

RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CHARLOTTE AUTHORIZING THE
EXECUTION BY THE CITY MANAGER OF THE
CONTRACT FOR THE SALE AND PURCHASE OF
THE REAL PROPERTY AND IMPROVEMENTS
COMMONLY KNOWN AS THE OLD CONVENTION
CENTER TO LCOR CHARLOTTE I LLC

WHEREAS, The Charlotte City Council authorized the City Manager and City Attorney to engage in private negotiations with LCOR CHARLOTTE I LLC for the sale of the real property and improvements commonly known as the Old Convention Center; and

WHEREAS, as a result of said negotiations, a Contract of Sale and Purchase was presented to The Charlotte City Council on April 3, 2000; and

WHEREAS, The Charlotte City Council approved the terms of the Contract of Sale and Purchase; and

WHEREAS, the terms of the Contract of Sale and Purchase were published in *The Charlotte Observer* on April 7, 2000, as required by Section 9.22 of the Charlotte City Charter.

NOW THEREFORE, be it resolved by the City Council of the City of Charlotte, in regular session duly assembled, as follows:

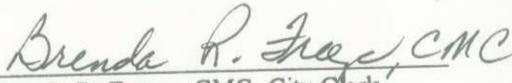
The City Manager is authorized to execute the Contract for Sale And Purchase between The City of Charlotte and LCOR CHARLOTTE I LLC for the sale of the real property and improvements commonly referred to as the Old Convention Center.

This the 24th day of April, 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 24th day of April, 2000 the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 153.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of April, 2000.


Brenda R. Freeze, CMC, City Clerk

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

Whereas, **Budd Investment Properties, LLC** has filed a petition to close a portion of **Amble Drive** in the city of Charlotte; and

Whereas, the portion of Amble Drive to be closed lies from the cul-de-sac of Amble Drive northeastwardly approximately 70 feet to the terminus 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

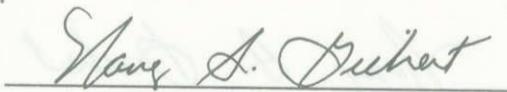
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of May 8, 2000, that it intends to close a **portion of Amble Drive** and that the said street (or portion thereof) being more particularly described on a map and by a metes and bounds description 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 12th day of June, 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, Nancy S. Gilbert, ^{Deputy} 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 8th day of May, 2000, the reference having been made in minute book 114, and recorded in full in Resolution Book 36, page(s) 154.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

Whereas, **The Cato Corporation** has filed a petition to close **a portion of Sweden Road** in the city of Charlotte; and

Whereas, the portion of Sweden Road to be closed lies from Denmark Road approximately 818 feet westwardly towards England 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 May 8, 2000, that it intends to close **a portion of Sweden Road** 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 12th day of June, 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, Nancy S. Gilbert ^{Deputy} 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 8th day of May, 2000, the reference having been made in minute book 114, and recorded in full in Resolution Book 36, page(s) 155.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

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

Whereas, **Southstar Holdings** has filed a petition to close a portion of **Old Mallard Creek Road** in the city of Charlotte; and

Whereas, the portion of Old Mallard Creek Road to be closed lies at the western portion of the cul-de-sac 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 May 8, 2000, that it intends to close a portion of **Old Mallard Creek Road** 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 12th day of June, 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, Nancy S. Gilbert ^{Deputy} 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 8th day of May, 2000, the reference having been made in minute book 114, and recorded in full in Resolution Book 36, page(s) 156.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

**RESOLUTION
AUTHORIZING THE CITY OF CHARLOTTE
TO ENTER INTO AN AGREEMENT WITH
THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION**

A motion was made by Charlotte City Council Member Cannon and seconded by
Charlotte City Council Member Carter for adoption of the following
resolution, and upon being put to a vote was duly adopted.

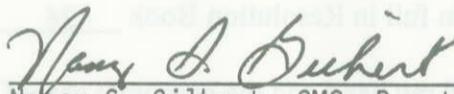
WHEREAS, The City of Charlotte has requested the North Carolina Department Of Transportation to
assist in the funding of the Countywide Transit Services study; and

WHEREAS, the City of Charlotte will provide 76.4% percent of the cost of the above
described project;

NOW THEREFORE, BE IT RESOLVED that the Director of Public Transit of the City of Charlotte is
hereby authorized to enter into a contract with the Department of Transportation and execute all agreements
and contracts with the North Carolina Public Department of Transportation, Public Transportation
Division.

Deputy
I Nancy S Gilbert, 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 8th day of May, 2000 the reference
having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s)
157.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day
of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

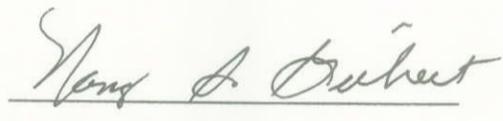
BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLOTTE THAT:

The right-of-way known as two alleyways bounded by North Poplar, West Seventh, and North Church Streets within the Jefferson Square Condominium Project site, which appears on a plat shown on recorded Map Book 9, Page 99 dated July 29, 1959 and described in Deed Book 751 at Page 164 and again in Deed Book 4982 at Page 850 recorded in the Mecklenburg County Public Registry is not part of the street plan adopted pursuant to North Carolina General Statutes, Section 136-66.2.

CERTIFICATION

I, Nancy S. Gilbert ^{Deputy}, 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 8th day of May, 2000, the reference having been made in Minute Book 114, page , and recorded in full in Resolution Book 36, page 158-161.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC
Deputy City Clerk

Right-of-Way to be Withdrawn

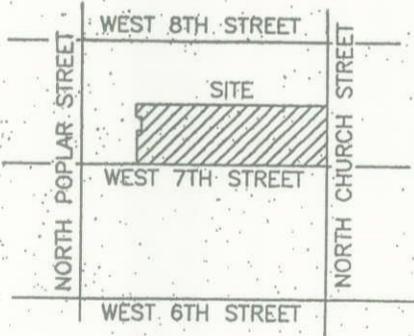
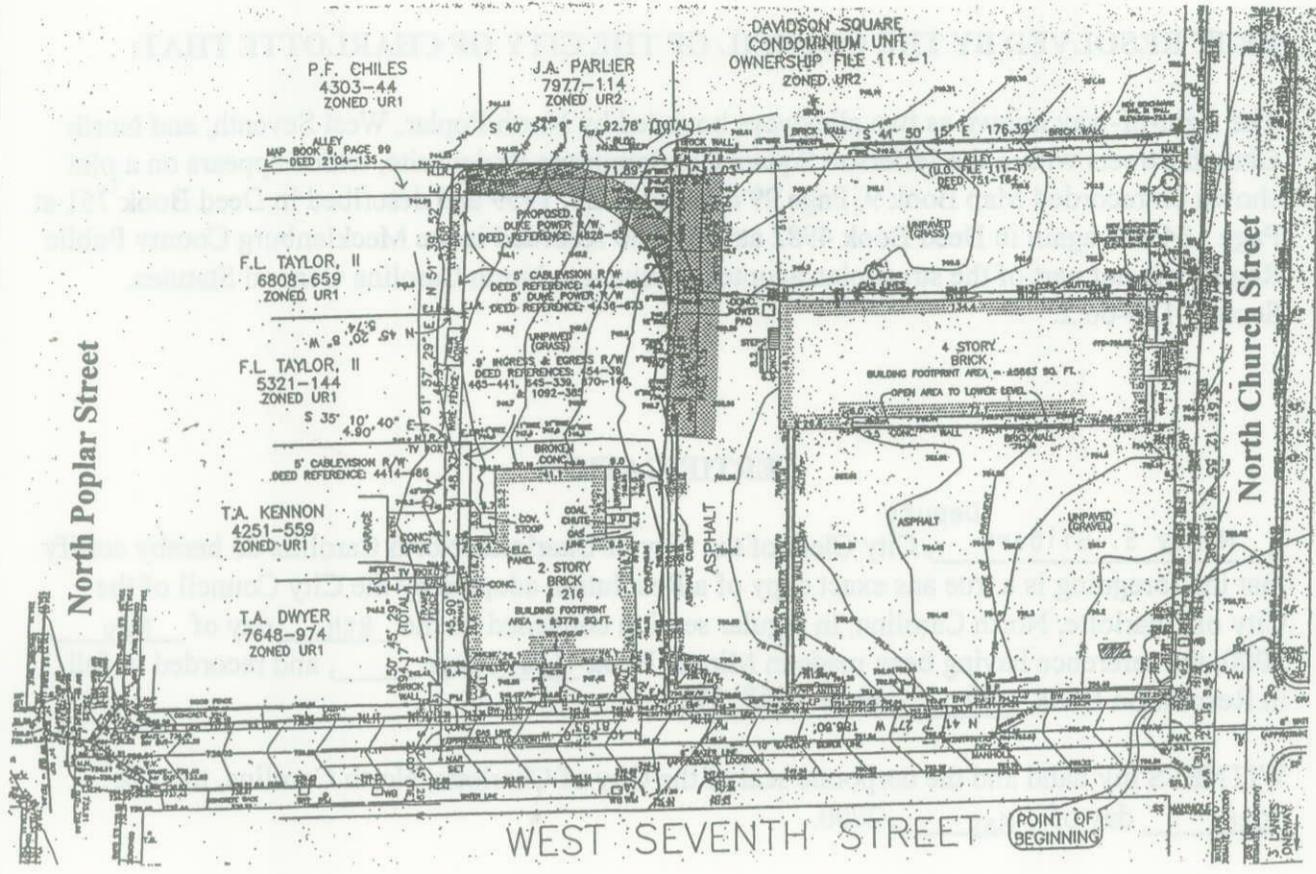
CITY OF CHARLOTTE
DEPARTMENT OF TRANSPORTATION
TRANSPORTATION ENGINEERING DIVISION

Declaration of Withdrawal

Two alleyways bounded by
North Poplar, West Seventh,
and North Church Streets

FILE NO. | PROJECT NO.





