



TOWN OF MATTHEWS

P.O. Box 398
212 N. Trade Street
Matthews, North Carolina 28106
704/847-4411 • Fax: 704/845-1964

R. LEE MYERS - Mayor

BOARD OF COMMISSIONERS
Paul F. Bailey - Mayor Pro-Tem
Kathy Abernethy
George M. Fossett
Jim Gulley
Chris Kallianos
W. Kress Query

RESOLUTION

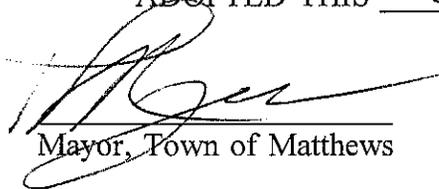
THAT WHEREAS, the Town of Matthews through its duly elected Mayor, with the consent and approval of the Board of Commissioners, shall enter into a contract with BB&T Leasing Corporation for the financing of the Police Vehicles, and;

WHEREAS, the said contract, bearing the date February 6, 1996 qualifies as a tax-exempt obligation of the Town, pursuant to the Internal Revenue Code of 1986;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF MATTHEWS:

That the aforesaid contract, being the date February 6, 1996 by and between the Town of Matthews and BB&T Leasing Corporation, together with the amounts to be paid thereunder, be and the same are hereby designated as a qualified tax-exempt obligation of the Town for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986.

ADOPTED THIS 5th DAY OF February, 1996.



Mayor, Town of Matthews



Clerk

TOWN SEAL





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W. Kress Query

RESOLUTION

BE IT RESOLVED by the Board of Commissioners of the Town of Matthews, that Barry L. Webb, Town Manager, is hereby authorized to execute for and in behalf of the Town of Matthews, North Carolina, a public entity established under the laws of the State of North Carolina, all required forms and documents for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended by Public Law 100-707).

Passed and approved this 26th day of February, 1996.

R. Lee Myers, Mayor

CERTIFICATION

I, Jill Pleimann, duly appointed, and Town Clerk of the Town of Matthews, North Carolina, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Board of Commissioners of the Town of Matthews on the 26th day of February, 1996.

(Signature)

(Official Position)

(Date)



APPLICATION FOR FEDERAL ASSISTANCE

2. DATE SUBMITTED 2-26-96	Applicant Identifier
3. DATE RECEIVED BY STATE	State Application Identifier
4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier

1. TYPE OF SUBMISSION:

Application
 Construction
 Non-Construction

Preapplication
 Construction
 Non-Construction

5. APPLICANT INFORMATION

Legal Name: **TOWN OF MATTHEWS**

Organizational Unit:

Address (give city, county, state, and zip code):
**P.O. Box 398
 MATTHEWS, MEEKLENBURG, NC.
 28106**

Name and telephone number of the person to be contacted on matters involving this application (give area code):
**BARRY WEBB, TOWN MANAGER
 704 847-8411**

6. EMPLOYER IDENTIFICATION NUMBER (EIN):
56 - 6001283

7. TYPE OF APPLICANT: (enter appropriate letter in box)

A. State	H. Independent School Dist.
B. County	I. State Controlled Institution of Higher Learning
C. Municipal	J. Private University
D. Township	K. Indian Tribe
E. Interstate	L. Individual
F. Intermunicipal	M. Profit Organization
G. Special District	N. Other (Specify): _____

8. TYPE OF APPLICATION:
 New Continuation Revision

If Revision, enter appropriate letter(s) in box(es):

A. Increase Award B. Decrease Award C. Increase Duration
 D. Decrease Duration Other (specify): _____

9. NAME OF FEDERAL AGENCY:
FEDERAL EMERGENCY MANAGEMENT AGENCY

10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER:
 TITLE:

11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT:
EMERGENCY SNOW REMOVAL

12. AREAS AFFECTED BY PROJECT (cities, counties, states, etc.):
TOWN OF MATTHEWS

FEMA-1087-DR-NC

13. PROPOSED PROJECT:

Start Date 1-6-96	Ending Date 1-16-96
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14. CONGRESSIONAL DISTRICTS OF:

a. Applicant 9TH	b. Project
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15. ESTIMATED FUNDING:

a. Federal	75%	\$	24,851.68⁰⁰
b. Applicant		\$.00
c. State	25%	\$	828.56⁰⁰
d. Local		\$.00
e. Other		\$.00
f. Program Income		\$.00
g. TOTAL		\$	33,14.24⁰⁰

