

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE three alleyways bounded by West Morehead Street, Winnifred Street, West Carson Boulevard and South Church Street in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Honey Properties, Inc.** has filed a petition to close **three alleyways bounded by West Morehead Street, Winnifred Street, West Carson Boulevard and South Church Street** in the city of Charlotte; and

Whereas, the three alleyways to be closed are bounded by West Morehead Street, Winnifred Street, West Carson Boulevard and South Church Street as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley and

Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of August 28, 2000, that it intends to close three alleyways bounded by West Morehead Street, Winnifred Street, West Carson Boulevard and South Church Street and that the said street (or portion thereof) being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00pm on Monday, the 25th day of September, 2000 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Brenda R. Freeze City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 2000, the reference having been made in minute book 115, and recorded in full in Resolution Book 36, page(s) 369.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.


Brenda R. Freeze, CMC, City Clerk

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

Whereas, **Pleasant Hill Baptist Church** has filed a petition to close **a portion of Waco Street** in the city of Charlotte; and

Whereas, the portion of Waco Street to be closed lies between Main Street and the property line of Pleasant Hill Baptist Church as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley and

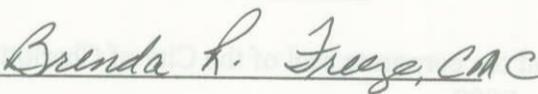
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of August 28, 2000, that it intends to close **a portion of Waco Street** and that the said street (or portion thereof) being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00pm on Monday, the 25th day of September, 2000 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Brenda R. Freeze City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 2000, the reference having been made in minute book 115, and recorded in full in Resolution Book 36, page(s) 370.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.


Brenda R. Freeze, CMC, City Clerk

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE two alleyways bounded by Kenilworth Avenue, Fillmore Avenue, Scott Avenue and East Boulevard in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Dennis Richter** has filed a petition to close **two alleyways bounded by Kenilworth Avenue, Fillmore Avenue, Scott Avenue and East Boulevard** in the city of Charlotte; and

Whereas, the two alleyways to be closed are bounded by Kenilworth Avenue, Fillmore Avenue, Scott Avenue and East Boulevard as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley and

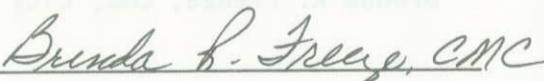
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of August 28, 2000, that it intends to close two alleyways bounded by Kenilworth Avenue, Fillmore Avenue, Scott Avenue and East Boulevard and that the said street (or portion thereof) being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00pm on Monday, the 25th day of September, 2000 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Brenda R. Freeze City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 2000, the reference having been made in minute book 115, and recorded in full in Resolution Book 36, page(s) 371.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.


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 August 28, 2000.

* * *

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 6:00 p.m. on August 28, 2000 (the "Meeting"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmembers Autrey, Burgess, Cannon, Carter,

Castano, Graham, Lochman, Mitchell, Spencer, Wheeler, and White

The following members of the City Council were absent: None

Also present: Pamela A. Syfert, City Manager, DeWitt F. McCarley, City Attorney,
and Brenda R. Freeze, City Clerk

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, DIRECTING THE APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF WATER AND SEWER SYSTEM REVENUE BONDS; REQUESTING LOCAL GOVERNMENT COMMISSION APPROVAL OF THE CITY'S WATER AND SEWER SYSTEM REVENUE BONDS, SERIES 2000 AND CERTAIN RELATED MATTERS.

WHEREAS, the City Council (the "City Council") of the City of Charlotte, North Carolina (the "City") hereby determines that it is necessary to improve its water and sanitary sewer systems (collectively, the "Water and Sewer System"), including, but not limited to, the extension of existing water and sewer lines and rehabilitation or replacement of others; construction of new water and sewer mains and outfalls; rehabilitation and upgrades of water and wastewater treatment plants; and acquisition of land (the "Project") at an estimated cost not to exceed \$105,000,000;

WHEREAS, the City Council is considering the issuance of not to exceed \$105,000,000 Water and Sewer System Revenue Bonds, Series 2000 of the City (the "2000 Bonds") to finance the Project;

WHEREAS, the City Council wants to (A) retain Parker, Poe, Adams & Bernstein L.L.P. of Charlotte, North Carolina, as bond counsel; (B) retain Banc of America Securities LLC of Charlotte, North Carolina and First Union Securities, Inc. of Charlotte, North Carolina shall hereby be retained to serve as underwriters (the "Underwriters"); © approve the selection by the Underwriters of Smith Helms Mulliss & Moore, L.L.P. of Charlotte, North Carolina, as underwriters' counsel; (D) retain Morgan Keegan & Company, Inc. and Waters and Company LLC, as financial advisor; and (E) retain First Union National Bank of Charlotte, North Carolina, as trustee for the 2000 Bonds; and

WHEREAS, the City Council wants the Director of Finance of the City to file with the Local Government Commission of North Carolina (the "Commission") an application for its approval of the 2000 Bonds, on a form prescribed by the Commission, and (1) request in such application that the Commission approve (A) the negotiation of the sale of the 2000 Bonds to Banc of America Securities LLC and First Union Securities, Inc., (B) the City's use of Parker, Poe, Adams & Bernstein L.L.P., as bond counsel for the City, © the Underwriters' use of Smith Helms Mulliss & Moore, L.L.P., as underwriters' counsel, (D) the City's use of Morgan Keegan & Company, Inc. and Waters & Company LLC, as financial advisors and (E) the City's use of First Union National Bank, as trustee for the 2000 Bonds, and (2) state in such application such facts and to attach thereto such exhibits in regard to the 2000 Bonds and to the City and its financial condition, as may be required by the Commission, and to take all other action necessary to the issuance of the 2000 Bonds.

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

Section 1. That the 2000 Bonds are to be issued by the City for the purpose of providing funds (1) to finance the costs of the Project and (2) to pay the costs of issuing the 2000 Bonds all as set out fully in the Preliminary Official Statement and other documents attached to the City's application to the Commission. The use of the proceeds of the 2000 Bonds, as described, is necessary in order to meet the expanding needs of the users of the Water and Sewer System and to assure that the Water and Sewer System remains in full compliance with all state and federal requirements for the provision of water and sanitary sewer services.

Section 2. That (1) Parker, Poe, Adams & Bernstein L.L.P. shall hereby be retained to serve as bond counsel, (2) Banc of America Securities LLC and First Union Securities, Inc. shall hereby be retained to serve as underwriters, (3) the Underwriters' use of Smith Helms Mulliss & Moore, L.L.P. as underwriters' counsel, (4) First Union National Bank shall hereby be approved as trustee for the 2000 Bonds and (5) Morgan Keegan & Company, Inc. and Waters and Company LLC shall hereby be retained as financial advisors in connection with the issuance by the City of the 2000 Bonds.

Section 3. That the Director of Finance of the City with advice from the City Manager and bond counsel, is hereby authorized, directed and designated to file an application with the North Carolina Local Government Commission for its approval of the issuance of the 2000 Bonds.

Section 4. That the City Council finds and determines and asks the Commission to find and determine from the City's application and supporting documentation:

- (a) that the issuance of the 2000 Bonds is necessary or expedient;
- (b) that the not to exceed stated principal amount of the 2000 Bonds will be sufficient but is not excessive, when added to other moneys available to the Water and Sewer System, for the proposed Project;
- © that the Water and Sewer System as now constituted and as it will be constituted after the completion of the Project is feasible;
- (d) that the City's debt management procedure and policies are excellent; and
- (e) that the 2000 Bonds can be marketed at a reasonable interest cost to the City.

Section 5. That the Mayor, the City Manager and the Director of Finance are hereby authorized to do any and all other things necessary to complete the steps necessary for the issuance of the 2000 Bonds.

Section 6. That the City Council requests that the Commission sell the 2000 Bonds through negotiation to Banc of America Securities LLC and First Union Securities, Inc. on such terms as may be agreed on but at a true interest cost not exceeding 6.50%. The form and content of the Preliminary Official Statement with respect to the 2000 Bonds are in all respects authorized, approved and confirmed, and the use of the Preliminary Official Statement by the Underwriters in connection with the sale of the 2000 Bonds is hereby in all respects authorized, approved and confirmed.

Section 7. That this Resolution shall become effective on the date of its adoption.

On motion of Council member Cannon, seconded by Council member Wheeler, the foregoing resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, DIRECTING THE APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF WATER AND SEWER SYSTEM REVENUE BONDS; REQUESTING LOCAL GOVERNMENT COMMISSION APPROVAL OF THE CITY'S WATER AND SEWER SYSTEM REVENUE BONDS, SERIES 2000 AND CERTAIN RELATED MATTERS" was duly adopted by the following vote:

AYES: Unanimous

NAYS: None

[SEAL]

CITY OF CHARLOTTE, NORTH CAROLINA

By: Brenda R. Freeze, CMC
City Clerk

Brenda R. Freeze, CMC, City Clerk

STATE OF NORTH CAROLINA)
)
CITY OF CHARLOTTE)

ss:

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 entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, DIRECTING THE APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF WATER AND SEWER SYSTEM REVENUE BONDS; REQUESTING LOCAL GOVERNMENT COMMISSION APPROVAL OF THE CITY'S WATER AND SEWER SYSTEM REVENUE BONDS, SERIES 2000 AND CERTAIN RELATED MATTERS" adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 2000, the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 372-375.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of August, 2000.

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

CITY OF CHARLOTTE, NORTH CAROLINA

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

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

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

WHEREAS, the City of Charlotte and the North Carolina Department of Transportation propose to make certain traffic control improvements under Project U-2510 BB, Mecklenburg County, said project to consist of the installation and revision of the following traffic signals:

- (a) Installation of a traffic signal at the intersection of NC 16 (Providence Road) and Alexa Road;
- (b) Installation of a traffic signal at the intersection of NC 16 (Providence Road) and Kuykendall Road;
- (c) Installation of a traffic signal at the intersection of NC 16 (Providence Road) and Highridge Road; and,
- (d) Revision of the traffic signal at the intersection of NC 16 (Providence Road) and Country Lane/Charlotte Latin Driveway; and,
- (e) Installation of fiber optic interconnect; and,

WHEREAS, the City of Charlotte desires to enter into a municipal agreement with the Department of Transportation whereby the City shall purchase or provide and install the required traffic signal equipment for the project; and,

WHEREAS, the Department of Transportation shall reimburse the City actual costs not to exceed the sum of \$325,000 for the work performed by the City.

