

EXTRACT FROM MINUTES OF
MEETING OF CITY COUNCIL OF THE
CITY OF CHARLOTTE, NORTH CAROLINA

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, the regular place of meeting, at 7:00 P.M. on July 22, 1991.

Present: Mayor Sue Myrick, presiding, and Councilmembers Stan Campbell, Dan Clodfelter, Ann Hammond, Pat McCrory, Hoyle Martin, Tom Mangum, Roy Matthews, Cyndee Patterson, Ella Scarborough, Richard Vinroot and Lynn Wheeler.

Absent: None.

Also Present: City Manager, O. Wendell White; City Attorney, Henry W. Underhill, Jr.; City Clerk, Pat Sharkey

* * * * *

Councilmember Patterson introduced the following resolution, a copy of which had been provided to each Councilmember, which was read by title:

RESOLUTION RELATING TO INSTALLMENT CONTRACT
(LEASE/PURCHASE) FINANCING OF EQUIPMENT IN A
PRINCIPAL AMOUNT UP TO APPROXIMATELY \$6,250,000
AND EXPRESSING OFFICIAL INTENT TO REIMBURSE
EXPENDITURES FOR CAPITAL COSTS OF CERTAIN EQUIP-
MENT WITH PROCEEDS OF TAXABLE OR TAX-EXEMPT DEBT

RESOLVED, by the City Council (the "City Council") of the City of Charlotte (the "Issuer") that the appropriate officers of the Issuer be, and they hereby are, authorized to acquire, purchase or lease certain equipment and to finance the

acquisition of such property in an estimated principal amount up to approximately \$6,250,000 by installment contract (lease/purchase) financing, including without limitation the use of notes or other financing under North Carolina General Statute § 160A-20 (including the financing of issuance and all other costs necessary in conjunction with such financing), and, if required, to seek the approval of the North Carolina Local Government Commission of such financing and to investigate and negotiate the selection and terms of such financing, and to solicit bids or proposals in connection with such financing; and

FURTHER RESOLVED, by the City Council that it is hereby determined that the equipment is necessary and expedient, that financing by installment contract, under the circumstances, is preferable to a bond issue, that the sums to fall due under an installment contract are adequate and not excessive for its purpose, that the debt management and budgetary and fiscal policies of the Issuer have been carried out in strict compliance with applicable law, that the increase in taxes, if any, necessary to meet the sums to fall due under an installment contract will not be excessive and that the Issuer is not in default under any of its debt service obligations; and

FURTHER RESOLVED, by the City Council that the appropriate officers of the Issuer be, and they hereby are, authorized to submit an Application for Approval of Contract or any other applications to the North Carolina Local Government Commission if any such application is required, and that the Director of Finance, the Deputy Director of Finance and the City Treasurer of

transfers and fees) and a contribution (transfer) from the Issuer's Water and Sewer Operating Fund (derived principally from enterprise revenues).

5. These proceedings will be recorded in the minute books of the City Council and will be available for inspection by the general public at the main administrative office of the Issuer at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, in the office of the City Clerk, the customary location of records of the Issuer that are available to the general public, and will be maintained or otherwise supervised by the City Council or by the City Clerk, who is authorized to act on behalf of the Issuer. The minute books will be continuously available during normal business hours of the Issuer on every business day of the period beginning the earlier of 10 days after this official intent is declared by passage of this resolution or the date of issue of the reimbursement obligations and ending on, and including, the date of issue of the reimbursement obligations.

6. This declaration of official intent to reimburse expenditures is consistent with the budgetary and financial circumstances of the Issuer as of the date of this declaration of official intent (without regard to any allocation, budgeting, or restriction of moneys or adoption of a requirement or policy to reimburse a fund of which the primary purpose is to prevent moneys from being deemed to be available to pay an expenditure that the Issuer intends to reimburse with proceeds of a borrowing). Specifically, the Issuer does not intend to reimburse an expenditure for which funds (from sources other than the reimbursement obligations), at the time of this declaration of official intent, are, or are reasonably expected to be, allocated on a long-term basis, reserved or otherwise available pursuant to the Issuer's budget. Upon issuance of the reimbursement obligations, the Issuer will not at any time have had a pattern of failing to reimburse expenditures for which official intent was declared after September 7, 1991, and which were actually paid by the Issuer other than in circumstances that were unexpected and beyond its control [i.e., the Issuer will have reimbursed with proceeds of a borrowing (taxable or tax-exempt) at least 75 percent of the expenditures, if any, which were actually paid by the Issuer and for which, during the three-year period immediately preceding the date of issue of the reimbursement obligations, the Issuer or any person or entity acting on behalf of the Issuer declared an official intent after September 7, 1991, that complied with the requirements of Prop. Treas. Reg. § 1.103-17(c)(1) and (2) (or successor provisions)].

7. This declaration of official intent is and will be occurring within the two-year period ending on the date the expenditure to be reimbursed will be paid by the Issuer, unless otherwise provided in Prop. Treas. Reg. § 1.103-17(h) or (i) (or successor provisions).

the Issuer be, and each of them hereby is, authorized to sign and file any such application; and

FURTHER RESOLVED, by the City Council that the appropriate officers of the Issuer be, and they hereby are, authorized to publish any notices that may be required in connection with such financing; and

FURTHER RESOLVED, by the City Council that the appropriate officers of the Issuer be, and they hereby are, authorized and directed to do any and all things necessary, appropriate or convenient to carry into effect the foregoing resolutions; and

FURTHER RESOLVED, by the City Council that the Issuer hereby finds, represents and covenants:

1. The Issuer intends to pay certain expenditures (hereinafter sometimes called "reimbursement expenditures") for capital costs and to reimburse the payment of such expenditures with proceeds of a borrowing by incurring debt (hereinafter sometimes called "reimbursement obligations"), the interest on which is excludable from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), ("tax-exempt debt") or the interest on which is not so excludable from gross income ("taxable debt").

2. The City Council has determined that it is necessary and desirable to declare the "official intent" of the Issuer with respect to the proposed reimbursement (hereinafter sometimes called the "reimbursement" or the "reimbursement allocation") of the reimbursement expenditures with the proceeds of the reimbursement obligations and otherwise to meet the requirements of Prop. Treas. Reg. § 1.103-17 (or successor provision).

