

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION  
OF ANNEXATION PURSUANT TO G.S. 160A-31**

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, certification by the City Clerk as to the sufficiency of the petition has been made;

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

Section 1. A public hearing on the question of annexation of the area described herein will be held at the Charlotte-Mecklenburg Government Center in the Meeting Chamber at 7:00 p.m. on Monday, October 22, 2001.

Section 2. The area proposed for annexation is described in Exhibit A, attached hereto and incorporated herein by reference.

Section 3. Notice of the public hearing shall be published in *The Charlotte Observer*, a newspaper having general circulation in the City of Charlotte, at least ten (10) days prior to the date of the public hearing.

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37 at page(s) 331-332.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

**EXHIBIT "A"**

**Legal Description of property being purchased by Back Creek II Developers, LLC**

Lying and being in the Crab Orchard Township, Mecklenburg County, North Carolina and being more particularly described as follows:

BEGINNING at an iron set located in the southerly margin of the variable width right-of-way of Interstate 485 (NCDOT Project No. 6.678004T SHT. 15) said iron being the northeasterly corner of property owned, now or formerly, by Back Creek Hollow as described on Map recorded in Map Book 33, at Page 301, of the Mecklenburg County Public Registry; thence with the northerly line of Back Creek Hollow the following four (4) courses and distances: (1) South 53-50-45 West 257.29 feet to an iron pin; (2) North 58-28-53 West 220.89 feet to an iron pin; (3) South 43-32-54 West 388.54 feet to an iron set; and (4) South 03-04-50 East 57.19 feet to an iron found located in the northeast corner of property owned, now or formerly, by Thelma C. Morgan as described in deed recorded in Deed Book 2336, Page 67, of the Mecklenburg County Public Registry; thence with the northerly line of Morgan the following two (2) courses and distances: (1) South 60-27-38 West 1072.16 feet to an iron found; and (2) South 60-27-38 West 30.16 feet to an iron pin located in Back Creek Church Road; thence with Back Creek Church Road the following three (3) courses and distances: (1) North 28-36-36 West 531.93 feet to an iron pin; (2) North 48-31-37 West 54.94 feet to an iron pin; and (3) North 48-31-37 West 437.63 feet to an iron pin; thence leaving Back Creek Church Road in a new direction North 47-46-03 East 22.40 feet to an iron found; thence North 47-46-03 East 149.83 feet to an iron found; thence North 47-46-03 East 244.87 feet to an iron found located in the southerly margin of property owned, now or formerly, by Back Creek Presbyterian Church as described in deed recorded in Deed Book 8877, Page 168, of the Mecklenburg County Public Registry; thence with the southerly margin of Back Creek Presbyterian Church, North 78-19-07 East 1094.34 feet to an iron set located in the southerly margin of the variable width right-of-way of Interstate 485; thence with the aforesaid right of way margin of Interstate 485 the following four (4) courses and distances: (1) South 65-58-18 East 181.00 feet to an iron set; (2) South 65-58-18 East 325.95 feet to an iron pin; (3) South 66-53-28 East 409.11 feet to an iron pin; and (4) South 67-54-08 East 25.57 feet to the Point and Place of Beginning, containing 32.852 acres, more or less, as shown on a boundary survey for Reed Enterprises Inc., by Tarheel Surveying Company dated December 4, 2000, Drawing Number BACKCRK2.DWG, reference to which survey is hereby made for a more particular description of the property.

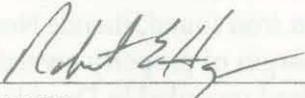
**A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT  
PERTAINING TO THE PROVISION OF ANIMAL CONTROL SERVICES BY  
THE CITY OF CHARLOTTE TO THE TOWN OF CORNELIUS.**

**WHEREAS**, N.C. General Statute  $\square$  160A-461, "Interlocal cooperation authorized", authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

**WHEREAS**, the Town of Cornelius and the City of Charlotte wish to enter into such an Interlocal Agreement (the "Interlocal Agreement"), by which the City of Charlotte has agreed to provide certain animal control services to the Town of Cornelius pursuant to the attached Interlocal Agreement;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Charlotte does hereby ratify the attached Interlocal Agreement between the Town of Cornelius and the City of Charlotte and the City Manager or an Assistant City Manager is hereby authorized and directed to execute the attached Interlocal Agreement, and any amendments thereto, and this resolution shall be spread upon the minutes.

Approved as to Form:

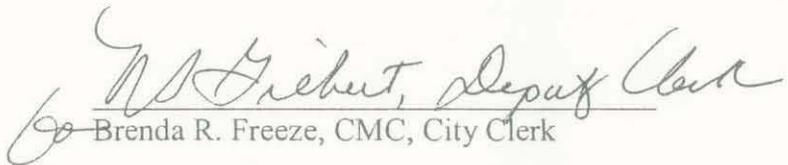


*S.R. Ass.* City Attorney

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 2001 the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 333.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
Brenda R. Freeze, CMC, City Clerk

**A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT  
PERTAINING TO THE PROVISION OF ANIMAL CONTROL SERVICES BY  
THE CITY OF CHARLOTTE TO THE TOWN OF DAVIDSON.**

WHEREAS, N.C. General Statute  $\square$  160A-461, "Interlocal cooperation authorized", authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

WHEREAS, the Town of Davidson and the City of Charlotte wish to enter into such an Interlocal Agreement (the "Interlocal Agreement"), by which the City of Charlotte has agreed to provide certain animal control services to the Town of Davidson pursuant to the attached Interlocal Agreement;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby ratify the attached Interlocal Agreement between the Town of Davidson and the City of Charlotte and the City Manager or an Assistant City Manager is hereby authorized and directed to execute the attached Interlocal Agreement, and any amendments thereto, and this resolution shall be spread upon the minutes.

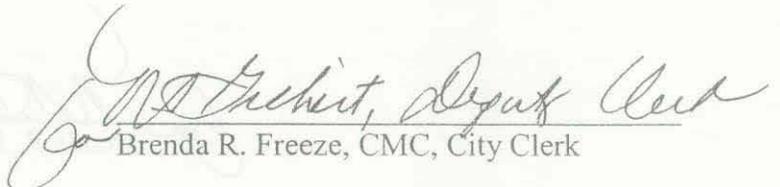
Approved as to Form:

  
\_\_\_\_\_  
City Attorney

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 2001 the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 334.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

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

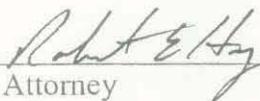
**A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT  
PERTAINING TO THE PROVISION OF ANIMAL CONTROL SERVICES BY  
THE CITY OF CHARLOTTE TO THE TOWN OF MATTHEWS.**

**WHEREAS**, N.C. General Statute  $\square$  160A-461, "Interlocal cooperation authorized", authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

**WHEREAS**, the Town of Matthews and the City of Charlotte wish to enter into such an Interlocal Agreement (the "Interlocal Agreement"), by which the City of Charlotte has agreed to provide certain animal control services to the Town of Matthews pursuant to the attached Interlocal Agreement;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Charlotte does hereby ratify the attached Interlocal Agreement between the Town of Matthews and the City of Charlotte and the City Manager or an Assistant City Manager is hereby authorized and directed to execute the attached Interlocal Agreement, and any amendments thereto, and this resolution shall be spread upon the minutes.

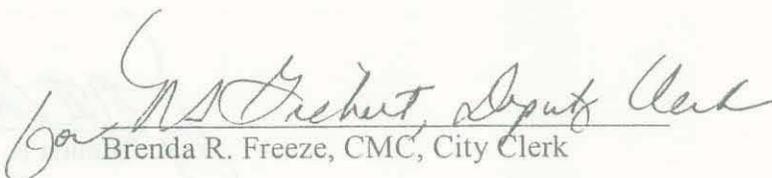
Approved as to Form:

  
City Attorney

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 2001 the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 335.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
Brenda R. Freeze, CMC, City Clerk

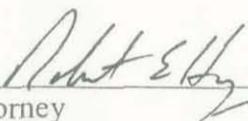
**A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT  
PERTAINING TO THE PROVISION OF ANIMAL CONTROL SERVICES BY  
THE CITY OF CHARLOTTE TO THE TOWN OF MINT HILL.**

**WHEREAS**, N.C. General Statute  $\square$  160A-461, "Interlocal cooperation authorized", authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

**WHEREAS**, the Town of Mint Hill and the City of Charlotte wish to enter into such an Interlocal Agreement (the "Interlocal Agreement"), by which the City of Charlotte has agreed to provide certain animal control services to the Town of Mint Hill pursuant to the attached Interlocal Agreement;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Charlotte does hereby ratify the attached Interlocal Agreement between the Town of Mint Hill and the City of Charlotte and the City Manager or an Assistant City Manager is hereby authorized and directed to execute the attached Interlocal Agreement, and any amendments thereto, and this resolution shall be spread upon the minutes.