16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?

a. YES. THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON:
 DATE _____

b. NO. PROGRAM IS NOT COVERED BY E.O. 12372
 OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW

17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?
 Yes If "Yes," attach an explanation. No

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN ONLY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED

a. Typed Name of Authorized Representative	b. Title	c. Telephone number
d. Signature of Authorized Representative	e. Date Signed	

Previous Editions Not Usable

STATE - APPLICANT DISASTER ASSISTANCE AGREEMENT

This agreement between the State of North Carolina and _____ (the Applicant) shall be effective on the date signed by the State and the Applicant. It shall apply to all assistance funds provided by or through the State to the Applicant as a result of ~~Hurricane Opal~~ Blizzard 9 on ~~October 4-5, 1995~~, and pursuant to Presidential emergency declaration FEMA-~~1003-EM-NC~~.

Jan 06- 19, 1996

1087-DR-NC

The designated representative of the Applicant certifies that:

1. He/She has legal authority to apply for assistance on behalf of the Applicant.
2. The Applicant shall provide all necessary financial and managerial resources to meet the terms and conditions of receiving Federal and State disaster assistance.
3. The Applicant shall use disaster assistance funds solely for the purposes for which these funds are provided and as approved by the Governor's Authorized Representative.
4. The Applicant is aware of and shall comply with cost-sharing requirements of the Federal and State disaster assistance; specifically that Federal assistance is limited to 75% of eligible expenditures, that State assistance is limited to 25% of eligible costs to include alternate projects selected by the applicant.
5. The applicant shall establish and maintain a proper accounting system to record expenditures of disaster assistance funds in accordance with generally accepted accounting standards or as directed by the Governor's Authorized Representative.
6. The Applicant shall give State and Federal agencies designated by the Governor's Authorized Representative access to and the right to examine all records and documents related to use of disaster assistance funds.
7. The Applicant shall return to the State, within (30) days of such request by the Governor's Authorized Representative, any advance funds which are not supported by audit or other Federal or State review of Documentation maintained by the Applicant.
8. The Applicant shall comply with all applicable codes and standards in completion of eligible repair or replacement of damaged public facilities.
9. The Applicant shall comply with all applicable provisions of Federal and State law and regulation in regard to procurement of goods and services and to contracts for repair or restoration of public facilities.
10. The Applicant shall begin and complete all items of work within the time limits established by the Governor's Authorized Representative.

11. The Applicant shall comply with all Federal and State statutes and regulations relating to non-discrimination.
12. The Applicant shall comply with provisions of the Hatch Act limiting the political activities of public employees.
13. The Applicant shall comply, as applicable, with provisions of the Davis-Bacon Act relating to labor standards.
14. The Applicant shall comply with the flood insurance purchase requirements of the Flood Disaster Protection Act of 1973 which may require purchase of flood insurance for some costs over \$10,000.
15. The Applicant shall not enter into cost-plus-percentage-of-costs contracts for completion of disaster restoration or repair work.
16. The Applicant shall not enter into contracts for which payment is contingent upon receipt of State or Federal funds.
17. The Applicant shall not enter into any contract with any party which is debarred or suspended from participating in Federal Assistance.
18. The Applicant shall comply with all uniform administrative requirements which are set forth in the Robert T. Stafford Disaster Relief and Emergency Assistance Act, Public Law 93-288, as amended, and as implemented by 44 CFR Part 206.

Signed by Applicant:

Typed Name	Title
Signature	Date

Signed for State:

Typed Name	Title
Signature	Date

RESOLUTION

WHEREAS, the Town of Matthews and Central Piedmont Community College (CPCC) have enjoyed a long and productive partnership serving the people in Matthews and the greater community; and

WHEREAS, the current CPCC facility cannot serve and meet the needs of all the citizens and residents desiring services; and

WHEREAS, the new campus to be built on property in the southwest quadrant of the intersection of I-485 and U.S. 74 can provide needed educational opportunities to the Town of Matthews and to the greater citizenry; and

WHEREAS, this campus needs the support of all agencies, governments, corporations and citizens in order to provide the necessary infrastructure to accommodate and provide for the construction and development of this campus.