3. The type and use of the property for which the reimbursement expenditures will be paid are 20 garbage packers, with an aggregate cost of approximately \$1,850,000, to be used in the Issuer's solid waste services operations.

4. The reasonably expected source of funds that will be used to pay the reimbursement expenditures is the Issuer's General Fund. The reasonably expected sources of funds to be used to pay debt service on the reimbursement obligations are a contribution (transfer) from the Issuer's General Fund (derived principally from general tax revenues, intergovernmental

8. The reimbursement allocation contemplated hereby will occur not earlier than the date on which the reimbursement expenditure is paid and not later than the later of (a) the date that is one year after the date on which the reimbursement expenditure is paid, or (b) the date that is one year after the date on which the property for which the reimbursement expenditure is paid is placed in service (within the meaning of Treas. Reg. § 1.103-8(a)(5)(ii)).

9. The reimbursement allocation contemplated hereby will be an allocation of reimbursement obligation proceeds evidenced by an entry on the books or records of the Issuer maintained with respect to the reimbursement obligations, specifically identifying an actual prior expenditure to be reimbursed and effective to relieve the allocated proceeds of the reimbursement obligations covered by the entry from any restrictions under the relevant legal documents and applicable state laws that apply only to unspent proceeds of such obligations.

10. The reimbursement expenditures are and will be incurred with respect to property having a reasonably expected economic life of at least one year determined as of the earlier of the date the reimbursement obligations are issued or the date the property is placed in service by the Issuer as provided in Prop. Treas. Reg. § 1.103-17(g) (or successor provision).

11. The reimbursement obligation proceeds will not be used directly or indirectly for any of the following prohibited uses:

(a) to "refund" another issue of tax-exempt governmental obligations within the meaning of Section 148 of the Code (except as otherwise provided in Prop. Treas. Reg. § 1.103-17(k)(3) (or successor provision));

(b) to create or increase the balance in a "sinking fund" within the meaning of Treas. Reg. § 1.103-13(g), with respect to any tax-exempt obligation of the Issuer, or to replace funds that have been, are being, or will be so used for sinking fund purposes;

(c) to create or increase the balance in a "reserve or replacement fund" within the meaning of Treas. Reg. § 1.103-14(d), with respect to any tax-exempt obligation of the Issuer, or to replace funds that have been, are being, or will be so used for reserve or replacement fund purposes; or

(d) to reimburse any expenditure or any payment with respect to financing of an expenditure that was originally paid with proceeds of any tax-exempt obligation of the Issuer to any person or entity other than the Issuer (e.g., an interfund borrowing) or any member of the same controlled

group as the Issuer (except as otherwise provided in Prop. Treas. Reg. § 1.103-17(k)(3) (or successor provision)).

Notwithstanding the above, the moneys from the reimbursement allocation may be deposited in a bona fide debt service fund (as defined in Treas. Reg. § 1.103-13(b)(12)) or otherwise used to pay current debt service coming due within the next succeeding one-year period on any tax-exempt obligation of the Issuer (other than the reimbursement obligations).

12. The Issuer may rely from time to time upon an opinion of its bond counsel or other nationally recognized bond counsel to the effect that the Issuer need not comply with any requirement or requirements of any of the provisions of this resolution, or that the Issuer must comply with a requirement or requirements not contained in this resolution, in order to comply with the provisions of Prop. Treas. Reg. § 1.103-17 (or successor provision), as it may be amended or otherwise changed or adopted in final form with any requirement or requirements inconsistent with the provisions of this resolution.

13. This resolution shall take effect upon its passage.

Upon motion of Councilmember Patterson, seconded by Councilmember Mangum, the foregoing resolution entitled: "RESOLUTION RELATING TO INSTALLMENT CONTRACT (LEASE/PURCHASE) FINANCING OF EQUIPMENT IN A PRINCIPAL AMOUNT UP TO APPROXIMATELY \$6,250,000 AND EXPRESSING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR CAPITAL COSTS OF CERTAIN EQUIPMENT WITH PROCEEDS OF TAXABLE OR TAX-EXEMPT DEBT" was passed by the following vote:

Ayes: Councilmembers Campbell, Clodfelter, Hammond, McCrory, Mangum Martin, Matthews, Patterson, Scarborough, Vinroot and Wheeler.

Noes: None.

* * * * *

I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of so much of the proceedings of said City Council

at a regular meeting held July 22, 1991, as relates in any way to the passage of a resolution expressing official intent to reimburse expenditures for certain capital costs with proceeds of certain reimbursement obligations, that all required notices of such meeting were given and that said proceedings are recorded in Minute Book 99 of the minutes of said City Council beginning on page and ending on page .

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held (with certain exceptions not applicable to said meeting) at the Charlotte-Mecklenburg Government Center in Charlotte, North Carolina, in the Conference Center on the first Monday of each month at 5:00 P.M. (workshop); and in the Meeting Chamber on the second Monday of each month at 7:00 P.M., the third Monday of each month at 6:00 P.M. (zoning), and the fourth Monday of each month at 7:00 P.M., has been on file in the office of the City Clerk pursuant to North Carolina General Statutes, Sec. 143-318.12, as of a date not less than seven days before said meeting.

WITNESS my hand and the official seal of said City, this 25th day of July, 1991.



city clerk

(SEAL)

CERTIFICATION

I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 22nd th, day of July, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, at Page(s) 56-63.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25 th day of July, 1991.


Pat Sharkey, City Clerk

EXTRACT FROM THE MINUTES OF A REGULAR
MEETING OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE
HELD ON July 22, 1991

The following Resolution was introduced by Councilmember Patterson
seconded by Councilmember Mangum, read in full, considered
and adopted.

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING AND
RATIFYING THE EXECUTION OF GRANT AGREEMENT FOR PROJECT NUMBER
3-37-0012-13 BETWEEN THE UNITED STATES OF AMERICA AND
CITY OF CHARLOTTE.