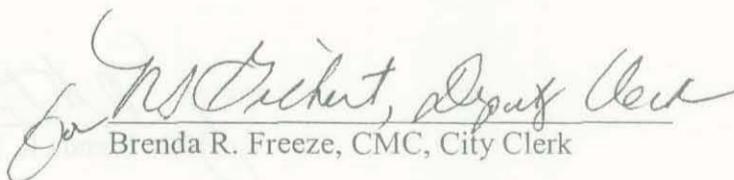
Approved as to Form:

  
\_\_\_\_\_  
SPLASS, City Attorney

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 2001 the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 336.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
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Brenda R. Freeze, CMC, City Clerk

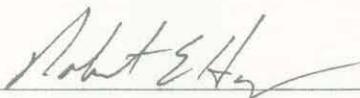
**A RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT  
PERTAINING TO THE PROVISION OF ANIMAL CONTROL SERVICES BY  
THE CITY OF CHARLOTTE TO THE TOWN OF PINEVILLE.**

**WHEREAS**, N.C. General Statute  $\square$  160A-461, "Interlocal cooperation authorized", authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

**WHEREAS**, the Town of Pineville and the City of Charlotte wish to enter into such an Interlocal Agreement (the "Interlocal Agreement"), by which the City of Charlotte has agreed to provide certain animal control services to the Town of Pineville pursuant to the attached Interlocal Agreement;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Charlotte does hereby ratify the attached Interlocal Agreement between the Town of Pineville and the City of Charlotte and the City Manager or an Assistant City Manager is hereby authorized and directed to execute the attached Interlocal Agreement, and any amendments thereto, and this resolution shall be spread upon the minutes.

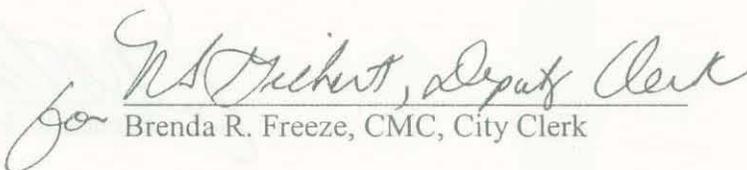
Approved as to Form:

  
\_\_\_\_\_  
SR Ass City Attorney

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of September, 2001 the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 337.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
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Brenda R. Freeze, CMC, City Clerk

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

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

WHEREAS, the North Carolina Department of Transportation and the City of Charlotte, on the 7<sup>th</sup> day of July, 1989, entered into a certain Municipal Agreement to make certain street and highway improvements under Project U-209, Mecklenburg County, said project to consist of the improvement of US 74 (Independence Boulevard) from I-277 (Brookshire Freeway) to Briar Creek; and,

WHEREAS, the Municipal Agreement was supplemented on the 12<sup>th</sup> day of March, 1990 to delete reimbursement by the Municipality for right of way being acquired between Pecan Avenue and Morningside Drive; and,

WHEREAS, the Municipal Agreement was supplemented on the 9<sup>th</sup> day of January, 1995 to install landscape plantings at various locations along US 74; and,

WHEREAS, the Municipal Agreement was supplemented on the 4<sup>th</sup> day of January, 1997 to include the construction of brick noise walls in lieu of pile and panel walls where the project borders the Chantilly and Commonwealth neighborhoods; and,

WHEREAS, the Municipal Agreement was supplemented on the 21st day of March, 1998 to include the construction of an earth berm and landscaping of the Clement Avenue cul-de-sac in the vicinity of the Elizabeth Community under Project U-209; and,

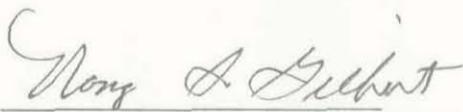
WHEREAS, the Department of Transportation and the City of Charlotte propose to enter into a supplemental agreement for: (1) Construction of sidewalks along the ramps at the Independence Boulevard and Eastway Drive Interchange whereby the City of Charlotte agrees to reimburse the Department one hundred percent (100%) of the actual cost, and (2) Construction of a six foot (6') brick wall in lieu of a chain link fence in the vicinity of the Pierson Drive interchange whereby the City of Charlotte agrees to reimburse the Department the actual betterment costs; and,

NOW, THEREFORE, BE IT RESOLVED that the Supplemental Agreement to Project U-209, Mecklenburg County, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, 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 26<sup>th</sup> day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page 338.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27<sup>th</sup> day of September, 2001.

SEAL

  
Nancy S. Gilbert, CMC, Deputy City Clerk

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AUTHORIZING ITS AVIATION DIRECTOR TO ACCEPT FEDERAL AVIATION  
ADMINISTRATION (FAA)GRANTS**

WHEREAS, the City of Charlotte expects to be offered FAA grants through the Airport Improvement Program; and

WHEREAS, these FAA grants can be offered and must be accepted during a specific time limit which may not meet City Council's meeting schedule; and

WHEREAS, the Charlotte City Council must approve and authorize any appropriation and expenditure of these FAA grant funds; and

Whereas, the Charlotte City Council desires to authorize the City's Aviation Director to accept FAA grants on behalf of the City.

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

Pursuant to N.C.G.S. 160A-12, the City's Aviation Director is hereby authorized to accept on behalf of the City of Charlotte FAA grants.

**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 26th day of September, 2001, the reference having been made in Minute Book 116 , and recorded in full in Resolution Book 37 at page(s) 339 .

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.



Nancy S. Gilbert, CMC, Deputy City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE TO ACCEPT  
FEDERAL AVIATION ADMINISTRATION (FAA) GRANT AIP 3-37-0012-43

WHEREAS, the City of Charlotte has been offered Federal Aviation Administration Grant AIP 3-37-0012-43 during Federal Fiscal Year 00; and

WHEREAS, the above-referenced grant must be accepted no later than September 28, 2001; and

WHEREAS, the September 24, 2001 meeting is the last regularly scheduled Council business meeting prior to September 28, 2001; and

WHEREAS, the Charlotte City Council desires to accept the above-referenced FAA Grant on behalf of the City.

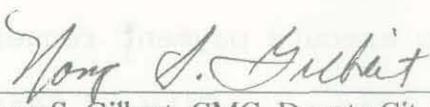
NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte, in regular session duly assembled, as follows:

Pursuant to N.C.G.S. 160A-12, the Charlotte City Council is hereby authorized to accept on behalf of the City of Charlotte FAA Grant AIP 3-37-0012-43.

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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37 at page(s) 340-341.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
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Nancy S. Gilbert, CMC, Deputy City Clerk

ACTION A

**RESOLUTION**

EXTRACT FROM THE MINUTES OF A regular  
MEETING OF THE Charlotte City Council  
HELD ON September 24, 2001

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

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING AND  
RATIFYING THE EXECUTION OF THE GRANT AGREEMENTS FOR PROJECT  
NUMBERS 3-37-0012-43 BETWEEN THE UNITED STATES OF  
AMERICA AND THE CITY OF CHARLOTTE, NORTH CAROLINA

BE IT RESOLVED, by the CITY COUNCIL of  
THE CITY OF CHARLOTTE, NORTH CAROLINA  
SECTION 1. That said City Council hereby  
authorizes, adopts, approves, accepts and ratifies the execution of  
a Grant Agreement between the Federal Aviation Administration on  
behalf of the United States of America and

the City of Charlotte, North Carolina

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

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

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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **17,089 square feet (0.039 acre) for fee-simple, permanent utility, 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. 045-441-11, said property currently owned by **CENTRUM-CHARLOTTE SPRING, LIMITED PARTNERSHIP; THOMAS DANIEL BROWN, Trustee; DYNEX COMMERCIAL, INC., Beneficiary; H. R. VANKIRK GROUP, INC., Possible Judgment Creditor; 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 COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for OLD STATEVILLE ROAD WIDENING, and

WHEREAS, the City wishes in good faith to undertake 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

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 342-343.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.



Nancy S. Gilbert, CMC, Deputy City Clerk

ESTIMATED JUST COMPENSATION

Such estimated just compensation as may be determined hereon upon the taking required by the land construction plans

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Court of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the writ 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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **6,338 square feet (0.146 acre) for fee-simple, permanent utility 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. 045-451-04, said property currently owned by **GADD REALTY GROUP, INC.; WILLIAM D. ELDER, Trustee; FIRST CITIZENS BANK & TRUST COMPANY, 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 COMPENSATION PROCEDURES  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

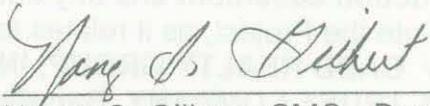
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the OLD STATESVILLE ROAD WIDENING; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of the property but has been unable to reach an agreement with the owner for the purchase price or other reasonable terms, the Board of Public Works is authorized to

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 344-345.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **38,584 square feet (0.886 acre) for fee-simple, permanent utility 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. 045-451-03, said property currently owned by **BARBARA H. FERRELL and spouse, if any; BETTIE H. CAUSEY and spouse, if any; WEST P. HUNTER, JR. and spouse, if any; BRYAN W. PITTMAN, Trustee; WEST P. HUNTER, JR. and BRENDA R. HUNTER, 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 COORDINATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

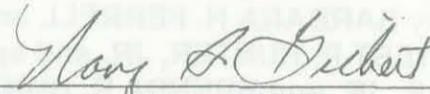
WHEREAS, the City Council of the City of Charlotte finds it is necessary to acquire certain property as indicated below for the OLD STATEVILLE ROAD WIDENING; and

WHEREAS, the City of Charlotte in good faith has endeavored to negotiate for the purchase of the property but has been unable to reach an agreement with the owner for the purchase price or other reasonable terms, has been unable to negotiate a purchase price

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 346-347.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
Nancy S. Gilbert, CMC, Deputy City Clerk

ESTIMATED JUST COMPENSATION

Such estimated just compensation may be determined upon the taking of the property by the City of Charlotte.