NOW, THEREFORE, BE IT RESOLVED that Project U-2510 BB, Mecklenburg County, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Brenda R. Freeze, Clerk of the Municipality of Charlotte, 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 28th day of August, 2000, and the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page 376.

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

SEAL

Brenda R. Freeze, CMC
City Clerk

Brenda R. Freeze, CMC

ACTION A **RESOLUTION**

EXTRACT FROM THE MINUTES OF A regular MEETING OF THE Charlotte City Council HELD ON August 28, 2000

The following resolution was introduced by Councilmember Cannon, seconded by Councilmember Wheeler, read in full, considered and adopted.

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING AND RATIFYING THE EXECUTION OF THE GRANT AGREEMENTS FOR PROJECT NUMBERS 3-37-0012-37 BETWEEN THE UNITED STATES OF AMERICA AND THE CITY OF CHARLOTTE, NORTH CAROLINA

BE IT RESOLVED, by the CITY COUNCIL of THE CITY OF CHARLOTTE, NORTH CAROLINA

SECTION 1. That said City Council hereby authorizes, adopts, approves, accepts and ratifies the execution of a Grant Agreement between the Federal Aviation Administration on behalf of the United States of America and the City of Charlotte, North Carolina

SECTION 2. That the Execution of said Grant Agreement in quadruplicate on behalf of said City Council by T. J. Orr, Aviation Director and the impression of the official seal of the City of Charlotte and the attestation by Brenda Freeze; City Clerk is hereby authorized, adopted, approved, accepted and ratified.

SECTION 3. That the Aviation Director is hereby authorized to execute payment requests under these Grant Agreements on behalf of said City of Charlotte.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
AUTHORIZING CONVEYANCE OF REAL PROPERTY

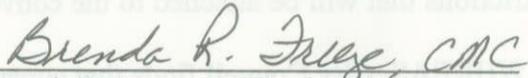
WHEREAS, the City has adopted a policy for the City to promote and assist the creation of housing that is affordable for purchase by low or moderate income persons; and

WHEREAS, the City owns land that is located in the area of the City that is known as Wingate, and such land is appropriate for development as housing for purchase by low or moderate income persons; and

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 28th day of August, 2000 the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 377-378.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.


Brenda R. Freeze, CMC, City Clerk

NOW, THEREFORE, pursuant to the authority granted by Section 222 of the City Charter, it is resolved by the City Council of the City of Charlotte, North Carolina that City staff shall proceed with the City's conveyance to Resch, LLC of the parcels of property listed below for the price of \$101,500.

Parcels to be conveyed: Those parcels bearing the Mecklenburg County Tax Code Parcel Numbers 115-01-406, 115-01-407, 115-01-408, 115-01-409, 115-01-414, 115-01-415, 115-01-307, 115-01-308, 115-01-309, 115-01-310, 115-01-601, 115-02-713, 115-02-714, 115-02-715, 115-02-816, 115-02-817.

The deed conveying the property to Resch, LLC shall contain covenants requiring Resch, LLC to construct upon such property 29 single-family residences, selecting from designs and floor plans that Resch, LLC has provided to the City, and requiring Resch, LLC to sell such residences to low or moderate income persons.

Approved as to form

Assistant City Attorney

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
AUTHORIZING CONVEYANCE OF REAL PROPERTY

WHEREAS, the City has adopted a policy for the City to promote and assist the creation of housing that is affordable for purchase by low or moderate income persons; and

WHEREAS, the City owns land that is located in the area of the City that is known as Wingate, and such land is appropriate for development as housing for purchase by low or moderate income persons; and

WHEREAS, City staff has arrived at an agreement with Reech, LLC, through private negotiations, for Reech, LLC to purchase certain parcels of the city-owned land located in Wingate, for Reech, LLC to construct houses upon such land, and for Reech to sell the houses to persons of low or moderate income. However, such negotiated agreement is subject to City Council approval; and

WHEREAS, the negotiated price for Reech, LLC's purchase of the land located in Wingate will reflect the restricted use of the property resulting from the covenants, conditions, and restrictions that will be attached to the conveyance; and

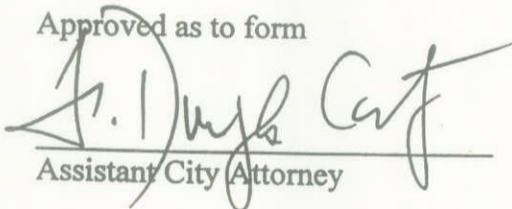
WHEREAS, City Council finds that consummation of the transaction that City staff and Reech, LLC have negotiated will advance the City's community development policy to promote or assist the creation of housing for purchase by low or moderate income persons.

NOW, THEREFORE, pursuant to the authority granted by Section 9.22 of the City Charter, it is resolved by the City Council of the City of Charlotte, North Carolina that City staff shall proceed with the City's conveyance to Reech, LLC of the parcels of property listed below, for the price of \$101,500.

Parcels to be conveyed: Those parcels bearing the Mecklenburg County Tax Code Parcel Numbers 115-01-406, 115-01-407, 115-01-408, 115-01-409, 115-01-414, 115-01-415, 115-01-507, 115-01-508, 115-01-509, 115-01-510, 115-01-601, 115-02-713, 115-02-714, 115-02-715, 115-02-816, 115-02-817.

The deed conveying the property to Reech, LLC shall contain covenants requiring Reech, LLC to construct upon such property 29 single-family residences, selecting from designs and floor plans that Reech, LLC has provided to the City, and requiring Reech, LLC to sell such residences to low or moderate income persons.

Approved as to form


Assistant City Attorney

A RESOLUTION AUTHORIZING COMPENSATION 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 Airport purposes pursuant to the Charlotte-Douglas International Airport Master Plan; and

WHEREAS, the City is unable to purchase the property indicated below, and the purchase of this property has been made in accordance with the owner's requirements for the purchase

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 28th day of August, 2000 the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 379-380.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

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

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 28th day of August, 2000, and the reference having been made in Minute Book 115, Page 381, and recorded in full in Resolution Book 36, Page 381.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

Brenda R. Freeze, CMC
City Clerk
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 Airport purposes pursuant to the Charlotte/Douglas International Airport Master Plan; and

WHEREAS, the City in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners regarding just compensation, and, therefore, 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, utilizing the procedures of Article 9 of Chapter 136 of the North Carolina General Statutes as authorized by 7.81 of the Charter of the City of Charlotte, and otherwise under the authority and procedures of the laws of the State of North Carolina:

Parties with interest in the property:

Dirk L. and wife Marylan H Borchardt
Gary G. and wife Mary C. F. Borchardt
Enterprise Leasing Company
and any other parties in interest

Property Description

Approximately 3.0043 acres, together with all improvements
Located thereon, in fee simple, and designated as Tax Parcel Number 113-012-03, all as shown on the boundary survey of said property prepared by Andrew G. Zoutewelle dated May 19, 2000 which survey is incorporated herein by reference.

Appraised Value

\$600,000.00, or such other amount as may be subsequently determined pursuant to applicable City, FAA or other Federal regulations.

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 2000, and the reference having been made in Minute Book 115, Page , and recorded in full in Resolution Book 36, Page 381.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

Brenda R. Freeze, CMC
City Clerk

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 **24-INCH WATER MAIN ALONG W. T. HARRIS BOULEVARD-ALBEMARLE ROAD**; 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 **24-INCH WATER MAIN ALONG W. T. HARRIS BOULEVARD-ALBEMARLE ROAD** and estimated to be approximately **9,523 square feet (0.21acre) for a water main 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. 109-303-47, 109-303-91, 109-303-92, 109-303-93, 109-303-94, said property currently owned by **WILLIAM N. DEVORE, II; and wife, TERRY B. DEVORE; HUGH M. DURDEN, Trustee; WACHOVIA BANK OF NORTH CAROLINA, N. A., Beneficiary; KATHLEEN M. LUTES, Trustee; CHEMICAL BANK, N. A., Beneficiary; TIM, INC., Trustee; NATIONSBANK, Beneficiary; TRSTE, INC. Trustee; FIRST UNION NATIONAL BANK, Beneficiary; 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.

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

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 28th day of August, 2000 the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 382-383

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

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

ESTIMATED JUST COMPENSATION

Such estimated just compensation as may be determined based upon the findings 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.

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 **SANITARY SEWER TO CLARKE CREEK-PH. IV PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **SANITARY SEWER TO SERVE CLARKE CREEK-PH. IV PROJECT** and estimated to be approximately **41,525.90 square feet (0.954 acre) for permanent sanitary sewer easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 021-071-05, said property currently owned by **SARAH RICHARDSON MCAULAY and spouse, if any; EDNA MCAULAY JULIAN and spouse, if any; LOUISA MCAULAY KING and spouse, if any; 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.

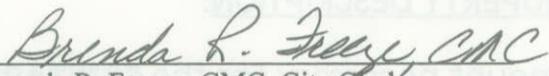
A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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 SANITARY SEWER TO CLARKE CREEK-7N, IV PROJECT; and

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 28th day of August, 2000 the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 384-385

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.


Brenda R. Freeze, CMC, City Clerk

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.

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 **SANITARY SEWER TO CLARKE CREEK-PH. IV PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **SANITARY SEWER TO SERVE CLARKE CREEK-PH. IV PROJECT** and estimated to be approximately **7,602.4 square feet (0.175 acre) for permanent sanitary sewer easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 019-211-09, said property currently owned by **MARTHA H. TURBYFILL and spouse, if any; CHARLES B. CAUDLE, Trustee; SAM JORDAN and wife, FRANCES STONE JORDAN, Beneficiary; 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.