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 Grant Agreement
between the Federal Aviation Administration on behalf of the United
States of America and CITY OF CHARLOTTE

SECTION 2. That the Execution of said Grant Agreement in
quadruplicate on behalf of said CITY OF CHARLOTTE
by Sue Myrick; Mayor
and the impression of the official seal of the CITY OF CHARLOTTE
(if there is no seal, so sta
and the attestation by Pat Sharkey; City Clerk
is hereby authorized, adopted, approved, accepted and ratified.

SECTION 3. That the Aviation Director is hereby
(Title of Position, Airport
Manager, City Manager, etc.)
to execute payment requests under this Grant Agreement on behalf of said
CITY OF CHARLOTTE.

APPROVED AS TO FORM

H. Miscal
CITY ATTORNEY

CERTIFICATION

I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 22nd th, day of July, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, at Page(s) 64-65.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25 th day of July, 1991.

Pat Sharkey, City Clerk

RESOLUTION APPROVING LOCAL DEVIATIONS FROM THE FIRE PREVENTION CODE OF THE NORTH CAROLINA STATE BUILDING CODE

WHEREAS, effective July 1, 1991, the North Carolina State Building Code will incorporate the Fire Prevention Code; and

WHEREAS, upon the adoption of the State Fire Prevention Code, only the Building Code Council is authorized to revise or amend the code, or to approve local ordinances, rules or regulations which deviate from the State Fire Prevention Code; provided such ordinances, rules and regulations are more stringent than the Fire Prevention Code; and

WHEREAS, the City of Charlotte seeks to adopt local regulations which are currently contained in its City Code and which following the adoption of the State Fire Prevention Code, would be abolished; and

WHEREAS, the Building Code Council is authorized to approve local deviations from the Fire Prevention Code provided the local governing body has presented compelling evidence of necessity for such deviation and such evidence overcomes the interest of the Council in standardization of the State-wide code; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte that the City has adopted a local ordinance amending Chapter 8 of the Code of the City of Charlotte, entitled "Fire Prevention and Protection", that said ordinance is subject to the approval of the North Carolina Building Code Council, and that said ordinance deviates from the provisions of the State Fire Prevention Code based upon compelling evidence of necessity, the specific ordinance provisions and evidence of necessity are as follows:

Section 8-5. Issuance of notice of violations by fire inspectors.

(a) Fire Inspectors of the Bureau of Fire Prevention are empowered to issue notices of violation when such Fire Inspectors have reasonable cause to believe that any person has violated any provision of the North Carolina State Building Code, Volume V, Fire Prevention Code, or of this chapter. The notice of violation may be delivered in person to the violator, or, if the violator cannot be readily found, the notice of violation may be mailed. The notice of violation shall specify the penalty to be imposed on the violator and shall direct the violator to appear before the City's violations office within fifteen (15) days to pay the penalty or, alternatively, to pay the penalty by mail. The penalty imposed shall be Fifty Dollars (\$50.00) for violations of the Fire Prevention Code

or of this chapter. However, violations of Chapter 8, Section 802, "Exit Obstruction" and Section 803, "Doors" of the Fire Prevention Code shall be deemed life safety violations which shall subject the offender to a penalty of Two Hundred Dollars (\$200.00), instead of Fifty Dollars (\$50.00).

(b) The notice of violation may specify a period during which the violator must correct the violation. If the violation is not corrected within the specified time, the violator shall be guilty of a new and separate offense.

(c) If the violator does not pay the penalty within fifteen (15) days after issuance of the notice of violation, a delinquency charge of Ten Dollars (\$10.00) shall be added to the amount specified in the notice of violation and notice of the delinquency charge shall be mailed to the violator. The delinquency notice shall also inform the violator that a criminal summons will be issued against him if the specified penalty and the delinquency charge are not paid within five (5) days after the date of the delinquency notice.

(d) If the penalty and delinquency charge are not paid within the time allowed, the Fire Marshall may have a criminal summons issued against the violator for the violation of the North Carolina State Building Code, Volume V, Fire Prevention Code or of this chapter. Upon conviction, the violator shall be subject, in addition to any criminal penalty the Court may impose pursuant to the provisions contained in the North Carolina State Building Code or pursuant to Section 8-6 of this chapter, to the penalty specified in the notice of violation and the delinquency charge.

(e) Nothing in this section shall preclude the issuance of an arrest warrant where appropriate.

Section 8-6. Penalties.

(a) Any person who shall violate or fail to comply with any provision of this chapter or of the North Carolina State Building Code, Volume V, Fire Prevention Code, as adopted, amended or augmented by this chapter, or who shall violate or fail to comply with any order made under this chapter or the North Carolina State Building Code, Volume V, Fire Prevention Code, or who shall build in violation of any detailed statement of specifications or plans submitted under this Chapter or the North Carolina State Building Code, Volume V, Fire Prevention Code,

or any certificate or permit issued thereunder, shall be guilty of a misdemeanor and shall be fined not more than Five Hundred Dollars (\$500.00) or imprisoned not more than thirty (30) days. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue, and all such violations shall be corrected within the time specified pursuant to Section 8-5 (b) of this chapter.

(b) The application of the above penalties shall not be held to prevent the enforced removal of prohibited conditions.

Compelling Evidence: Pursuant to N.C.G.S. 160A-175, a City is empowered to impose fines and penalties for violations of its ordinances and may secure injunctions and abatement orders to further insure compliance. Subparagraph "c" of this chapter further provides that an ordinance may provide that violations shall subject the offender to a civil penalty to be recovered by the City and a civil action in the nature of debt if the offender does not pay the penalty within a prescribed period of time after he has been cited for violation of the ordinance. Since 1986, the City of Charlotte has remedied violations of its Fire Prevention and Protection ordinance through the use of civil penalties. The issuance of citations for violations of the City's Fire Prevention and Protection ordinance has been extremely effective in gaining compliance with the Fire ordinance. The use of a civil remedy has yielded tremendous cost savings to the City staff, court personnel and law enforcement officials. As a consequence of a civil penalty, the City rarely has been forced to utilize criminal sanctions.

