

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

Whereas, **Sterling Mint, LLC** has filed a petition to close a portion of **Wendwood Lane** in the city of Charlotte; and

Whereas, the portion of Wendwood Lane to be closed lies approximately 100 feet east from the intersection of Randolph Road and Wendwood Lane continuing eastwardly approximately 600 feet to its terminus as shown in the map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B" both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

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

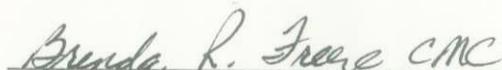
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at it's regularly scheduled session of February 25, 2002 that it intends to close a portion of Wendwood Lane and that the said street (or portion thereof) being more particularly described on a map and by a metes and bounds 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 March, 2002 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 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 606.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.



Brenda R. Freeze, CMC, City Clerk

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

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

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

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 25th day of February, 2002 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Brenda R. Freeze, _____ City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February 2002, the reference having been made in Minute Book 117 and recorded in full in Resolution Book 37 Page(s) 607-608.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

Brenda R. Freeze, CMC

Brenda R. Freeze, CMC, City Clerk

**BUSINESS PRIVILEGE LICENSE
 REFUNDS REQUESTED**

<u>Name</u>	<u>Amount of Refund</u>
Brinker North Carolina Inc	\$ 5,600.78
Duds N Suds, Inc	123.37
Godfather's Pizza	184.00
Greens Lunch Inc	37.75
Hovan Gourmet, Inc	169.69
La Paz Restaurante Cantina	762.20
Matria Healthcare Inc.	198.13
Pizza Hut of America	3,025.23
Ra-Ra Irish Pub – TinTean Group	1,035.01
Century Door, Inc.	401.08
Thomas Street Tavern, Inc.	514.25
Time Lounge	125.25
Ain't It Great LTD	13.46
Southern Grille	49.25
Infocus Photography	110.00
Senior Resources, Inc.	50.00
Grand Slam USA	153.20
Delta-Wye Electric Company	31.25
Total	<u>\$12,583.90</u>

[Signature]
 CLERK Brenda R. Frazee, CRC

CITY OF CHARLOTTE
 NORTH CAROLINA

SEAL OF MUNICIPALITY

RESOLUTION

The following resolution was introduced, and Council Member Cannon moved that it be adopted. The motion was seconded by Council Member Wheeler, and, upon being put to a vote, the resolution unanimously carried:

WHEREAS, the City of CHARLOTTE proposes to perform certain work under the Federal-Aid Highway Bridge Replacement and Rehabilitation Program, said work to consist of the reinspection and analysis of all public bridges on the Municipal Street System in the City of CHARLOTTE; and

WHEREAS, the City of CHARLOTTE proposes to enter into an agreement with the North Carolina Department of Transportation for said work wherein the City of CHARLOTTE agrees to utilize a Consulting Engineering firm to reinspect, analyze, and prepare the necessary reports for all public bridges on the Municipal Street System in accordance with the National Bridge Inspection Standards; and

WHEREAS, under the proposed agreement the Federal Highway Administration through the Department of Transportation shall participate in the costs of the work to the extent of eighty (80) percent of actual costs subject to compliance with all applicable federal policy and procedural rules and regulations; and

WHEREAS, under the proposed agreement the Department of Transportation shall reimburse the City Council for those costs that are approved and paid by the Federal Highway Administration.

NOW, THEREFORE BE IT RESOLVED that the agreement for the hereinabove referenced bridge inspection work is hereby formally approved by the City Council and the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the required agreement between the City of CHARLOTTE and the Department of Transportation.

This Resolution was passed and adopted the 25th day of February, 2002.

I, Brenda R. Freeze, Clerk of the City of CHARLOTTE, North Carolina, do hereby certify that the foregoing is a true and correct copy of excerpts from the minutes of the City Council of this Municipality; the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 609.

WITNESS, my hand and the official seal of the City of CHARLOTTE on this the 27th day of February, 2002.