Vicinity Map



Right-of-Way to be Withdrawn

CITY OF CHARLOTTE
 DEPARTMENT OF TRANSPORTATION
 TRANSPORTATION ENGINEERING DIVISION

Declaration of Withdrawal

Two alleyways bounded by
 North Poplar, West Seventh,
 and North Church Streets

RQS / PROJECT NO.

FILE NO.

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

DECLARATION OF WITHDRAWAL
OF DEDICATION AND TERMINATION
OF ALL EASEMENT RIGHTS

Capitol Funds, Inc., a North Carolina corporation (hereinafter "Capitol Funds") being the fee simple owner of that real property as conveyed to Capitol Funds in Deed Book 4982 at Page 850; Deed Book 4982 at Page 854; Deed Book 5218 at Page 077; and Deed Book 9167 at Page 757 of the Mecklenburg County Public Registry, said real property being more particularly described on Exhibit "A" attached hereto and incorporated herein by reference (hereinafter the "Capitol Funds Property"), and intending to withdraw from dedication any existing rights-of-way or alleys and to terminate any and all easements with respect to an alley described in the second paragraph of the legal description in Deed Book 751 at Page 164 and again in the last paragraph of the legal description for Tract 2 as recorded in Deed Book 4982 at Page 850, of the Mecklenburg County Public Registry and more particularly described on Exhibit "B" attached hereto and incorporated herein by reference (hereinafter the "Former Alley").

WITNESSETH:

WHEREAS, the deeds which describe the Former Alley in Deed Book 751 at Page 164 and in Deed Book 4982 at Page 850 provide that the Former Alley is to be used in common by the adjoining lots including some of those lots which now comprise the Capitol Funds Property and not for the benefit of or for public use; and

WHEREAS, there exists no known recorded right-of-way or easement for the Former Alley by deed, grant, map, plat or other means reflecting that the Former Alley was at any time ever dedicated to public use; and

WHEREAS, the Former Alley has not been open to or used by the public or otherwise for more than fifteen years prior to the date hereof; and

WHEREAS, in the absence of any recorded deed, map, plat, or other means dedicating the Former Alley to public use, no approval of the withdrawal of the Former Alley by the Mecklenburg County Commission was or is required or appropriate; and

WHEREAS, Capitol Funds and its predecessors in title have prohibited any and all use of the Former Alley by the public or any other party whatsoever for in excess of fifteen years; and

WHEREAS, the Former Alley does not constitute a part of any street plan adopted under N.C.G.S. § 136-66.2 as described in N.C.G.S. § 136-96; and

WHEREAS, the Former Alley does not appear on the official tax maps of the City of Charlotte and Mecklenburg County;

NOW, THEREFORE, Capitol Funds does hereby declare as follows:

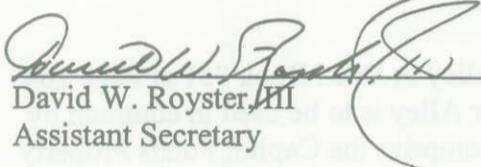
1. Any dedication, express or implied, of the Former Alley located on the Capitol Funds Property, for public use, is hereby declared and shall hereafter be conclusively presumed withdrawn from any public use for which it may have been dedicated and no person shall have any right, or cause of action hereafter to enforce any public or private easement herein.

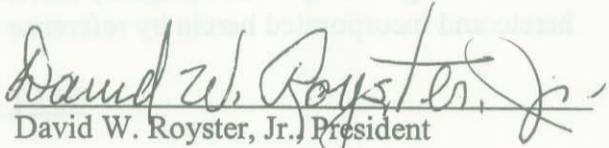
2. As the owner of the fee simple interest in and to the Former Alley located on the Capitol Funds Property, Capitol Funds does hereby declare terminated and withdrawn from dedication any and all rights-of-way, easements or other rights whatsoever arising, directly or indirectly, out of the Former Alley located on the Capitol Funds Property.

IN WITNESS WHEREOF, Capitol Funds has caused this instrument to be executed under seal on this the 3 day of April, 2000.

CAPITOL FUNDS, INC.

ATTEST:


David W. Royster, III
Assistant Secretary

By: 
David W. Royster, Jr., President

[CORPORATE SEAL]

STATE OF NORTH CAROLINA

COUNTY OF CLEVELAND

I, NADINE B. DAVIS, a Notary Public of the County and State aforesaid, certify that David W. Royster, III personally appeared before me this day and acknowledged that he is Assistant Secretary of Capitol Funds, Inc., a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by him as its Assistant Secretary.

WITNESS my hand and official stamp or seal, this 3 day of April, 2000.

Nadine B. Davis
Notary Public

My Commission Expires: 8-17-2003

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Resolution Book 36, Page 161B
STATE OF NORTH CAROLINA

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

DECLARATION OF WITHDRAWAL
OF DEDICATION AND TERMINATION
OF ALL EASEMENT RIGHTS

Capitol Funds, Inc., a North Carolina corporation (hereinafter "Capitol Funds") being the fee simple owner of that real property as conveyed to Capitol Funds in Deed Book 4982 at Page 850; Deed Book 4982 at Page 854; Deed Book 5218 at Page 077; and Deed Book 9167 at Page 757 of the Mecklenburg County Public Registry, said real property being more particularly described on Exhibit "A" attached hereto and incorporated herein by reference (hereinafter the "Capitol Funds Property"), and intending to withdraw from dedication any existing rights-of-way or alleys and to terminate any and all easements with respect to an alley described in Deed Book 2104 at Page 135 as shown on Map Book 9 at Page 99 of the Mecklenburg County Public Registry and more particularly illustrated on Exhibit "B" attached hereto and incorporated herein by reference (hereinafter the "Former Alley").

WITNESSETH:

WHEREAS, the agreement recorded in Book 2104 at Page 135 describing the alley shown in Map Book 9 at Page 99 is dated September 23, 1959 and provides that the Former Alley constitutes an easement for the benefit of the owners of the Capitol Funds Property and two of the adjoining properties (the Clyde W. Cline property as shown on said map has since become a part of the Capitol Funds Property) as described in said agreement and not for the benefit of or for public use; and

WHEREAS, there exists no known recorded right-of-way or easement for the Former Alley by deed, grant, map, plat or other means reflecting that the Former Alley was at any time ever dedicated to public use; and

WHEREAS, the Former Alley has not been open to or used by the public or otherwise for more than fifteen years prior to the date hereof; and

WHEREAS, the northern end of the Former Alley which is shown on Map Book 9 at Page 99 to extend to North Poplar Street is blocked by a residential structure which has been erected over that Former Alley; and

WHEREAS, in the absence of any recorded deed, map, plat, or other means dedicating the Former Alley to public use, no approval of the withdrawal of the Former Alley by the Mecklenburg County Commission was or is required or appropriate; and

WHEREAS, Capitol Funds and its predecessors in title have prohibited any and all use of the Former Alley by the public or any other party whatsoever for in excess of fifteen years; and

WHEREAS, the Former Alley does not constitute a part of any street plan adopted under N.C.G.S. § 136-66.2 as described in N.C.G.S. § 136-96; and

WHEREAS, the Former Alley does not appear on the official tax maps of the City of Charlotte and Mecklenburg County;

NOW, THEREFORE, Capitol Funds does hereby declare as follows:

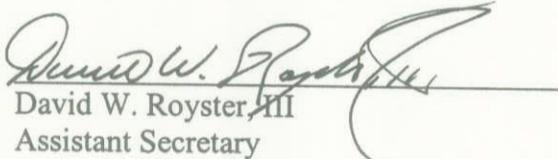
1. Any dedication, express or implied, of the Former Alley area, located on the Capitol Funds Property, for public use, is hereby declared and shall hereafter be conclusively presumed withdrawn from any public use for which it may have been dedicated and no person shall have any right, or cause of action hereafter to enforce any public or private easement herein.

