

**RESOLUTION ADOPTING THE BOND ORDER AUTHORIZING THE ISSUANCE OF A
STORM WATER FEE REVENUE BOND ANTICIPATION NOTE OF THE CITY OF
CHARLOTTE, NORTH CAROLINA IN THE AGGREGATE PRINCIPAL AMOUNT NOT
TO EXCEED \$110,000,000**

BOND ORDER

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

WHEREAS, the City has previously issued Storm Water Fee Revenue Bonds under the terms of an Amended and Restated General Trust Indenture dated as of February 15, 2023 (the “General Indenture”) between the City and U.S. Bank Trust Company, National Association, as trustee (the “Trustee”);

WHEREAS, the City Council (the “City Council”) of the City has determined that it is in the best interest of the City to issue its Storm Water Fee Revenue Bond Anticipation Note, Series 2026 (the “Bond Anticipation Note”) in an aggregate principal amount not to exceed \$110,000,000 to finance the costs of additions and capital improvements to, or the acquisition, renewal or replacement of capital assets of, or purchasing and installing new equipment relating to the operation and maintenance of the City’s storm water facilities (collectively, the “Projects”);

WHEREAS, the City will issue the Bond Anticipation Note under the General Indenture and Series Indenture, Number 12 (the “Series Indenture”) between the City and the Trustee;

WHEREAS, the City and the LGC have arranged for PNC Bank, National Association (the “Purchaser”) to purchase the Bond Anticipation Note and advance the funds to finance the Projects under the terms of a Note Purchase and Advance Agreement (the “Purchase Agreement”);

WHEREAS, an application has been filed with the LGC requesting approval of the Bond Anticipation Note as required by the Act;

NOW, THEREFORE, BE IT ORDERED by the City Council, as follows:

Section 1. The Bond Anticipation Note is authorized and will be issued pursuant to and under the Act and this bond order (this “Bond Order”) in order to raise the money required to finance the Projects, in addition to any funds which may be made available for such purpose from any other source.

Section 2. The aggregate principal amount of the Bond Anticipation Note authorized by this order shall not exceed \$110,000,000. The Bond Anticipation Note hereby authorized will be a special obligation of the City, secured by and paid solely from the proceeds thereof or from Net Revenues (as defined in the General Indenture). The principal of, premium, if any, and interest on the Bond Anticipation Note will not be payable from the general funds of the City, nor will they constitute a legal or equitable pledge, charge, lien or encumbrance upon any of its property or upon any of its income, receipts or revenues except the funds which are pledged under the General Indenture. Neither the credit nor the taxing power of the State of North Carolina or the City are pledged for the payment of the principal of, premium, if any, or interest on the Bond Anticipation Note, and no holder of the Bond Anticipation Note has the right to compel the exercise of the taxing power by the State of North Carolina or the City or the forfeiture of any of its property in connection with any default thereon.

Section 3. The issuance of the Bond Anticipation Note by the City, in substantially the form set forth in the Series Indenture, and the provisions of the Series Indenture and the Purchase Agreement with respect to the Bond Anticipation Note (including without limitation the maturities and rate setting mechanisms) are approved and confirmed.

Section 4. The Bond Anticipation Note will be purchased by the Purchaser under the terms of the Purchase Agreement and the proceeds from the sale of the Bond Anticipation Note will be deposited in accordance with the Series Indenture.

Section 5. If any one or more of the agreements or provisions herein contained is held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or is for any reason whatsoever held invalid, then such covenants, agreements or provisions are null and void and deemed separable from the remaining agreements and provisions and in no way affect the validity of any of the other agreements and provisions hereof or of the Bond Anticipation Note authorized hereunder.

Section 6. All resolutions or parts thereof of the City Council in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

Section 7. This Bond Order will take effect immediately on its adoption and pursuant to §159-88 of the General Statutes of North Carolina, as amended, need not be published or subjected to any procedural requirements governing the adoption of ordinances or resolutions by the City Council other than the procedures set out in the Act.

Adopted: August 10, 2026