NOW, THEREFORE, BE IT RESOLVED by unanimous vote of the Matthews Town Council that agencies, governments, corporations and citizens provide, where possible, on their own, support to the infrastructure necessary for the development of CPCC and to provide, where necessary, the urging and influence of others to bring about the infrastructure in a timely manner to promote the educational opportunities for all citizens in this area.

This 22nd day, April, 1996.



R. Lee Myers, Mayor

RESOLUTION

WHEREAS, the issue of consolidation of Mecklenburg County and the City of Charlotte governments is the most important political decision to be addressed by this community since the formation of those governments; and

WHEREAS, no compelling reason for consolidation has been advanced to date; and

WHEREAS, the Town of Matthews must maintain its municipal integrity, freedom and independence; and

WHEREAS, the power and authority to be vested in the Metro Government threatens the overall well being of all towns within Mecklenburg County; and

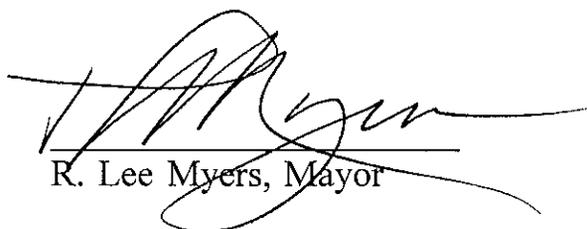
WHEREAS, the Town of Matthews has several serious concerns with the charter, legislation and process as it has developed; and

WHEREAS, there exists many details over which the Town of Matthews, and other municipalities within Mecklenburg County, will have little or no voice that need to be dealt with, addressed and included in the charter/legislation prior to any referendum or final action on the consolidation issue.

NOW, THEREFORE, BE IT RESOLVED by unanimous vote of the Matthews Town Council as follows:

1. Any referendum on the issue of consolidation not be set before November, 1997;
2. Any issue of debt assumption be stated as a separate issue on any ballot;
3. Each municipality be afforded the opportunity to present proposed amendments or revisions to any charter or legislation.

This 22nd day of April, 1996.


R. Lee Myers, Mayor

RESOLUTION OF INTENT TO CONSIDER AN ORDINANCE AMENDING THE CHARTER OF THE TOWN OF MATTHEWS, NORTH CAROLINA, TO PROVIDE TWO-YEAR TERMS FOR THE TOWN BOARD COMMISSIONERS AND SETTING THE DATE FOR PUBLIC HEARING THEREON.

WHEREAS, pursuant to G.S. 160A-101 and 160A-102, the Board of Commissioners of the Town of Matthews may adopt an ordinance to amend the Charter of the Town to implement any of the optional forms set out in G.S. 160A-101; and

WHEREAS, G.S. 160A-102 requires that proposed Charter amendments first be submitted to a public hearing and that due notice thereof be published not less than ten (10) days prior to the date fixed for the public hearing;

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Matthews:

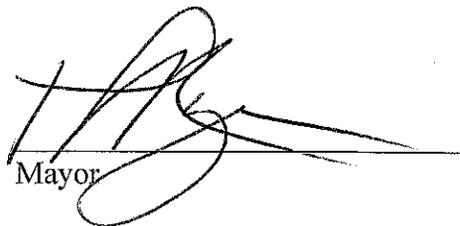
1. That the Board of Commissioners hereby intends to consider an ordinance amending the Charter of the Town of Matthews as set forth in Chapter 60 of the 1879 Private Laws of North Carolina, as amended, to provide for two-year terms for the Town Board of Commissioners as authorized by G.S. 160A-101(4).

2. That the public hearing on the proposed ordinance is hereby called at the Town Hall at 7:00 o'clock P.M. on the 12th day of August, 1996.

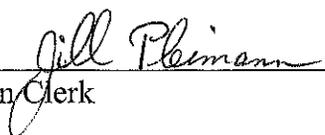
3. That, following the public hearing called hereby, the Board of Commissioners shall consider passage of such an ordinance at its regular meeting on Monday, the 26th day of August, 1996.

4. That the Town Clerk is hereby directed to cause to be published in a newspaper of general circulation a proper notice of the public hearing hereby called, which notice shall contain a summary of the proposed Charter amendments.

RESOLVED, this the 22nd day of July, 1996.


Mayor

ATTEST:


Town Clerk

**ATTACHMENT D: SUGGESTED RESOLUTION A
FOR A LEGISLATIVE BODY RELATING TO AMENDING A DEFERRED COMPENSATION PLAN**

Name of Employer: Town of Matthews State: N.C.