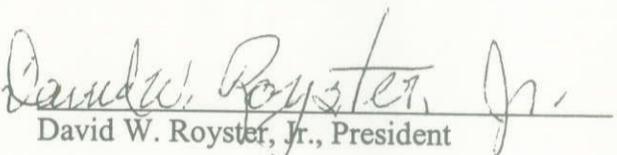
2. As the owner of the fee simple interest in and to that portion of the Former Alley located on the Capitol Funds Property, Capitol Funds does hereby declare terminated and withdrawn from dedication any and all rights-of-way, easements or other rights whatsoever arising, directly or indirectly, out of that portion of the Former Alley located on the Capitol Funds Property.

IN WITNESS WHEREOF, Capitol Funds has caused this instrument to be executed under seal on this the 3 day of April, 2000.

CAPITOL FUNDS, INC.

ATTEST:


David W. Royster, III
Assistant Secretary

By: 
David W. Royster, Jr., President

[CORPORATE SEAL]

STATE OF NORTH CAROLINA

COUNTY OF CLEVELAND

I, NADINE B. DAVIS, a Notary Public of the County and State aforesaid, certify that David W. Royster, III personally appeared before me this day and acknowledged that he is Assistant Secretary of Capitol Funds, Inc., a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by him as its Assistant Secretary.

WITNESS my hand and official stamp or seal, this 3 day of APRIL, 2000.

Nadine B. Davis
Notary Public

My Commission Expires: 8-17-2003

David W. Royster, III
President
CAPITOL FUNDS, INC.

David W. Royster, III
Assistant Secretary

[CORPORATE SEAL]

EXHIBIT "A"

Being a parcel of property located in Charlotte, Mecklenburg County, North Carolina, and being more particularly described as follows:

BEGINNING at a new nail marking the intersection of the westerly margin of North Church Street (variable right-of-way) with the northerly margin of West 7th Street (variable right-of-way), and runs thence with the northerly margin of West 7th Street the following two (2) courses and distances: 1.) North 41-07-27 West 186.60 feet to an existing nail; 2.) North 40-52-00 West 81.93 feet to an existing iron pin at the corner of the T. A. Dwyer Property as described in Deed Book 7648, Page 974 of the Mecklenburg County Public Registry; thence with Dwyer's easterly line, and continuing along the easterly line of the T. A. Kennon Property as described in Deed Book 4251, Page 559 of said Registry, North 50-45-29 East, passing an existing iron at 45.90 feet, for a total distance of 94.17 feet to a new iron pin on the southerly line of the F. L. Taylor, II, Property as described in Deed Book 5321, Page 144 of said Registry; thence with Taylor's line the following three (3) courses and distances: 1.) South 35-10-40 East 4.90 feet to an existing iron pin; 2.) North 51-57-29 East 46.97 feet to an existing iron pin; 3.) North 45-20-08 West 5.74 feet to an existing iron pin at the southwesterly corner of another parcel owned by F. L. Taylor, II, as described in Deed Book 6808, Page 659 of said Registry; thence with the line of this second parcel owned by Taylor North 51-39-52 East 53.68 feet to a new iron pin on the southerly line of the P. F. Chiles Property as described in Deed Book 4303, page 44 of said Registry; thence with Chiles' southerly line, and continuing along the southerly lines of the J. A. Parlier Property as described in Deed Book 7977, Page 114 and the Davidson Square Condominium Property as recorded in Unit Ownership File 111, Page 1 of said Registry, South 40-54-09 East, passing an existing nail at 9.86 feet and another existing nail at 81.75 feet, for a total distance of 92.78 feet to an existing iron pin in the southerly line of the aforesaid Davidson Square Condominium Property; thence with another line of the Davidson Square Condominium Property South 41-50-15 East 176.39 feet to a new nail on the westerly margin of North Church Street; thence with the westerly margin of Church Street South 51-12-55 West 196.08 feet to the point and place of BEGINNING,

EXHIBIT B

BEGINNING at an old iron a corner in the easterly margin of North Poplar Street, a common corner of the property of A. W. Pearson, Inc., (formerly Lola Duncan) and the Estate of B. F. Hefner (Deed Book 1378, Page 259) and running thence S. 42-21-30 E. 138.79 feet in the common boundary line of said lots; thence following the arc of a circular curve to the right of radius 55.27 a distance of 89.29 feet to a point in the margin of the 8 foot alleyway of party of the first part, which point is also a point in the easterly margin of the 11 foot strip owned by parties of the second part; thence with said common boundary line S. 50-12 West 41.20 feet to an iron; thence N. 42-12-30 West 11 feet to an iron; thence N. 50-12-30 East 41.69 feet to a point of tangent in the line of the property of party of the first part; thence with the arc of a circular curve to the left of radius 45.24 a distance of 37.09 feet; thence N. 42-12-30 West 137.97 feet to a point in the easterly margin of North Poplar Street; thence following said margin of North Poplar Street N. 50-12-30 East 10.01 feet to the point or place of **BEGINNING**. Reference is made to Map of J. W. Spratt dated July 29, 1959. recorded in Map Book 9 Page 99.

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 **5,906.5 square feet (0.136 acre) for a water main easement and a temporary construction easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 133-251-10, said property currently owned by **CHARLES LEIGHTON and EDWINA O. LEIGHTON; 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.

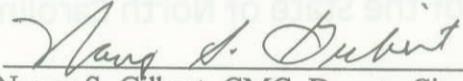
A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that
it is necessary to acquire certain real property located below for the 24-INCH
WATER MAIN ALONG W. T. HARRIS BOULEVARD-ALBEMARLE ROAD; and

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the
reference having been made in Minute Book 114, and recorded in full in Resolution Book 36,
Page(s) 162-163.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day
of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

Amount necessary for the 24-INCH WATER MAIN ALONG W. T. HARRIS BOULE-
VARD-ALBEMARLE ROAD and estimated to be approximately 2,328.6 square
feet (0.12 acre) for a water main easement and a temporary construc-
tion easement, and any additional property or interest as the City may
determine to complete the project, as it relates to Tax Parcel No. 109-301-02, said
property currently owned by BRUCE BRUNSON CADIZU and wife, J.A. R. CADIZU;
CHRISTINE REEL, 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

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 **5,229.6 square feet (0.12 acre) for a water main easement and a temporary construction easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 109-301-09, said property currently owned by **BRUCE BRUNSON CADIEU and wife, ILA F. CADIEU; CHRISTINE NEEL, 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.

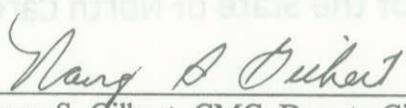
A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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 PROPERTY
CHURCH ROAD WIDENING, and

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the
reference having been made in Minute Book 114, and recorded in full in Resolution Book 36,
Page(s) 164-165.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day
of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

Amount necessary for the PROPERTY CHURCH ROAD WIDENING and estimated
to be approximately \$22,500,000 for temporary construction
assessment, and any additional property or interest as the City may determine to
complete the Project, as it relates to Tax Parcel No. 027-371-47, said property
currently owned by HILL LAND CORPORATION; any other parties in interest, or
the owner's 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 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 **PROSPERITY CHURCH ROAD WIDENING**; 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** and estimated to be approximately **335 square feet (0.008 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. 027-371-47, said property currently owned by **HILL LAND CORPORATION; 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.

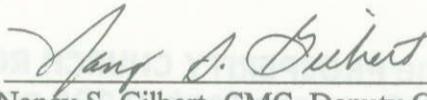
A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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 PROPERTY CHURCH ROAD WIDENING; and

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 166-167.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

PROPERTY DESCRIPTION:

Amount necessary for the ROAD WIDENING and estimated to be approximately () for area within main-ained right-of-way; area outside of maintained right-of-way and temporary construction easement, and any additional property of interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 027-572-08. said property currently owned by MILL LAND CORPORATION; 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 taking 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 **PROSPERITY CHURCH ROAD WIDENING**; 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** and estimated to be approximately **8,428 square feet (0.194 acre) for area within main-tained right-of-way; area outside of maintained right-of-way and tempo-rary construction easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 027-372-98, said property currently owned by **HILL LAND CORPORATION; 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.