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 the City of Charlotte, 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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **15,295 square feet (0.351 acre) for fee-simple, permanent utility 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. 043-052-14, said property currently owned by **FRED L. HUNTER and spouse, if any; JERONE C. HERRING, Trustee; BRANCH BANKING & TRUST COMPANY, 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

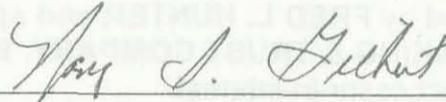
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the OLD STATEVILLE ROAD WIDENING; and

WHEREAS, the City wishes to purchase the property in question in regular session of the City Council but has been unable to reach an agreement with the owner for the purchase of the property; 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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 348-349.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.



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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **20,298 square feet (0.466 acre) for fee-simple, permanent utility, 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. 037-203-17, said property currently owned by **GAH INTERNATIONAL, LTD. (f/k/a Mecklenburg Fair, Ltd.); FRANK R. KNOX, Trustee; UNITED CAROLINA BANK, Beneficiary; JERONE C. HERRING, Trustee; BRANCH BANKING & TRUST COMPANY, 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 CONSTRUCTION PROJECTS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

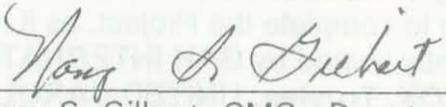
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the OLD STATEVILLE ROAD WIDENING; and

WHEREAS, the City Clerk in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner for the purchase price or other reasonable terms, has been unable to negotiate a purchase price

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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 350-351.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
Nancy S. Gilbert, CMC, Deputy City Clerk

ESTIMATED COST OF CONSTRUCTION

Such estimated cost of construction as may be determined based upon the figures required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated cost of construction 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 bond of the Contractor at a time

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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **4,031 square feet (0.093 acre) for fee-simple and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 043-052-13, said property currently owned by **RUBY KEY and spouse, if any; VIRGINIA K. CURLEE, Attorney-in-Fact, 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.

RESOLUTION AUTHORIZING COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

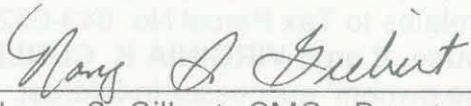
WHEREAS, the City Council of the City of Charlotte finds as follows:  
It is necessary to acquire certain property as indicated below for the OLD STATEVILLE  
ROAD WIDENING; and

WHEREAS, the City either in good faith or otherwise is unable 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 made to negotiate a purchase price

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 26th day of September, 2001, the reference having been made in  
Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 352-353.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of  
September, 2001.

  
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Nancy S. Gilbert, CMC, Deputy City Clerk

ESTIMATED JUST COMPENSATION

But, estimated just compensation as may be determined by and upon the facts and circumstances  
of the case.

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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **15,828 square feet (0.363 acre) for fee-simple 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. 043-052-12, said property currently owned by **EARL E. CARVER and wife, SYLVIA A. CARVER; JACKIE KEITH JONES and wife, PAULA JONES; WALTER H. JONES, JR., Trustee; ELBERT E. BREWER and wife, LILA JEAN BREWER; 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.

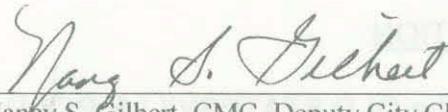
A RESOLUTION AUTHORIZING COMPARISON PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS the City Council of the City of Charlotte has as a part of its  
policy to acquire certain property as indicated below for the OLD STATESVILLE  
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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 354-355.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.



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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **4,455 square feet (0.102 acre) for fee-simple and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 037-211-01, said property currently owned by **JEAN DERRICK and husband, WYATT R. DERRICK; 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

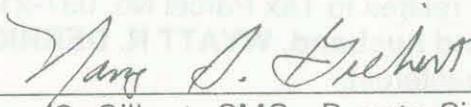
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the OLD STAYVILLE ROAD WORKING; and

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 owner for the purchase price of said property or other reasonable offers have been made to negotiate a purchase price;

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 356-357.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
Nancy S. Gilbert, CMC, Deputy City Clerk

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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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **18,877 square feet (0.433 acre) for fee-simple, permanent drainage, utility 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. 037-211-06, said property currently owned by **MCKENZIE TANK LINES, INC., 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 COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

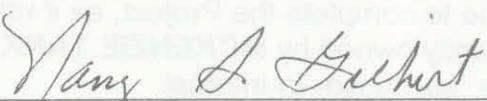
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the OLD STATEVILLE ROAD WIDENING and

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

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 358-359.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **50,129 square feet (1.150 acre) for fee-simple, permanent utility, drainage, slope, 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. 037-214-01, said property currently owned by **C. WAYNE KEY and wife, ANGELA M. KEY; 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.

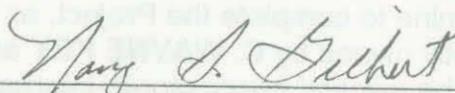
A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
OR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte (hereinafter referred to as the "City") has determined that it is necessary to acquire certain property as indicated below for the OLD STABLES  
ROAD WIDENING, and  
WHEREAS, the City Council has determined that it is in the best interests of the City to acquire the property described herein for the  
purpose of this project and has been unable to purchase the property by negotiation with the owner, and the  
purchase price or other reasonable offer, has been unable to negotiate a purchase price

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 360-361.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
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Nancy S. Gilbert, CMC, Deputy City Clerk

IT IS FURTHER RESOLVED that the estimated cost of compensation for the  
property is hereby authorized to be deposited in the Office of the Clerk of Superior Court,  
Mecklenburg County, North Carolina, to gather 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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **3,168 feet (0.073 acre) for fee-simple and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 037-214-02, said property currently owned by **C. WAYNE KEY and wife, ANGELA M. KEY; Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

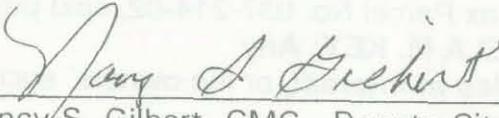
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 362-363.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **3,011 square feet (0.069 acre) for fee-simple and temporary construction easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 037-252-11, said property currently owned by **HOWARD A. LINKER, JR. and wife, NELLA D. LINKER; 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 PROCEDURES  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

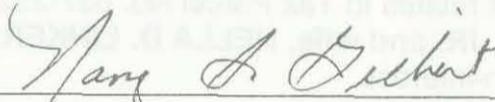
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the OLD STATEVILLE ROAD WIDENING; and

WHEREAS, the City of Charlotte has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owner for the purchase price or other reasonable disposition has been unable to negotiate a purchase price

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 364-365.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.



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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **11,134 square feet (0.246 acre) for fee-simple, permanent utility, 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. 037-213-15, said property currently owned by **MICHAEL WAYNE WARD and spouse, if any; J. RICHARD MCINTYRE, JR., Trustee; JEANETTE T. STOUT, Beneficiary; FRANK TYSON and wife, JANET S. TYSON, 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 COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

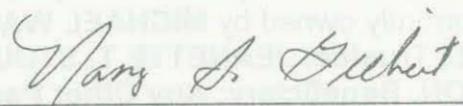
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the OLD STATEVILLE ROAD WIDENING; and

WHEREAS, the City of Charlotte has undertaken to negotiate for the purchase of the property but has been unable to reach an agreement with the owner for the purchase price or other reasonable terms, and the City has been unable to negotiate a purchase price

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 366-367.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
Nancy S. Gilbert, CMC, Deputy City Clerk

ESTIMATED JUST COMPENSATION

Such estimated just compensation as may be determined shall be the amount 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 **OLD STATESVILLE 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 **OLD STATESVILLE ROAD WIDENING** and estimated to be approximately **3,258 square feet (0.748 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. 043-052-15, said property currently owned by **BARBARA H. FERRELL and spouse, if any; BETTIE H. CAUSEY and husband, RICHARD R. CAUSEY; WEST P. HUNTER, JR. and wife, BRENDA R. HUNTER; BRYAN W. PITTMAN, Trustee; WEST P. HUNTER, JR. and BRENDA R. HUNTER, 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 COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

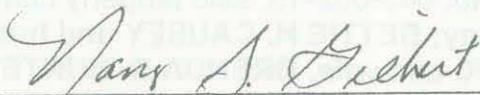
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the OLD STATEVILLE ROAD WIDENING; and

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

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 368-369.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.