There have been 1,108 citations issued since the civil penalty program has been adopted by the City in FY '86. It has resulted in approximately \$42,475.00 in revenue saved. This figure does not reflect the amount of man hours by inspectors, supervisors, attorneys, law enforcement personnel and court administration officials from not proceeding criminally for non-compliance with the City's fire codes. With the case loads courts have today and the priority of fire code violation cases, it is questionable whether criminal prosecution would insure compliance and yield more effective results.

The following is a breakdown of the number of citations issued since the program and number of warrants issued (unfortunately, no figures are available on the number of warrants issued prior to the adoption of a civil penalty remedy):

CITATION PROGRAM

YEAR	NUMBER OF \$25 CITATIONS	NUMBER OF \$100 CITATIONS	WARRANTS
FY 86	121	33	3
FY 87	103	47	4
FY 88	192	32	2
FY 89	212	33	2
FY 90	136	21	0
FY 91	147	31	1
TOTAL	911	197	12
	911 x \$25 = \$22,775	197 x \$100 = \$19,700	
	TOTAL = \$42,475		

Under the proposed N.C. State Administrative Code for enforcement of the North Carolina State Building Code, Volume 1-A, the City would no longer have the authority to issue civil penalties as a deterrent to violations of the Fire Prevention Code and as an alternative to criminal prosecution. If adopted in its current form, the enforcement provision of the Fire Prevention Code would result in significant man hours lost as a consequence of criminal prosecutions. It would also result in numerous increased visits by Fire Inspectors to monitor compliance with the Fire Code. The adoption of the modification of the Fire Prevention Code to include a civil penalty remedy is strongly recommended.

The proposed local amendment contains a Twenty-Five Dollar (\$25.00) penalty for violations of the Fire Prevention Code and its local amendments. The amount of the penalty is not intended to be firm. The City envisions amending the proposed amount of the penalty from time to time as the circumstances may warrant.

Section 8-8. Fire restrictions for multi-family dwellings.

(a) Definitions: for purposes of this section, the words used herein shall have the following meanings:

1. Apartment House: Any building or portion thereof used as a multiple dwelling for the purpose of providing three (3) or more separate dwelling units which may share means of egress and other essential factors.

(2) Condominium Dwelling Unit: Any apartment as defined in this section.

(3) Dwelling: Any building occupied exclusively for residential purposes and having:

- a. One (1) dwelling unit.
- b. Two (2) dwelling units; or
- c. One (1) dwelling unit with not more than five (5) boarders or roomers served with meals or sleeping accommodations or both.

(4) Dwelling Unit: A single unit providing complete, independent living facilities for one (1) or more persons including permanent provisions for living, sleeping or eating, cooking and sanitation.

(5) Multiple Dwelling: A building or portion thereof containing three (3) or more dwelling units; including houses, apartment houses and flats.

(6) Townhouse: A single-family dwelling unit constructed in a series or group of attached units with property lines separating such units.

(b) It shall be unlawful to use open-flame cooking appliances, including grills, on outside balconies or within ten (10) feet of any combustible portion of any multi-family dwelling, apartment house, town house or condominium dwelling unit. For purposes of this section, the words used herein shall have the following meanings:

Compelling Evidence: The Grilling Ordinance became effective on November 14, 1989. The ordinance was adopted at the recommendation of a City-County Multi-family Fire Safety Task Force charged to review fire safety concerns in multi-family dwellings. Several multiple alarm apartment fires had previously occurred as a result of residents grilling on their balconies or patios. Those fires resulted in extensive damage to most or all living units within the involved complexes. Since the adoption of the ordinance, the City has not experienced any fires resulting from grilling at multi-family properties. The ordinance has improved the quality of life for multi-family dwellers and most multi-family owners, managers and residents are strongly in support of continuation of the ordinance. There is no similar provision in the State Fire Prevention Code.

Section 8-9. Carelessness with Fire.

No person shall deliberately, or through carelessness or negligence, set fire to or cause the

burning of any material, in such manner as to endanger the safety of any person or property.

This provision is currently incorporated by reference in the City's Fire Ordinance. It is a valuable tool to the prevention of fires. This provision was originally recommended by the Fire Investigation Task Force. The City has made widespread use of this section of the Fire Prevention Code in criminal prosecutions. It is used in the prosecution of incendiary fires where the government's evidence does not show malice and/or specific criminal intent or where there is no significant dollar loss. District Court Judges in Mecklenburg County have recognized "Carelessness with Fire" as a lesser included offense for all felony burning offenses in the North Carolina General Statutes. An Assistant District Attorney of Mecklenburg County has gone on record as requesting that this ordinance remain available for this purpose.

Although Chapter 3, Section 301 of the North Carolina State Building Code, Volume V, Fire Prevention adopts some parts of the National Fire Protection Association, NFPA standards, this particular provision was omitted.

THIS the 25th day of July, 1991.

APPROVED AS TO FORM:

J. B. Mendenhall
City Attorney

CERTIFICATION

I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 22nd th, day of July, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, at Page(s) 66-72.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25 th day of July, 1991.

Pat Sharkey, City Clerk

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE U.S. DEPARTMENT OF TRANSPORTATION AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR A PLANNING GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED.

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services;

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

1. That the City Manager is authorized to execute and file applications on behalf of the City of Charlotte with the U.S. Department of Transportation and North Carolina Department of Transportation, to aid in the financing of a technical studies grant to implement specific items of the FY-1992 Charlotte Urbanized Area Unified Planning Work Program;
2. That the City Manager is authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation or the North Carolina Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964;
3. That the Director of the Charlotte Department of Transportation is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application for the project;

4. That the City Manager is authorized to set forth and execute Minority Business Enterprise (Disadvantaged Business Enterprise and Women Business Enterprise) policies and procedures in connection with the project's procurement needs;
5. That the Mayor or Mayor Pro-Tem is authorized to execute a grant agreement and any amendments thereto on behalf of the City of Charlotte with the U.S. Department of Transportation and the North Carolina Department of Transportation for aid in the financing of assistance for FY 1992 Planning.