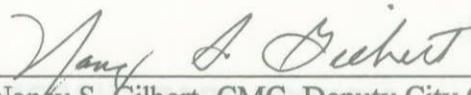
A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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 MORRIS ROAD/SHARON AVENUE ROAD-INTERSECTION IMPROVEMENTS; and

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 168-169.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

Amount necessary for the project, as it relates to Tax Parcel No. 188-02-1-69, said property currently owned by DAVID A. JONES and wife, RENEE C. JONES; JACK VICKREY, Trustee; UNITED CAROLINA BANK, Beneficiary; Any Other Parties in Interest, of the owner's 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 **MONROE ROAD/SHARON AMITY ROAD-INTERSECTION IMPROVEMENTS**; 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 **MONROE ROAD/SHARON AMITY ROAD-INTERSECTION IMPROVEMENTS** and estimated to be approximately **9,020.325 square feet (0.207 acre) for fee-simple, 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. 163-021-69, said property currently owned by **DAVID A. JONES and wife, RENEE C. JONES; JACK VICKREY, Trustee; UNITED CAROLINA 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.

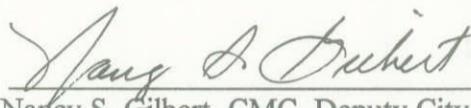
A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

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 MORRIS ROAD/SHARON AMITY ROAD INTERSECTION IMPROVEMENTS, and

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 170-171.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk

PROPERTY DESCRIPTION
AMOUNT NECESSARY FOR CONDEMNATION PROCEEDINGS AND ESTIMATED TO BE APPROXIMATELY \$,020,322 square feet
IMPROVEMENTS and estimated to be approximately 8,020,322 square feet
10.207 acre) for fee-simple, permanent and temporary construction
and any additional property or interest as the City may determine to
complete the Project, as it relates to Tax Parcel Nos. 183-021-71 and 183-021-72,
said property currently owned by JAMES R. GUY, JR. and wife, BRENDA GUY;
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 **MONROE ROAD/SHARON AMITY ROAD-INTERSECTION IMPROVEMENTS**; 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 **MONROE ROAD/SHARON AMITY ROAD-INTERSECTION IMPROVEMENTS** and estimated to be approximately **9,020.325 square feet (0.207 acre) for fee-simple, 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 Nos. 163-021-71 and 163-021-72, said property currently owned by **JAMES R. GUY, JR. and wife, BRENDA GUY; Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

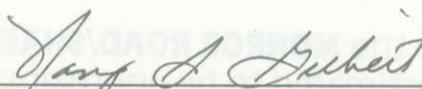
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 172-173.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy 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 **MONROE ROAD/SHARON AMITY ROAD-INTERSECTION IMPROVEMENTS**; 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 **MONROE ROAD/SHARON AMITY ROAD-INTERSECTION IMPROVEMENTS** and estimated to be approximately **15,333 square feet (0.352 acre) for fee-simple, permanent drainage, 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. 161-065-04, said property currently owned by **CAROLYN HOLT BROWNING (Life Tenant); Unknown Children of CAROLYN HOLT BROWNING, Remainderman Interest; 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.

Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Room at the Charlotte-Mecklenburg County Governmental Center, 600 East Fourth Street, Charlotte, North Carolina, on May 8, 2000.

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 174-175.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.

Nancy S. Gilbert

Nancy S. Gilbert, CMC, Deputy City Clerk

BOHD ORDER AUTHORIZING THE ISSUANCE OF
NOT TO EXCEED \$21,808,808 STORM WATER FEE REVENUE BONDS
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

WHEREAS the City of Charlotte, North Carolina (the "City") is authorized by the State and Local Government Revenue Bond Act, General Statutes of North Carolina, Section 139-50 et seq. (the "Act") to issue, subject to the approval of the Local Government Commission of North Carolina (the "LGC"), at any time or from time to time, revenue bonds and revenue refunding bonds of the City for the purposes as specified in the Act and

WHEREAS the City has determined to issue its Storm Water Fee Revenue Bonds, Series 2000 (the "Bonds") in an aggregate principal amount not to exceed \$21,808,808 to provide funds to finance the capital costs of exhibits and capital improvements to, or the acquisition, renewal or replacement of capital assets of, or purchasing and installing new equipment relating to the operation and maintenance of storm water facilities located within the jurisdiction of the City (the "Project");

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 8, 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 May 8, 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: L (ProTem) Councilmember Autrey, Burgess, Cannon

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

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

Also present: Pamela A. Syfert, City Manager, DeWitt F. McCarley, City Attorney, and Nancy S. Gilbert, Deputy City Clerk

Councilmember Burgess 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:

**BOND ORDER AUTHORIZING THE ISSUANCE OF
NOT TO EXCEED \$37,000,000 STORM WATER FEE REVENUE BONDS
OF THE CITY OF CHARLOTTE, NORTH CAROLINA**

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

WHEREAS, the City has determined to issue its Storm Water Fee Revenue Bonds, Series 2000 (the "2000 Bonds") in an aggregate principal amount not to exceed \$37,000,000 to provide funds to finance the capital costs of additions and capital improvements to, or the acquisition, renewal or replacement of capital assets of, or purchasing and installing new equipment relating to the operation and maintenance of storm water facilities located within the jurisdiction of the City (the "Project");

WHEREAS, the City will issue the 2000 Bonds under the General Trust Indenture dated as of May 15, 2000 (the "General Indenture") between the City and First Union National Bank, as trustee, (the "Trustee") and Series Indenture, Number 1 dated as of May 15, 2000 (the "Series Indenture") between the City and the Trustee;

WHEREAS, the City and the LGC have arranged for the sale of the 2000 Bonds to Banc of America Securities LLC, First Union Securities, Inc. and Wachovia Securities, Inc. (the "Underwriters") under the terms of a Bond Purchase Agreement to be dated on or about May 25, 2000 (the "Purchase Contract"); and

WHEREAS, an application has been filed with the Secretary of the LGC requesting LGC approval of the 2000 Bonds as required by the Act, and the Secretary has notified the City Council (the "City Council") of the City that the application has been approved by the LGC.

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

Section 1. In order to raise the money required to finance the capital costs of the Project, in addition to any funds which may be made available for such purpose from any other source, the 2000 Bonds are hereby authorized and shall be issued pursuant to the Act.

Section 2. The aggregate principal amount of the 2000 Bonds authorized by this order shall not exceed \$37,000,000. The 2000 Bonds hereby authorized shall be special obligations of the City, secured by and paid solely from the proceeds thereof or from Net Revenues (as defined in the General Indenture).

Section 3. The issuance of the 2000 Bonds by the City, in substantially the form to be set forth in the Series Indenture, be and the same hereby is in all respects approved and confirmed. The form and content of the 2000 Bonds and the provisions of the General Indenture and the Series Indenture with respect to the 2000 Bonds (including without limitation the maturity dates and rates of interest) shall be approved and confirmed in a Bond Resolution adopted by the City Council on May 8, 2000 (the "Bond Resolution").

The principal of, premium, if any, and interest on the 2000 Bonds shall not be payable from the general funds of the City, nor shall they constitute a legal or equitable pledge, charge, lien or encumbrance

upon any of its property or upon any of its income, receipts or revenues except the funds which are pledged under the Indentures. Neither the credit nor the taxing power of the State of North Carolina or the City are pledged for the payment of the principal of, premium, if any, or interest on the 2000 Bonds, and no holder of the 2000 Bonds has the right to compel the exercise of the taxing power by the State of North Carolina or the City or the forfeiture of any of its property in connection with any default thereon.

Section 4. The 2000 Bonds shall be sold to the Underwriters under the terms of the Purchase Contract, as the same shall be approved in the Bond Resolution.

Section 5. The proceeds from the sale of the 2000 Bonds shall be deposited in accordance with the Series Indenture.

Section 6. If any one or more of the agreements or provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such covenants, agreements or provisions shall be null and void and shall be deemed separable from the remaining agreements and provisions and shall in no way affect the validity of any of the other agreements and provisions hereof or of the 2000 Bonds authorized hereunder.

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

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

Upon motion of Councilmember Burgess, seconded by Councilmember Mitchell, the foregoing order entitled: "BOND ORDER AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$37,000,000 STORM WATER FEE REVENUE BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA" was adopted by the following vote:

AYES: Unanimous

NAYS: None

[SEAL]

CITY OF CHARLOTTE, NORTH CAROLINA

By: Nancy S. Gilbert

Deputy City Clerk
Nancy S. Gilbert, CMC

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 178-180.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 10th day of May, 2000.