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 **8-INCH SANITARY SEWER TO SERVE 6008 PINEVILLE-MATTHEWS ROAD PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **8-INCH SANITARY SEWER TO SERVE 6008 PINEVILLE-MATTHEWS ROAD PROJECT** and estimated to be approximately **24,773 square feet (0.57 acre) for permanent sanitary sewer 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. 211-251-04, said property currently owned by **KARRINGTON OPERATING COMPANY, INC.; HENRY N. PHARR, II, Trustee; LIBERTY SAVINGS BANK, FSB, 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.

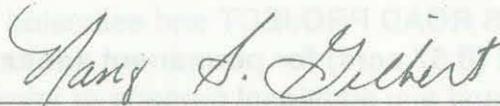
A RESOLUTION AUTHORIZING COMPENSATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the 8-INCH SANITARY SEWER TO SERVE 8008 KINVELLE-MATTHEWS ROAD PROJECT; 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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 370-371.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.



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 **ASBURY AVENUE EXTENSION PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **ASBURY AVENUE EXTENSION PROJECT** and estimated to be approximately **7,500 square feet (0.1722 acre) in fee-simple**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 077-195-12, said property currently owned by **CAMILLA GAIL RUSSELL ALEXANDER (f/k/a Camilla Gail Russell)**; **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 CONDOMINIUM PROCEDURES  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

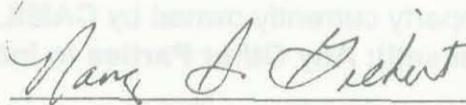
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated herein for the ASBURY AVENUE EXTENSION PROJECT, and

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

**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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 372-373.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.



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 **SHARON AMITY AT LYTTLETON DRIVE INTERSECTION PROJECT**; and

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

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

PROPERTY DESCRIPTION:

Amount necessary for the **SHARON AMITY AT LYTTLETON DRIVE INTERSECTION PROJECT** and estimated to be approximately **2,121 square feet (0.05 acre)** for **right-of-way and temporary construction easement**, and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 157-202-04, said property currently owned by **SUCCESSOR EXECUTOR/EXECUTRIX FOR THE ESTATE OF GLADYS H. BREWER; CATHERINE HARRIETT BREWER, Conditional Life Estate; ALVA RICHARD BREWER, Conditional Life Estate; 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

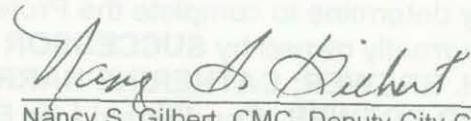
WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated herein for the SHARON SMITH AT LITTLETON DRIVE INTERSECTION PROJECT, and

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

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 26th day of September, 2001, the reference having been made in Minute Book 116, and recorded in full in Resolution Book 37, Page(s) 374-375.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
Nancy S. Gilbert, CMC, Deputy City Clerk

ESTIMATED JUST COMPENSATION

Such estimated just compensation as may be determined shall upon the taking of the property be paid to the owner or his heirs, assigns, personal representatives, or other persons entitled to the same.

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 the Board of Commissioners, North Carolina, together with the filing of the Complaint and Application of Taking.

RESOLUTION CLOSING TWO ALLEYWAYS BOUNDED BY SOUTH TRYON STREET,  
EAST PALMER STREET, SOUTHERN RAILROAD MAIN LINE, AND EAST BLAND  
STREET 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 two alleyways bounded by South Tryon Street, East Palmer Street, Southern Railroad Main Line, and East Bland Street which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close two alleyways bounded by South Tryon Street, East Palmer Street, Southern Railroad Main Line, and East Bland Street 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 public hearing was held on the 26th day of September, 2001, and City Council determined that the closing of the two alleyways bounded by South Tryon Street, East Palmer Street, Southern Railroad Main Line, and East Bland Street 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 September 26, 2001, that the Council hereby orders the closing of two alleyways bounded by South Tryon Street, East Palmer Street, Southern Railroad Main Line, and East Bland Street in the City of Charlotte Mecklenburg County, North Carolina as shown in the maps marked "Exhibit A and B and is more particularly described by metes and bounds in documents marked "Exhibit A1 and B1", 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

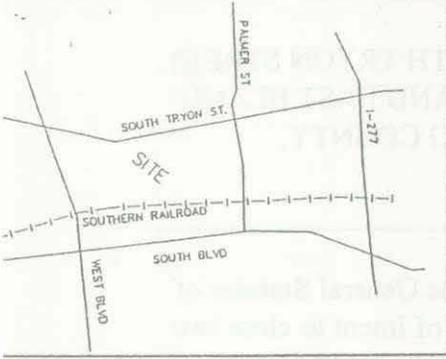
I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day September, 2001, the reference having been made in Minute Book 116 and recorded in full in Resolution Book 37, Page(s) 376-380.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

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

  
Nancy S. Gilbert, CMC, Deputy City Clerk





I, DAVID B. BOYLES CERTIFY THAT THIS MAP WAS DRAWN FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION. THE RATIO OF PRECISION AS CALCULATED IS 1 / 10,000 ±. I HEREBY AFFIX MY HAND AND SEAL THIS 15th DAY OF MAY, 2000.



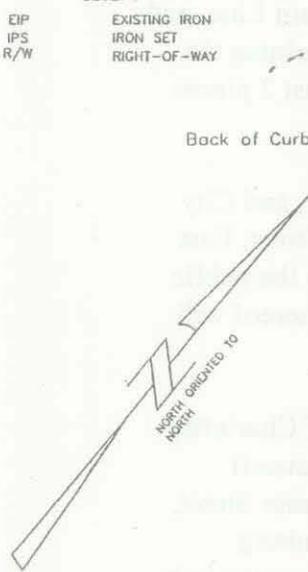
REGISTRATION NO. L-3135 N.C.

Vicinity Map Not to Scale

N\F  
 Nancy Kerr Freeman &  
 Jane Kerr Williams  
 Deed Book 5199 Page 129  
 Tax ID# 123-031-04

N\F  
 William L. Plemmons, Jr.  
 Deed Book 4990 Page 655  
 Tax ID# 123-031-02

LEGEND  
 EIP  
 IPS  
 R/W  
 EXISTING IRON  
 IRON SET  
 RIGHT-OF-WAY



**SOUTH COLLEGE STREET 25' R\W**

Back of Curb  
 S41°41'08"W  
 219.91' (TO AN EIP)  
 1" PIPE FOUND  
 P.O.B.  
 1" PIPE FOUND  
 N41°56'31"E  
 106.96 (TO AN EIP)  
 N41°14'44"E - 9.09'

AREA TO BE ABANDONED  
 0.050 ACRES

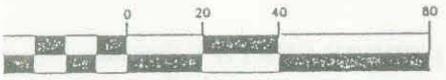
N\F  
 William L. Plemmons, Jr.  
 Deed Book 4990 Page 655  
 Tax ID# 123-034-02

N\F  
 William L. Plemmons, Jr.  
 Deed Book 5155 Page 816  
 Tax ID# 123-034-01



Southern Railway R\W

GRAPHIC SCALE

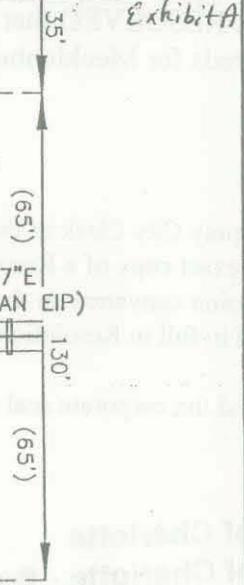


( IN FEET )  
 1 inch = 40 ft.

S50°35'16"W - 8.97'  
 S50°33'21"W  
 190.70' (TO AN EIP)  
 N50°37'27"E  
 110.30' (TO AN EIP)

C/L RAILROAD TRACKS

N\F  
 Light Fixtures, Inc.  
 Deed Book 3867 Page 117  
 Tax ID# 123-036-06



NOTES:  
 This property may be subject to additional restrictions, easements, right-of-ways, utilities, encumbrances and restrictions that may be of record. Iron pins Set or Found at all corners unless otherwise noted.  
 This plat does not comply with G.S. 47-30 is not for recording.  
 This map has not been reviewed by a local government agency for compliance with any applicable land development regulations.