CERTIFICATION

I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 22ndth, day of July, 1991, the reference having been made in Minute Book 99 and recorded in full in Resolution Book 28, at Page(s) _____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24 th day of July, 1991.

Pat Sharkey, City Clerk

CHARLOTTE CITY COUNCIL

RESOLUTION AUTHORIZING SALE OF PERSONAL PROPERTY BY PUBLIC AUCTION

WHEREAS, G.S. 160A-270(b) allows the City to sell personal property at public auction upon adoption of a resolution or order authorizing the appropriate official to dispose of the property at public auction; and

WHEREAS, the City Manager has recommended that the property listed on the attached Exhibit A should be sold at public auction as surplus property, now, therefore,

BE IT RESOLVED by the Charlotte City Council that the City-County Purchasing Director is authorized to sell at public auction on the 28th day of September, 1991 at 10:00 a.m. at 100 Terminal Road (Old Airport Terminal Parking Lot) the surplus property described on Exhibit A as per the terms and conditions and in accordance with the "Auction Services" contract approved by this Council. The terms of the sale of the surplus property shall be net cash. The City-County Purchasing Director is directed to publish at least once and not less than ten (10) days before the date of the auction a copy of this resolution or a notice summarizing its content as required by G.S. 160A-270.

Adopted on the 22nd day of July, 1991.



Mayor/City Manager

ATTEST:

City Clerk

APPROVED AS FORM:



City Attorney

0000000	1972 DODGE TRUCK	DI4AE2U594258	87,258
0000000	TAYLOR-DUNN SCOOTER	47463	
0000000	TAYLOR-DUNN SCOOTER	47468	
0000705	1974 FORD TRUCK (PICKUP)	F10GUT43463	79,340
0000724	1975 INTL. TRUCK (PICKUP)	D1325EG823161	24,696
0000746	1953 INTL WRECKER	NC61732M622509	4,812
0000751	1964 GALION MOTORGRATER	1347G92	
0037737	1977 FORD TRACTOR	C41-1976	
0047275	1981 CHEV TRUCK	1GCEC14G6BB135100	45,365
0050548	1982 KUT-KWICK RIDING MOWER	49299	
0051670	1983 CUSHMAN SCOOTER	1CUMH2180DL003267	
0051671	1983 TENNANT SWEEPER/VACUMN	947180	
0052313	1983 ADVANCE SWEEPER/VACUMN	72-942	
0052565	1984 CHEV 4/DOOR	1G1AC69P9E7170444	73,804
0052812	1984 CHEV TRUCK (PICKUP)	1GCCS14B7E2168562	68,630
0052990	1984 FORD BUS	1FDKE3013EHC12948	16,576
0053613	LAWN MOWER	50252	
0058181	1987 FORD STATIONWAGON	1FMCU14T7HUC666112	99,546
ACJ-014	1981 FORD TRUCK	2FTCF10E5BC816982	104,056
ACJ-015	1981 FORD TRUCK	2FTCF10E7BC816983	189,726
CAA-147	1981 FORD 4 DOOR	1FABP21D6BK175366	90,493
CAA-155	1981 FO. . . DOOR	1FABP21D1BK17.	86,604

CSJ-201	1972 INTL TRUCK (UTILITY)	106620H240702	73,931
CTJ-208	1978 G M C TRUCK	TKR338B511532	123,417
EDA-135	1979 FORD 4 DOOR	9A63F211625	126,031
EDA-148	1984 CHEV CAVILER	1G1AC69P737171267	
EDA-150	1987 FORD CROWN VICTORIA	2FABP72G3HX120692	
FDA-003	1984 FORD CROWN VICTORIA	1FABP43FXEZ160052	118,643
MTA-008	1978 PLYMOUTH 4 DOOR	HL41C8F201676	92,362
MTA-011	1979 FORD CROWN VICTORIA	9A63H224895	
MTA-015	1979 FORD CROWN VICTORIA	9U63F200195	
MTA-017	1982 FORD CROWN VICTORIA	2FABP31F5CB223054	
MTA-022	1979 DODGE 4 DOOR	NL41C9B261926	69,492
MTA-024	1981 FORD FAIRMONT	1FABP21B78K152435	
MTC-007	PATTON AIR COMPRESSOR		
NCA-010	1981 CHEV 4 DOOR	1G1AB6892BY222346	71,760
PDA-000	1984 PORSCHE 2 DOOR (WRECK) *	WPOAA0946EN461706	93,288
PDA-00A	1977 CADI 2 DOOR *	6D47S7E646565	110,310
PDA-00B	1982 BUICK 4 DOOR *	1G4AW69Y3CH490112	165,869
PDA-00C	1975 OLDSMOBILE 4 DOOR *	3L69K5M274638	196,799
PDA-00D	1981 CHEV MONTE CARLO *	2G1AZ37J8B1422396	124,556
PDA-00E	1978 OLDSMOBILE CUTLESS *	3R47F8G424872	114,490

PDA-00F	1978 MERCURY 2 DOOR *	8H93F689705	128,954
PDA-00G	1980 CADI 4 DOOR *	6S699AE682406	110,439
PDA-00H	1965 CHEVROLET COUPE *	136375A144752	110,439
PDA-040	1989 FORD CROWN VICTORIA (WRECK)	2FABP72GOKX181408	69,669
PDA-048	1988 FORD CROWN VICTORIA	2FABP72GXJX215854	60,839
PDA-055	1988 FORD CROWN VICTORIA	2FABP72G8JX215903	106,082
PDA-056	1988 FORD CROWN VICTORIA	2FABP72G6JX215902	
PDA-058	1988 FORD CROWN VICTORIA	2FABP72G2JX215900	77,252
PDA-060	1988 FORD CROWN VICTORIA	2FABP72G7JX215908	90,286
PDA-062	1988 FORD CROWN VICTORIA	2FABP72G4JX215879	66,013
PDA-063	1988 FORD CROWN VICTORIA (WRECK)	2FABP72G0JX215877	96,000
PDA-066	1988 FORD CROWN VICTORIA	2FABP72G5JX215891	77,633
PDA-067	1988 FORD CROWN VICTORIA	2FABP72G4JX215865	77,955
PDA-068	1988 FORD CROWN VICTORIA	2FABP72G1JX215872	108,109
PDA-083	1988 FORD CROWN VICTORIA	2FABP72GXJX215921	69,463
PDA-109	1988 FORD CROWN VICTORIA	2FABP72G1JX139702	113,657
PDA-123	1988 FORD CROWN VICTORIA	2FABP72G4JX139693	
PDA-137	1987 FORD CROWN VICTORIA	2FABP72G1HX120674	61,247
PDA-149	1988 FORD CROWN VICTORIA	2FABP72G6JX139713	82,888