3 0 2 7 7 2
Employer Plan Number

Resolution of the above named Employer ("Employer")

WHEREAS, the Employer has employees rendering valuable services; and

WHEREAS, the Employer has established a deferred compensation plan for such employees that serves the interest of the Employer by enabling it to provide reasonable retirement security for its employees, by providing increased flexibility in its personnel management system, and by assisting in the attraction and retention of competent personnel; and

WHEREAS, the Employer has determined that the continuance of the deferred compensation plan will serve these objectives; and

WHEREAS, amendments to the Internal Revenue Code have been enacted that require changes to the structure of and allow enhancements of the benefits of the deferred compensation plan:

NOW THEREFORE BE IT RESOLVED that the Employer hereby amends and restates the deferred compensation plan (the "Plan") in the form of: (Select one)

- The ICMA Retirement Corporation Deferred Compensation Plan and Trust
- The Plan and Trust provided by the Employer (executed copy attached hereto).

BE IT FURTHER RESOLVED that the assets of the Plan shall be held in trust, with the Employer serving as trustee, for the exclusive benefit of the Plan participants and their beneficiaries, and the assets shall not be diverted to any other purpose. The Trustee's beneficial ownership of Plan assets held in the ICMA Retirement Trust shall be held for the further exclusive benefit of the Plan participants and their beneficiaries;

BE IT FURTHER RESOLVED that the Plan: (Select one)

- Will permit loans
- Will not permit loans

BE IT FURTHER RESOLVED that the Employer hereby agrees to serve as trustee under the Plan.

I, Jill Pleimann, Clerk of the (City, County, etc.) of Matthews, N.C., do hereby certify that the foregoing resolution, proposed by (Council Member, Trustee, etc.) Abernethy, was duly passed and adopted in the (Council, Board, etc.) of the (City, County, etc.) of Matthews at a regular meeting thereof assembled this 9th day of December, 1996, by the following vote:

AYES: Abernethy, Bailey, Fossett, Gulley, Kallianos, Query

NAYS:

ABSENT: Myers
(Seal)



Clerk of the (City, County, etc.)

This page is perforated for your convenience.



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R. LEE MYERS - Mayor

BOARD OF COMMISSIONERS
Paul F. Bailey - Mayor Pro-Tem
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RESOLUTION

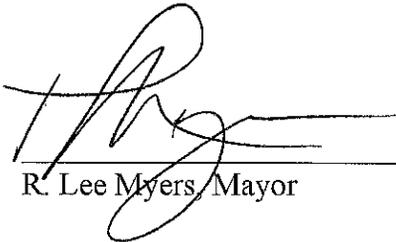
WHEREAS, Centralina COG was contracted to prepare a CDBG application and submit the application to the Division of Community Assistance; and

WHEREAS, the Board of Commissioners of the Town of Matthews recognizes that there are a significant number of homes occupied by low and moderate income Matthews residents which are in need of rehabilitation; and

WHEREAS, the Board of Commissioners of the Town of Matthews feels that the funding of the grant application will be enhanced through a local contribution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Matthews to approve submittal of a CDBG application calling for \$400,000 in CDBG funds and a donation, upon funding, by the Town of Matthews of \$21,885, said funds to be used for the rehabilitation of eight homes occupied by low and moderate income households in the Town of Matthews.

This 23rd day of September, 1996.



R. Lee Myers, Mayor



RESOLUTION TO ENACT A TAX SHELTER OF EMPLOYEES' CONTRIBUTIONS PAYABLE AS MEMBERS OF THE NORTH CAROLINA LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

WHEREAS, the 1981 Session (1982 Regular Session) of the North Carolina General Assembly, by a duly ratified bill effective July 1, 1982, enacted North Carolina General Statute 128-30(b1), a copy of which is attached hereto, which under the conditions specified therein permits an employer participating in the North Carolina Local Governmental Employees' Retirement System to tax shelter the contributions payable to this System by its employees who are members of this System; and,

WHEREAS, this employer is an employer participating in the North Carolina Local Governmental Employees' Retirement System with respect to its eligible employees; and

WHEREAS, this employer deems it desirable to tax shelter the contributions payable by its employees as members of the North Carolina Local Governmental Employees' Retirement System;