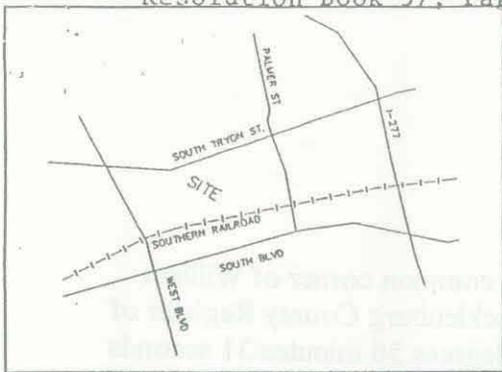
PROJECT NUMBER: 4100086

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  
 10/8/01  
 Date

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

EXHIBIT A  
**9' ALLEY ABANDONMENT**  
**SOUTH COLLEGE STREET**  
 CITY OF CHARLOTTE  
 MECKLENBURG COUNTY, NC

LandDesign Surveying, Inc.  
 223 N GRAHAM STREET  
 CHARLOTTE, NC 28202  
 PHONE 376-4141 FAX 376-4142



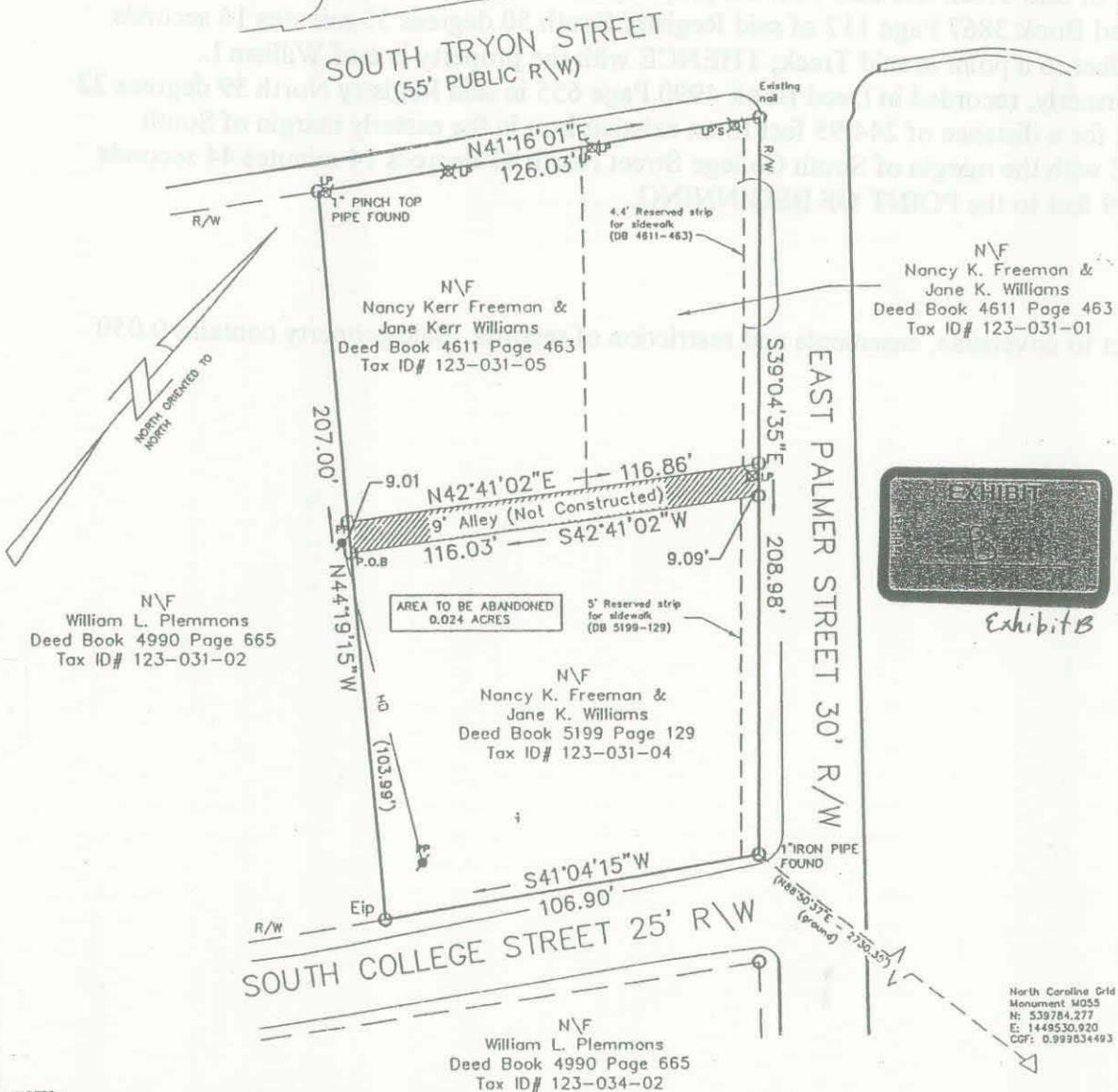
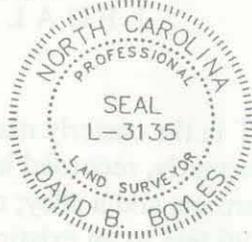
Vicinity Map Not to Scale

LEGEND

- EXISTING IRON
- IRON SET
- RIGHT-OF-WAY

I DAVID B. BOYLES CERTIFY THAT THIS MAP WAS DRAWN FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION. THE RATIO OF PRECISION AS CALCULATED IS 1 / 10,000 + I HEREBY AFFIX MY HAND AND SEAL THIS 15th DAY OF DECEMBER, 2000.

REGISTRATION NO. L-3135 N.C.



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.

Date 10/8/01

Linda B. Poissant  
Review Officer

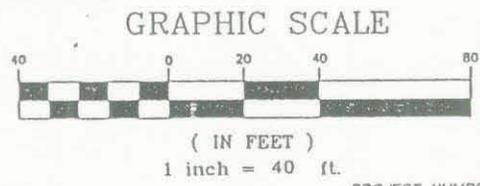


Exhibit B

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

NOTES :

- 1) This property may be subject to additional restrictions, easements, right-of-ways, utilities, covenants and restrictions that may be of record.
- 2) Iron pins Set or Found at all corners unless otherwise noted.
- 3) This plat does not comply with G.S.47-30 and is not for recording.
- 4) This map has not been reviewed by a local government agency for compliance with any applicable land development regulations.



PROJECT NUMBER: 4100086

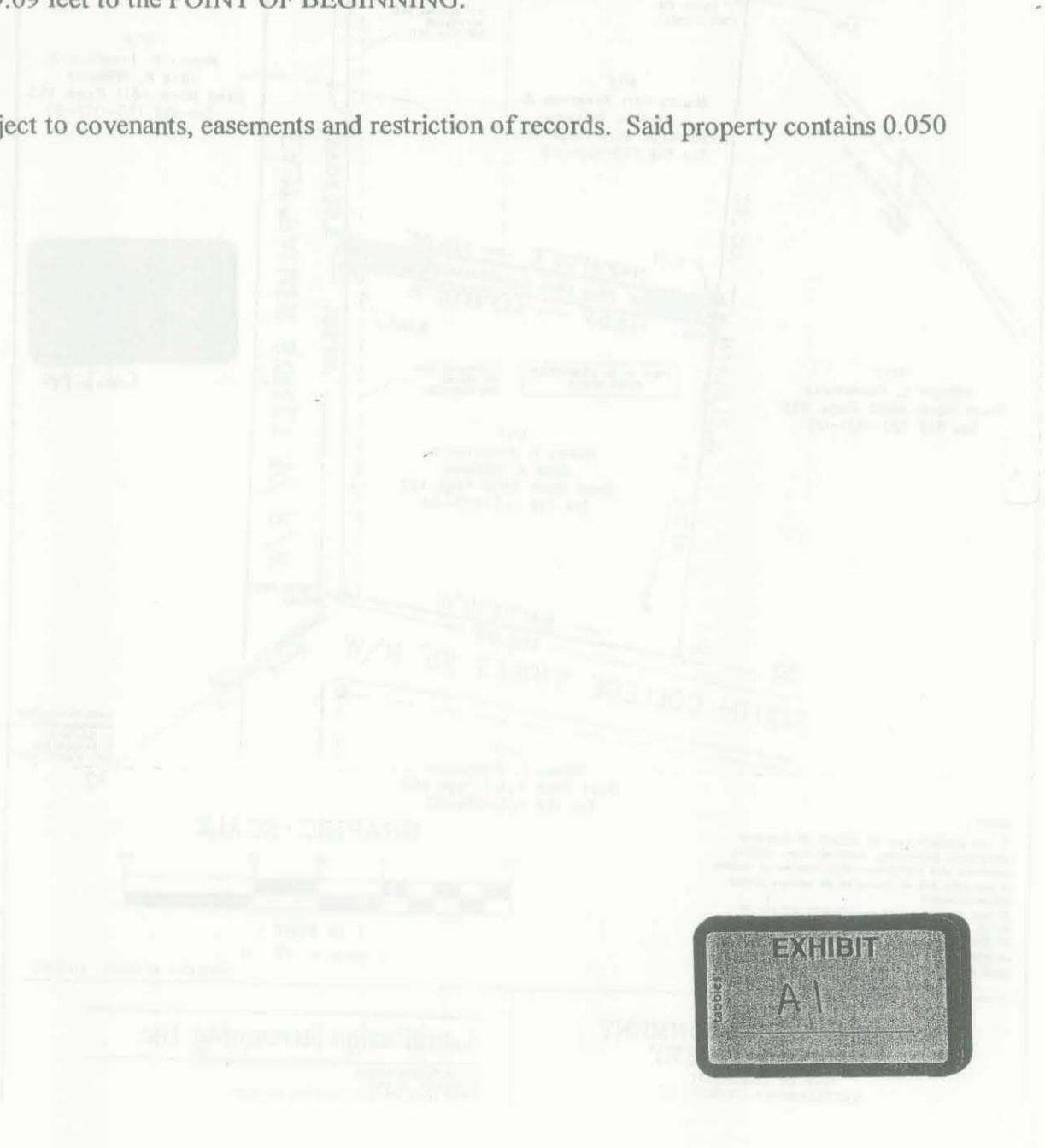
EXHIBIT A  
**9' ALLEY ABANDONMENT**  
**PALMER STREET**  
CITY OF CHARLOTTE  
MECKLENBURG COUNTY, NC