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 SEWER TO CLARKE CREEK-PH. IV PROJECT; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property or has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence has been

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 28th day of August, 2000 the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 386-387

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

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

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the findings 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.

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 **8" SANITARY SEWER-ROZZELLES FERRY OUTFALL 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 **8" SANITARY SEWER-ROZZELLES FERRY OUTFALL PROJECT** and estimated to be approximately **2,921 square feet (0.067 acre) for permanent sanitary sewer easement and 2,595 square feet (0.060 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. 033-012-29, said property currently owned by **ALBERTA LOUISE BROWN and spouse, if any; HEIRS OF SAMUEL BROWN, JR., 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.

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

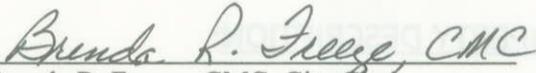
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the BARRY SEWER-ROZELLE FERRY OUTFALL PROJECT; and

WHEREAS, the City Council of the City of Charlotte has undertaken to negotiate for the purchase of this property and has been unable to reach an agreement

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 28th day of August, 2000 the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 388-389

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.


Brenda R. Freeze, CMC, City Clerk

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 Decision of Taking.

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 **8" SANITARY SEWER-ROZZELLES FERRY OUTFALL 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 **8" SANITARY SEWER-ROZZELLES FERRY OUTFALL PROJECT** and estimated to be approximately **4,688 square feet (0.108 acre) for permanent sanitary sewer easement and 1,826 square feet (0.04 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. 033-012-30, said property currently owned by **WILLIAM LEE CALDWELL and spouse, if any; 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.

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 "SAS-
TARY SEWER-ROZELLE'S FERRY OUTFALL PROJECT"; and

WHEREAS, the City Council of the City of Charlotte has undertaken to negotiate
for the purchase of this property, but has been unable to reach an agreement

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 28th day of August, 2000 the reference having been made in
Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 390-391

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of
August, 2000.

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

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.

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 **8" SANITARY SEWER-ROZZELLES FERRY OUTFALL 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 **8" SANITARY SEWER-ROZZELLES FERRY OUTFALL PROJECT** and estimated to be approximately **14,128 square feet (0.324 acre) for permanent sanitary sewer easement and 8,966 square feet (0.205 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. 033-012-05, said property currently owned by **E. P. NISBET COMPANY; WALLACE DEAN CARTER and spouse, if any; 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.

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
TARY SEWER-ROZZELLES FERRY OUTFALL PROJECT; and

WHEREAS, the City Council of the City of Charlotte has undertaken to negotiate
for the purchase of this property but has been unable to reach an agreement

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 28th day of August, 2000 the reference having been made in
Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 392-393

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of
August, 2000.

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

Amount necessary for the TARY SEWER-ROZZELLES FERRY OUTFALL
PROJECT and estimated to be approximately 14,125 square feet (0.324 acre)
for permanent sanitary sewer easement and 2,800 square feet (0.202 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. 033-012-02, said property currently owned by E. P. WISSET COMPANY,
WALLACE DEAN CARTER and spouse, if any; 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.

(1) the Agreement for Purchase and Sale of Lease Improvements in the Special Facility at Charlotte/Douglas International Airport by and between the City and US Airways (the "Purchase Agreement");

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 August 28, 2000.

* * *

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 August 28, 2000 (the "Meeting"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmember Autrey, Burgess, Cannon, Carter, Castano, Graham, Lochman, Mitchell, Spencer, Wheeler, and White

The following members of the City Council were absent: None

Also present: Pamela A. Syfert, City Manager, DeWitt F. McCarley, City Attorney, and Brenda R. Freeze, City Clerk

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, APPROVING THE EXECUTION OF THE AGREEMENT FOR THE PURCHASE AND SALE OF LEASE IMPROVEMENTS IN THE SPECIAL FACILITY AT CHARLOTTE/DOUGLAS INTERNATIONAL AIRPORT AND TO AUTHORIZE THE EXECUTION OF THE THIRD SUPPLEMENTAL SPECIAL FACILITY LEASE AGREEMENT; AND CERTAIN RELATED MATTERS.

WHEREAS, by resolution adopted on July 24th, 2000, the City Council (the "City Council") of the City of Charlotte, North Carolina (the "City") approved the issuance of not to exceed \$40,000,000 aggregate principal amount of its Charlotte/Douglas International Airport Special Facility Revenue Bonds (US Airways, Inc. Project) to finance certain improvements to be leased to US Airways, Inc. ("US Airways"),

WHEREAS, there is also a need to amend the earlier leases entered into between the City and US Airways in connection with the Special Facility to correct certain errors in the descriptions of the property in these leases and to make uniform the date on which US Airways makes payment of rents used to pay debt service on bonds issued and outstanding pursuant to the Special Facility Revenue Bond adopted by City Council on May 11, 1987,

WHEREAS, there have been submitted to this meeting forms of the following documents relating to the proposed financing:

- (1) the Agreement for Purchase and Sale of Lease Improvements in the Special Facility at Charlotte/Douglas International Airport by and between the City and US Airways (the "Purchase Agreement");
- (2) the Third Supplemental Special Facility Lease Agreement by and between the City and US Airways dated as of August 15, 2000 ("Supplemental Lease III");
- (3) the Third Amendment to 1987 Special Facility Lease;
- (4) the Second Amendment to First Supplemental Lease; and
- (5) the First Amendment to Second Supplemental Lease;

WHEREAS, the City Council desires to approve the Purchase Agreement, Supplemental Lease III, Third Amendment to 1987 Special Facility Lease, Second Amendment to First Supplemental Lease and First Amendment to Second Supplemental Lease and to authorize other actions in connection therewith;

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

Section 1. That the Purchase Agreement, the Supplemental Lease III, the Third Amendment to 1987 Special Facility Lease, the Second Amendment to First Supplemental Lease, and the First Amendment to Second Supplemental Lease and the exhibits thereto are hereby approved and confirmed, and the Mayor, City Manager or the City Clerk, be and they are hereby authorized, empowered and directed to execute and deliver the Purchase Agreement, the Supplemental Lease III, the Third Amendment to 1987 Special Facility Lease, the Second Amendment to First Supplemental Lease, and the First Amendment to Second Supplemental Lease for and on behalf of the City, including necessary counterparts, in substantially the same form presented to this meeting, but with such changes, modifications and deletions as any of the Mayor, City Manager or the City Clerk, with the advice of bond counsel, may deem necessary, desirable and 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 Third Amendment to 1987 Special Facility Lease, the Second Amendment to First Supplemental Lease, the First Amendment to Second Supplemental Lease, the Supplemental Lease III and the Purchase Agreement, the Mayor, the City Manager and 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 Third Amendment to 1987 Special Facility Lease, the Second Amendment to First Supplemental Lease, the First Amendment to Second Supplemental Lease, the Supplemental Lease III and Purchase Agreement as executed.

Section 2. That this Resolution shall become effective on the date of its adoption.

[Remainder of Page Intentionally Left Blank]

On motion of Councilmember Wheeler, seconded by Councilmember Cannon, the foregoing resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, APPROVING THE EXECUTION OF THE AGREEMENT FOR THE PURCHASE AND SALE OF LEASE IMPROVEMENTS IN THE SPECIAL FACILITY AT CHARLOTTE/DOUGLAS INTERNATIONAL AIRPORT AND TO AUTHORIZE THE EXECUTION OF THE THIRD SUPPLEMENTAL SPECIAL FACILITY LEASE AGREEMENT; AND CERTAIN RELATED MATTERS" was duly adopted by the following vote:

AYES: Unanimous

NAYS: None

[SEAL]

CITY OF CHARLOTTE, NORTH CAROLINA

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

STATE OF NORTH CAROLINA)
)
CITY OF CHARLOTTE)

ss:

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 an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 2000, the reference having been made in Minute Book 115 , and recorded in full in Resolution Book 36 , Page(s) 394-397.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

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

(SEAL)

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

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 August 28, 2000.

* * *

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 August 28, 2000 (the "Meeting"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmember Autrey, Burgess, Cannon, Carter,

Castano, Graham, Lochman, Mitchell, Spencer, Wheeler, and White

The following members of the City Council were absent: None

Also present: Pamela A. Syfert, City Manager, DeWitt F. McCarley, City Attorney,
and Brenda R. Freeze, City Clerk

* * * * *

The City Clerk reported to the City Council that the bond order entitled, "**BOND ORDER AUTHORIZING THE ISSUANCE OF \$57,500,000 OF GENERAL OBLIGATION STREET BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA,**" which was introduced at a meeting of the City Council on July 24, 2000, was published on August 14, 2000, with notice that the City Council would hold a public hearing thereon on August 28, 2000 at 7:00 p.m. The City Clerk also reported that there had been filed in her office a statement of debt complying with provisions of the Local Government Bond Act, and such statement as filed showed the net indebtedness of the City to be 2.0% of the assessed valuation of property in said City subject to taxation.

At 7:00 o'clock p.m., the Mayor announced that the City Council would hear anyone who wished to be heard on the questions of validity of the General Obligation Street Bond Order and the advisability of issuing the General Obligation Street Bonds. At the direction of the Mayor, the City Clerk distributed the General Obligation Street Bond Order and the published notice of hearing to all requesting them.

After the City Council had heard all persons who requested to be heard in connection with the foregoing questions, Council Member Autrey moved that the public hearing be closed. The motion was seconded by Council Member Burgess and was unanimously adopted.

Council Member Cannon moved that the City Council adopt without change or amendment and direct the City Clerk to publish a notice of adoption, as prescribed by The Local Government Bond Act, of the General Obligation Street Bond Order entitled, "**BOND ORDER AUTHORIZING THE ISSUANCE OF \$57,500,000 GENERAL OBLIGATION STREET BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA,**" which was introduced at the meeting of the City Council held on July 24, 2000.