WHEREAS, this employer adopted a Resolution on July 6, 1993, "enlisting" in the North Carolina Local Governmental Employees' Retirement System and on same date, made application for enrollment of its employees in the North Carolina Local Governmental Employees' Retirement System, and thought that it had adopted a resolution to enact a tax shelter of employees' contributions, payable as members of the North Carolina Local Governmental Employees' Retirement System, and further thought that it had done all the necessary paperwork to enroll, enlist, and enact a tax shelter for its employee contributions into the North Carolina Local Governmental Employees' Retirement System;

WHEREAS, the Resolution to enact a tax shelter of the employee contributions cannot be found; and

WHEREAS, this employer is hereby desirous to adopt this Resolution to enact a tax shelter of employee contributions payable as members of the North Carolina Local Governmental Employees' Retirement System now as if it had adopted same on July 7, 1993.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Matthews in regular session, that as of July 7, 1993 the Town of Matthews, NUNC PRO TUNC elects pursuant to the provisions of North Carolina General Statute 128-30(b1) to pick up

and pay to the North Carolina Local Governmental Employees' Retirement System the contributions which would be otherwise payable to this System by its employees who are members of this System and to treat in all respects such contributions in the manner specified in said North Carolina General Statute 128-30(b1).

RESOLVED, this the 23rd day of September, 1996.



Mayor

ATTEST:



Town Clerk

Upon motion of Commissioner Kathy Abernethy and seconded by Mayor Pro-Tem Paul Bailey the above resolution was introduced and adopted. The number voting in the affirmative was 7 and the number voting in the negative was 0.

NOTICE OF SPECIAL
CHARTER AMENDMENT REFERENDUM
in the
TOWN OF MATTHEWS, NORTH CAROLINA

A Special Charter Amendment Referendum will be held between 6:30 AM. and 7:30 P.M. on Tuesday, November 5, 1996, at which time there will be submitted to the qualified voters of the Town of Matthews the following questions:

Shall the Ordinance adopted on September 9, 1996,
amending the Charter of the Town of Matthews,
establishing the term of the members of the Board
of Commissioners to a two-year term take effect?

The question hereinabove set forth contains statements of the purpose for which the Charter Amendment is to take effect by the Ordinance referred to in such question.

If such Charter Amendment is to take effect, it shall become effective immediately upon the approval of the qualified voters of the Town of Matthews.

For said Referendum, the regular registration books for elections in the County of Mecklenburg will be used and the registration books, process or records will continue to be open for the acceptance of registration applications and the registration of qualified persons at the places and times as follows:

Office of the County Board of Elections of Mecklenburg
County located in the County Office Building at 741
Kenilworth Avenue in Charlotte, North Carolina, from
7:30 A.M. to 6:30 P.M. on Monday through Friday,
inclusive, of each week.

Matthews Public Library located at 124 West John Street in
Matthews, North Carolina, from 9:00 A.M. to 9:00 P.M. on
Monday through Thursday, inclusive of each week and from
9:00 A.M. to 5:00 P.M. on Friday and Saturday of each week.

Qualified persons may also register to vote at the other places and at the times established for voter registration in Mecklenburg County. Persons desiring further information should contact the County Board of Elections at the office of said Board mentioned above.

Those residents of the Town who are presently registered under Mecklenburg County's permanent registration system will be permitted to vote in the Special Charter Amendment Referendum.

The last day for new registration of those not now registered under Mecklenburg County's permanent registration system is Monday, October 11, 1996.

The last day on which registered voters who have changed residence may transfer registration is Monday, October 11, 1996.

Any qualified voter of the Town who is qualified to vote by absentee ballot in such Special Charter Amendment Referendum may apply to the County Board of Elections for an absentee ballot.

Any qualified voter who is qualified to vote by military absentee ballot pursuant to Sections 163-245 of the General Statutes of North Carolina may also apply for any absentee ballot as provided by Section 165-247 of the General Statutes of North Carolina.

Persons who are not certain whether they are registered to vote or qualified to vote by absentee ballot should contact the County Board of Elections at the office of said board mentioned above.

The registration books for elections in Mecklenburg County will be open to inspection by any registered voter for the Town during the normal business hours of the County Board of Elections on the days when the office of said board is open prior to the closing of the registration books, and such days are challenge days.

The registrar, judges and other officers of elections appointed by the County Board of Elections will serve as the election officers for said Referendum.

The County Board of Elections will conduct said Referendum.