**LandDesign Surveying, Inc.**  
223 N GRAHAM STREET  
CHARLOTTE, NC 28202  
PHONE (704) 376-7777 FAX (704) 376-8235

LEGAL DESCRIPTION

BEGINNING AT A POINT in the easterly margin of South College Street, the common corner of William L. Plemmons, Jr., now or formerly, recorded in Deed Book 5155 Page 816, Mecklenburg County Register of Deeds, Charlotte, North Carolina and a alley; and also being located South 41 degrees 56 minutes 31 seconds West for a distance of 106.96 feet to an existing iron located in the westerly margin of East Palmer Street; THENCE with the property line of William L. Plemmons, Jr. recorded in said Deed Book South 39 degrees 22 minutes 57 seconds East for a distance of 246.43 feet to a point in the center of Southern Railroad Track; THENCE with the center of said Track and also with the property line of Light Fixtures, Inc., now or formerly, recorded in Deed Book 3867 Page 117 of said Registry South 50 degrees 35 minutes 16 seconds West for a distance 8.97 feet to a point in said Track; THENCE with the property line of William L. Plemmons, Jr., now or formerly, recorded in Deed Book 4990 Page 655 in said Registry North 39 degrees 22 minutes 57 seconds West for a distance of 244.95 feet to an existing iron in the easterly margin of South College Street; THENCE with the margin of South College Street North 41 degrees 14 minutes 44 seconds East for a distance of 9.09 feet to the POINT OF BEGINNING.

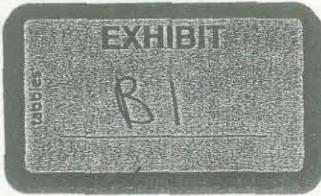
Together with and subject to covenants, easements and restriction of records. Said property contains 0.050 acres more or less.



LEGAL DESCRIPTION

BEGINNING AT A POINT in the southern margin of East Palmer Street and the western margin of a 9 foot alley (not constructed), said point being the common corner of the properties of Nancy Kerr Freeman and others as recorded in Deed Book 4611 Page 463 and Deed Book 5199 Page 129 in the Mecklenburg County Register of Deeds, and being located North 39 degrees 04 minutes 35 seconds East for a distance of 98.0 feet from an existing iron pipe at the intersection of the southern right-of-way of East Palmer Street and the western right-of-way of South College Street; THENCE with the right-of-way of East Palmer Street South 39 degrees 04 minutes 35 seconds for a distance of 9.09 feet to a point in the eastern margin of the said 9 foot alley; THENCE along the eastern margin of said alley South 42 degrees 41 minutes 02 seconds West for a distance of 116.03 feet to a point in the line of William L. Plemmons, now or formerly, as recorded in Deed Book 4990 Page 665, Mecklenburg County Register of Deeds; THENCE with the line of Willam L. Plemmons North 44 degrees 19 minutes 15 seconds West for a distance of 9.01 feet to a point in the western margin of the said 9 foot alley; THENCE along the western margin of the said alley North 42 degrees 41 minutes 02 seconds East for a distance of 116.86 feet to the POINT OF BEGINNING.

Together with and subject to covenants, easements, and restrictions of record. Said property contains 0.024 acres more or less.



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 City Governmental Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on September 26, 2001.

\* \* \*

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 City Governmental Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on September 26, 2001 (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: Autrey, Burgess, Cannon, Carter, Castano, Graham, Mitchell, Spencer, Wheeler, and White

The following members of the City Council were absent: Lochman

Also present: \_\_\_\_\_

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

**RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA APPROVING AN INSTALLMENT PURCHASE CONTRACT WITH NEW CHARLOTTE CORPORATION, AN AMENDMENT TO THE INSTALLMENT PURCHASE CONTRACT WITH NEW CHARLOTTE CORPORATION RELATED TO CHARLOTTE/MECKLENBURG LAW ENFORCEMENT FACILITIES, AN AMENDMENT TO THE INSTALLMENT PURCHASE CONTRACT WITH NEW CHARLOTTE CORPORATION RELATED TO THE NEW CHARLOTTE CONVENTION CENTER AND RELATED MATTERS**

**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 October 15, 2001 (the "FY 2002 Contract") with the New Charlotte Corporation (the "Corporation") in order to finance the (1) acquisition, construction and equipping of a fire station facility (the "Fire Station Facility") (2) acquisition of land for City use (the "Land" and collectively with the real property on which the Fire Station Facility is to be located, the "Sites"), (3) acquisition of certain general government equipment (the "General Government Equipment") and (4) acquisition of certain communications equipment (the "Communications Equipment" and collectively with the General Government Equipment, the Fire Station Facility and the Land, the "FY 2002 Projects"); and (b) a Deed of Trust and Security Agreement dated as of October 15, 2001 (the "FY 2002 Deed of Trust") from the City to the deed of trust trustee named therein to provide a security interest in the Fire Station Facility and the Sites;

**WHEREAS**, the City hereby determines that the acquisition of the FY 2002 Projects are essential to the City's proper, efficient and economic operation and to the general health and welfare of its inhabitants; that the FY 2002 Projects will provide an essential use and will permit the City to carry out public functions that it is authorized by law to perform; and that entering into the FY 2002 Contract and the FY 2002 Deed of Trust are necessary and expedient for the City by virtue of the findings presented herein;

**WHEREAS**, the City hereby determines that the FY 2002 Contract allows the City to purchase the FY 2002 Projects and take title thereto at a favorable interest rate currently available in the financial marketplace and on terms advantageous to the City;

**WHEREAS**, the City hereby determines that the cost of the acquisition of the FY 2002 Projects is an amount not to exceed \$54,500,000 and that such cost of the acquisition of the FY 2002 Projects exceeds the amount that can be prudently raised from currently available appropriations, unappropriated fund balances and non-voted bonds that could be issued by the City in the current fiscal year pursuant to Article V, Section 4 of the Constitution of the State;

**WHEREAS**, although the cost of financing the acquisition of the FY 2002 Projects pursuant to the FY 2002 Contract is expected to exceed the cost of financing the acquisition of the FY 2002 Projects pursuant to a bond financing for the same undertaking, the City hereby determines that the cost of financing the acquisition of the FY 2002 Projects pursuant to the FY 2002 Contract and the FY 2002 Deed of Trust, and the obligations of the City thereunder, are preferable to a general obligation bond financing or revenue bond financing for several reasons, including but not limited to the following: (1) the cost of a special election necessary to approve a general obligation bond financing, as required by the laws of the State, would result in the expenditure of significant funds; (2) the time required for a general obligation bond election would cause an unnecessary delay which would thereby decrease the financial benefits of acquiring, constructing, improving and equipping the Facilities; and (3) no revenues are produced by the FY 2002 Projects so as to permit a revenue bond financing;

**WHEREAS**, the City has determined and hereby determines that the estimated cost of financing the acquisition of the FY 2002 Projects pursuant to the FY 2002 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 FY 2002 Contract in any fiscal year during the term of the FY 2002 Contract;

**WHEREAS**, Parker, Poe, Adams & Bernstein L.L.P., as special counsel ("*Special Counsel*"), will render an opinion to the effect that entering into the FY 2002 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**, the sum to fall due under the FY 2002 Contract will not exceed \$7,825,000.00 per year for 25 years, assuming an interest rate of 4.50% per year on the 2001C Certificates (defined below), except for the year in which principal with respect to the 2001C Certificates is due when the sum to fall due under the FY2002 Contract will not exceed \$11,750,000, assuming the principal with respect to the 2001C Certificates is paid in a single year, and such sums are adequate and not excessive for their purpose;