The motion was seconded by Council Member Mitchell and was adopted by the following vote:

AYES: Unanimous

NAYS: None

The City Clerk reported to the City Council that the bond order entitled, "**BOND ORDER AUTHORIZING THE ISSUANCE OF \$40,000,000 OF GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENT BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA,**" which was introduced at a meeting of the City Council on July 24, 2000, was published on August 14, 2000, with notice that the City Council would hold a public hearing thereon on August 28, 2000 at 7:00 p.m. The City Clerk also reported that there had been filed in her office a statement of debt complying with provisions of the Local Government Bond Act, and such statement as filed showed the net indebtedness of the City to be 2.0% of the assessed valuation of property in said City subject to taxation.

At 7:00' clock p.m., the Mayor announced that the City Council would hear anyone who wished to be heard on the questions of validity of the General Obligation Neighborhood Improvement Bond Order and the advisability of issuing the General Obligation Neighborhood Improvement Bonds. At the direction of the Mayor, the City Clerk distributed the General Obligation Neighborhood Improvement Bond Order and the published notice of hearing to all requesting them.

After the City Council had heard all persons who requested to be heard in connection with the foregoing questions, Council Member Autrey moved that the public hearing be closed. The motion was seconded by Council Member Burgess and was unanimously adopted.

Council Member Cannon moved that the City Council adopt without change or amendment and direct the City Clerk to publish a notice of adoption, as prescribed by The Local Government Bond Act, of the General Obligation Neighborhood Improvement Bond Order entitled, "**BOND ORDER AUTHORIZING THE ISSUANCE OF \$40,000,000 GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENT BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA,**" which was introduced at the meeting of the City Council held on July 24, 2000.

The motion was seconded by Council Member Burgess and was adopted by the following vote:

AYES: Unanimous

NAYS: None

CITY OF CHARLOTTE, NORTH CAROLINA

[SEAL]

By: Brenda R. Freeze, CMC
City Clerk

Brenda R. Freeze, CMC

STATE OF NORTH CAROLINA)
CITY OF CHARLOTTE)

SS:

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 entitled, "**RESOLUTION SETTING A SPECIAL BOND REFERENDUM AND DIRECTING THE PUBLICATION OF NOTICE OF A SPECIAL BOND REFERENDUM AND NOTIFICATION OF THE MECKLENBURG COUNTY BOARD OF ELECTIONS**" adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 2000, the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 397A-397C

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

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

(SEAL)

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 August 28, 2000.

* * *

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 August 28, 2000 (the "Meeting"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmember Autrey, Burgess, Cannon,

Carter, Castano, Graham, Lochman, Mitchell, Spencer, Wheeler, and White

The following members of the City Council were absent: None

Also present: Pamela A. Syfert, City Manager, DeWitt F. McCarley, City Attorney, and Brenda R. Freeze, City Clerk

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

RESOLUTION SETTING A SPECIAL BOND REFERENDUM AND DIRECTING THE PUBLICATION OF NOTICE OF A SPECIAL BOND REFERENDUM AND NOTIFICATION OF THE MECKLENBURG COUNTY BOARD OF ELECTIONS

WHEREAS, the City Council of the City of Charlotte, North Carolina has adopted the following bond orders and such bond orders should be submitted to the voters of the City of Charlotte, North Carolina for their approval or disapproval in order to comply with the constitution and laws of North Carolina:

"BOND ORDER AUTHORIZING THE ISSUANCE OF \$57,500,000 GENERAL OBLIGATION STREET BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA;" and

"BOND ORDER AUTHORIZING THE ISSUANCE OF \$40,000,000 GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENT BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA;" and

NOW, THEREFORE, be it resolved by the City Council (the "City Council") of the City of Charlotte, North Carolina, as follows:

- (1) For the purpose of determining the question whether the qualified voters of the City of Charlotte, North Carolina shall approve or disapprove (a) the indebtedness to be incurred by the issuance of the General Obligation Street Bonds of the City authorized by said bond order, which indebtedness shall be secured by a pledge of the City's full faith and credit and (b) the levy of a tax for the payment thereof, said bond order shall be submitted to the qualified voters of said City at a special bond referendum to be held in said City on November 7, 2000.

(2) For the purpose of determining the question whether the qualified voters of the City of Charlotte, North Carolina shall approve or disapprove (a) the indebtedness to be incurred by the issuance of the General Obligation Neighborhood Improvement Bonds of the City authorized by said bond order, which indebtedness shall be secured by a pledge of the City's full faith and credit and (b) the levy of a tax for the payment thereof, said bond order shall be submitted to the qualified voters of said City at a special bond referendum to be held in said City on November 7, 2000.

(3) The City Clerk is hereby authorized and directed to publish a notice of said referendum which shall be in substantially the form entitled "**CITY OF CHARLOTTE, NORTH CAROLINA NOTICE OF SPECIAL BOND REFERENDUM**," attached hereto. Said notice of referendum shall be published at least twice. The first publication shall be not less than 14 days, and the second publication shall be not less than 7 days before the last day on which voters may register for the special bond referendum.

(4) The Mecklenburg County Board of Elections is hereby requested to print and distribute the necessary ballots and to provide the equipment for the holding of said referendum and to conduct and to supervise said referendum.

(5) The ballots to be used at said referendum shall contain the following words:

"SHALL the order authorizing \$57,500,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to pay the costs of providing funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads and intersections; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor, and a tax to be levied for the payment thereof be approved?";

with squares labeled "YES" and "NO" beneath or beside such words in which squares the voter may record his or her choice on the question presented; and

"SHALL the order authorizing \$40,000,000 of bonds secured by the pledge of the full faith and credit of the City of Charlotte, North Carolina to pay the costs of providing funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor, and a tax to be levied for the payment thereof be approved?";

with squares labeled "YES" and "NO" beneath or beside such words in which squares the voter may record his or her choice on the question presented; and

(5) The City Clerk shall mail or deliver a certified copy of this resolution to the Mecklenburg County Board of Elections within three days after this resolution is adopted.

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

READ, APPROVED AND ADOPTED this 28th day of August, 2000.

On motion of Councilmember Cannon, seconded by Councilmember Mitchell, the foregoing resolution entitled "RESOLUTION SETTING A SPECIAL BOND REFERENDUM AND DIRECTING THE PUBLICATION OF NOTICE OF A SPECIAL BOND REFERENDUM AND NOTIFICATION OF THE MECKLENBURG COUNTY BOARD OF ELECTIONS" was duly adopted by the following vote:

AYES: Unanimous

NAYS: None

CITY OF CHARLOTTE, NORTH CAROLINA

[SEAL]

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

STATE OF NORTH CAROLINA)
)
) SS:
CITY OF CHARLOTTE)

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 entitled, "**RESOLUTION SETTING A SPECIAL BOND REFERENDUM AND DIRECTING THE PUBLICATION OF NOTICE OF A SPECIAL BOND REFERENDUM AND NOTIFICATION OF THE MECKLENBURG COUNTY BOARD OF ELECTIONS**" adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of August, 2000, the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 398-401

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

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

(SEAL)

Return to: City of Charlotte - Box
Dueson pk: City of Charlotte



RESOLUTION CLOSING McCALL STREET BETWEEN OAKLAWN AVENUE AND STATESVILLE AVENUE 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 McCall Street between Oaklawn Avenue and Statesville Avenue which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close McCall Street between Oaklawn Avenue and Statesville Avenue 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, and Piedmont Natural Gas Company to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 28th day of August, 2000, and City Council determined that the closing of McCall Street between Oaklawn Avenue and Statesville Avenue 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.

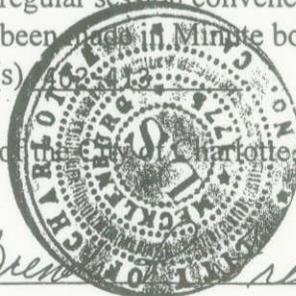
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of August 28, 2000, that the Council hereby orders the closing of McCall Street between Oaklawn Avenue and Statesville Avenue in the City of Charlotte Mecklenburg County, North Carolina as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are attached hereto and made a part hereof.

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

CERTIFICATION

I, 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 28th day of August, 2000, the reference having been made in Minute book 115, and recorded in full in resolution book 36, page(s) 462-413.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.