The voting places for said Referendum, subject to change as provided by law, are the Matthews Community Center on McDowell Street, Morningstar Presbyterian Church at 13000 Idlewild Road, Christ Covenant Church at 304 Covenant Church Lane, Mt. Harmony Baptist Church at 2817 Mt. Harmony Church Road and Elizabeth Lane Elementary School at 121 Elizabeth Lane.

William B. A. Culp, Jr.
Supervisor of County Board of Elections

Jill Pleimann
Town Clerk

Section 4. The form of the question to appear in the ballot frame of the voting machines to be used at said Referendum shall be substantially as follows:

.....

•	AMENDMENT TO THE	•	Shall the Ordinance adopted on
	TOWN CHARTER		September 9, 1996, amending
•		• YES NO	the Charter of the Town of
			Matthews establishing the term
			of the Commissioners to a two-
			year term take effect?

.....

The form of the paper ballots to be used at said Referendum shall be substantially as follows:

OFFICIAL BALLOT
SPECIAL CHARTER AMENDMENT REFERENDUM
TOWN OF MATTHEWS, NORTH CAROLINA

November 5, 1996

Instructions

1. To vote in favor of the Ordinance make a cross (X) mark in the square to the right of the word "YES".
2. To vote against the Ordinance make a cross (X) mark in the square to the right of the word "NO".
3. If you tear or deface or wrongly mark this ballot, return it and get another.

Shall the Ordinance adopted on September 9, 1996, amending the Charter of the Town of Matthews establishing the term of the members of the Board of Commissioners to a two-year term take effect?

YES
 . .
 . .

NO
 . .
 . .

[Facsimile of Signature]
Supervisor of County Board of Elections

Section 5. The Town Clerk is hereby directed to mail or deliver a certified copy of this Resolution to the County Board of Elections of Mecklenburg County within three days after the adoption hereof.

Section 6. This Resolution shall take effect upon its passage.

Thereupon, upon motion of Commissioner Jim Gulley,
seconded by Commissioner George Fossett, the foregoing
Resolution entitled:

“RESOLUTION CALLING A SPECIAL CHARTER AMENDMENT REFERENDUM”
was passed by the following vote:

Ayes: Commissioners Jim Gulley, George, Fossett, Kress Query,
Mayor Lee Myers, Mayor Pro-Tem Paul Bailey.

Noes: Commissioners Kathy Abernethy and Chris Kallianos

**RESOLUTION
BY**

TOWN OF MATTHEWS

WHEREAS, in North Carolina the Lead Regional Organizations, as voluntary organizations serving municipal and county governments, have established productive working relationships with the cities and counties across this state;

WHEREAS, the 1995 General Assembly recognized this need through the appropriation of \$864,270 to help the Lead Regional Organizations assist local governments with grant applications, economic development, community development, and to support local industrial development activities and the activities as deemed appropriate by their local governments; and

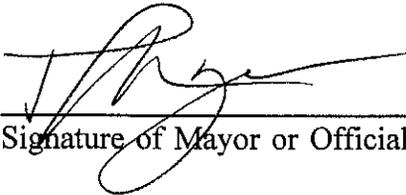
WHEREAS, these funds are not intended to be used for payment of member dues or assessments to a Lead Regional Organization or to supplant funds appropriated by the member governments;

WHEREAS, in the event that a request is not made by Matthews for release of these funds to our Regional Council, the available funds will revert to the State's general fund; and

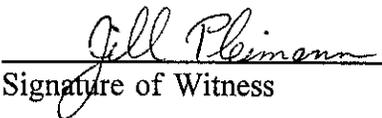
WHEREAS, in Region F, funds in the amount of \$48,015 will be used to/for preparation of HOME and CDBG applications, regional data center, regional building permit tracking system, and other economic development activities that may deem appropriate;

NOW, THEREFORE BE IT RESOLVED, that the Matthews (Board of Commissioners/City Council) requests the release of its share of these funds, \$801,09, to Centralina Council of Governments at the earliest possible time in accordance with the provisions of Chapter 324, House Bill 229 section 9.4 of the 1995 Session Laws.