PDA-167	1988 FORD CROWN VICTORIA	2FABP72G5JX139685	
PDA-174	1988 FORD CROWN VICTORIA	2FABP72G8JX215867	72,536
PDA-177	1988 FORD CROWN VICTORIA	2FABP72G9JX139690	64,019
PDA-180	1988 FORD CROWN VICTORIA	2FABP72G0JX215863	99,688
PDA-184	1988 FORD CROWN VICTORIA	2FABP72G8JX139681	41,339
PDA-197	1988 FORD CROWN VICTORIA	2FABP72G7JX215861	46,277
PDA-201	1988 FORD CROWN VICTORIA	2FABP72G3JX139670	68,633
PDA-209	1988 FORD CROWN VICTORIA	2FABP72G0JX215894	
PDA-212	1988 FORD CROWN VICTORIA	2FABP72G3JX215923	55,138
PDA-216	1988 FORD CROWN VICTORIA	2FABP72G7JX215925	
PDA-220	1988 FORD CROWN VICTORIA	2FABP72G6JX215897	
PDA-221	1988 FORD CROWN VICTORIA	2FABP72GXJX215918	80,620
PDA-222	1988 FORD CROWN VICTORIA	2FABP72G4JX215932	69,315
PDA-226	1988 FORD CROWN VICTORIA	2FABP72G9JX215876	
PDA-228	1988 FORD CROWN VICTORIA	2FABP72G5JX215907	110,079
PDA-229	1988 FORD CROWN VICTORIA	2FABP72G3JX215906	
PDA-239	1987 FORD CROWN VICTORIA	2FABP72G6HX120699	64,809
PDA-245	1988 FORD CROWN VICTORIA	2FABP72G0JX215930	76,700
PDA-274	1988 FORD CROWN VICTORIA	2FABP72G3JX139703	110,766
PDA-289	1988-FORD CROWN-VICTORIA	2FABP72G4JX215896	98,712
PDA-294	1988 FORD CROWN VICTORIA	2FABP72G7JX215889	106,677

PDA-295	1988 FORD CROWN VICTORIA	2FABP72G3JX215890	111,054
PDA-308	1988 FORD CROWN VICTORIA	2FABP72G1JX215919	
PDA-318	1986 FORD CROWN VICTORIA	2FABP43G3GX176823	
PDA-333	1986 FORD 4 DOOR	2FABP22X9GB237658	57,122
PDA-351	1986 FORD TEMPO	2FABP22X6GB237665	44,698
PDA-381	1984 FORD CROWN VICTORIA	2FABP43FOEX184978	62,323
PDA-422	1985 FORD CROWN VICTORIA	2FABP43F1FX196882	80,377
PDA-427	1985 FORD CROWN VICTORIA	2FABP43FOFX196887	
PDA-456	1973 CHEV 4 DOOR	1N39R3D184464	173,246
PDA-497	1981 MAZDA 2 DOOR	JM1FB3313B0532601	84,193
PDA-527	1984 BMW 2 DOOR*	WBAAK740XE8419450	81,321
PDA-530	1983 FORD 4 DOOR	1FABP43F4DZ155976	86,789
PDA-533	1981 BMW 2/DOOR	WBAAG3308B8018924	37,987
PDA-547	1978 CADI 2/DOOR	6D47SBQ262395	
PDA-572	1984 CHEVROLET 4 DOOR	1G1AW19X8E6957403	85,622
PDA-575	1983 DATSUN CCUPE **	JNICZ06S9DX703964	89,538
PDA-577	1986 CHEV 2 DOOR **	1G1FP87F2GN102856	69,573
PDA-703	1989 FORD CROWN VICTORIA (WRECK)	2FABP72G8KX214011	48,414
PDA-711	1989 FORD CROWN VICTORIA (WRECK)	2FABP72G2KX214019	14,661

PDA-767	1989 FORD CROWN VICTORIA (WRECK)	2FABP72GXXK214091	51,587
PDB-321	1980 E250 CLUBWAGON	E21GBJ29242	71,317
PDB-496	1977 GMC VAN	TGL257U506958	110,191
PRA-010	1983 FORD ESCORT	1FABP1326DW244915	
PRA-022	1974 FORD JEEP	U15GLU30588	124,591
PRB-003	1970 CHEV 32 PASS BUS	SS520P152514	93,381
PRB-014	1978 FORD VAN	E23BHAK1676	
PRD-221	1979 FORD TRUCK (DUMP)	F61CVEG0849	91,334
PRD-403	1977 GMC TRUCK (DUMP)	TCL337B509745	65,739
PRD-407	1981 CHEV TRUCK (DUMP)	1GBHC34M6BV123448	44,026
PRH-604	1980 CA 580C 4CYL BACK HOE	8989705	
PRJ-208	1979 FORD TRUCK/UTILITY BODY	F37HCEJ6881	96,883
PRJ-215	1975 FORD TRUCK	F60dVV82982	69,443
PRN-211	1978 TORO MOWER	80691	
PRN-607	1984 MITSUBISHI MOWER	3629	
PRN-609	1987 TORO MOWER 52"	059259	
PRN-747	1982 TORO MOWER 72"	20279	
PRN-751	1982 TORO MOWER	3077520562	
PRN-755	1982 TORO MOWER 52"	20547	
PRN-757	1984 TORO MOWER	3077540423	