Nancy S. Gilbert
Nancy S. Gilbert, CMC, Deputy 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 8, 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 May 8, 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: _____ (ProTem) Councilmember Autrey, Burgess, Cannon, Carter, Castano, Graham, Mitchell, Spencer, Wheeler, White

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

Also present: Pamela A. Syfert, City Manager, DeWitt F. McCarley, City Attorney, and Nancy S. Gilbert, Deputy City Clerk

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE APPROVAL, EXECUTION AND DELIVERY OF VARIOUS DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF CITY OF CHARLOTTE, NORTH CAROLINA STORM WATER FEE REVENUE BONDS, SERIES 2000; PROVIDING FOR THE SALE OF THE BONDS; SETTING FORTH THE TERMS AND CONDITIONS UPON WHICH THE BONDS ARE TO BE ISSUED; AND PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF THE BONDS.

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

WHEREAS, the City has determined to issue its Storm Water Fee Revenue Bonds, Series 2000 (the "2000 Bonds") in an aggregate principal amount not to exceed \$37,000,000 to provide funds to finance the capital costs of additions and capital improvements to, or the acquisition, renewal or replacement of capital assets of, or purchasing and installing new equipment relating to the operation and maintenance of storm

water facilities located within the jurisdiction of the City (the "Project"), as described in the Bond Order of the City adopted on May 8, 2000;

WHEREAS, the City will issue the 2000 Bonds under the General Trust Indenture dated as of May 15, 2000 (the "General Indenture") between the City and First Union National Bank, as trustee, (the "Trustee") and Series Indenture, Number 1 dated as of May 15, 2000 (the "Series Indenture") between the City and the Trustee;

WHEREAS, the City desires to execute and deliver a Bond Purchase Agreement dated May 25, 2000 (the "Purchase Contract") among the City, the Local Government Commission of North Carolina (the "Commission") and Banc of America Securities LLC, on its own behalf and on behalf of First Union Securities, Inc. and Wachovia Securities, Inc. (the "Underwriters"), pursuant to which the City and the Commission will sell the 2000 Bonds to the Underwriters in accordance with the terms and conditions set forth therein; and

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

1. the General Indenture;
2. the Series Indenture;
3. the Purchase Contract; and
3. the Preliminary Official Statement to be dated on or about May 10, 2000 (the "Preliminary Official Statement") with respect to the 2000 Bonds;

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

Section 1. That the issuance of the 2000 Bonds by the City in the principal amount not to exceed \$37,000,000, in substantially the form and content set forth in the Series Indenture, subject to appropriate insertions and revisions in order to comply with the provisions of the General Indenture and the Series Indenture, be and the same hereby are in all respects approved and confirmed, and the form and content of the 2000 Bonds set forth in the Series Indenture be and the same hereby are in all respects

approved and confirmed, and the provisions of the General Indenture and the Series Indenture with respect to the 2000 Bonds (including without limitation the maturity dates and rates of interest) be and the same hereby are approved and confirmed and are incorporated herein by reference.

The 2000 Bonds shall be special obligations of the City. The principal of, premium, if any, and interest on the 2000 Bonds shall not be payable from the general funds of the City, nor shall they constitute a legal or equitable pledge, charge, lien or encumbrance upon any of its property or upon any of its income, receipts or revenues except the funds which are pledged under the General Indenture and the Series Indenture. Neither the credit nor the taxing power of the State of North Carolina or the City are pledged for the payment of the principal of, premium, if any, or interest on the 2000 Bonds, and no holder of 2000 Bonds has the right to compel the exercise of the taxing power by the State of North Carolina or the City or the forfeiture of any of its property in connection with any default thereon.

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

Section 3. That the 2000 Bonds shall be sold to the Underwriters pursuant to the terms of the Purchase Contract. The form and content of the Purchase Contract are in all respect approved and confirmed, and the Mayor, the City Manager or the Director of Finance of the City is hereby authorized, empowered and directed to execute and deliver the Purchase Contract for and on behalf of the City, including necessary counterparts, in substantially the form and content presented to the City, but with such changes, modifications, additions or deletions therein as shall to him or her seem necessary, desirable or appropriate, his execution thereof to constitute conclusive evidence of his or her approval of any and all such changes, modifications, additions or deletions therein, and that from and after the execution and delivery of the Purchase Contract, the Mayor, the City Manager and the Director of Finance of the City, or their respective designees, are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Purchase Contract as executed.

Section 4. The form and content of the Preliminary Official Statement are in all respects authorized, approved and confirmed, and the use of the Preliminary Official Statement and the Official Statement to be dated on or about May 25, 2000 (the "Official Statement") by the Underwriters in connection with the sale of the 2000 Bonds is hereby in all respects authorized, approved and confirmed. The Mayor, the City Manager or Director of Finance of the City is authorized to execute the Official Statement on behalf of the City.

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

Section 6. No stipulation, obligation or agreement herein contained or contained in the 2000 Bonds, the General Indenture, the Series Indenture, the Purchase Contract or any other instrument related to the issuance of the 2000 Bonds shall be deemed to be a stipulation, obligation or agreement of any officer, agent or employee of the City in his or her individual capacity, and no such officer, agent or

employee shall be personally liable on the 2000 Bonds or be subject to personal liability or accountability by reason of the issuance thereof.

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

Section 8. The Mayor, the City Manager, the Director of Finance and the City Clerk of the City, or their respective designees, are hereby authorized and directed to prepare and furnish, when the 2000 Bonds are issued, certified copies of all the proceedings and records of the Board relating to the 2000 Bonds, and such other affidavits, certificates and documents as may be required to show the facts relating to the legality and marketability of the 2000 Bonds as such facts appear on the books and records in such party's custody and control or as otherwise known to them; and all such certified copies, certificates, affidavits and documents, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein.

Section 9. All acts and doings of the Mayor, the City Manager, the Director of Finance and the City Clerk of the City, or their respective designees, that are in conformity with the purposes and intents of this Resolution and in the furtherance of the issuance of the 2000 Bonds and the execution, delivery and performance of the General Indenture, the Series Indenture and the Purchase Contract shall be, and the same hereby are, in all respects approved and confirmed.

Section 10. If any one or more of the agreements or provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such covenants, agreements or provisions shall be null and void and shall be deemed separable from the remaining agreements and provisions and shall in no way affect the validity of any of the other agreements and provisions hereof or of the 2000 Bonds authorized hereunder.

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

Section 12. This Resolution shall take effect upon its adoption.

On motion of Councilmember Burgess, seconded by Councilmember Mitchell, the foregoing resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE APPROVAL, EXECUTION AND DELIVERY OF VARIOUS DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF CITY OF CHARLOTTE, NORTH CAROLINA STORM WATER FEE REVENUE BONDS, SERIES 2000; PROVIDING FOR THE SALE OF THE BONDS; SETTING FORTH THE TERMS AND CONDITIONS UPON WHICH THE BONDS ARE TO BE ISSUED; AND PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF THE BONDS" was duly adopted by the following vote:

AYES: Unanimous

NAYS: None

CITY OF CHARLOTTE, NORTH CAROLINA

[SEAL]

By: Nancy S. Gilbert
Deputy City Clerk
Nancy S. Gilbert, CMC

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

The undersigned City Clerk of the City of Charlotte, North Carolina (the "City"), a municipal corporation, validly organized and existing under the Constitution and laws of the State of North Carolina, hereby certifies that the foregoing is a true, correct and complete copy of a resolution adopted by a majority of the City Council of the City present and voting at a meeting duly called and held on May 8, 2000, in accordance with law, and that such resolution has not been repealed, revoked, rescinded or amended but is in full force and effect on the date hereof.

WITNESS the following signature and seal of the City, this 10th day of May, 2000.



