

A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY TAXES

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

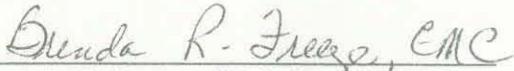
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time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

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 28th day of May, 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 28th day of May, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Pages 779-780.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of May, 2002.


Brenda R. Freeze, CMC, City Clerk

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

<u>Name</u>	<u>Clerical Error</u>	<u>Amount of Refund</u>
RSUI		\$149.04
BMC West Corporation		168.73
Wells Fargo Home Mortgage		261.47
HSBC Mortgage Corp USA		132.72
Suntrust Leasing Corporation		2,394.22
Renfro Curtis		182.13
Curtis Renfro		184.08
Total		\$3,472.39

[Signature]
[Illegible text]

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

Whereas, **Bruce G. Smith** has filed a petition to close a **portion of Sofley Road** in the City of Charlotte; and

Whereas, the portion of Sofley Road to be closed lies approximately 15 feet from the intersection of Sofley Road and Northaven Drive and continues westwardly approximately 169 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 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

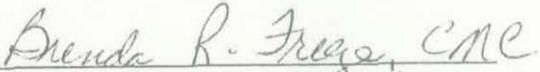
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of May 28, 2002 that it intends to close a portion of Sofley Road and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 24th day of June, 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 28th day of May, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 781.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of May, 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 **24-inch Water Main Along South Polk Street**; 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 South Polk Street** and estimated to be approximately **13,473 square feet (0.309 acre) for Temporary Construction Easement and Permanent Water Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No 221-132-02 said property currently owned by **Bronze/Pineville Assoc., LP, and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

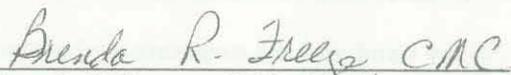
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 28th day of May, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 782.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of May, 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 **Freedom Drive Widening (NC27)**

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 **Freedom Drive Widening (NC27)** and estimated to be approximately **21,780 square feet (0.500 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 059-225-10 said property currently owned by **Virgil Stewart and wife, Mary Stewart, and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

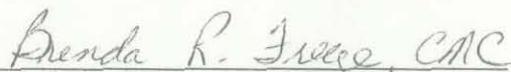
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 28th day of May, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 783.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of May, 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 **Wilkinson Blvd. 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 **Wilkinson Blvd. Outfall Project** and estimated to be approximately **42,183 square feet (0.968 acre) for Temporary Construction Easement and Permanent Sewer Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No 113-046-18 - 22 said property currently owned by **Matlock Family Trust, 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 28th day of May, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 784.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of May, 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 **5,797 square feet (0.133 acre) for Temporary Construction Easement and 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 085-071-03 said property currently owned by **Joseph C. Anderson and wife Loree R. Anderson, and any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

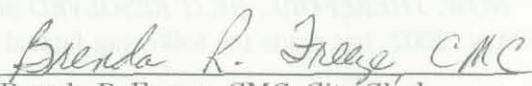
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 28th day of May, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Page 785.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of May, 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 May 28, 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 May 28, 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: Councilmembers Cannon, Carter, Cogdell, Graham,

Lochman, Mitchell, Mumford, Spencer, Tabor, Wheeler, and White

The following members of the City Council were absent: none

Also present: _____

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA MAKING CERTAIN STATEMENTS OF FACT CONCERNING PROPOSED BOND ISSUE

WHEREAS, the City Council of the City of Charlotte, North Carolina (the "City Council") is considering the issuance of bonds of the City of Charlotte, North Carolina (the "City") which shall be for the following purposes and in the following maximum amount:

Not to exceed \$40,000,000 of General Obligation Refunding Bonds to pay the costs of refunding in advance of their maturities the City of Charlotte, North Carolina's \$38,465,000 General Obligation Refunding Bonds, Series 1992A maturing on July 1, 2003 through and including July 1, 2007.

WHEREAS, certain findings of fact by the City Council must be presented to enable the Local Government Commission of the State of North Carolina to make certain determinations as set forth in Article 4 of Chapter 159 of the General Statutes, Section 52.

NOW, THEREFORE, BE IT RESOLVED that the City Council meeting in open session on the 28th day of May, 2002, has made the following factual findings in regard to this matter:

- A. **Facts Regarding Necessity of Proposed Financing.** The proposed bonds are necessary and expedient in order to lower debt service costs to the City.
- B. **Facts Supporting the Amount of Bonds Proposed.** The sums estimated for these bonds are adequate and not excessive for the proposed purpose.

C. **Past Debt Management Policies.** The City's debt management policies have been carried out in compliance with law. The City employs a full-time Director of Finance to oversee compliance with applicable laws relating to debt management. The City Council requires annual audits of City finances. In connection with these audits, compliance with laws is reviewed. The City is not in default in any of its debt service obligations. The City Attorney reviews all debt-related documents for compliance with laws.