PRN-758	1986 TORO MOWER 52"	307980-60524	
PRN-761	1986 TORO MOWER	60465	
PRN-767	1987 TORO MOWER	30790-70180	
PRT-443	1973 FORD TRACTOR	C370995	
PRT-447	1973 FORD TRACTOR	C372895	
PRT-501	1978 FORD TRACTOR	C557147	
PRT-506	1978 FORD TRACTOR	C447093	
PRT-514	1979 FORD TRACTOR	C6113481338R	
PRT-515	1980 FORD TRACTOR	C646889	
PRU-108	1980 CHEV TRUCK (PICKUP)	CCD14AF388593	
PRU-110	1981 FORD TRUCK (PICKUP)	1FTCF10E5BNA54848	
PRU-111	1981 CHEV TRUCK (PICKUP)	1GCGC23M4BB140222	65,813
PRZ-900	1977 WOODCHUCK	STW2490	
PRZ-901	1977 WOODCHUCK	STW2524	
SMC-800	1980 INTL	113711	
SMC-803	1983 INTL 185	3056X640	
SMD-309	1981 INTL TRUCK (DUMP)	1HTAA1723BHB31626	108,496
SMD-327	1982 INTL TRUCK (DUMP)	1HTAA1729CHB21152	109,287
SMD-401	1982 CHEV TRUCK (DUMP)	1GBT7D4Y4CV127541	97,673
SMJ-363	1978 INTL TRUCK UTILITY BODY	D0522HHE30025	51,320

SML-629	1972 CAT FRONT LOADER	9115697
SML-641	1981 INTL FRONT LOADER	3530
SML-653	1973 CAT FRONT LOADER	9112646
SMR-702	1978 ING 4 CYL ROLLER	485336-F-A-10
SMR-740	1979 ESSICK ROLLER	72903319
SMR-752	1978 ESSICK ROLLER	72709872
SMR-753	1987 ESSICK ROLLER	82703148
SMR-769	1979 ESSICK ROLLER	72901196
SMT-501	1976 FORD TRACTOR	C521573
SMU-006	1982 CHEV TRUCK (PICKUP)	1GCCS14B8C2139780
SMU-082	1981 CHEV TRUCK (PICKUP)	1GCGC23M7BB140280
SMZ-904	1976 PEAB BARNES PUMP	55491-H-1276
SNP-331	1980 FORD PACKER	D80UVGG8301
SNP-332	1980 FORD PACKER	D80UVGG8302
SNP-337	1980 FORD PACKER	D80UVJD5847
SNP-338	1980 FORD PACKER	D80UVJD5843
SNP-339	1980 FORD PACKER	D80UVJD5840
SNP-341	1980 FORD PACKER	D80UVJD5844
SNP-345	1981 FORD PACKER	1FDYD80U1BVJ14015
SNP-346	1981 FORD PACKER	1FDYD80U3BVJ14016
		75,713
		8,563
		100,133

SNP-348	1981 FORD PACKER	1FDYD80U7BVJ14018	88,013
SNP-349	1981 FORD PACKER	1FDYD80U9BVJ14019	
SNP-350	1981 FORD PACKER	1FDYD80U5BVJ14020	
SNP-352	1981 FORD PACKER	1FDYD80U9BVJ14022	
SNP-356	1981 FORD PACKER	1FDYD80U0BVJ32330	86,615
SNP-359	1981 FORD PACKER	1FDYD80U6BVJ32333	5,234
SNP-367	1983 FORD PACKER	1FDYH80U0DVA02977	
SNP-368	1983 FORD PACKER	1FDYH80U4DVA02979	
SNP-371	1983 FORD PACKER	1FDYH80U2DVA02981	
SNP-375	1983 FORD PACKER	1FDYH80UXDVA02985	
SNP-376	1983 FORD PACKER	1FDYH80U5DVA02988	
SNP-377	1983 FORD PACKER	1FDYH80U1DVA02986	
SNP-381	1983 FORD PACKER	1FDYH80U3DVA02987	88,612
SSD-230	1980 GMC TRUCK (DU (P))	T16DAAV587472	80,679
SSJ-251	1974 FORD TRUCK (UTILITY BODY)	F70EVU50910	61,388
SSP-328	1979 FORD PACKER	D80DVEK1829	79,421
SSU-027	1980 CHEV TRUCK (PICKUP)	CCD14AF389808	
SSU-030	1980 FORD TRUCK (PICKUP)	1FTCF10E3BNA54847	
SSU-031	1981 FORD TRUCK (PICKUP)	1FTCF10E7BNA54849	
SSU-036	1983 CHEV TRUCK (PICKUP)	1GCCS14B6D2171550	
ST-69	1963 ASST KETTLE	207-A	

TOU-026	1979 FORD TRUCK (PICKUP)	F15GNEK4892	
UBA-018	1980 DODGE STATION WAGON	NL45CAF177412	
UCA-003	1986 FORD TEMPO	2FABP22X8GB263121	
UCA-069	1983 FORD ESCORT	1FABP0428DW244908	
UCA-070	1983 FORD ESCORT	1FABP94WXDW244909	
UCU-044	1983 CHEV S-10	1GCCS14B1D2171472	
UCU-101	1985 CHEV TRUCK (PICKUP)	1GCCS14B6F8222819	
UCU-102	1985 CHEV TRUCK (PICKUP)	1GCCS14B6F8222822	
UCU-107	1986 CHEV S-10 (PICKUP)	1GCCS14R9G2203621	
UCU-122	1987 FORD RANGER	1FTCR10T4HUD12054	
UDA-014	1986 FORD CROWN VICTORIA	2FABP43G2GX176781	137,661
UDA-348	1986 FORD 4/DOOR	2FAP22X2GB237663	
UDC-909	1986 COM JOY 1850 COMPRESSOR	3056X658	
UDC-910	1983 L 185 COMPRESSOR	3056X642	
UDD-565	1981 INTL TRUCK (DU/P)	1HTAA1723BHB30878	91,934
UEA-009	1985 CHEV TRUCK (PICKUP)	1G8CT18EXF8222818	
USD-203	1979 FORD TRUCK (DUMP)	F61CVEG1201	86,805
USD-400	1976 FORD TRUCK (DUMP)	F16EVB25909	118,678
UST-849	1977 JOHN DEERE TRACTOR	450BA142844T	
USZ-910	1975 WARNER/SWAZEY FORK LIFT	12L1454	