SEAL OF MUNICIPALITY

Brenda R. Freeze, CMC
CLERK Brenda R. Freeze, CMC

CITY OF CHARLOTTE
NORTH CAROLINA

**RESOLUTION PASSED BY THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA ON FEBRUARY 25, 2002**

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

WHEREAS, The City plans to maintain the landscaping along the John Belk and Brookshire
Freeways (I-277) and a portion of I-77 from the railroad bridge south of Wilkinson Blvd. to the
pedestrian bridge south of I-85 under Project 2.102132; and,

WHEREAS, The North Carolina Department of Transportation (NCDOT) will be reimbursing
the City fifty percent of actual costs, up to \$248,750 per year; and,

WHEREAS, The format and cost sharing philosophy with NCDOT is consistent with past
municipal agreements.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Agreement for Project 2.102132
between the North Carolina Department of Transportation and the City of Charlotte Department of
Transportation, is hereby formally approved by the City Council of the City of Charlotte and the
Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute
the Agreement with the Department of Transportation.

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 25th day of February, 2002, the
reference having been made in Minute Book 117, and recorded in full in Resolution Book 37,
Page(s) 610.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th
day of February, 2002.

Brenda R. Freeze, CMC

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 **2001 Annexation US Highway 29 Area (Trunk SCR2)**; 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 **2001 Annexation US Highway 29 Area (Trunk SCR2)** and estimated to be approximately **19,349 square feet (0.444 acre)** for **Permanent 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. 029-371-98 said property currently owned by **Thomas M. McMillan and Dorothy K. McMillan and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

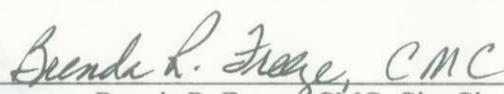
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 611.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.



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 **2001 Annexation Back Creek Church Road Area Trunk "J"**; 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 **2001 Annexation Back Creek Church Road Area Trunk "J"** and estimated to be approximately **8,033 square feet (0.184 acre) for Permanent 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. 051-484-15 said property currently owned by **Sophal Vy and wife Silina S. Vy and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 612.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

Brenda R. Freeze, CMC
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 **Prosperity Church Road Widening-Phase II**; 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 **Prosperity Church Road Widening-Phase II** and estimated to be approximately **6,245 square feet (0.143 acre)** for **Fee Simple and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 027-383-85 said property currently owned by **Ricka Marie Prentiss and husband, Jeffrey Dean Asher and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

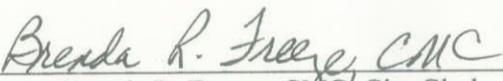
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 613.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.



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 **Central Avenue Streetscape**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **Central Avenue Streetscape** and estimated to be approximately **2,009 square feet (0.052 acre)** for **Fee Simple 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. 101-191-29 said property currently owned **C. M. Aycoth and wife, Martha S. Aycoth and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 614.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

Brenda R. Freeze, CMC
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 **Central Avenue Streetscape**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **Central Avenue Streetscape** and estimated to be approximately **2,009 square feet (0.046 acre) for Permanent Easement and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 101-191-30 said property currently owned **Mac I Family LP and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 615.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

Brenda R. Freeze, CMC
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 **Central Avenue Streetscape**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **Central Avenue Streetscape** and estimated to be approximately **2,451 square feet (0.056 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. 131-012-01 said property currently owned **David W. Yates and wife, Joyce M. Yates and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

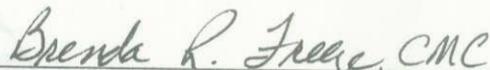
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 616.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.


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 **North Tryon Sidewalk**; 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 **North Tryon Sidewalk** and estimated to be approximately **4,258 square feet (0.097 acre) for Permanent Sidewalk and Utility Easement and Temporary Construction Easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 089-201-25 said property currently owned by **Harvey W. Gouch and Louise G. Gouch and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

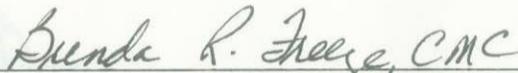
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 617.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.


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 **North Tryon Sidewalk**; 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 **North Tryon Sidewalk** and estimated to be approximately **2,394 square feet (0.055 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. 089-201-22 said property currently owned by **Harvey W. Gouch and Louise G. Gouch and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

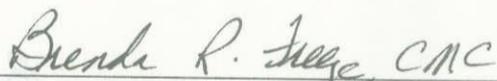
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 618.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.



