Hundred Ninety Thousand Dollars (\$590,000). The City Manager or Designee is authorized to execute the Purchase Contract and such other documents necessary to complete the sale of the Property upon the conditions and terms set forth herein.

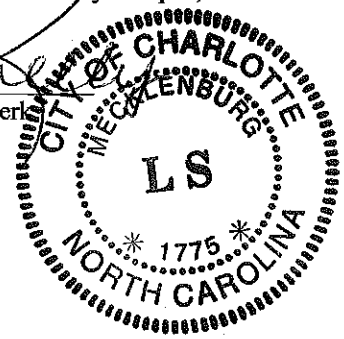
**THIS THE 27TH DAY OF APRIL, 2009.**

**CERTIFICATION**

I, Stephanie C. Kelly, 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 27<sup>th</sup> day of April, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (928-929).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30<sup>th</sup> day of April, 2009.

  
Stephanie C. Kelly, CMC, City Clerk



**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:

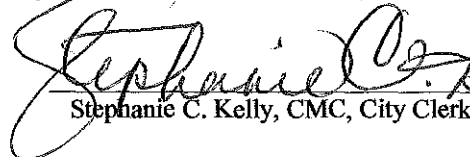
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

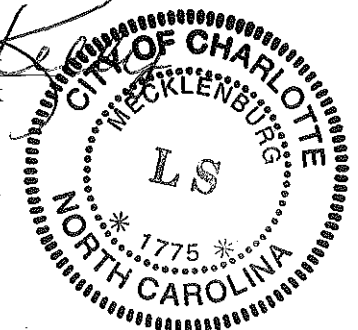
NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 27th day of April, 2009 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 27<sup>th</sup> day of April, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (930-931).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30<sup>th</sup> day of April, 2009.

  
Stephanie C. Kelly, CMC, City Clerk



April 27, 2009

Resolution Book 41, Page 931

TAXPAYERS AND REFUNDS REQUESTED

(Clerical Error)

<u>NAME</u>	<u>AMOUNT</u>
BRANDON L TUCKER	<u>\$ 1,979.49</u>

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

Reference is made to the schedule of "Business Privilege License 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:

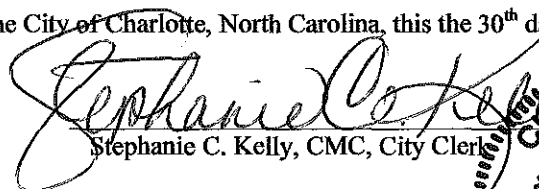
1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time 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 27th day of April 2009 that those taxpayers listed on the schedule of "Business Privilege License 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, Stephanie C. Kelly, 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 27<sup>th</sup> day of April, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (932-933).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30<sup>th</sup> day of April, 2009.

  
Stephanie C. Kelly, CMC, City Clerk



BUSINESS PRIVILEGE LICENSE  
REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT</u>
Food Lion LLC	\$ 18,377.00
Kathi Matthews	50.00
AFC Franchise Corp	<u>175.00</u>
<b>TOTAL</b>	<b><u><u>\$ 18,602.00</u></u></b>

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 6:20 p.m. on April 27, 2009:

Members Present: Barnes, Burgess, Carter, Cooksey, Dulin, Foxx, Kinsey, Lassiter, Mitchell, Peacock, Turner, and the Mayor

Members Absent:

\* \* \* \* \*  
\* \* \*

Councilmember Lassiter moved that the following resolution (the "*Resolution*"), a copy of which was available with the City Council and which was read by title:

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE NEGOTIATION OF AN INSTALLMENT FINANCING CONTRACT, DIRECTING THE PUBLICATION OF NOTICE WITH RESPECT THERETO AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS THERETO**

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

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

*WHEREAS*, the City Council determines that it is in the best interest of the City to enter into:

- (1) an installment financing contract (the "*Contract*") with New Charlotte Corporation, a North Carolina nonprofit corporation, in order to finance (a) the purchase of certain personal property (the "*Equipment*") for use by various City departments for the City's general governmental purposes, (b) (i) the construction, furnishing and equipping of a police station (the "*Police Station*"), (ii) the construction, furnishing and equipping of five fire stations and costs associated with the acquisition of future fire stations (the "*Fire Stations*") and (iii) improvements to the City's operational facilities for street maintenance, light equipment maintenance and solid waste personnel (the "*Central Yard Improvements*") (collectively, the "*Projects*") and (c) certain costs related to the execution and delivery of the *Contract*; and