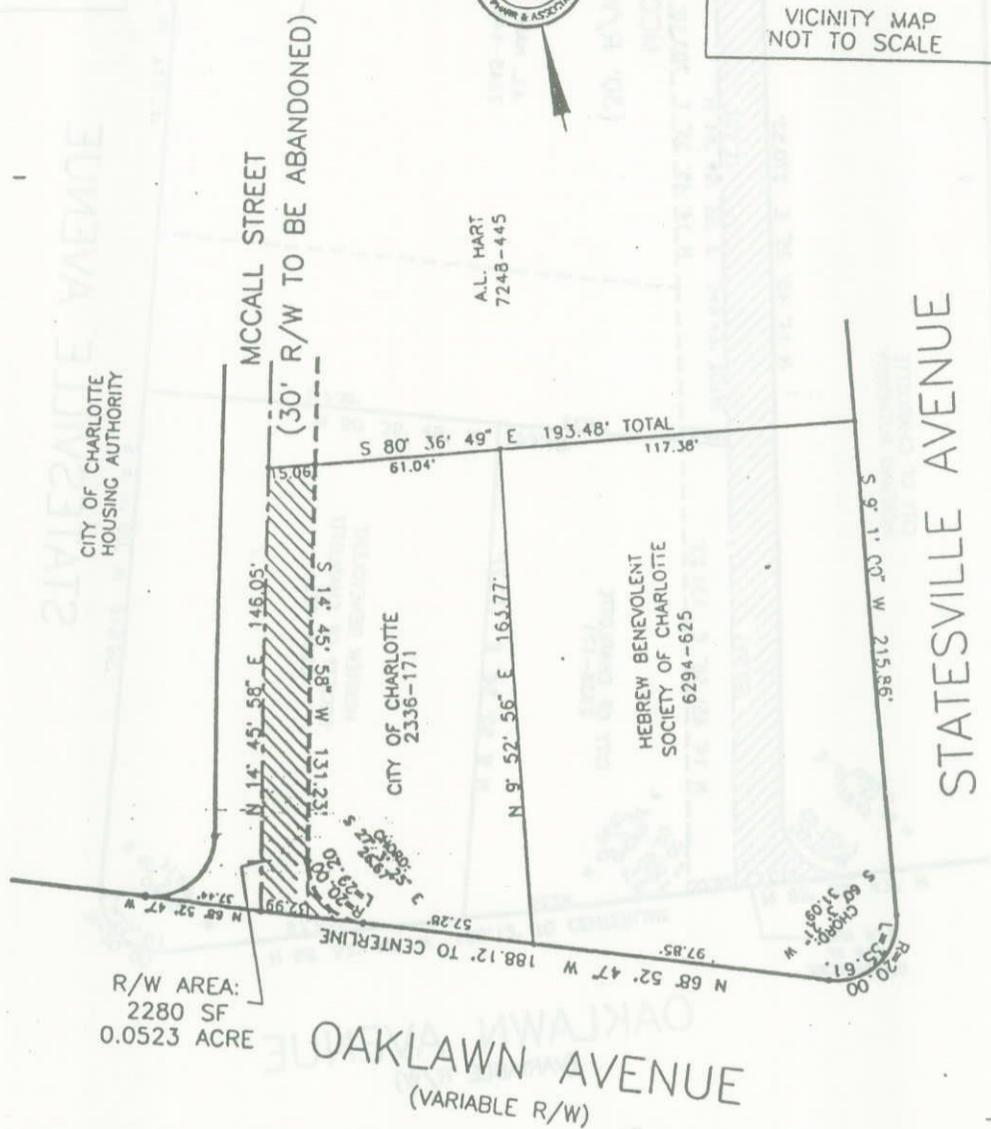
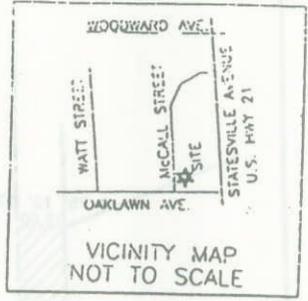
Brenda R. Freeze, CMC
Brenda R. Freeze, CMC, City Clerk

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

WERE PLOTTED FROM INFORMATION PROVIDED BY OTHERS, AND THE IMPROVEMENTS, UNLESS OTHERWISE INDICATED, ARE PROPOSED. NO ACTUAL FIELD SURVEY WAS PERFORMED IN THE PREPARATION OF THIS MAP.

EXHIBIT A1
 PARCEL 1

SIGNED C. Clark Nelson
 R. B. PHARR & ASSOCIATES, REGISTERED SURVEYORS
 1800 EAST SEVENTH STREET
 CHARLOTTE, N.C. 28204
 TEL (704) 376-2186
 DRAWN BY: [] REVISOR: []



R/W AREA:
 2280 SF
 0.0523 ACRE

OAKLAWN AVENUE
 (VARIABLE R/W)

NOTE: THIS MAP DRAWN FROM EXISTING RECORDS; NO BOUNDARY SURVEY BY R.B. PHARR & ASSOCIATES, P.A. FOR BOUNDARY, SEE DEED 2336-171.

MAP OF:
 A 0.0523 ACRE PORTION OF MCCALL STREET TO BE ABANDONED

CHARLOTTE N.C.
 CITY OF CHARLOTTE

THE PROPERTY OF _____
 SCALE 1=50'
 MAP BOOK _____ PAGE _____
 DEED BOOK 2336 PAGE 171

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 26, 1982
 TAX PARCEL: 075-106-01

I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
Linda B. Poissant
 Review Officer
 Date 9/11/00

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

1886

WERE PLOTTED FROM INFORMATION PROVIDED BY OTHERS, AND THE IMPROVEMENTS, UNLESS OTHERWISE INDICATED, ARE PROPOSED. NO ACTUAL FIELD SURVEY WAS PERFORMED IN THE PREPARATION OF THIS MAP

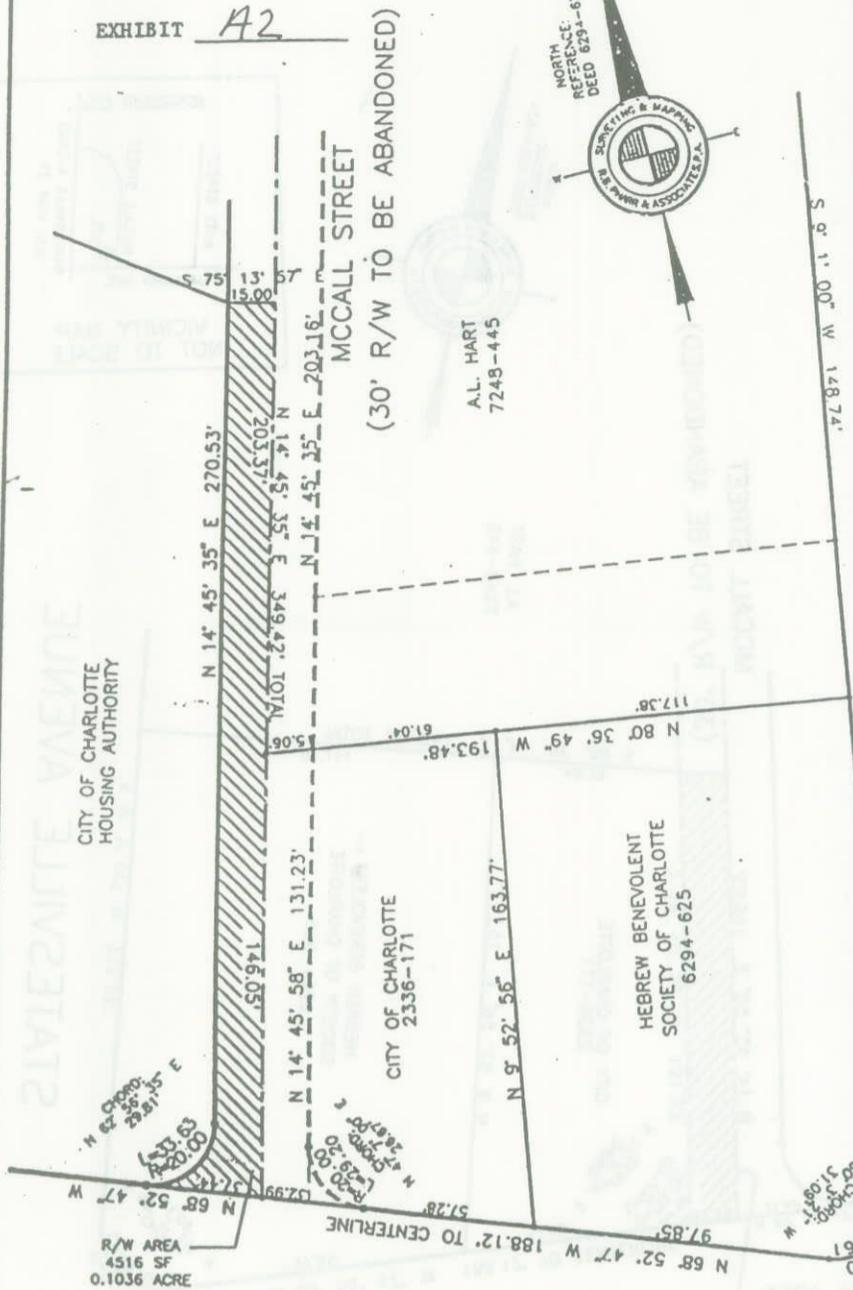
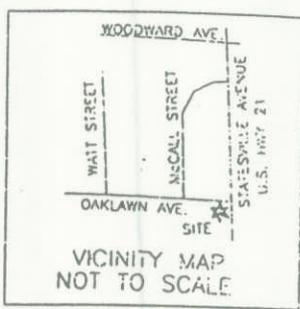
PARCEL 2

SIGNED C. Clark Neilson

R. R. PHARR & ASSOCIATES, REGISTERED SURVEYORS
 1504 EAST SEVENTH STREET
 CHARLOTTE, N.C. 28204
 TEL (704) 376-2106

DRAWN	ML	REVISED	VT
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EXHIBIT A2



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

NOTE: THIS MAP DRAWN FROM EXISTING RECORDS; NO BOUNDARY SURVEY BY R.B. PHARR & ASSOCIATES, P.A. FOR BOUNDARY, SEE DEED 982-085.

MAP OF:
 A 0.1036 ACRE PORTION OF McCALL STREET TO BE ABANDONED

CHARLOTTE N.C.
 CHARLOTTE HOUSING AUTHORITY

THE PROPERTY OF _____
 SCALE 1"=50'
 MAP BOOK _____ PAGE _____
 DEED BOOK 982 PAGE 085

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 26, 1982
 TAX PARCEL: 075-105-27

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

2 of 6

August 28, 2000
 Resolution Book 36,
 Page 405

WERE PLOTTED FROM INFORMATION PROVIDED BY OTHERS, AND THE IMPROVEMENTS, UNLESS OTHERWISE INDICATED, ARE PROPOSED. NO ACTUAL FIELD SURVEY WAS PERFORMED IN THE PREPARATION OF THIS MAP.