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 **2001 Annexation Mt Holly-Huntersville Road Area (Trunk YR1)**; 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 **2001 Annexation Mt Holly-Huntersville Road Area (Trunk YR1)** and estimated to be approximately **81,190 square feet (0.716 acre) for Permanent 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. 025-221-04 said property currently owned by **Roy I Denman and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

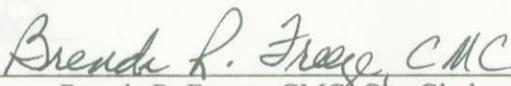
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 619.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.



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 **Seneca Place Sidewalk**; 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 **Seneca Place Sidewalk** and estimated to be approximately **1,219 square feet (0.028 acre) for Permanent Sidewalk Easement and Temporary Construction Easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 171-131-01 said property currently owned by **Malcolm John Shirley and Phyllis G. Shirley and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 620.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

Brenda R. Freeze, CMC
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 **North Tryon Sidewalk Package**; 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 **North Tryon Sidewalk Package** and estimated to be approximately **2,276 square feet (0.052 acre) for Permanent Sidewalk and Utility Easement and Temporary Construction Easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 089-203-03 said property currently owned by **David L. Williams and wife, Karen B. Williams and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 621.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.


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 **Johnston-Oehler Sanitary Sewer 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 **Johnston-Oehler Sanitary Sewer Project** and estimated to be approximately **2,639 square feet (0.061 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. 029-621-01 said property currently owned by **O. O. Thompson, Jr. and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 622.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

Brenda R. Freeze, CMC
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 **Wilkinson Boulevard Gateway**; 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 **Wilkinson Boulevard Gateway** and estimated to be approximately **6,170 square feet (0.142 acre) for Fee Simple Acquisition, Permanent Drainage Easement and Temporary Construction Easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 119-011-04 said property currently owned by **Aladdin Realty LLC and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

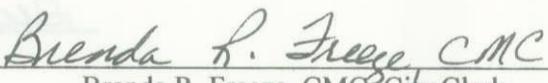
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, 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 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 623.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.


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 **2001 Annexation Back Creek Church Road Area Trunk "G & H"**; 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 **2001 Annexation Back Creek Church Road Area Trunk "G & H"** and estimated to be approximately **3,281 square feet (0.076 acre)** for **Fee Simple Acquisition and Permanent Utility Easement and Temporary Construction Easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 051-292-61 said property currently owned by **Viola Faires Estate, Frank W. Faires Estate, Ronnette C. Kuntz and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 624.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

Brenda R. Freeze, CMC
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 **Asbury Avenue Extension**; 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 **Asbury Avenue Extension** and estimated to be approximately **9,575 square feet (0.220 acre) for Fee Simple Acquisition**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 077-194-05 said property currently owned by **Tommie Lee Coleman and Delores C. Marshall and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

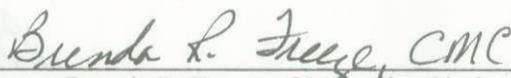
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 625.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.


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 **Asbury Avenue Extension**; 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 **Asbury Avenue Extension** and estimated to be approximately **8,675 square feet (0.199 acre) for Fee Simple Acquisition**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 077-194-07 said property currently owned by **Tabernacle of Faith Outreach Ministries and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

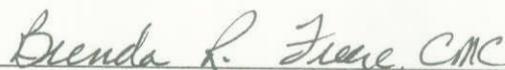
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 626.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.


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 **Mount Holly-Huntersville Road Alignment**; 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 **Mount Holly-Huntersville Road Alignment** and estimated to be approximately **14,121 square feet (0.324 acre) for Permanent Right-of-Way and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 023-261-04 said property currently owned **James Russell Thompson and Alice Thompson and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 627.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.


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 February 25, 2002.

* * *

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 Government Center, 600 East Fourth Street, Charlotte, North Carolina, 28202, at 7:00 p.m. on February 25, 2002 (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 Cannon, Carter, Cogdell,

Graham, Lochman, Mitchell, Mumford, Spencer, Tabor, 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 orders authorizing an aggregate principal amount of \$40,000,000 of General Obligations Bonds (consisting of the following bond orders: "BOND ORDER AUTHORIZING THE ISSUANCE OF \$24,000,000 STREET AND SIDEWALK BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA," "BOND ORDER AUTHORIZING THE ISSUANCE OF \$10,000,000 HOUSING BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA," "BOND ORDER AUTHORIZING THE ISSUANCE OF \$4,000,000 LAND ACQUISITION BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA" and "BOND ORDER AUTHORIZING THE ISSUANCE OF \$2,000,000 PUBLIC IMPROVEMENT BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA") and authorizing an aggregate principal amount of \$12,000,000 of General Obligation Refunding Bonds (consisting of the "BOND ORDER AUTHORIZING THE ISSUANCE OF \$12,500,000 GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA") were introduced at the regular meeting of the City Council on January 28, 2002, and notice was published that the City Council would hold a public hearing thereon on February 25, 2002 at 7:00 o'clock p.m.