USZ-919	1973 WACKER	233404250
USZ-947	1985 WACKER	419606221
USZ-956	1987 WACKER	579903622
USZ-980	1984 WACKER	419605276
UWL-651	1981 LOADER INTERGRL-ART	1189864
UWS-000	1984 CUSHMAN SCOOTER	567134
UWT-591	1981 KUB TRACTOR	L1855469A40006717
UWU-022	1983 CHEV S-10	1GCCS14B2D2171545
MISC	PALLET FROM LOUISE AVENUE	
MISC	PALLET FROM SWEDEN RD.	
MISC	SUN ELECTRIC MACHINE	42A4326

Jan 7 1991

ITEMS FOR SALE

- 1 Reel mower Toro
- 1 Grang - Mower - 5 - PC
- 1 Edger with pull behind motor
- 1 Edger - Sears model # 536-870542
- 2 Toro 31" - B-104 & B-25
- 1 Jacobsen D-68 21"
- 2 Ryan mower 21" - D-105, #2
- 12 Motors - various sizes and H.P.
- 4 - Backpack Blowers - BP-45, BP-42, BP-61, BP-83
- 1 Gas Power Hedge Clipper
- 2 Weedeaters - TT-3 and no #

Paul & P...

ITEMS FOR SALE

TT - 18 Toro Trimmer
TT - 23 Toro Trimmer
TT - 60 Toro Trimmer
TT - 68 Toro Trimmer
TT - 80 Toro Trimmer - S/N 4001548 Prop. #53656
TT - 50 Trimmer

I - 177 Giant Vac. Wheel Blower
I - 11 Giant Vac. Wheel Blower
I - 185 Giant Vac. Wheel Blower

E - 3 Bunton Edger S/N EEE1003162

BP - 43 Green Machine Back Pack Blower S/N 15413
BP - 60 KAAZ Back Pack Blower S/N 15413
BP - 81 Toro Back Pack Blower S/N 900976

CERTIFICATION

I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 22nd th, day of July, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, at Page(s) 75-89.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th th day of July, 1991.

Pat Sharkey, City Clerk

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

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

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans to make certain street and highway improvements within this Municipality under Project U-2005, Mecklenburg County, said plans consisting of the improvement of SR 2853 (Delta-Newell-Hickory Grove Road) from south of NC 24-27 (Albemarle Road) to north of Plaza Road Extension; and,

WHEREAS, said Department of Transportation and this Municipality propose to enter into an Agreement for the above-captioned project whereby this Municipality agrees: (1) to effect the necessary adjustment of any utilities under franchise without cost to the Department of Transportation, and (2) to provide for the adjustment of any municipally-owned utilities without cost to the Department of Transportation, except that said Department will reimburse this Municipality in accordance with said Department's Municipally-Owned Utility Policy; and,

WHEREAS, said Department of Transportation agrees to acquire the right of way and construct the project in accordance with the approved project plans; and,

WHEREAS, at the request of the Municipality, the Department shall place provision in its construction contract for additional project work; and,

WHEREAS, this Municipality agrees to reimburse the Department of Transportation \$1,700,000 for project costs associated with additional work to be included in the construction contract. Reimbursement shall be made in three (3) equal annual installments to begin 30 days after the project is placed under contract for construction with interest charged at eight percent (8%) per year; and,

WHEREAS, the Agreement will further provide for the establishment, maintenance, and enforcement of traffic operating controls for the regulation and movement of traffic on the project upon its completion.

NOW, THEREFORE, BE IT RESOLVED that Project U-2005, Mecklenburg County, is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Pat Sharkey, 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 22nd day of July, 19 91, and the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, Page 90-91.

WITNESS, my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of July, 19 91.

(SEAL)

Pat Sharkey, City Clerk

APPROVED AS TO FORM

Henry W. Chadwell Jr.
CITY ATTORNEY

RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF CHARLOTTE
ADOPTING A POLICY FOR OPTIONAL RELOCATION PAYMENTS

WHEREAS, Section 570.606(d) of the Community Development Block Grant regulation permit a city to adopt a Local Option Policy to provide benefits to persons displaced by activities other than those covered by the URA and to provide assistance at a level in excess of Uniform Relocation Act benefits; and

WHEREAS, the City Council of the City of Charlotte adopted the first Local Option Policy in 1975; and

WHEREAS, the City Council of the City of Charlotte expanded the Local Option Policy in 1982, 1985, and 1987; and

WHEREAS, the City Council of the City of Charlotte has amended and extended the Local Option Policy each successive year since 1982;

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

1. The Policy for Optional Coverage Relocation Payments shall be approved for continuation on a permanent basis.
2. All expenses for this program shall be borne by the existing Relocation/Local Option/Last Resort and Replacement Housing appropriations.

Approved as to form:



City Attorney

CERTIFICATION

I, Pat Sharkey, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 22ndth, day of July, 1991, the reference having been made in Minute Book 99, and recorded in full in Resolution Book 28, at Page(s) 92.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26thth day of July, 1991.

Pat Sharkey, City Clerk

RESOLUTION

Whereas, the City of Charlotte is committed to utilizing to the fullest extent possible Disadvantaged Business Enterprises; and

Whereas, the City of Charlotte has established definitive procedures to ensure that Disadvantaged Enterprises shall have the maximum feasible opportunity to compete for contracts; and

Whereas, the U.S. Department of Transportation, Urban Mass Transportation Administration has set a minimum goal for the Federal share of grant-related contracts; therefore, be it resolved by the City Council of Charlotte, NC that the Mayor is authorized to execute documents establishing the City's FY 1992 goal for the Federal share of transit-related contracts at 13% for Disadvantaged Business Enterprises.

Approved as to form:

Henry W. Underhill, Jr. by H. Underhill Jr.
Henry W. Underhill, Jr.
City Attorney

CERTIFICATE

The undersigned duly qualified City Clerk of the City of Charlotte, NC certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Charlotte City Council held on July 22, 1991.

Pat Sharkey
City Clerk

Date