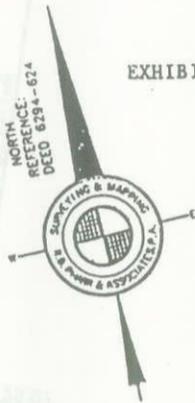
SIGNED C. Clark Wilson

R. B. PHARR & ASSOCIATES, REGISTERED SURVEYORS
 1979 EAST SEVENTH STREET
 CHARLOTTE, N.C. 28204
 TEL. (704) 376-2186

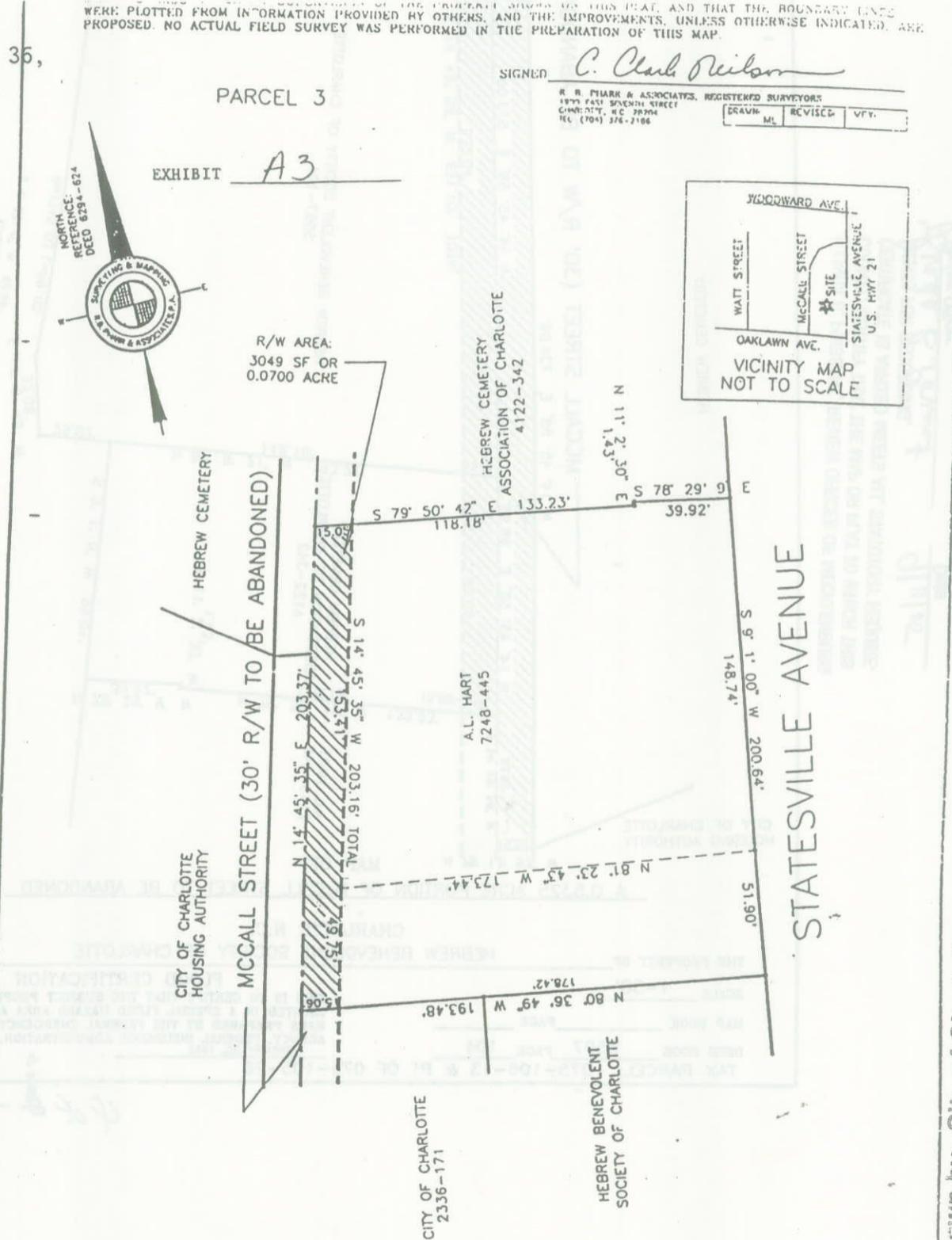
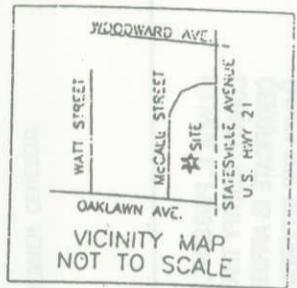
DRAWN	ML	REVISED	VFY.
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PARCEL 3

EXHIBIT A3



R/W AREA:
 3049 SF OR
 0.0700 ACRE



I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAN TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
Linda B. Poissant
 Review Officer
 Date 9/11/00

NOTE: THIS MAP DRAWN FROM EXISTING RECORDS; NO BOUNDARY SURVEY BY R.B. PHARR & ASSOCIATES, P.A. FOR BOUNDARY, SEE DEED 7248-445 AND MAP BOOK 230-227.

MAP OF:
 A 0.0700 ACRE PORTION OF McCALL STREET TO BE ABANDONED

CHARLOTTE N.C.
 A.L. HART

THE PROPERTY OF _____
 SCALE 1=50'
 MAP BOOK 230 PAGE 227
 DEED BOOK 7248 PAGE 445

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 26, 1982

TAX PARCEL: 075-106-07

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

3 of 6

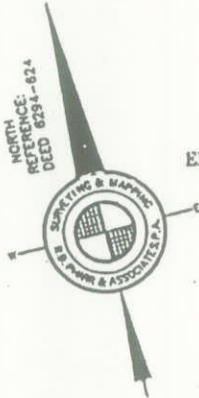
WERE PLATTED FROM INFORMATION PROVIDED BY OTHERS, AND THE IMPROVEMENTS, UNLESS OTHERWISE INDICATED, ARE PROPOSED. NO ACTUAL FIELD SURVEY WAS FORMED IN THE PREPARATION OF THIS MAP.

NOTE: THIS MAP DRAWN FROM EXISTING RECORDS; NO BOUNDARY SURVEY BY R.B. PHARR & ASSOCIATES, P.A. FOR BOUNDARY, SEE DEED 5997-104.

SIGNED *C. Clark Nelson*

R. B. PHARR & ASSOCIATES, REGISTERED SURVEYORS
 100 W. EAST SEVENTH STREET
 CHARLOTTE, N.C. 28204
 TEL. (704) 376-7186

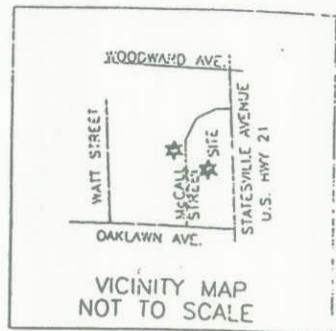
DRAWN ML REVISOR VPT



PARCEL 4
 SHEET 1 OF 2

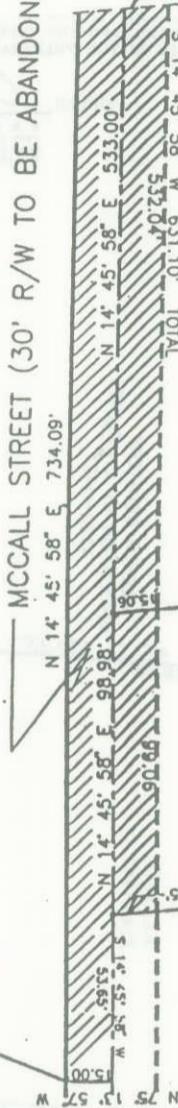
EXHIBIT A4-1

HEBREW BENEVOLENT SOCIETY OF CHARLOTTE
 5597-104
 SHEET 2



R/W AREA
 23196 SF
 0.5325 ACRE

MCCALL STREET (30' R/W TO BE ABANDONED)



HEBREW BENEVOLENT SOCIETY OF CHARLOTTE
 5597-104

HEBREW CEMETERY
 ASSOCIATION OF CHARLOTTE
 4122-342

A.L. HART
 7143-445

STATESVILLE AVENUE
 (VARIED WIDTH R/W)

CITY OF CHARLOTTE HOUSING AUTHORITY

MAP OF:
 A 0.5325 ACRE PORTION OF MCCALL STREET TO BE ABANDONED

CHARLOTTE N.C.

HEBREW BENEVOLENT SOCIETY OF CHARLOTTE

THE PROPERTY OF

SCALE 1=50'

MAP BOOK _____ PAGE _____

DEED BOOK 5597 PAGE 104

TAX PARCEL: 075-106-13 & PT OF 075-105-28

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 26, 1982

41675

I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
 Linda B. Poissant
 Review Officer
 Date 9/11/00

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

4 of 6

MAP WAS MADE UNDER THE SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES WERE PLOTTED FROM INFORMATION PROVIDED BY OTHERS, AND THE IMPROVEMENTS, UNLESS OTHERWISE INDICATED, WERE PROPOSED. NO ACTUAL FIELD SURVEY WAS PERFORMED IN THE PREPARATION OF THIS MAP.
 NOTE: THIS MAP DRAWN FROM EXISTING RECORDS; NO BOUNDARY SURVEY BY R.B. PHARR & ASSOCIATES, P.A. FOR BOUNDARY. SEE DEED 5997-104.

SIGNED *C. Clark Nelson*
 R. B. PHARR & ASSOCIATES, REGISTERED SURVEYORS
 1802 EAST SEVENTH STREET
 CHARLOTTE, NC 28204
 TEL. (704) 376-7188

DRAWN	REVISOR	DATE
MI		

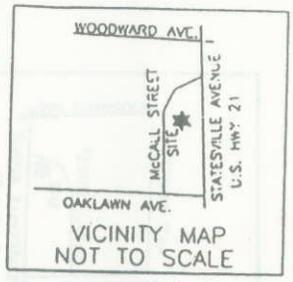
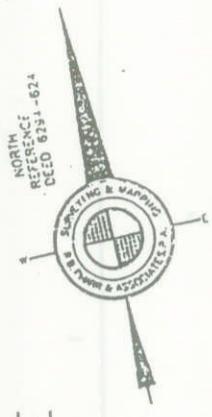


EXHIBIT A4-2

PARCEL 4
 SHEET 2 OF 2



R/W AREA
 23196 SF
 0.5325 ACRE

HEBREW CEMETERY

MCCALL STREET (30' R/W TO BE ABANDONED)

HEBREW BENEVOLENT SOCIETY OF CHARLOTTE
 5597-104

STATESVILLE AVENUE
 (VARIED WIDTH R/W)

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

I, LINDA B. POISSANT, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
Linda B. Poissant
 Review Officer
 Date 9/11/00

MAP OF:
 A 0.5325 ACRE PORTION OF MCCALL STREET TO BE ABANDONED
 CHARLOTTE N.C.
 HEBREW BENEVOLENT SOCIETY OF CHARLOTTE

THE PROPERTY OF _____
 SCALE 1"=50'
 MAP BOOK _____ PAGE _____
 DEED BOOK 5597 PAGE 104
 TAX PARCEL: 075-106-13 & PT OF 075-105-28

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 20, 1982

526

WERE PLOTTED FROM INFORMATION PROVIDED BY OTHERS, AND THE IMPROVEMENTS, UNLESS OTHERWISE INDICATED, ARE PROPOSED. NO ACTUAL FIELD SURVEY WAS PERFORMED IN THE PREPARATION OF THIS MAP.