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 aforementioned bond orders and the advisability of issuing the General Obligation Bonds. No one spoke on any of the bond orders.

Council Member Wheeler moved that the public hearing be closed. The motion was seconded by Council Member Mumford 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, the aforementioned bond orders which were introduced at the meeting of the City Council held on January 28, 2002.

The motion was seconded by Council Member Mumford and was unanimously adopted.

READ, APPROVED AND ADOPTED this 25th day of February, 2002.

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

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 Government Center, 300 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on February 22, 2002.

A regular meeting of the City Council of the City of Charlotte, North Carolina was held in the Meeting Chamber at the Charlotte-Mecklenburg County Government Center, 300 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on February 22, 2002. The Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmembers Carter, Cooper, Graham, Lachman, Mitchell, Scarborough, Wheeler, and White.

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 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 628-629.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

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

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

RESOLUTION APPROVING AMENDMENTS TO THE CHARLOTTE
FIREFIGHTERS' RETIREMENT SYSTEM DISABILITY REGULATION

WHEREAS, the Charlotte Firefighters' Retirement System Act, Sections 19 and 20 authorizes the City Council of the City of Charlotte to approve and amend the Charlotte Firefighters' Retirement System Disability Regulation; and

WHEREAS, the Board of Trustees of the Charlotte Firefighters' Retirement System (hereinafter referred to as Board) has authorized and approved certain amendments to the Disability Regulation, a copy of said amended Disability Regulation being attached hereto and incorporated herein by reference (hereinafter referred to as "Exhibit 1"); and

WHEREAS, the amendments to Section 6 place the burden of proof on the person seeking his initial entitlement to disability benefits; and

WHEREAS, the amendments to Section 9 delete subsection 9(a)(1) and (2); and WHEREAS, the Board seeks City Council approval of the amended Disability Regulation contained in Exhibit 1;

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte as follows:

- (1) That the City Council of the City of Charlotte hereby approves the amendments to the Disability Regulation of the Charlotte Firefighters' Retirement System as contained in Exhibit 1.
- (2) That the Disability Regulation as amended in Exhibit 1 shall become effective immediately upon adoption.

This the 25th day of February, 2002.

CERTIFICATION

I, Brenda R. Frazier, 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 25th day of February, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 630, 631.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 25th day of February, 2002.

Brenda R. Frazier, City Clerk
Brenda R. Frazier, City Clerk

These pages were not used

RESOLUTION APPROVING AMENDMENTS TO THE CHARLOTTE
FIREFIGHTERS' RETIREMENT SYSTEM DISABILITY REGULATION

WHEREAS, the Charlotte Firefighters' Retirement System Act, Sections 19 and 20 authorize the City Council of the City of Charlotte to approve and amend the Charlotte Firefighters' Retirement System Disability Regulation; and

WHEREAS, the Board of Trustees of the Charlotte Firefighters' Retirement System (hereinafter referred to as Board) has authorized and approved certain amendments to the Disability Regulation, a copy of said amended Disability Regulation being attached hereto and incorporated herein by reference (hereinafter referred to as "Exhibit 1"); and

WHEREAS, the amendment to Section 6 places the burden of proof on the person seeking his initial entitlement to disability benefits; and

WHEREAS, the amendment to Section 9 deletes subsection 9(c)(1) and (2); and

WHEREAS, the Board seeks City Council approval of the amended Disability Regulation contained in Exhibit 1.

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte as follows:

(1) That the City Council of the City of Charlotte hereby approves the amendments to the Disability Regulation of the Charlotte Firefighters' Retirement System as contained in Exhibit 1.

(2) That the Disability Regulation as amended in Exhibit 1 shall become effective immediately upon adoption.

This the 25th day of February, 2002.

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 25th day of February, 2002 the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page(s) 632.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of February, 2002.

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