D. **Past Budgetary and Fiscal Management Policies.** The City's budgetary and fiscal management policies have been carried out in compliance with laws. Annual budgets are closely reviewed by the City Council before final approval of budget ordinances. Budget amendments changing a function total or between functions are presented to the City Council at regular City Council meetings. The Director of Finance presents financial information to City Council which shows budget to actual comparisons semiannually and otherwise as the City Manager deems necessary or as a member of the City Council may request.

E. **Retirement of Debt.** The schedule for issuing the bonds does not require a property tax increase. The schedule for issuance calls for issuing all of the bonds in June, 2002.

Upon motion of Council Member Cannon, seconded by Council Member Mitchell, the foregoing order entitled : "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA MAKING CERTAIN STATEMENTS OF FACT CONCERNING PROPOSED BOND ISSUE" was adopted by the following vote:

AYES: Unanimous

NAYS:

PASSED, ADOPTED AND APPROVED this 28th day of May, 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 28th day of May, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Pages 786-788.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of May, 2002.

Brenda R. Freeze CMC
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 May 28, 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 May 28, 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: Councilmembers Cannon, Carter, Cogdell, Graham, Lochman, Mitchell, Mumford, Spencer, Tabor, Wheeler, and White

The following members of the City Council were absent: None

Also present: _____

The following bond orders were introduced by reading the titles thereof:

**BOND ORDER AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$40,000,000
GENERAL OBLIGATION REFUNDING BONDS
OF THE CITY OF CHARLOTTE, NORTH CAROLINA**

WHEREAS, the City of Charlotte, North Carolina has issued its General Obligation Refunding Bonds, Series 1992A (the "1992A Bonds");

WHEREAS, the City Council of the City of Charlotte, North Carolina deems it advisable to refund \$38,465,000 in aggregate principal amount of the 1992A Bonds maturing on July 1, 2003 through and including July 1, 2007;

WHEREAS, an application has been filed with the Secretary of the Local Government Commission of North Carolina requesting Commission approval of the bonds hereinafter described as required by the Local Government Bond Act, and the Secretary of the Local Government Commission has notified the City Council that the application has been accepted for submission to the Local Government Commission.

NOW, THEREFORE, BE IT ORDERED by the City Council of the City of Charlotte, North Carolina, as follows:

Section 1. The City Council of the City of Charlotte, North Carolina deems it advisable to refund \$38,465,000 in aggregate principal amount of the 1992A Bonds maturing on July 1, 2003 through and including July 1, 2007.

Section 2. In order to raise the money required to pay the costs of refunding \$38,465,000 in aggregate principal amount of the 1992A Bonds maturing on July 1, 2003 through and including July 1, 2007, in addition to any funds which may be made available for such purpose from any other source, General Obligation Refunding Bonds of the City of Charlotte, North Carolina are hereby authorized and shall be issued pursuant to the Local Government Bond Act of North Carolina. The maximum aggregate principal amount of such General Obligation Refunding Bonds authorized by this bond order shall be and not exceed \$40,000,000.

Section 3. A tax sufficient to pay the principal of and interest on said General Obligation Refunding Bonds when due shall be annually levied and collected.

Section 4. A sworn statement of the City's debt has been filed with the City Clerk and is open to public inspection.

Section 5. This bond order shall take effect upon its adoption.

After the introduction of the bond orders, Council Member Cannon introduced the following resolution, a summary of which had been provided to each Council member, a copy of which was available with the City Clerk and which was read by title:

A RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA CALLING A PUBLIC HEARING ON BOND ORDERS, DIRECTING PUBLICATION OF NOTICE OF SAID PUBLIC HEARING AND FILING OF A DEBT STATEMENT.

WHEREAS, bond orders entitled:

“BOND ORDER AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$40,000,000 GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA.”

have been introduced at a meeting of the City Council of the City of Charlotte, North Carolina this 28th day of May, 2002 and the City Council desires to provide for the holding of a public hearing thereon on Monday, June 24, 2002 and the submission of a statement of debt in connection therewith as required by the Local Government Bond Act.

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

1. The public hearing upon said bond orders shall be held on the 24th day of June, 2002 at 7:00 o'clock p.m. in Meeting Chamber, Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, 28202.
2. The City Clerk is hereby directed to cause a copy of the bond orders to be published with a notice of such hearing in the form prescribed by law in a qualified newspaper no fewer than six days before such public hearing.
3. The City's Director of Finance is hereby directed to file with the City Clerk before publication of the bond orders with the notice of such public hearing, a statement setting forth the debt incurred or to be incurred, the appraised value of property subject to taxation by the City and the net debt of the City.

Upon motion of Council Member Cannon, seconded by Council Member Mitchell, the foregoing order entitled: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA CALLING A PUBLIC HEARING ON BOND ORDERS, DIRECTING PUBLICATION OF NOTICE OF SAID PUBLIC HEARING AND FILING OF A DEBT STATEMENT" was adopted by the following vote:

AYES: Unanimous

NAYS: _____

PASSED, ADOPTED AND APPROVED this 28th day of May, 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 28th day of May, 2002, the reference having been made in Minute Book 117, and recorded in full in Resolution Book 37, Pages 789-792.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of May, 2002.

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