(2) a deed of trust and security agreement (the "*Deed of Trust*") related to all or a portion of the City's fee simple interest in the real property on which the Police Station and one or more of the Fire Stations will be located (the "*Sites*," and together with the improvements thereon, the "*Mortgaged Property*");

*WHEREAS*, to further secure its obligations under the Contract, the City will grant to the Corporation and its assignee under the Contract a security interest in the Equipment acquired with the proceeds of the Contract;

*WHEREAS*, the City hereby determines that the acquisition of the Equipment and the Projects is essential to the City's proper, efficient and economic operation and to the general health and welfare of its inhabitants; that the Equipment and the Projects will provide an essential use and will permit the City to carry out public functions that it is authorized by law to perform; and that entering into the Contract and Deed of Trust is necessary and expedient for the City by virtue of the findings presented herein;

*WHEREAS*, the City hereby determines that the Contract allows the City to purchase the Equipment and the Projects and take title thereto at a favorable interest rate currently available in the financial marketplace and on terms advantageous to the City;

*WHEREAS*, the City hereby determines that the estimated cost of the acquisition of the Equipment and the Projects is an amount not to exceed \$90,000,000, and that such cost of the acquisition of the Equipment and the Projects exceeds the amount that can be prudently raised from currently available appropriations, unappropriated fund balances and non-voted bonds that could be issued by the City in the current fiscal year pursuant to Article V, Section 4 of the Constitution of the State;

*WHEREAS*, although the cost of the acquisition of the Equipment and the Projects pursuant to the Contract is expected to exceed the cost of the acquisition of the Equipment and the Projects pursuant to a bond financing for the same undertaking, the City hereby determines that the cost of the acquisition of the Equipment and the Projects pursuant to the Contract and Deed of Trust and the obligations of the City thereunder are preferable to a general obligation bond financing or revenue bond financing for several reasons, including but not limited to the following: (1) the cost of a special election necessary to approve a general obligation bond financing, as required by the laws of the State, would result in the expenditure of significant funds; (2) the time required for a general obligation bond election would cause an unnecessary delay which would thereby decrease the financial benefits of acquiring the Equipment and acquiring, constructing, improving and equipping the Projects; and (3) no revenues are produced by the Equipment and the Projects so as to permit a revenue bond financing;

*WHEREAS*, the City has determined and hereby determines that the estimated cost of the acquisition of the Equipment and the Projects pursuant to the Contract reasonably compares with an estimate of similar costs under a bond financing for the same undertaking as a result of the findings delineated in the above preambles;

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

*WHEREAS*, the sums to fall due under the Contract will be adequate but not excessive for its proposed purpose;

*WHEREAS*, Parker Poe Adams & Bernstein LLP, as special counsel ("*Special Counsel*"), will render an opinion to the effect that entering into the Contract and the transactions contemplated thereby are authorized by law;



*WHEREAS*, no deficiency judgment may be rendered against the City in any action for its breach of the Contract, and the taxing power of the City is not and may not be pledged in any way directly or indirectly or contingently to secure any moneys due under the Contract;

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

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

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

*WHEREAS*, a public hearing on the Contract after publication of a notice with respect to such public hearing must be held and approval of the LGC with respect to entering into the Contract must be received; and

*WHEREAS*, the City hereby determines that all findings, conclusions and determinations of the City in this Resolution are subject to modification or affirmation after all interested parties have been afforded the opportunity to present their comments at a public hearing regarding the execution and delivery of the Contract, the Deed of Trust and the acquisition of the Equipment and the Projects to be financed thereby.

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

Section 1. ***Authorization to Negotiate Contract and Deed of Trust.*** That the City Manager and the Director of Finance, with advice from the City Attorney and Special Counsel, are hereby authorized and directed to proceed and negotiate on behalf of the City for the financing of the Project for a principal amount not to exceed \$90,000,000 under the Contract to be entered into in accordance with the provisions of Section 160A-20 of the General Statutes of North Carolina and to provide in connection with the Contract, as security for the City's obligations thereunder, the Deed of Trust conveying a lien and security interest in the Mortgaged Property as may be required by the entity, or its assigns, providing the funds to the City under the Contract.

Section 2. ***Application to LGC.*** That the Director of Finance or his designee is hereby directed to file with the LGC an application for its approval of the Contract and all relevant transactions contemplated thereby on a form prescribed by the LGC and to state in such application such facts and to attach thereto such exhibits regarding the City and its financial condition as may be required by the LGC.