PARCEL 5

SIGNED

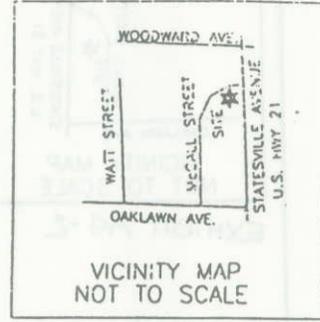
C. Clark Nelson

R. B. PHARR & ASSOCIATES, REGISTERED SURVEYORS
1001 EAST SEVENTH STREET
CHARLOTTE, N.C. 28204
TEL (704) 376-2186

DRAWN BY: _____
REVISIONS: _____
DATE: _____

EXHIBIT

A5



R/W AREA
5051 SF
0.1160 ACRE

MCCALL STREET (30' R/W TO BE ABANDONED)

HEBREW CEMETERY

STATESVILLE AVENUE

NOTE: THIS MAP DRAWN FROM EXISTING RECORDS; NO BOUNDARY SURVEY BY R.B. PHARR & ASSOCIATES, P.A. FOR BOUNDARY, SEE DEED 6955-048.

MAP OF:
A 0.1160 ACRE PORTION OF MCCALL STREET TO BE ABANDONED

CHARLOTTE N.C.
R.W. WATTS

THE PROPERTY OF _____
SCALE 1=50'
MAP BOOK _____ PAGE _____
DEED BOOK 6955 PAGE 048

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 26, 1982
TAX PARCEL: 075-106-205

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

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

6 of 6

**A Portion of McCall Street (30 Foot Right-of-Way)
To Be Removed From Dedication
Parcel 1**

BEGINNING at the southwest intersection of Oaklawn Avenue (variable width right-of-way) and McCall Street (30 foot right-of-way), said point being a corner the property conveyed to the City of Charlotte in Deed Book 2336, Page 171 of the Mecklenburg County Public Registry and furthermore said point of **BEGINNING** being located along the northerly margin of Oaklawn Avenue N. 68-52-47 W. 155.13 feet from the point of curve into Statesville Avenue to the **BEGINNING**, and runs thence with the northerly margin of Oaklawn Avenue, if extended, N. 68-52-47 W. 32.99 feet to a point, said point being the point of intersection of the northerly margin of Oaklawn Avenue, if extended, and the centerline of McCall Street; thence with the centerline of McCall Street N. 14-45-58 E. 146.05 feet to a point; thence S. 80-36-49 E. 15.06 feet to a point in the easterly margin of McCall Street, said point being the northwest corner of the aforementioned City of Charlotte property; thence with the existing easterly margin of McCall Street in two (2) courses and distances as follows: 1) S. 14-45-58 W. 131.23 feet to a point; 2) with the arc of a circular curve to the left having a radius of 20.00 feet, an arc distance of 29.20 feet (chord: S. 27-03-25 E. 26.67 feet) to the point and place of **BEGINNING**, containing 0.0523 acre or 2,280 square feet as shown on a survey prepared by R. B. Pharr & Associates, P.A. dated March 13, 1997.

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

1 of 5

**A Portion of McCall Street (30 Foot Right-of-Way)
To Be Removed From Dedication
Parcel 2**

BEGINNING at the point of intersection of the northerly margin of Oaklawn Avenue (variable width right-of-way) and the centerline of McCall Street (30 foot right-of-way), said point being located along said margin of Oaklawn Avenue from the point of curve into Statesville Avenue N. 68-52-47 W. 173.03 feet to the point of **BEGINNING**, and runs thence with said margin of Oaklawn Avenue N. 68-52-47 W. 37.44 feet to a point, said point being a corner of the property conveyed to the City of Charlotte Housing Authority and furthermore being the southwest intersection of Oaklawn Avenue and McCall Street; thence with the westerly margin of McCall Street in two (2) courses and distances as follows: 1) with the arc of a circular curve to the left having a radius of 20.00 feet, an arc distance of 33.63 feet to a point; 2) N. 14-45-35 E. 270.53 feet to a point, said point being the northeast corner of the Housing Authority property; thence S. 75-13-57 E. 15.00 feet to a point in the centerline of McCall Street; thence with the centerline of McCall Street S. 14-45-58 W. 349.42 feet to the point and place of **BEGINNING**, containing 0.1036 acre or 4,516 square feet as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated March 13, 1997.

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

2 of 5

**A Portion of McCall Street (30 Foot Right-of-Way)
To Be Removed From Dedication
Parcel 3**

BEGINNING at a point in the easterly margin of McCall Street (30 foot right-of-way), said point being the southwest corner of the A.L. Hart property as described in Deed Book 7248, Page 445 of the Mecklenburg County Public Registry and runs thence N. 80-36-49 W. 15.06 feet to a point in the centerline of McCall Street; thence with the centerline of McCall Street N. 14-45-35 E. 203.37 feet to a point; thence S. 79-50-42 E. 15.05 feet to a point in the easterly margin of McCall Street, said point being the southwest corner of the Hebrew Cemetery Association of Charlotte property as described in Deed Book 4122, Page 342 of said Registry; thence with the easterly margin of McCall Street S. 14-45-35 W. 203.16 feet to the point and place of **BEGINNING**, containing 0.0700 acre or 3,049 square feet as shown on a survey prepared by R. B. Pharr & Associates, P.A. dated March 13, 1997.

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

7 of 7

3 of 5

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

1

B

**A Portion of McCall Street (30 Foot Right-of-Way)
To Be Removed From Dedication
Parcel 4**

BEGINNING at a point in the easterly margin of McCall Street (30 foot right-of-way),, said point being the northwest corner of the A. L. Hart property as described in Deed Book 4122, Page 342 of the Mecklenburg County Public Registry and runs thence N. 79-50-42 W. 15.05 feet to a point in the centerline of McCall Street; thence with the centerline of McCall Street S. 14-45-58 W. 53.65 feet to a point; thence N. 75-13-57 W. 15.00 feet to a point in the westerly margin of McCall Street, said point being the northeast corner of the property conveyed to the City of Charlotte Housing Authority and a common corner of the Hebrew Cemetery; thence with the westerly margin of McCall Street in three (3) courses and distances as follows: 1) N. 14-45-58 E. 734.09 feet to a point; 2) with the arc of a circular curve to the right having a radius of 178.31 feet, an arc distance of 160.12 feet (chord: N. 39-10-38 E. 155.34 feet) to a point; 3) N. 63-35-14 E. 30.43 feet to a point in the westerly margin of Statesville Avenue; thence with the westerly margin of Statesville Avenue with the arc of a circular curve to the right having a radius of 872.29 feet, an arc distance of 16.31 feet (chord: 16.31 feet) to a point, said point being the intersection of the old centerline of McCall Street and the westerly margin of Statesville Avenue; thence with the old centerline of McCall Street in three (3) courses and distances as follows: 1) S. 63-35-14 W. 23.18 feet to a point; 2) with the arc of a circular curve to the left having a radius of 163.31 feet, an arc distance of 139.15 feet (chord: S. 39-10-38 W. 134.98 feet) to a point; 3) S. 14-45-58 W. 46.92 feet to a point; thence S. 76-29-35 E. 15.00 feet to a point in the easterly margin of McCall Street, said point being the northwest corner of the Hebrew Benevolent Society of Charlotte property as described in Deed Book 5597, Page 104 of said Registry; thence with easterly margin of McCall Street S. 14-45-58 W. 631.10 feet to the point and place of **BEGINNING**, containing 0.5325 acre or 23,196 square feet as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated March 13, 1997.

4 of 5

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

**A Portion of McCall Street (30 Foot Right-of-Way)
To Be Removed From Dedication
Parcel 5**

BEGINNING at a point in the easterly margin of McCall Street, said point being the southeast corner of said right-of-way as shown in Map Book 1834, Page 263 of the Mecklenburg County Public Registry (said right-of-way being located 25 feet from the old centerline of McCall Street); and, furthermore said **BEGINNING** point being the southwest corner of R.W. Watts property as described in Deed Book 6955, Page 48 of said Registry and runs thence with the easterly margin of McCall Street N. 76-29-35 W. passing a point in the 30 foot right-of-way of McCall Street at 10.00 feet, a total distance of 25.00 feet to the old centerline of McCall Street (40 foot right-of-way at this location); thence with the old centerline of McCall Street in three (3) courses and distances as follows: 1) N. 14-45-58 E. 46.92 feet to a point; 2) with the arc of a circular curve to the right having a radius of 163.31 feet, an arc distance of 139.15 feet (chord: N. 39-10-38 E. 134.98 feet) to a point; 3) N. 63-35-14 E. 23.18 feet to a point in the westerly margin of Statesville Avenue (variable width right-of-way); thence with the westerly margin of Statesville Avenue with the arc of a circular curve to the right having a radius of 872.29 feet, an arc distance of 27.49 feet (chord: 27.49 feet) to a point, said point being the southwest intersection of Statesville Avenue and McCall Street; thence with the easterly margin of McCall Street in three (3) courses and distances as follows: 1) S. 63-35-14 W. 13.78 feet to a point; 2) with the arc of a circular curve to the left having a radius of 138.31 feet, an arc distance of 126.37 feet (chord: S. 39-10-38 W. 122.58 feet to a point; 3) S. 14-45-58 W. 46.92 feet to the point and place of **BEGINNING**, containing 0.1160 acre or 5,051 square feet of land as shown on a survey prepared by R. B. Pharr & Associates, P.A. dated March 13, 1997.