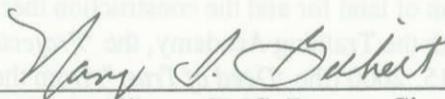
Deputy City Clerk, Nancy S. Gilbert, CMC
City of Charlotte, North Carolina

(SEAL)

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 181-187.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy 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 Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on May 8, 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 Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on May 8, 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: _____ (ProTem) Councilmembers Autrey, Burgess, Cannon, Carter, Castano, Graham, Mitchell, Spencer, Wheeler, White

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

Also present: Pamela A. Syfert, City Manager, DeWitt F. McCarley, City Attorney, and Nancy S. Gilbert, Deputy City Clerk

Council member Burgess introduced the following resolution (the "Resolution"), a summary of which had been provided to each Council member:

RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA, AUTHORIZING THE NEGOTIATION OF AN INSTALLMENT PURCHASE CONTRACT, DIRECTING A PUBLIC HEARING BE HELD AND THE PUBLICATION OF NOTICE WITH RESPECT THERETO AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS THERETO

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

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

WHEREAS, the City Council of the City of Charlotte, North Carolina (the "City Council"), hereby determines that it is in the best interests of the City to enter into (a) an Installment Purchase Contract dated as of July 15, 2000 (the "Contract") with the New Charlotte Corporation (the "Corporation") in order to finance the construction, equipping and furnishing of a fire/police training academy (the "Training Academy") and the acquisition of land for and the construction thereon of annexation fire stations (the "Fire Stations") and collectively with the Training Academy, the "Projects"); and (b) a Deed of Trust and Security Agreement dated as of July 15, 2000 (the "Deed of Trust") from the City to the deed of trust trustee named therein to provide a security interest in the Projects;

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

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

WHEREAS, the City hereby determines that the cost of the acquisition of the Projects exceeds the total amount that can be prudently raised from currently available appropriations, unappropriated fund balances and non-voted bonds that could be issued by the City in the current fiscal year pursuant to Article V, Section 4 of the Constitution of the State;

WHEREAS, although the cost of financing the acquisition of the Projects pursuant to the Contract is expected to exceed the cost of financing the acquisition of the Projects pursuant to a bond financing for the same undertaking, the City hereby determines that the cost of financing the acquisition of the Projects pursuant to the Contract and the obligations of the City thereunder are preferable to a general obligation bond financing or revenue bond financing for several reasons, including but not limited to the following: (1) the cost of a special election necessary to approve a general obligation bond financing, as required by the laws of the State, would result in the expenditure of significant funds; (2) the time required for a general obligation bond election would cause an unnecessary delay which would thereby decrease the financial benefits of acquiring, constructing, improving and equipping the Project; and (3) insufficient revenues are produced by the Projects so as to permit a revenue bond financing;

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

WHEREAS, the City does not anticipate future property tax increases solely to pay installment payments falling due under the Contract in any fiscal year during the term of the Contract and such payments are adequate and not excessive for their purpose;

WHEREAS, Parker, Poe, Adams & Bernstein L.L.P., as special counsel ("*Special Counsel*"), will render an opinion to the effect that entering into the Contract and the transactions contemplated thereby are authorized by law and constitute a purpose for which public funds may be expended pursuant to the Constitution and laws of the State;

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

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

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

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

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

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

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

Section 1. Authorization to Negotiate Contract and Deed of Trust. That the City Manager and the Director of Finance, with advice from the City Attorney and Special Counsel, are hereby authorized and directed to proceed and negotiate on behalf of the City for the financing of the acquisition of the Projects for a principal amount not to exceed \$22,000,000 under the Contract to be entered into in accordance with the provisions of Section 160A-20 of the General Statutes of North Carolina and to provide in connection with the Contract, as security for the City's obligations thereunder, the Deed of Trust conveying a lien and security interest in the Projects as may be required by the entity, or its assigns, providing the funds to the City under the Contract.

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

Section 3. Direction to Retain Special Counsel and Financial Advisor. That the City Manager and the Director of Finance, with advice from the City Attorney, are hereby authorized and directed to retain the assistance of Parker, Poe, Adams & Bernstein L.L.P., Charlotte, North Carolina, as Special Counsel, and the City Manager and the Director of Finance are authorized to retain J. C. Bradford & Co., Charlotte, North Carolina to serve as financial advisor.

Section 4. Public Hearing. That a public hearing (the "Public Hearing") shall be conducted by the City Council on June 26, 2000 at 7:00 p.m., or as soon thereafter as practicable, in the Meeting Chamber, Charlotte-Mecklenburg County Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, concerning the Contract, the Deed of Trust, the proposed financing of the Projects and any other transactions contemplated therein and associated therewith.

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

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

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

On motion of Council member Burgess, seconded by Council member Wheeler, the foregoing resolution entitled "RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA AUTHORIZING THE NEGOTIATION OF AN INSTALLMENT PURCHASE CONTRACT, DIRECTING A PUBLIC HEARING BE HELD AND THE PUBLICATION OF NOTICE WITH RESPECT THERETO AND PROVIDING FOR CERTAIN OTHER RELATED MATTERS THERETO" was duly adopted by the following vote:

AYES: Burgess, Cannon, Carter, Castano, Graham, Mitchell, Spencer, Wheeler, and White

NAYS: Autrey

CITY OF CHARLOTTE, NORTH CAROLINA

[SEAL]

By: Nancy S. Gilbert
Deputy City Clerk
Nancy S. Gilbert, CMC

CERTIFICATION

I, Nancy S. Gilbert, Deputy 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 8th day of May, 2000, the reference having been made in Minute Book 114, and recorded in full in Resolution Book 36, Page(s) 188-191.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 10th day of May, 2000.

Nancy S. Gilbert, CMC, Deputy City Clerk

EXHIBIT A

NOTICE OF PUBLIC HEARING

CITY COUNCIL OF THE
CITY OF CHARLOTTE, NORTH CAROLINA

At its May 8, 2000 meeting, the City Council of the City of Charlotte, North Carolina (the "City"), adopted a resolution which:

1. Authorized the City to proceed with the construction, equipping and furnishing of a fire/police training academy (the "Training Academy") and the acquisition of land for and the construction thereon of annexation fire stations (the "Fire Stations" and collectively with the Training Academy, the "Projects") pursuant to an Installment Purchase Contract dated as of July 15, 2000 (the "Contract"); and

2. Authorized the City to proceed to provide, in connection with the Contract, as grantor, a Deed of Trust and Security Agreement dated as of July 15, 2000 (the "Deed of Trust") to create a lien and security interest on the Projects as may be required for the benefit of the entity, or its assigns, providing the funds to the City under the Contract.

The Projects will be mortgaged under the Deed of Trust. Upon payment by the City of all installment payments due under the Contract, the Deed of Trust and any lien created thereunder will terminate and the City's title to the Projects will be unencumbered.

NOTICE IS HEREBY GIVEN that on the 26th day of June, 2000 at 7:00 p.m., or as soon thereafter as practicable, in the Meeting Chamber, Charlotte-Mecklenburg County Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, a public hearing will be conducted concerning the approval of the execution and delivery of the Contract and the Deed of Trust. All interested parties are invited to present comments at the public hearing regarding the execution and delivery of the Contract and the Deed of Trust and the Projects to be financed thereby.

/s/ Brenda R. Freeze

Brenda R. Freeze

City Clerk

City of Charlotte, North Carolina

RESCINDED ON 5/22/2000 BRJ

RESOLUTION CLOSING A PORTION OF STONEMARK DRIVE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a portion of Stonemark Drive which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a portion of Stonemark Drive 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 Duke Power Company, Charlotte-Mecklenburg Utilities, and Engineering and Property Management Department to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 8th day of May, 2000, and City Council determined that the closing of the portion of Stonemark Drive 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 May 8, 2000, that the Council hereby orders the closing of the portion of Stonemark Drive 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.