Section 3. ***Financing Team.*** That the financing team of Parker Poe Adams & Bernstein LLP, Charlotte, North Carolina, as special counsel, DEC Associates, Inc., Charlotte, North Carolina, as financial advisor, Merrill Lynch, Pierce, Fenner & Smith Incorporated, Charlotte, North Carolina, and Wachovia Bank, National Association, as underwriters, U.S. Bank National Association, Charlotte, North Carolina, as trustee, and McGuireWoods LLP, Charlotte, North Carolina, as underwriters' counsel, is approved.

Section 4. **Public Hearing.** That a public hearing (the "*Public Hearing*") shall be conducted by the City Council on May 11, 2009 at 7:00 p.m., or as soon thereafter as practicable, in the Meeting Chamber, Charlotte-Mecklenburg County Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, concerning the Contract, the Deed of Trust, the City's proposed acquisition of the Equipment and the Projects and any other transactions contemplated therein and associated therewith.

Section 5. **Notice of Public Hearing.** That the City Clerk is hereby directed to cause a notice of the Public Hearing, in the form attached hereto as Exhibit A, to be published once in a qualified newspaper of general circulation within the City no fewer than 10 days prior to the Public Hearing.

Section 6. **Repealer.** That all motions, orders, resolutions and parts thereof in conflict herewith are hereby repealed.

Section 7. **Effective Date.** That this Resolution is effective on the date of its adoption.

On motion of Councilmember Lassiter, seconded by Councilmember Kinsey, the foregoing resolution entitled "**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE NEGOTIATION OF AN INSTALLMENT FINANCING CONTRACT, DIRECTING THE PUBLICATION OF NOTICE WITH RESPECT THERETO AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS THERETO**" was duly adopted by the following vote: Unanimous

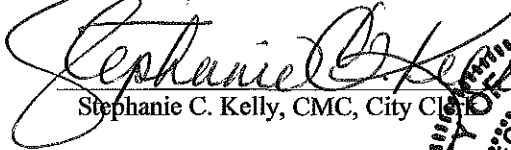
AYES:

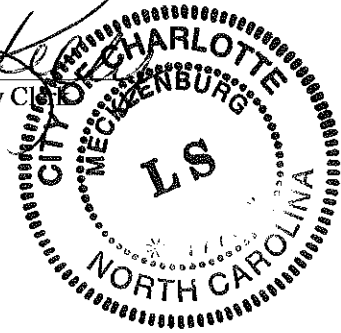
NAYS:

**CERTIFICATION**

I, Stephanie C. Kelly, 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 27<sup>th</sup> day of April, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (934-939).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30<sup>th</sup> day of April, 2009.

  
Stephanie C. Kelly, CMC, City Clerk



**EXHIBIT A  
NOTICE OF PUBLIC HEARING**

At its April 27, 2009 meeting, the City Council (the "*City Council*") of the City of Charlotte, North Carolina (the "*City*"), adopted a resolution which authorized the City to proceed:

1. To finance (a) the purchase of certain personal property (the "*Equipment*") for use by various City departments for the City's general governmental purposes and (b) (i) the construction, furnishing and equipping of a police station (the "*Police Station*"), (ii) the construction, furnishing and equipping of six fire stations (the "*Fire Stations*") and (iii) improvements to the City's operational facilities for street maintenance, light equipment maintenance and solid waste personnel (the "*Central Yard Improvements*") (collectively, the "*Projects*") pursuant to an installment financing contract (the "*Contract*") in a principal amount not to exceed \$90,000,000 under which the City will make certain installment payments for the acquisition of the Equipment and the acquisition, construction, equipping and furnishing of the Projects in order to make the Equipment and the Projects available to the City.

2. To provide, in connection with the Contract, as grantor, a deed of trust and security agreement (the "*Deed of Trust*") under which all or a portion of the City's fee simple interest in the real property on which the Police Station and one or more of the Fire Stations will be located (and collectively with the improvements thereon, the "*Mortgaged Property*") will be mortgaged by the City to create such lien thereon as may be required for the benefit of the entity, or its assigns, providing the funds to the City under the Contract. The Police Station will be located at 1118 Beatties Ford Road, Charlotte, North Carolina 28216. The Fire Stations that may form a part of the Mortgaged Property will be located at the following addresses or locations: (a) 13828 South Tryon Street, Charlotte, North Carolina 28278; (b) 12100 Shopton Road, Charlotte, North Carolina 28278; (c) 8325 Providence Road, Charlotte, North Carolina 28270; (d) 9720 Harrisburg Road, Charlotte, North Carolina 28215; and (e) 5301 Central Avenue, Charlotte, North Carolina 28212.

