

EXTRACTS FROM MINUTES OF CITY COUNCIL

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A regular meeting of the City Council of the City of Charlotte, North Carolina (the “*City Council*”) was duly held in the Meeting Chamber at the Charlotte-Mecklenburg County Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, the regular place of meeting, at 6:30 p.m. on January 27, 2020:

Members Present:

Members Absent:

* * * * *
* * *

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

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

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

Not to exceed \$35,000,000 of General Obligation Refunding Bonds, Series 2020A to pay the costs of refunding in advance of their maturities the City’s General Obligation Refunding Bonds, Series 2009C maturing on and after June 1, 2021 (the “*Refunded 2009C Bonds*”); and

Not to exceed \$95,000,000 of Taxable General Obligation Refunding Bonds, Series 2020B to pay the costs of refunding in advance of their maturities the City’s General Obligation Refunding Bonds, Series 2012A maturing on and after July 1, 2023 (the “*Refunded 2012A Bonds*” and together with the Refunded 2009C Bonds, the “*Refunded Bonds*”).

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

NOW, THEREFORE, BE IT RESOLVED that the City Council, meeting in open session on the 27th day of January, 2020, has made the following factual findings in regard to this matter:

A. ***Facts Regarding Necessity of Proposed Financing.*** The proposed bonds are necessary and expedient to lower the City's debt service costs related to projects refinanced with the Refunded Bonds. The proposed bonds do not extend the final maturity of the Refunded Bonds.

B. ***Facts Supporting the Amount of Bonds Proposed.*** The sums estimated for these bonds are adequate and not excessive for the proposed purpose.

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

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

E. ***Retirement of Debt.*** The schedule for issuing the bonds does not require a property tax increase. The schedule for issuance calls for issuing all of the bonds in Fiscal Year 2020, but issuance may be delayed until such time as the City determines that the market is more favorable for the issuance of the bonds.

F. ***Marketing of Bonds.*** The proposed bonds can be marketed at reasonable rates of interest.

G. ***Financing Team.*** The City Manager and the Chief Financial Officer, with advice from the City Attorney, are hereby authorized and directed to (1) retain Parker Poe Adams & Bernstein LLP, as bond counsel, (2) retain PNC Capital Markets LLC and J.P. Morgan Securities LLC, as underwriters for the proposed bonds, (3) retain DEC Associates, Inc., as financial advisor, (4) retain The Arbitrage Group, Inc., as verification agent, and (5) retain U.S. Bank National Association, as escrow agent. The City Manager and the Chief Financial Officer are authorized to retain and approve the services of other professionals that they deem necessary related to the issuance of the Bonds.

PASSED, ADOPTED AND APPROVED this 27th day of January, 2020.

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

I, _____, the _____ of the City of Charlotte, North Carolina,
DO HEREBY CERTIFY that the foregoing is a true and exact copy of a resolution entitled “**A
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA MAKING
CERTAIN STATEMENTS OF FACT CONCERNING PROPOSED BOND ISSUE**” adopted by the City Council of
the City of Charlotte, North Carolina, at a meeting held on the 27th day of January, 2020, the reference
having been made in Minute Book _____, and recorded in full in Resolution Book _____, Page(s)
_____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the ____ day of _____, 2020.

City Clerk
City of Charlotte, North Carolina

(SEAL)