**WHEREAS**, no deficiency judgment may be rendered against the City in any action for its breach of the FY 2002 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 FY 2002 Contract;

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

**WHEREAS**, in order to secure the City's obligations under the FY 2002 Contract, the City will enter into the FY 2002 Deed of Trust and will execute North Carolina Uniform Commercial Code Financing Statements (the "*Financing Statements*");

**WHEREAS**, the Corporation will execute and deliver Certificates of Participation (FY2002 Projects), Series 2001B (the "*2001B Certificates*") and Variable Rate Certificates of Participation (FY2002 Projects), Series 2001C (the "*2001C Certificates*" and collectively with the 2001B Certificates, the "*2001 Certificates*"), each Evidencing Proportionate Undivided Interests in Rights to Receive Certain Revenues Pursuant to the FY 2002 Contract;

**WHEREAS**, in connection with the sale of the 2001B Certificates by the Corporation to Banc of America Securities LLC, First Union National Bank and Scott & Stringfellow, trading as BB&T Capital Markets (the "*2001B Underwriters*"), the City desires to make certain representations and warranties to the 2001B Underwriters in the form of the City's Letter of Representations to the 2001B Underwriters (the "*2001B Letter of Representations*");

**WHEREAS**, in connection with the sale of the 2001C Certificates by the Corporation to Banc of America Securities LLC (the "*2001C Underwriter*"), the City desires to make certain representations and warranties to the 2001C Underwriter in the form of the City's Letter of Representations to the 2001C Underwriter (the "*2001C Letter of Representations*");

**WHEREAS**, the City has previously entered into in an Installment Purchase Contract dated as of March 1, 1995 (the "*1995 Contract*") with the Corporation in order to finance, in part, the acquisition of Charlotte/Mecklenburg Law Enforcement Facilities; the Corporation executed and delivered Certificates of Participation (Charlotte/Mecklenburg Law Enforcement Facilities Project), Series 1995, Evidencing Proportionate Undivided Interests in Rights to Receive Installment Payments Pursuant to the 1995 Contract; and the City has been advised that it can achieve savings by refinancing the principal component of its installment payment obligation thereunder due on December 1, 2015;

**WHEREAS**, the Corporation will execute and deliver Refunding Certificates of Participation (Charlotte/Mecklenburg Law Enforcement Facilities Project), Series 2001D (the "*2001D Certificates*"),

Evidencing Proportionate Undivided Interests in Rights to Receive Installment Payments Pursuant to the 1995 Contract in order to accomplish the refinancing;

**WHEREAS**, in connection with the sale of the 2001D Certificates by the Corporation to Banc of America Securities LLC, First Union National Bank and Scott & Stringfellow, trading as BB&T Capital Markets (the "2001D Underwriters"), the City desires to make certain representations and warranties to the 2001D Underwriters in the form of the City's Letter of Representations to the 2001D Underwriters (the "2001D Letter of Representations");

**WHEREAS**, the City has previously entered into in an Amended and Restated Installment Purchase Contract dated as of August 1, 1993 (the "1993 Contract") with the Corporation in order to finance, in part, the acquisition of the New Charlotte Convention Center; the Corporation executed and delivered Certificates of Participation (Convention Facility Project), Series 1991, Evidencing Proportionate Undivided Interests in Rights to Receive Certain Revenues Pursuant to the 1993 Contract; and the City has been advised that it can achieve savings by refinancing the principal component of its installment payment obligation thereunder due on December 1, 2002 and December 1, 2003;

**WHEREAS**, the Corporation will execute and deliver Refunding Certificates of Participation (Convention Facility Project), Series 2001E (the "2001E Certificates"), Evidencing Proportionate Undivided Interests in Rights to Receive Certain Revenues Pursuant to the 1993 Contract in order to accomplish the refinancing;

**WHEREAS**, in connection with the sale of the 2001E Certificates by the Corporation to Banc of America Securities LLC, First Union National Bank and Scott & Stringfellow, trading as BB&T Capital Markets (the "2001E Underwriters"), the City desires to make certain representations and warranties to the 2001E Underwriters in the form of the City's Letter of Representations to the 2001E Underwriters (the "2001E Letter of Representations");

**WHEREAS**, there has been described to the City Council the following documents (collectively, the "Instruments"), copies of which have been made available to the City Council, which the City Council proposes to approve, enter into and deliver, as applicable to effectuate the proposed installment purchase financing:

- (1) the form of the FY 2002 Contract;
- (2) the form of Amendment Number One to the 1995 Contract dated as of October 15, 2001 between the City and the Corporation ("Amendment One");
- (3) the form of Amendment Number Three to the 1993 Contract dated as of October 15, 2001 between the City and the Corporation ("Amendment Three");
- (4) the form of the FY 2002 Deed of Trust;
- (5) the form of the Escrow Agreement dated as of October 15, 2001 between the City and First Union National Bank, as escrow agent;
- (6) the form of the Standby Certificate Purchase Agreement dated as of October 15, 2001 among the City, First Union National Bank, as liquidity provider for the 2001C Certificates,

and Branch Banking and Trust Company, as co-trustee for the registered owners of the 2001C Certificates;

(7) the form of the Remarketing and Interest Services Agreement dated as of October 15, 2001 between the City and Banc of America Securities LLC, as remarketing agent, for the 2001C Certificates;

(8) the form of the 2001B Letter of Representations, the 2001C Letter of Representations, the 2001D Letter of Representations and the 2001E Letter of Representations;

(9) the form of the 2001B Contract of Purchase dated on or about October 18, 2001 between the Corporation and the 2001B Underwriters as to the 2001B Certificates (the "2001B Purchase Contract"); the form of the Contract of Purchase dated on or about November 7, 2001 between the Corporation and the 2001C Underwriter as to the 2001C Certificates (the "2001C Purchase Contract"); the form of the Contract of Purchase dated on or about October 18, 2001 between the Corporation and the 2001D Underwriters as to the 2001D Certificates (the "2001D Purchase Contract"); and the form of the Contract of Purchase dated on or about October 18, 2001 between the Corporation and the 2001E Underwriters as to the 2001E Certificates (the "2001E Purchase Contract"); and

**WHEREAS**, to make an offering and sale of the 2001B Certificates, there will be prepared a Preliminary Official Statement (the "2001B Preliminary Official Statement"), a draft thereof having been presented to the City Council, and a final Official Statement (collectively with the Preliminary Official Statement, the "2001B Official Statement") with respect to the 2001B Certificates, which 2001B Official Statement will contain certain information regarding the City;

**WHEREAS**, to make an offering and sale of the 2001C Certificates, there will be prepared an Official Statement (the "2001C Official Statement"), a draft thereof having been presented to the City Council, with respect to the 2001C Certificates, which 2001C Official Statement will contain certain information regarding the City;

**WHEREAS**, to make an offering and sale of the 2001D Certificates, there will be prepared a Preliminary Official Statement (the "2001D Preliminary Official Statement"), a draft thereof having been presented to the City Council, and a final Official Statement (collectively with the Preliminary Official Statement, the "2001D Official Statement") with respect to the 2001D Certificates, which 2001D Official Statement will contain certain information regarding the City;

**WHEREAS**, to make an offering and sale of the 2001E Certificates, there will be prepared a Preliminary Official Statement (the "2001E Preliminary Official Statement"), a draft thereof having been presented to the City Council, and a final Official Statement (collectively with the Preliminary Official Statement, the "2001E Official Statement") with respect to the 2001E Certificates, which 2001E Official Statement will contain certain information regarding the City;

**WHEREAS**, it appears that each of the Instruments, the 2001B Preliminary Official Statement, the 2001C Official Statement, the 2001D Official Statement and the 2001E Official Statement is in an appropriate form and is an appropriate instrument for the purposes intended;

**WHEREAS**, the City Council did conduct a public hearing on September 26, 2001, to receive public comment on the proposed FY 2002 Contract to acquire the FY2002 Projects;

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

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

**WHEREAS**, the City will file an application to the LGC for approval of the FY 2002 Contract;

**WHEREAS**, the City Council hereby reaffirms each of the findings it made with respect to the 1995 Contract and the project financed thereby in the resolution adopted by the City Council on December 12, 1994;

**WHEREAS**, the City Council hereby reaffirms each of the findings it made with respect to the 1993 Contract and the project financed thereby in the resolution adopted by the City Council on June 10, 1991;

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

**Section 1. Ratification of Instruments.** That all actions of the City, the City Manager, the City Director of Finance, the City Clerk, the City Attorney and their respective designees, whether previously or hereinafter taken, in effectuating the proposed financing are hereby approved, ratified and authorized pursuant to and in accordance with the transactions contemplated by the Instruments.

**Section 2. Authorization of the 2001B Official Statement.** That the form, terms and content of the 2001B Preliminary Official Statement dated on or about October 9, 2001 are in all respects authorized, approved and confirmed, and the use of the 2001B Preliminary Official Statement and of the final 2001B Official Statement to be dated on or about October 18, 2001 by the 2001B Underwriters in connection with the sale of the 2001B Certificates is hereby in all respects authorized, approved and confirmed.