All or a portion of the Mortgaged Property identified above will be mortgaged under the Deed of Trust. On payment by the City of all installment payments due under the Contract, the Deed of Trust and any lien created thereunder will terminate and the City's title to the Mortgaged Property will be unencumbered.

*NOTICE IS HEREBY GIVEN*, pursuant to Sections 160A-20 of the General Statutes of North Carolina, that on May 11, 2009 at 7:00 p.m., or as soon thereafter as practicable, in the Meeting Chamber, Charlotte-Mecklenburg County Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, a public hearing will be conducted concerning the approval of the execution and delivery of the Contract and the Deed of Trust and the City's acquisition of the Equipment and the Projects. All interested parties are invited to present comments at the public hearing regarding the execution and delivery of the Contract and the Deed of Trust and the Equipment and the Projects to be financed thereby.

/s/ Stephanie C. Kelly  
City Clerk  
City of Charlotte, North Carolina

Published: April 30, 2009

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 **SHASTA LANE 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 **SHASTA LANE SIDEWALK PROJECT** and estimated to be approximately **2,245 square feet (.052 acre) of sidewalk and utility easement and a temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 185-142-28, said property currently owned by **ROBERT "BUTCH" BAILEY and spouse, if any; LISA SHEFTE and spouse, if any; MECKLENBURG COUNTY TAX COLLECTOR; CITY OF CHARLOTTE, Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

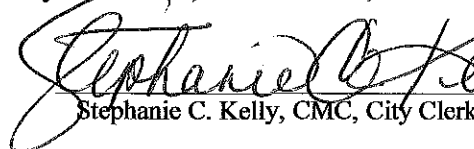
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

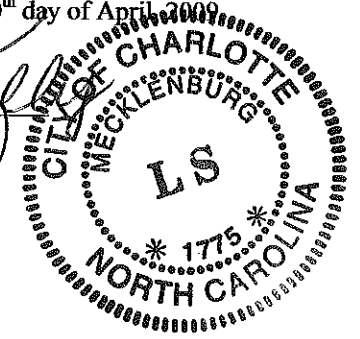
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, 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 27<sup>th</sup> day of April, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Page 940.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30<sup>th</sup> day of April, 2009

  
Stephanie C. Kelly, CMC, City Clerk



RESOLUTION REVISING BOUNDARIES OF COUNCIL ELECTORAL DISTRICTS

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina:

Section 1. That the boundaries of the Council electoral districts are revised as set forth in Exhibit A, attached hereto and incorporated herein by reference.

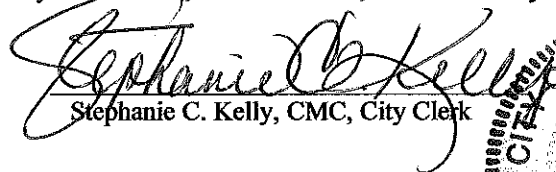
Section 2. That this Resolution shall take effect upon adoption.

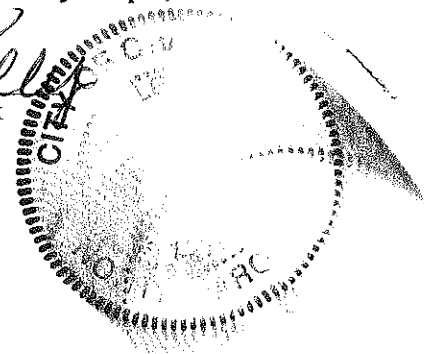
Adopted this 27<sup>th</sup> day of April, 2009.

**CERTIFICATION**

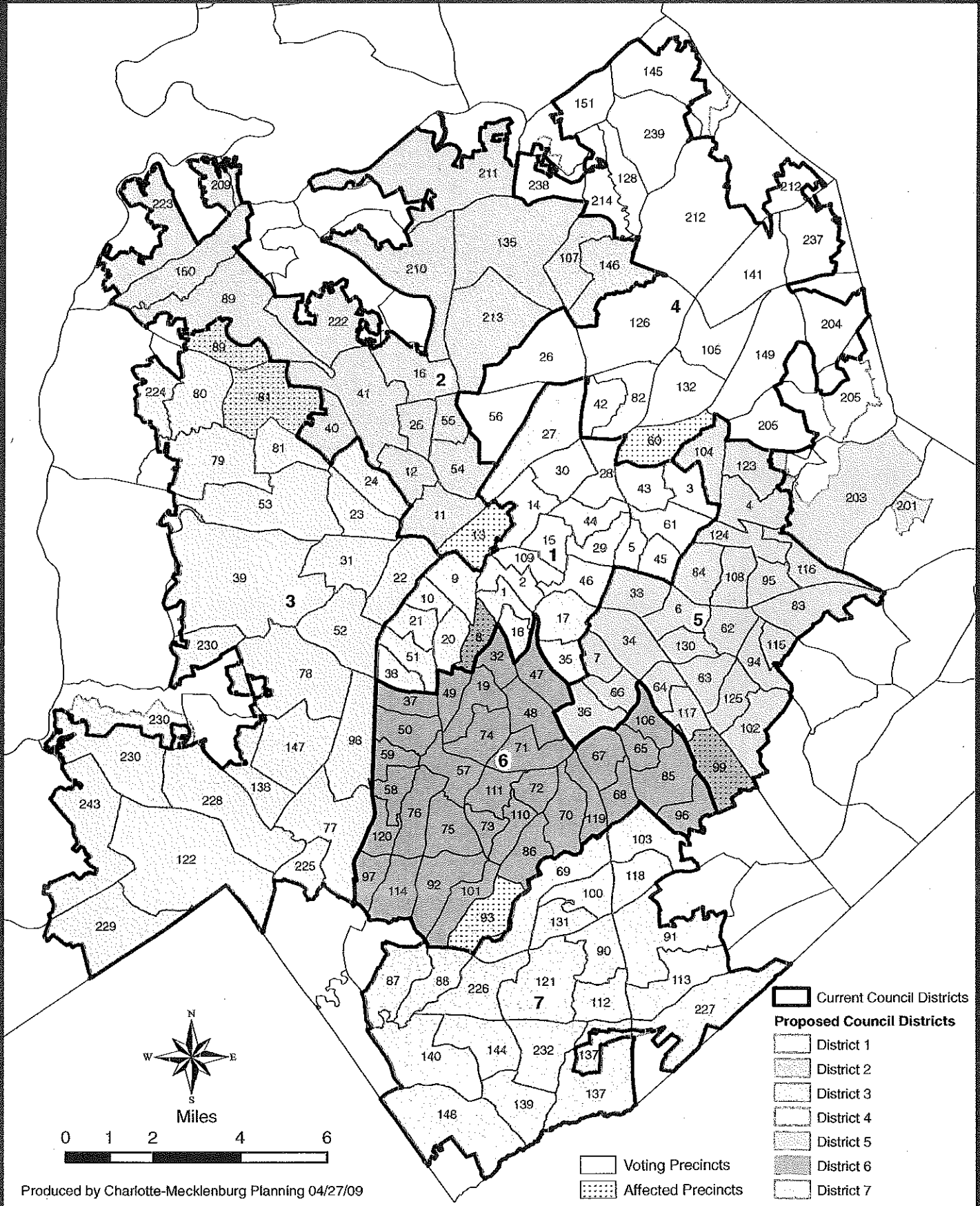
I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the city of Charlotte, North Carolina, in regular session convened on the 27<sup>th</sup> day of April, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Pages (941-942).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30<sup>th</sup> day of April, 2009.

  
Stephanie C. Kelly, CMC, City Clerk



# City of Charlotte 2009 Redistricting Least Change Plan (Modified) - 04/27/09



**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
CONCERNING PROCUREMENT OF PROFESSIONAL SERVICES FOR THE FIRE STATION  
41 PROJECT**

WHEREAS, the 1987 General Assembly enacted House Bill 277 (Ch. 102), which establishes a general public policy that procurement of engineering and architectural services for state and local construction projects should normally be based upon a merit selection process, with later negotiation on the fee rather than through a competitive bidding process based primarily on the fee; and

WHEREAS, the act allows a governing body to deviate from the general public policy and use estimated costs as a factor in the selection process, if the particular project is exempted in the sole discretion of the local governing body, the decision to exempt a particular project is "in the sole discretion" of the governing body, but the act does require that the governing body state the reasons and the circumstances for the exemption; and

WHEREAS, the City Council of the City of Charlotte has determined that it is desirable and in the best interests of the City of Charlotte to exempt Fire Station 41 from the requirements of the act.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that:

(1) For the following reasons, the City Council of the City of Charlotte hereby find that Fire Station 41 shall be exempt from the general public policy requirements concerning the selection of architectural and engineering services:

Fire Station 41 may be a candidate to receive Federal funding through the American Recovery and Reinvestment Act (ARRA).