Witnessed this the 9th day of December, 1996 in Matthews, NC, by:



Signature of Mayor or Official



Signature of Witness **Original Seal**

Mayor

Title

Town Clerk

Title

RESOLUTION TO ENACT A TAX SHELTER OF EMPLOYEES' CONTRIBUTIONS PAYABLE AS MEMBERS OF THE NORTH CAROLINA LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

WHEREAS, the 1981 Session (1982 Regular Session) of the North Carolina General Assembly, by a duly ratified bill effective July 1, 1982, enacted North Carolina General Statute 128-30(b1), a copy of which is attached hereto, which under the conditions specified therein permits an employer participating in the North Carolina Local Governmental Employees' Retirement System to tax shelter the contributions payable to this System by its employees who are members of this System; and,

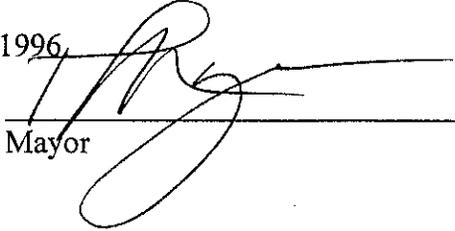
WHEREAS, this employer is an employer participating in the North Carolina Local Governmental Employees' Retirement System with respect to its eligible employees; and

WHEREAS, this employer deems it desirable to tax shelter the contributions payable by its employees as members of the North Carolina Local Governmental Employees' Retirement System effective January 1, 1996.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Matthews in regular session, that as of January 1, 1996 the Town of Matthews, elects pursuant to the provisions of North Carolina General Statute 128-30(b1) to pick up and pay to the North Carolina Local Governmental Employees' Retirement System the contributions which would be otherwise payable to this System by its employees who are members of this System and to treat in all respects such contributions in the manner specified in said North Carolina General Statute 128-30(b1);

BE IT FURTHER RESOLVED, that this Resolution in no way prejudices or affects any prior year contributions that the Town may attempt to tax shelter through appeal of the decision of the North Carolina Local Governmental Employee's Retirement System that a NUNC PRO TUNC Resolution for prior tax year contributions is not allowed.

RESOLVED, this the 9th day of December, 1996.



Mayor

ATTEST:



Town Clerk

Upon motion of Commissioner Kathy Abernethy and seconded by Commissioner George Fossett the above resolution was introduced and adopted. The number voting in the affirmative was 6 and the number voting in the negative was 0.

**TOWN OF MATTHEWS
RESOLUTION
DIRECTING THE TAX COLLECTOR NOT TO COLLECT
AD VALOREM TAXES WHEN THE ORIGINAL PRINCIPAL
AMOUNT DUE IS UNDER FIVE DOLLARS**

WHEREAS, by adoption of Senate Bill 496 the 1995 North Carolina General Assembly has authorized the governing body of a taxing unit that collects its own taxes to direct, by resolution, tax collector not to collect minimal taxes charged on the tax records and receipts; and,

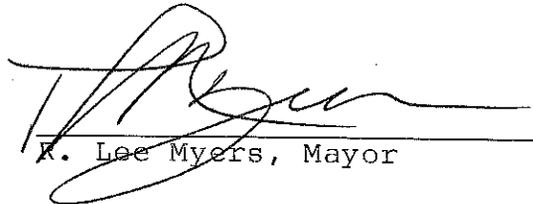
WHEREAS, minimal taxes are the combined taxes and fees of the taxing unit, due on a tax receipt or on a tax notice in a total original principal amount that does not exceed an amount, up to \$5.00, set by the governing body; now, therefore,

BE IT RESOLVED by the Town of Matthews Board of Commissioners that the Town of Matthews Tax Collector is directed not to collect the combined taxes and fees of the Town of Matthews, due on a tax receipt prepared pursuant to G.S. 105-320, when the total original principal amount is less than \$5.00; and,

BE IT FURTHER RESOLVED that the Tax Collector shall not bill the taxpayer for, or otherwise collect, such minimal taxes but shall keep a record of all minimal taxes by receipt number and amount and shall make a report of the amount of taxes to the Town of Matthews at the time of settlement; and,

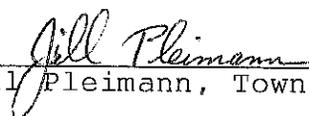
BE IT FURTHER RESOLVED that this resolution shall be in effect with respect to Fiscal Year 1998 (July 1, 1997 - June 30, 1998) and shall remain in effect until amended or repealed by resolution of the Town of Matthews Board of Commissioners

APPROVED the 9th day of December, 199 6



R. Lee Myers, Mayor

ATTEST:



Jill Pleimann, Town Clerk