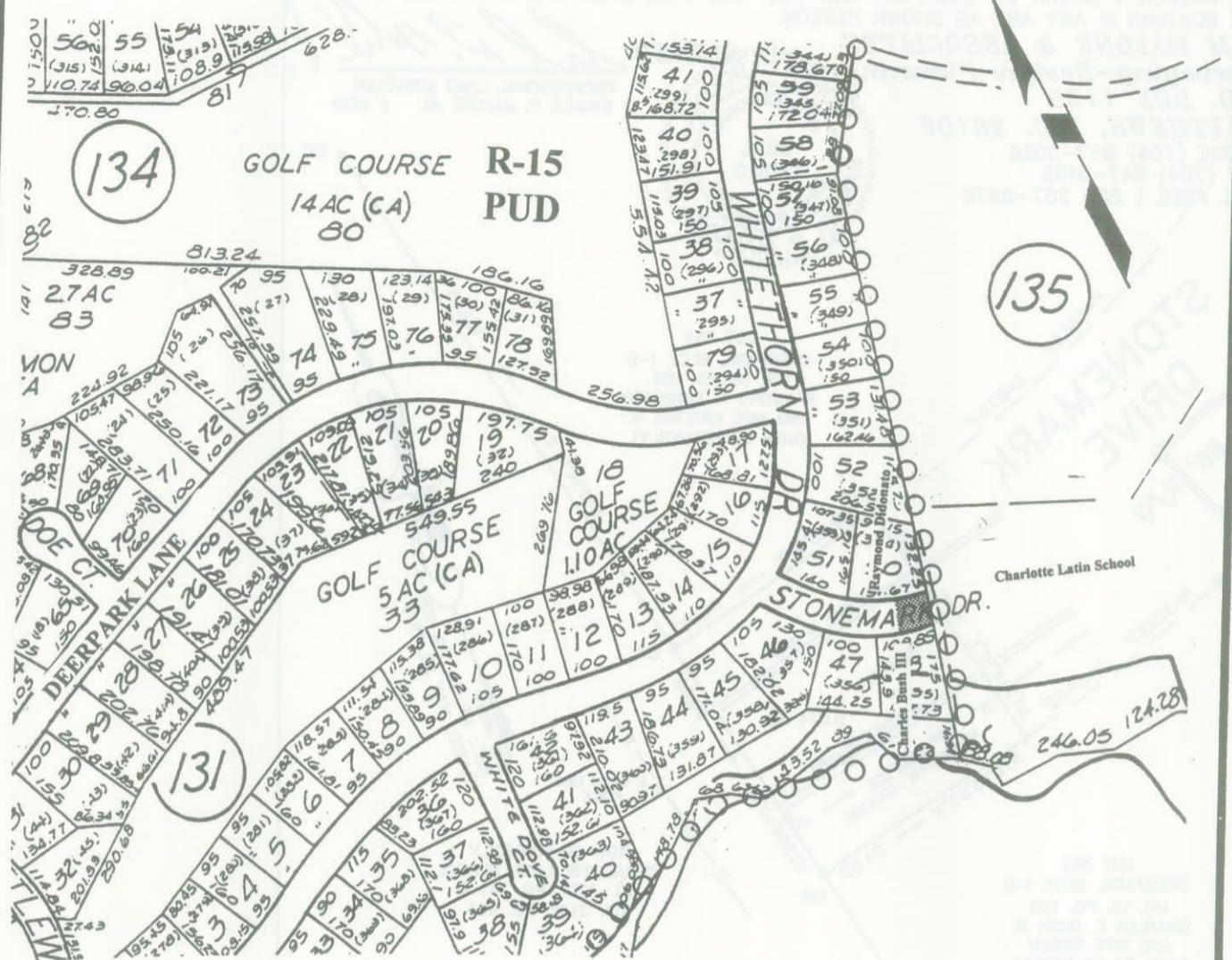
CERTIFICATION

I, Nancy S. Gilbert, ^{Deputy} 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 8th day of May, 2000, the reference having been made in Minute book 114, and recorded in full in resolution book 36, page(s) 194-198.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of May, 2000.



Nancy S. Gilbert, CMC, Deputy City Clerk



Vicinity Map

Right-of-Way to be Abandoned

CITY OF CHARLOTTE
DEPARTMENT OF TRANSPORTATION
TRANSPORTATION ENGINEERING DIVISION

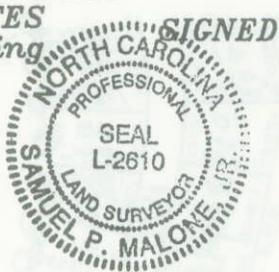
Right-of-Way Abandonment Petition: 99-18

A portion of Stonemark Drive

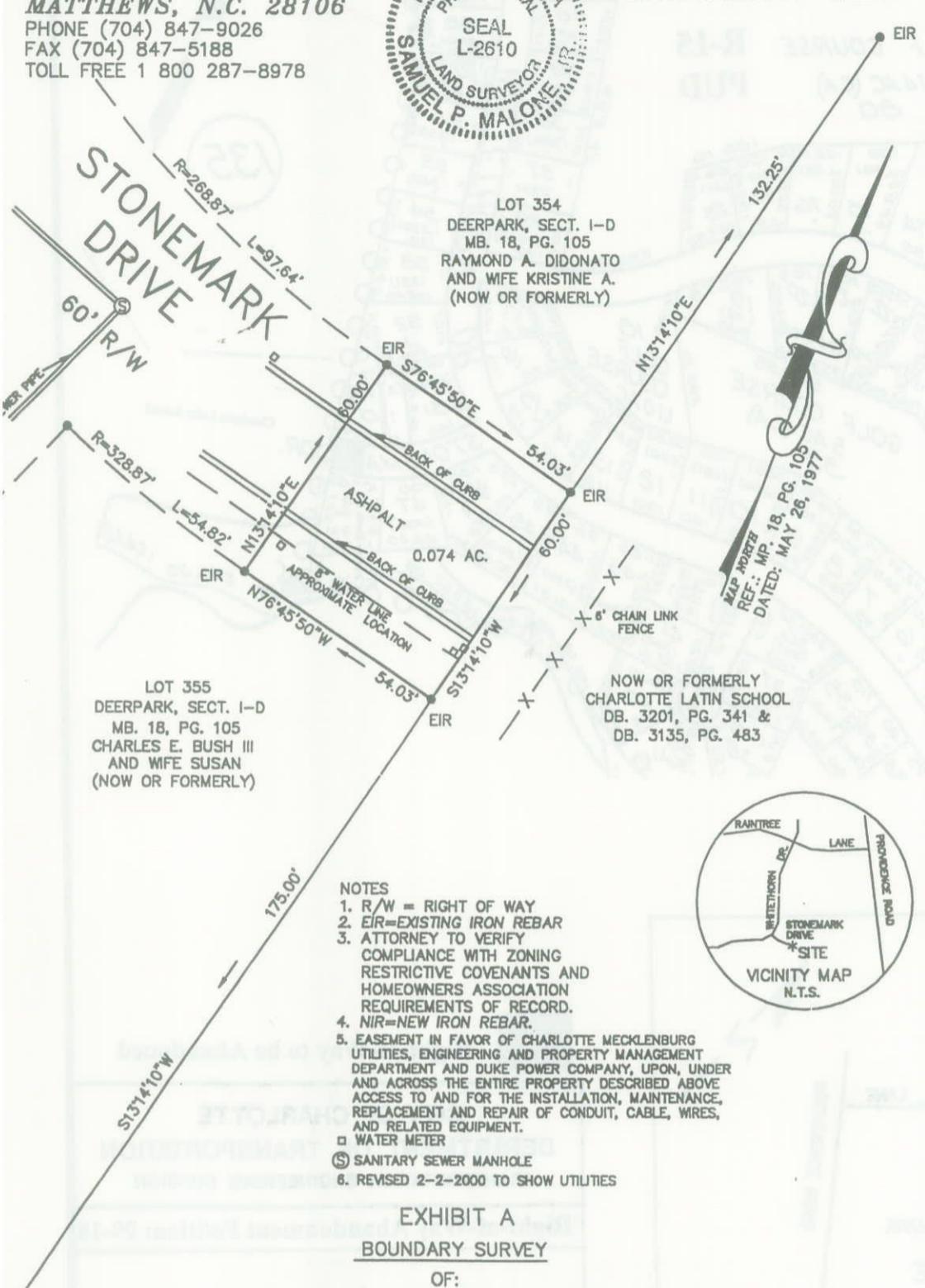
RQS/PROJECT NO.	FILE NO.
-----------------	----------

THIS IS TO CERTIFY THAT ON THE 14th DAY OF JULY 1999, I SURVEYED THE PROPERTY SHOWN ON THIS PLAT AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDING IF ANY ARE AS SHOWN HEREON.

SAM MALONE & ASSOCIATES
Surveying-Design-Planning
P.O. BOX 1139
MATTHEWS, N.C. 28106
PHONE (704) 847-9026
FAX (704) 847-5188
TOLL FREE 1 800 287-8978



SIGNED *[Signature]*
PROFESSIONAL LAND SURVEYOR
SAMULE P. MALONE JR. # 2610



LOT 354
DEERPARK, SECT. I-D
MB. 18, PG. 105
RAYMOND A. DIDONATO
AND WIFE KRISTINE A.
(NOW OR FORMERLY)

LOT 355
DEERPARK, SECT. I-D
MB. 18, PG. 105
CHARLES E. BUSH III
AND WIFE SUSAN
(NOW OR FORMERLY)

NOW OR FORMERLY
CHARLOTTE LATIN SCHOOL
DB. 3201, PG. 341 &
DB. 3135, PG. 483

- NOTES
1. R/W = RIGHT OF WAY
 2. EIR=EXISTING IRON REBAR
 3. ATTORNEY TO VERIFY COMPLIANCE WITH ZONING RESTRICTIVE COVENANTS AND HOMEOWNERS ASSOCIATION REQUIREMENTS OF RECORD.
 4. NIR=NEW IRON REBAR.
 5. EASEMENT IN FAVOR OF CHARLOTTE MECKLENBURG UTILITIES, ENGINEERING AND PROPERTY MANAGEMENT DEPARTMENT AND DUKE POWER COMPANY, UPON, UNDER AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF CONDUIT, CABLE, WIRES, AND RELATED EQUIPMENT.
 - WATER METER
 - ⊙ SANITARY SEWER MANHOLE
 6. REVISED 2-2-2000 TO SHOW UTILITIES

EXHIBIT A
BOUNDARY SURVEY

OF:

RIGHT-OF-WAY TO BE ABANDONED, DEERPARK, SECTION I-D

CITY OF CHARLOTTE, MECKLENBURG CO., N.C.