Application guidelines for fire station funding are expected to be published on May 30, 2009.

Similar to other stimulus application deadlines, requests for fire station funding are expected to be short.

Similar to other stimulus construction deadlines, it is anticipated that the City of Charlotte must begin construction more quickly than typical fire station projects.

The schedule indicates that architectural and engineering design work for the building should begin immediately.

The architectural firm of ADW Architects, P.A. was selected to design Fire Station 41 due to their previous experience with fire station design.

Site studies should begin immediately in order to provide appropriate information related to soil, rock, and environmental conditions to the designers.

The exemption will not result in higher costs for professional services on the project.

(2) The City Council hereby authorizes and directs the City Manager to use expedient methods and procedures in the acquisition of professional services consultants.

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Mayor



**RESOLUTION**

**WHEREAS**, the City of Charlotte has become an internationally known center for travel, business, professional and collegiate sporting events, conventions, and is a gateway for recreational activities; and

**WHEREAS**, the City of Charlotte has many restaurants and private clubs that provide hospitality to persons visiting the City of Charlotte;

**WHEREAS**, pursuant to state law the North Carolina Alcohol Beverage Commission (ABC) imposes a three day waiting period on any person that requests admittance to a private club that serves alcoholic beverages;

**WHEREAS**, the three day waiting period prevents anyone from entering private clubs unless they are a member or a guest of a member;

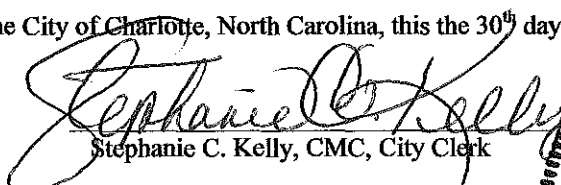
**WHEREAS**, the three day waiting period is a cumbersome requirement that prevents visitors from enjoying the hospitality provided by a private club and denies the hospitality industry revenue;

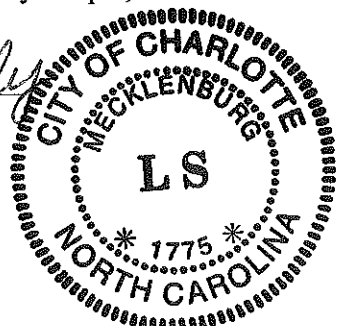
**NOW THEREFORE, BE IT RESOLVED**, that, based on the foregoing, the Charlotte City Council hereby expresses its support for waiver of the three day application waiting period for private bar memberships, and directs that a copy of this Resolution be sent to the North Carolina Alcoholic Beverage Control Commission.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 27<sup>th</sup> day of April, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Page 943.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30<sup>th</sup> day of April, 2009.

  
Stephanie C. Kelly, CMC, City Clerk



**RESOLUTION**

**WHEREAS**, the City of Charlotte has become an internationally known center for travel, business, professional and collegiate sporting events, conventions, and is a gateway for recreational activities; and

**WHEREAS**, the City of Charlotte has many restaurants and private clubs that provide hospitality to persons visiting the City of Charlotte;

**WHEREAS**, pursuant to state law the North Carolina Alcohol Beverage Commission (ABC) imposes a three day waiting period on any person that requests admittance to a private club that serves alcoholic beverages;

**WHEREAS**, the three day waiting period prevents anyone from entering private clubs unless they are a member or a guest of a member;

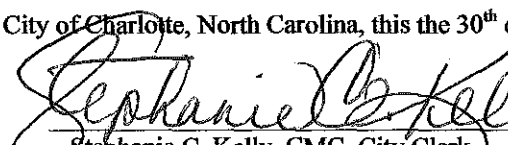
**WHEREAS**, the three day waiting period is a cumbersome requirement that prevents visitors from enjoying the hospitality provided by a private club and denies the hospitality industry revenue;

**NOW THEREFORE, BE IT RESOLVED**, that, based on the foregoing, the Charlotte City Council hereby expresses its support for waiver of the three day application waiting period for private bar memberships, and encourages the Mecklenburg County Delegation members to lobby for and support passage of HB \_\_\_ which deletes the requirement for the ABC Commission to establish any waiting period for membership to private clubs.

**CERTIFICATION**

I, Stephanie C. Kelly, 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 27<sup>th</sup> day of April, 2009, the reference having been made in Minute Book 128, and recorded in full in Resolution Book 41, Page 944.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30<sup>th</sup> day of April, 2009

  
Stephanie C. Kelly, CMC, City Clerk