CERTIFICATION

I, Brenda R. Pharr, 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 28th day of August 2000 the reference having been made in Minute Book 113, and recorded in full in Resolution Book 36, Page(s) 413.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 28th day of August, 2000.

Brenda R. Pharr, City Clerk

5 of 5

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

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
AMENDING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS
2001 TO 2005.**

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

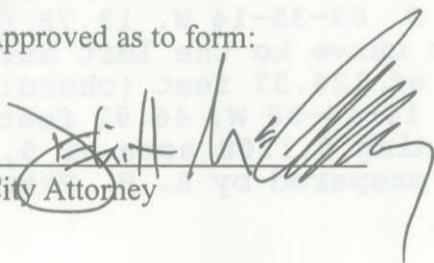
WHEREAS, the City of Charlotte has a five-year Capital Investment Plan based on policy assumptions, so stated in the FY2001-2005 Capital Investment Plan that balance the potential physical development planning with long-range financial capacity; and

WHEREAS, the City of Charlotte from time to time needs to amend the capital plan to correspond with changing conditions and opportunities.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby amend the Capital Investment Plan for fiscal years 2001 to 2005 incorporating the "McDowell Creek Wastewater Treatment Plant Expansion - Phase 4" project.

This 28th day of August, 2000.

Approved as to form:

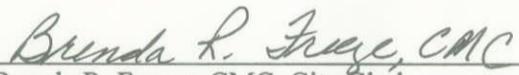


City Attorney

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 28th day of August, 2000 the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 414

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.



Brenda R. Freeze, CMC, City Clerk

**JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHARLOTTE AND THE MECKLENBURG COUNTY BOARD OF
COMMISSIONERS TO APPROVE THE NEGOTIATION OF A
CONSOLIDATED CITY AND COUNTY RADIO SYSTEM BY FISCAL YEAR
2002**

WHEREAS, the City of Charlotte and Mecklenburg County currently share an 800 MHz Radio System consisting of eight tower sites and related operations (the "Radio System");

WHEREAS, the Radio System supports public safety needs and provides service to various City and County departments and other local government entities;

WHEREAS, the City and County have both funded capital expenditures to build the Radio System, and have shared in the cost of operations and the physical management of their respective equipment;

WHEREAS, the County holds the FCC licenses for the system, and has previously assumed responsibility for system administration and user management;

WHEREAS, no interlocal agreement has been executed or implemented to govern the City's and County's respective rights and obligations regarding the Radio System;

WHEREAS, concerns have arisen regarding the current state of the Radio System and the need for hardware and software upgrades;

WHEREAS, in January 2000, City and County management retained a consultant to review the operation and management of the system and provide recommendations regarding functional consolidation;

WHEREAS, in June 2000, the consultant delivered a written report which included the following recommendations:

1. The City and County should immediately develop an interlocal agreement to address operation, funding, and future development of the Radio System.
2. The interlocal agreement should provide for operation and management of the Radio System to be consolidated under one department. After consideration of mission, staffing, and number of users, consolidation should be under the City of Charlotte.
3. The Radio System Users Group should be formalized and given responsibility and authority to make recommendations regarding system development, growth, and operation.
4. A formal strategic plan should be developed and adopted to keep abreast of current technology and provide for future growth.
5. Radio users should pay a charge per radio that is sufficient to fund both the operation and continued capital upgrade of the system.
6. Until revenues from the charge per radio are sufficient to keep the system current with technology, the City and the County should share the cost of upgrading the system.

WHEREAS, the City and County management teams have discussed the consultant's recommendations and reached agreement regarding certain aspects of the proposed interlocal agreement.

NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Council and by the Mecklenburg County Board of Commissioners, that the City of Charlotte and Mecklenburg County proceed with consolidation of the City and County Radio System in accordance with the following plan:

1. City and County staff are directed to promptly negotiate in good faith an interlocal agreement that will consolidate the operation, management, maintenance, and cost structure of the Radio System consistent with the recommendations stated above.
2. City and County staff will proceed in a manner so that the interlocal agreement will be presented to the Charlotte City Council and Mecklenburg County Board of Commissioners for consideration no later than February 2001 in order that appropriate budget decisions can be made for formal consolidation to be effective July 1, 2001.
3. The interlocal agreement shall provide a management and reporting structure for the Radio System to include the following:
 - a. The City will be responsible for the day-to-day operation and management of the system.
 - b. The City shall lead a process to formalize the structure, mission, membership, procedures, role and responsibilities of the Radio Users Group by January, 2001. That process will include all entities currently receiving service from the Radio System.
4. The interlocal agreement will establish a user charge per radio that will within five years be sufficient to fund both the operation and continued capital upgrades of the Radio System.
5. The interlocal agreement shall provide that until the charge per radio generates sufficient capital funds to keep the Radio System current with technology, the City and County will share the cost of upgrading the Radio System as follows:

- a. The City and County will share 50/50 the cost of bringing all tower sites onto one common platform to eliminate the significant operational problems currently being experienced.
 - b. The City and County will share the cost of other Radio System upgrades in accordance with a process to be mutually agreed upon in the interlocal agreement.
5. Upon successful negotiation of the above-described interlocal agreement, it will be presented to Charlotte City Council and the Mecklenburg County Board of Commissioners for approval in accordance with applicable state laws.

This the 28th day of August, 2000.

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 28th day of August, 2000 the reference having been made in Minute Book 115, and recorded in full in Resolution Book 36, Page(s) 415-418

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 30th day of August, 2000.

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

Approved by Mecklenburg County Commissioners on this _____ day of _____ 2000.

see attachment "A"
Janice Paige, Clerk to the Board of Commissioners

**JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHARLOTTE AND THE MECKLENBURG COUNTY BOARD OF
COMMISSIONERS TO APPROVE AND DIRECT CONSOLIDATION OF THE
CITY/COUNTY RADIO SYSTEM**

WHEREAS, the City of Charlotte and Mecklenburg County currently share an 800 MHz trunked Radio System consisting of four primary Simulcast tower sites, four limited use SmartZone sites and related operations (the "Radio System");

WHEREAS, the Radio System supports public safety needs and provides service to various City and County departments and other local government entities;

WHEREAS, the City and County have both funded capital expenditures to build the Radio System, and have shared in the cost of operations and the physical management of their respective equipment;

WHEREAS, the County holds the FCC licenses for the system, and has previously assumed responsibility for system administration and user management;

WHEREAS, no interlocal agreement has been executed or implemented to govern the City's and County's respective rights and obligations regarding the Radio System;

WHEREAS, concerns have arisen regarding the current state of the Radio System and the need for hardware and software upgrades;

WHEREAS, in January 2000, City and County management retained a consultant to review the operation and management of the system and provide recommendations regarding functional consolidation:

WHEREAS, in June 2000, the consultant delivered a written report which included the following recommendations:

1. The City and County should immediately develop an interlocal agreement to address operation, funding, and future development of the Radio System.
2. The interlocal agreement should provide for operation and management of the Radio System to be consolidated under one department. After consideration of mission, staffing, and number of users, consolidation should be under the City of Charlotte.
3. The Radio System Users Group should be formalized and given responsibility and authority to make recommendations regarding system development, growth, and operation.
4. A formal strategic plan should be developed and adopted to keep abreast of current technology and provide for future growth.
5. Radio users should pay a charge per radio that is sufficient to fund both the operation and continued capital upgrade of the system
6. Until revenues from the charge per radio are sufficient to keep the system current with technology, the City and the County should share the cost of upgrading the system.

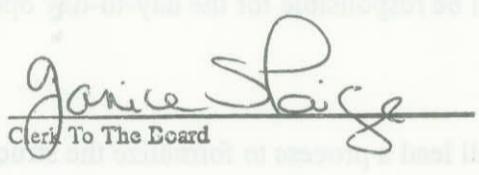
WHEREAS, the City and County management teams have discussed the consultant's recommendations and reached agreement regarding certain aspects of the proposed interlocal agreement.

NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Council and by the Mecklenburg County Board of Commissioners, that the City of Charlotte and Mecklenburg County proceed with consolidation of the City and County Radio System in accordance with the following plan:

1. City and County staff are directed to promptly negotiate in good faith an interlocal agreement that will consolidate the operation, management, maintenance, and cost structure of the Radio System consistent with the recommendations stated above.
2. City and County staff will proceed in a manner so that the interlocal agreement will be presented to the Charlotte City Council and Mecklenburg County Board of Commissioners for consideration no later than February 2001 in order that appropriate budget decisions can be made for formal consolidation to be effective July 1, 2001.
3. The interlocal agreement shall provide a management and reporting structure for the Radio System to include the following:
 - a. The City will be responsible for the day-to-day operation and management of the system.
 - b. The City shall lead a process to formalize the structure, mission, membership, procedures, role and responsibilities of the Radio Users Group by January, 2001. That process will include all entities currently receiving service from the Radio System.
4. The interlocal agreement will establish a user charge per radio that will within five years be sufficient to fund both the operation and continued capital upgrades of the Radio System.
5. The interlocal agreement shall provide that until the charge per radio generates sufficient capital funds to keep the Radio System current with technology, the City and County will share the cost of upgrading the Radio System as follows:

- a. The City and County will share 50/50 the cost of bringing all tower sites onto one common platform to eliminate the significant operational problems currently being experienced.
 - b. The City and County will share the cost of other Radio System upgrades in accordance with a process to be mutually agreed upon in the interlocal agreement.
5. Upon successful negotiation of the above-described interlocal agreement, it will be presented to Charlotte City Council and the Mecklenburg County Board of Commissioners for approval in accordance with applicable state laws.

This the 15th day of August, 2000.


Clerk To The Board