SCALE: 1"=30'

FOR THE BENEFIT OF CHARLES E. BUSH

MAP REFERENCE IN BOOK 18 PAGE 105 DEED REFERENCE IN BOOK PAGE

ACAD FILE: C:\D\SURV\9416STD.DWG

FOLDER: 14 JULY 1999

RESOLUTION CLOSING A PORTION OF A 10-FOOT ALLEYWAY BOUNDED BY EIGHTH STREET, CLARICE AVENUE, NINTH STREET, AND RIDGEWAY AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2000 MAY 31 08:37 AM
BOOK 11318 PAGE 211-214 FEE \$10.00
INSTRUMENT # 2000074593

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a portion of a 10-foot alleyway bounded by Eighth Street, Clarice Avenue, Ninth Street, and Ridgeway 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 a portion of 10-foot alleyway bounded by Eighth Street, Clarice Avenue, Ninth Street, and Ridgeway 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 BellSouth Telecommunications, Inc., Duke Power Company, and Time Warner Cable to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 8th day of May, 2000, and City Council determined that the closing of the portion of the 10-foot alleyway 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.

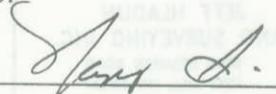
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of May 8, 2000, that the Council hereby orders the closing of the portion of the 10-foot alleyway bounded by Eighth Street, Clarice Avenue, Ninth Street, and Ridgeway Avenue 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.

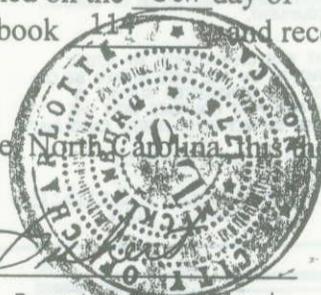
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Nancy S. Gilbert ^{Deputy} 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 8th day of May, 2000, the reference having been made in Minute book 114 and recorded in full in resolution book 36, page(s) 199-201.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 10th day of May, 2000.

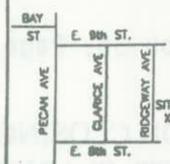

Nancy S. Gilbert, CMC, Deputy City Clerk



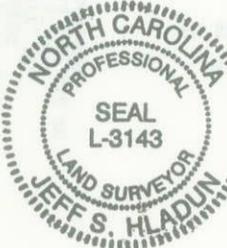
Drawn by: City of Charlotte
Return to: City of Charlotte - De

LEGEND:
 R/W RIGHT OF WAY
 NIR NEW IRON REBAR
 N/F NOW OR FORMERLY
 EXIST. IRON REBAR
 EXIST. IRON PIPE
 ▲ CALCULATED POINT
 D.B. DEED BK & PG
 P.D.E. PUBLIC DRAIN ES'MT
 M.B.L. MIN. BUILDING LINE
 X-X FENCE
 O.P.L. OVERHEAD POWER LINE

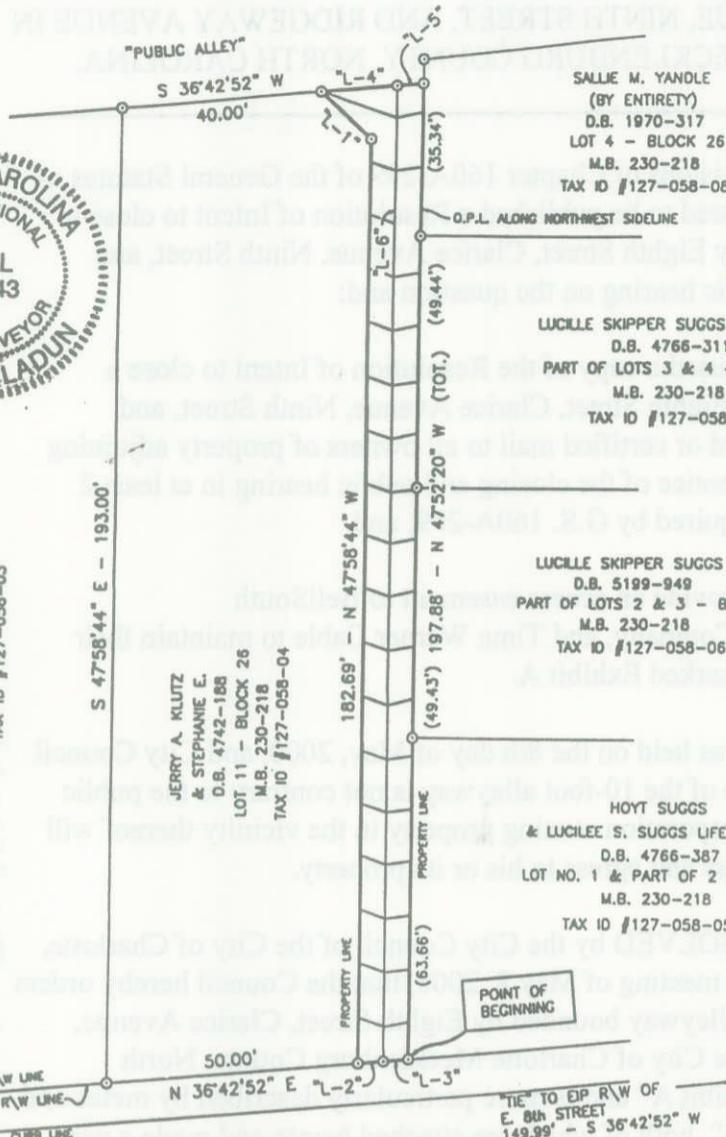
TOTAL AREA OF ABANDONMENT:
 0.045 acres



VICINITY MAP
 (NOT TO SCALE)



DARYL A. GREENBERG &
 JOSEPH WENT STROUD
 D.B. 10051-287
 LOT 12 - BLOCK 26
 TAX ID #127-058-03



SALLIE M. YANDLE
 (BY ENTIRETY)
 D.B. 1970-317
 LOT 4 - BLOCK 26
 M.B. 230-218
 TAX ID #127-058-08

LUCILLE SKIPPER SUGGS LIFE ESTATE
 D.B. 4766-311
 PART OF LOTS 3 & 4 - BLOCK 26
 M.B. 230-218
 TAX ID #127-058-07

LUCILLE SKIPPER SUGGS
 D.B. 5199-949
 PART OF LOTS 2 & 3 - BLOCK 26
 M.B. 230-218
 TAX ID #127-058-06

HOYT SUGGS
 & LUCILEE S. SUGGS LIFE ESTATE
 D.B. 4766-387
 LOT NO. 1 & PART OF 2 - BLOCK 26
 M.B. 230-218
 TAX ID #127-058-05

LINE TABLE

"L-1"	13.68' - S 85°19'12" W
"L-2"	5.02' - N 36°42'52" E
"L-3"	4.94' - N 36°42'52" E
"L-4"	15.02' - S 36°42'52" W
"L-5"	5.30' - S 36°42'52" W
"L-6"	193.00' - N 47°58'44" W

RIDGEWAY AVENUE
 (50' PUBLIC R/W)

EXHIBIT "A"

SURVEY PLAT

REFERENCES:
 1.- TRACT MAP RECORDED IN PLAT BOOK 230, PAGE 218.

NOTES:
 1. PARCEL IS NOT LOCATED IN A REGULATED FLOOD HAZARD ZONE BY F.E.M.A.
 2. "EASEMENT IN FAVOR OF BILLSOUTH TELECOMMUNICATIONS, INC., DUKE POWER COMPANY AND TIKME WARNER CABLE, UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY DESCRIBED ABOVE FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF CONDUIT, CABLE, WIRES AND RELATED EQUIPMENT."

I HERBY CERTIFY THAT THIS PLAT WAS DRAWN FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION ON THE DATE SHOWN BELOW; THAT THE RATIO OF PRECISION OF THE UNADJUSTED SURVEY IS 1:21,500 AND THAT THIS SURVEY AND PLAT COMPLIES WITH THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA."

DATE OF FIELD SURVEY: MARCH 3, 2000 (REVISED)
 Jeff S. Hladun
 NCPLS #3143
 DATE 3-03-00



**SURVEY FOR PUBLIC RIGHT-OF-WAY
 ABANDONMENT**

OWNER
 CITY OF CHARLOTTE

JEFF HLADUN
 LAND SURVEYING INC.
 5848 LEBANON ROAD
 MINT HILL, NC 28227
 Ph. (704) 545-8583
 FAX (704) 545-5188

FILE# 94350.02
 DISK# 105.DWG\CRO
 TAX I.D. NO. 127-058-04
 DRAWN BY: D. BUDNICK

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

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 5/10/00