**Section 3. Authorization of the 2001C Official Statement.** That the form, terms and content of the 2001C Official Statement dated on or about October 30, 2001 are in all respects authorized, approved and confirmed, and the use of the 2001C Official Statement by the 2001C Underwriter in connection with the sale of the 2001C Certificates is hereby in all respects authorized, approved and confirmed.

**Section 4. Authorization of the 2001D Official Statement.** That the form, terms and content of the 2001D Preliminary Official Statement dated on or about October 9, 2001 are in all respects authorized, approved and confirmed, and the use of the 2001D Preliminary Official Statement and of the final 2001B Official Statement to be dated on or about October 18, 2001 by the 2001D Underwriters in connection with the sale of the 2001D Certificates is hereby in all respects authorized, approved and confirmed.

**Section 5. Authorization of the 2001E Official Statement.** That the form, terms and content of the 2001E Preliminary Official Statement dated on or about October 9, 2001 are in all respects authorized, approved and confirmed, and the use of the 2001E Preliminary Official Statement and of the final 2001B

Official Statement to be dated on or about October 18, 2001 by the 2001E Underwriters in connection with the sale of the 2001E Certificates is hereby in all respects authorized, approved and confirmed.

**Section 6. Authorization to Execute the FY 2002 Contract.** That the City approves the acquisition of the FY2002 Project in accordance with the terms of the FY 2002 Contract, which will be a valid, legal and binding obligation of the City in accordance with its terms. The form and content of the FY 2002 Contract shall be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk and their respective designees shall be and they hereby are authorized, empowered and directed to execute and deliver the FY 2002 Contract, including necessary counterparts, in substantially the form and content presented to the City Council, 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 the City's approval of any and all changes, modifications, additions or deletions therein from the form and content of the FY 2002 Contract presented to the City Council, and that from and after the execution and delivery of the FY 2002 Contract, the City Manager, the City Director of Finance and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the FY 2002 Contract as executed.

**Section 7. FY 2002 Deed of Trust.** That the form and content of the FY 2002 Deed of Trust shall be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk and their respective designees shall be and they hereby are authorized, empowered and directed to execute and deliver the FY 2002 Deed of Trust, including necessary counterparts, in substantially the form and content presented to the City Council, 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 the City's approval of any and all changes, modifications, additions or deletions therein from the form and content of the FY 2002 Deed of Trust presented to the City Council, and that from and after the execution and delivery of the FY 2002 Deed of Trust, the City Manager and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the FY 2002 Deed of Trust as executed.

**Section 8. Amendment One, Amendment Three, Standby Agreement, Remarketing Agreement.** The form and content of Amendment One, Amendment Three, Standby Agreement and Remarketing Agreement shall be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and the City Clerk and their respective designees shall be and they hereby are authorized, empowered and directed to execute and deliver Amendment One, Amendment Three, Standby Agreement and Remarketing Agreement, including necessary counterparts, in substantially the form and content presented to the City Council, 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 the City's approval of any and all changes, modifications, additions or deletions therein from the form and content of Amendment One, Amendment Three, Standby Agreement and Remarketing Agreement presented to the City Council, and that from and after the execution and delivery of Amendment One, Amendment Three, Standby Agreement and Remarketing Agreement, the City Manager, the City Director of Finance and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Amendment One, Amendment Three, Standby Agreement and Remarketing Agreement as executed.

**Section 9. FY 2002 Deed of Trust.** That the form and content of the FY 2002 Deed of Trust shall be and the same hereby are in all respects authorized, approved and confirmed, and the City Manager and

the City Clerk and their respective designees shall be and they hereby are authorized, empowered and directed to execute and deliver the FY 2002 Deed of Trust, including necessary counterparts, in substantially the form and content presented to the City Council, 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 the City's approval of any and all changes, modifications, additions or deletions therein from the form and content of the FY 2002 Deed of Trust presented to the City Council, and that from and after the execution and delivery of the FY 2002 Deed of Trust, the City Manager and the City Clerk are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the FY 2002 Deed of Trust as executed.

*Section 10. 2001B Letter of Representations; 2001C Letter of Representations; 2001D Letter of Representations; 2001E Letter of Representations; 2001B Purchase Contract; 2001C Purchase Contract; 2001D Purchase Contract; 2001E Purchase Contract.* That the form and content of the 2001B Purchase Contract, 2001C Purchase Contract, 2001D Purchase Contract and 2001E Purchase Contract shall be and the same hereby is in all respects approved, and the City Manager is authorized to execute the 2001B Letter of Representations, 2001C Letter of Representations, 2001D Letter of Representations and 2001E Letter of Representations for the purposes stated therein.

*Section 11. City Representative.* That the City Manager, the City Director of Finance, the City Treasurer and the City Debt Manager are hereby designated as the City's Representatives to act on behalf of the City in connection with the transaction contemplated by the Instruments, the 2001B Official Statement, the 2001C Official Statement, the 2001D Official Statement and the 2001E Official Statement, and each is authorized to proceed with the acquisition and construction of the FY2002 Project in accordance with the Instruments and to seek opinions as a matter of law from the City Attorney, which the City Attorney is authorized to furnish on behalf of the City, and opinions of law from such other attorneys for all documents contemplated hereby. The City's Representative and/or designee or designees are in all respects authorized on behalf of the City to supply all information pertaining to the City as purchaser under the FY 2002 Contract for use in the 2001B Official Statement and the 2001C Official Statement and the transactions contemplated by the Instruments, the 2001B Official Statement, the 2001C Official Statement, the 2001D Official Statement or the 2001E Official Statement, the City Manager, the City Clerk and the City Director of Finance 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 the Instruments, the 2001B Official Statement, the 2001C Official Statement, the 2001D Official Statement or the 2001E Official Statement or as they deem necessary or appropriate in order to implement and carry out the intent and purposes of this Resolution.

*Section 12. Severability.* That if any section, phrase or provision of this Resolution shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions of this Resolution.

*Section 13. Repealer.* That all motions, orders, resolutions and parts thereof, in conflict herewith are hereby repealed.

*Section 14. Effective Date.* This Resolution will take effect immediately on its adoption.

On motion of Councilmember Autrey, seconded by Councilmember Wheeler, the foregoing resolution entitled "RESOLUTION OF THE CITY OF CHARLOTTE,

NORTH CAROLINA APPROVING AN INSTALLMENT PURCHASE CONTRACT WITH NEW CHARLOTTE CORPORATION, AN AMENDMENT TO THE INSTALLMENT PURCHASE CONTRACT WITH NEW CHARLOTTE CORPORATION RELATED TO CHARLOTTE/MECKLENBURG LAW ENFORCEMENT FACILITIES, AN AMENDMENT TO THE INSTALLMENT PURCHASE CONTRACT WITH NEW CHARLOTTE CORPORATION RELATED TO THE NEW CHARLOTTE CONVENTION CENTER AND RELATED MATTERS" was duly adopted by the following vote:

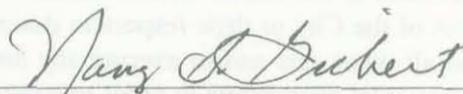
AYES: Councilmembers Autrey, Burgess, Cannon, Carter, Castano, Graham, Mitchell, Spencer, Wheeler, and White

NAYS: \_\_\_\_\_

**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 26th day September, 2001, the reference having been made in Minute Book 116 and recorded in full in Resolution Book 37, Page(s) 381-389.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
Nancy S. Gilbert, CMC, Deputy City Clerk

**RESOLUTION GRANTING A PAY SUPPLEMENT  
FOR ACTIVATED MILITARY RESERVISTS**

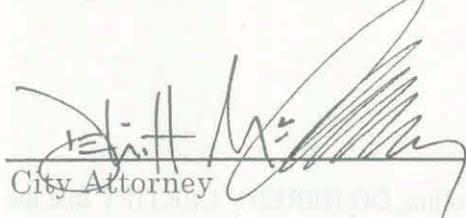
**WHEREAS**, President Bush has authorized the activation of up to 50,000 military reservists for participation in the war on terrorism;

**WHEREAS**, many City employees are military reservists and have either been called to active duty or may be activated in the near future;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Charlotte, in its regular session duly assembled, that it hereby grants a pay supplement and continued insurance benefits to City employees who have been activated for military duty during Operation Enduring Freedom.

**BE IT FURTHER RESOLVED** that this resolution shall be effective on the date of its adoption and made retroactive to cover any employees who may have been activated prior to September 26, 2001.

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
City Attorney

**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 26th day September, 2001, the reference having been made in Minute Book 116 and recorded in full in Resolution Book 37, Page 390.

**WITNESS** my hand and the corporate seal of the City of Charlotte, North Carolina, this the 27th day of September, 2001.

  
\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk