

APPENDIX B. Resolutions to Adopt the Plan

TOWN OF MATTHEWS

RESOLUTION TO APPROVE THE TOWN OF MATTHEWS SOLID WASTE PLAN.

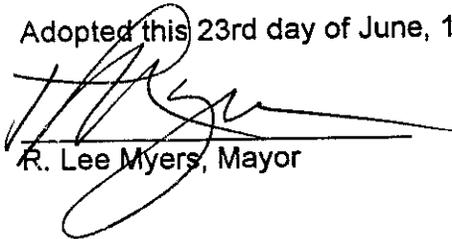
WHEREAS, better planning for solid waste will help protect public health and the environment, provide for an improved solid waste management system, better utilize our natural resources, control the cost of solid waste management; and,

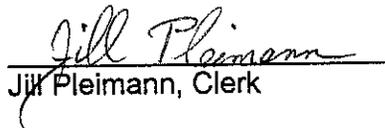
WHEREAS, NC General Statute 130A-309.09A(b) requires each unit of local government, either individually or in cooperation with other units of local government, to develop a 10-year comprehensive solid waste management plan; and,

WHEREAS, the Town was represented on the Solid Waste and Recycling Advisory Committee and has been actively involved in the planning process;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of Matthews hereby approves the Town's comprehensive solid waste management plan.

Adopted this 23rd day of June, 1997.

  
R. Lee Myers, Mayor

  
Jill Pleimann, Clerk

The Board of Commissioners of the Town of Matthews, North Carolina, met in a regular meeting at the Matthews Police Station located on North Trade Street in Matthews, North Carolina, the regular place of meeting, at 7:00 p.m. on July 14, 1997.

Present: Mayor R. Lee Myers, presiding and Commissioners  
Paul Bailey, George Fossett, Chris Kallianos, Kress Query

Absent: Commissioner(s) Kathy Abernethy, Martha Krauss

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

\* \* \* \* \*

Commissioner Query introduced the following resolution authorizing bonds which was read:

**RESOLUTION MAKING CERTAIN FINDINGS,  
AUTHORIZING THE FILING OF AN APPLICATION WITH  
THE LOCAL GOVERNMENT COMMISSION AND APPOINTING  
BOND COUNSEL IN CONNECTION WITH THE PROPOSED  
ISSUANCE OF SEWER BONDS BY THE TOWN**

BE IT RESOLVED by the Board of Commissioners (the "Board") of the Town of Matthews, North Carolina (the "Town"):

Section 1. The Board does hereby determine that:

(a) Preliminary studies have been completed to demonstrate the need for the construction, acquisition and installation of sewer facilities to service the Town.

(b) The Board wishes to commence the procedures for the issuance of sewer bonds at this time.

(c) The annual audits of the Town show the Town to be in strict compliance with debt management policies and that the

budgetary and fiscal management policies are in compliance with law.

Section 2. The Assistant Town Manager of the Town is hereby directed to file an application of the Town with the North Carolina Local Government Commission for approval of the issuance of sewer bonds of the Town. The Town Clerk is hereby directed to cause publication of a notice of intent to file such application in the manner provided by law.

Section 3. The law firm of Poyner & Spruill, L.L.P., is hereby appointed to serve, but solely at the pleasure of the Board, as bond counsel for the Town.

Section 4. This resolution shall take effect immediately upon its passage.

Thereupon the resolution entitled: "RESOLUTION MAKING CERTAIN FINDINGS, AUTHORIZING THE FILING OF AN APPLICATION WITH THE LOCAL GOVERNMENT COMMISSION AND APPOINTING BOND COUNSEL IN CONNECTION WITH THE PROPOSED ISSUANCE OF SEWER BONDS BY THE TOWN" was passed on first reading. The vote upon passage of said resolution was as follows:

Ayes: Mayor Myers; Commissioners Bailey, Fossett, Kallianos  
and Query.

Noes: \_\_\_\_\_

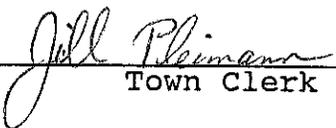
\* \* \* \* \*

I, Jill Pleimann, Town Clerk, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of said

Board of Commissioners at an adjourned regular meeting held on July 14, 1997, as relates in any way to the introduction and passage of the foregoing resolution and that said proceedings are recorded in Minute Book No. 4 of the minutes of said Board of Commissioners, beginning on page 228 and ending on page 228.

I DO HEREBY FURTHER CERTIFY that a schedule of the regular meetings of the Board of Commissioners, stating that the regular meetings of the Board of Commissioners of the Town of Matthews, North Carolina, are held at the Matthews Police Station located on North Trade Street in Matthews, North Carolina, on the second and Fourth Mondays of each month at 7:00 p.m., has been on file in my office at least seven calendar days prior to said meeting in accordance with G.S. 143-318.12.

WITNESS my hand this 14th day of July, 1997.

  
\_\_\_\_\_  
Town Clerk

[SEAL]



# 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  
Martha W. Krauss  
Chris Kallianos  
W. Kress Query

## A RESOLUTION REGARDING SAFETY AND PEDESTRIAN IMPROVEMENTS ON STATE SYSTEM ROADS IN MATTHEWS

WHEREAS, both Trade Street and John Street/Monroe Road are roads that are on the state highway system, and

WHEREAS, both the State of North Carolina and the Town of Matthews are charged with providing for the most reasonable level of public safety for motorists and pedestrians within the Town of Matthews, and

WHEREAS, it has been noted that there are safety issues in the Town that need to be addressed regarding speed limits, pedestrian safety and street lighting on state system streets; and

WHEREAS, the recent opening of I-485 has accelerated a number of these problems

BE IT THEREFORE RESOLVED by the Board of Commissioners of the Town of Matthews that the North Carolina Department of Transportation be requested to make the following changes and improvements within the Town:

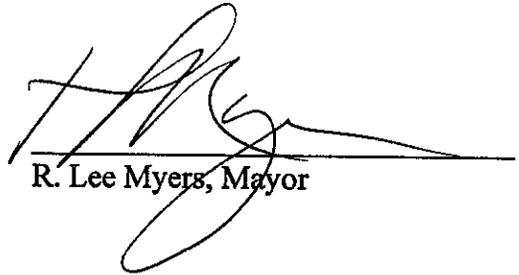
- (1) That a uniform speed limit of 25 m.p.h. be established on Trade Street from Main Street to Matthews Street and on John Street/Monroe Road from Ames Street to Kent Drive
- (2) That a uniform speed limit of 35 m.p.h. be established for John Street/Monroe Road from Kent Drive to 100 yards south of the I-485 interchange
- (3) That traffic control signals be provided at the eastbound exit from I-485 to John Street/Monroe Road where a number of injury accidents have already occurred since the opening of I-485
- (4) That NC DOT provide street lighting on Monroe Road for the entire width of the I-485 interchange
- (5) That to improve pedestrian safety that the following be done:
  - A. Repair or replace the pedestrian signals at the intersection on John and Trade Streets



- B. That an additional crosswalk be provided at Charles and Trade Streets utilizing the island at the railroad symbol as a pause point
- (6) That the North Carolina Department of Transportation investigate the placement of a rubber crossing at the CSX railroad and Trade Street

BE IT FURTHER RESOLVED that copies of the resolution be provided to the proper authorities within the North Department of Transportation, Mr. Pappas and the legislative delegation.

Adopted this the 13th day of October, 1997.



R. Lee Myers, Mayor



Jill Pleimann  
Town Clerk



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## RESOLUTION

**WHEREAS**, the State of North Carolina through its Department of Commerce, Division of Community Assistance (DCA) receives Community Development Block Grant (CDBG) funds annually for non-entitlement communities (Small Cities) from the U.S. Department of Housing and Urban Development (HUD); and

**WHEREAS**, DCA awards these CDBG funds to eligible small cities and 98 counties in North Carolina for housing, economic development, and infrastructure activities that benefit low-moderate income households and remove blighted conditions; and

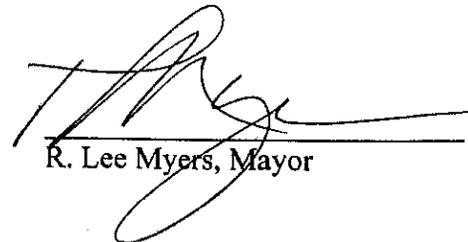
**WHEREAS**, in recent years the majority both in terms of the number of grants awarded and the dollar amount of these CDBG funds have been directed to communities in the Eastern portion of the State, leaving Piedmont communities and their housing and public improvement needs unmet; and

**WHEREAS**, there are regional differences in climate, soil types, economic resources, housing and construction costs, and political philosophy between the mountain, piedmont, and eastern parts of the State that need to be recognized by DCA when awarding CDBG funds; and

**WHEREAS**, in order to recognize these regional differences and make the CDBG program more equitable, DCA must make changes to its Small Cities CDBG program.

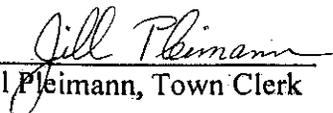
**NOW, THEREFORE, BE IT RESOLVED THAT** the Board of Commissioners for the Town of Matthews requests that CDBG funds, particularly those allocated to the Community Revitalization program, be divided among the regions of the State, similar to those formed by the North Carolina Housing Finance Agency and that the amount allotted per region be based on the number of persons in poverty and the number of substandard housing units. In this matter, each community would compete within its region with communities sharing similar needs and resources for a specific amount of CDBG funds. In addition, the Town of Matthews requests that DCA remove from the ranking system for these grants the distress county bonus points and similarly from the scattered site category, the pit privy incentive bonus points.

Approved this 13th day of October, 1997.



R. Lee Myers, Mayor

(SEAL)



Jill Pleimann, Town Clerk



**Corporation Resolution**

Account Number 11860-047205

I, Jill Pleimann, Town Clerk, Secretary of Town of Matthews, North Carolina,

a corporation organized and existing under the laws of the State of N. Carolina, do hereby certify that, at a meeting of the Board of Directors of said corporation duly held on the 13 day of October, 1997, at which a quorum was present and acting throughout, the resolutions indicated below were duly adopted and are now in full force and effect and that said resolutions are not in conflict with any provisions of the charter or by-laws of said corporation:

RESOLVED that Wachovia Bank, N.A. \_\_\_\_\_, NC (hereinafter called Wachovia):

Check as applicable:

(Designation of Wachovia as Depository and Authority to Draw Checks) be and hereby is designated a depository for the funds of this corporation, and Wachovia is hereby authorized and requested to honor and to charge to this corporation checks, drafts, and other orders for the payment of money drawn in the name of this corporation against funds of the corporation on deposit with Wachovia when bearing the signature(s) of, or pursuant to any agreement with, any \_\_\_\_\_ of the following: (Use back if necessary.)

| Name             | Title                  |
|------------------|------------------------|
| Ralph S. Messera | Town Manager           |
| S. Kay Thompson  | Assistant Town Manager |
| Jill Pleimann    | Town Clerk             |

(Mechanically Produced Signatures) be and hereby is requested, authorized, and directed to honor all checks, drafts, or other orders for the payment of money drawn in the corporation's name on its \_\_\_\_\_

account(s) on the books of Wachovia (including those drawn to the individual order of any person or persons whose names appear thereon as signer or signers thereof) when bearing or purporting to bear the mechanically produced (facsimile typewritten or printed) signature(s) of any \_\_\_\_\_ of the following: (Use back if necessary.)

| Name | Title |
|------|-------|
|------|-------|

and Wachovia is authorized and directed to honor and to charge this corporation for all such checks, drafts or other orders for the payment of money, regardless of by whom or by what means the actual or purported mechanically produced signature(s) thereon may have been affixed thereto, if such signature(s) resemble(s) the specimens from time to time filed with Wachovia by the Secretary or other officer of this corporation.

(Authority to Cash Checks Issued to or Held by Corporation) be and hereby is requested, authorized and directed to cash checks issued to or held by this corporation when endorsed in the name of this corporation by any \_\_\_\_\_ of the following: (Use back if necessary.)

| Name             | Title                  |
|------------------|------------------------|
| Ralph S. Messera | Town Manager           |
| S. Kay Thompson  | Assistant Town Manager |
| Jill Pleimann    | Town Clerk             |

RESOLVED further that the provisions of this resolution shall remain in full force and effect until specifically rescinded or modified by resolution of the Board of Directors of this corporation and a certified copy of such resolution has been filed with Wachovia Bank, N.A.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the said corporation, this 14th day of October, 1997.

(CORPORATE SEAL)

389 (6/97)

Jill Pleimann  
Secretary  
Town Clerk



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Chris Kallianos  
W. Kress Query

## A RESOLUTION TO ADJUST AND CORRECT THE FRANCHISE FEE CHARGED BY TIME WARNER CABLEVISION WITHIN THE TOWN OF MATTHEWS

**WHEREAS**, the Town of Matthews has granted franchises to companies providing cable television service within the Town of Matthews, and

**WHEREAS**, these franchises are now owned or controlled by Time Warner Inc., and

**WHEREAS**, in return for the rights and privilege of using Town owned street rights-of-way and utility easements for the purpose of installing wires, poles and other equipment, both above ground and below the surface of the ground, a "Franchise Fee" is collected as payment to the Town for this privilege, and

**WHEREAS**, it has come to the attention of the Town that Time Warner is collecting and paying different fee rates in different parts of the Town, and

**WHEREAS**, it is the desire of the Town to have a uniform rate across the Town and that the said rate should be at the FCC approved maximum of 3% as spelled out in the franchises,

**BE IT THEREFORE RESOLVED** that Time Warner, Inc., be directed to collect and pay a uniform Franchise Fee within the Town of Matthews in the amount of 3% on all Time Warner revenues derived from the provision of services within the Town of Matthews.

Adopted this the 8th Day of December, 1997.

  
R. Lee Myers, Mayor

  
Jill Pleimann, Town Clerk





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W. Kress Query

## RESOLUTION CONCERNING PUPIL ASSIGNMENT

**WHEREAS**, the Mayor and Board of Commissioners serve as advocates for the residents of Matthews in providing the best educational opportunities for all children; and

**WHEREAS**, the Mayor and Board of Commissioners acknowledge the resolution of the Mayoral Task Force on Education for the Town of Matthews concerning pupil assignment and the Task Force's request that the Matthews Town Council adopt a similar resolution; and

**WHEREAS**, the Mayor and Board of Commissioners recognize the Future School Planning Task Force report "A Vision to Overcome Barriers to Educational Excellence Related to Future School Planning and Student Assignment", and its four fundamental principles of proximity, diversity, stability and utilization; and

**WHEREAS**, this report was adopted by the Charlotte-Mecklenburg Board of Education and includes recommendations on academic achievement, equitable resources, fairness in pupil assignment and community input and participation; and

**WHEREAS**, specific targets concerning proximity stated that all elementary students should have a bus ride of 30 minutes or less for grades K-5, and 35 minutes for grades 6-12, unless the students chooses a longer ride or lives farther than the designated time from the closest school; and

**WHEREAS**, many 6-12 grade students in Matthews currently ride the bus for greater than the proximity targets for their current school assignments, many exceeding 45 minute bus rides; and

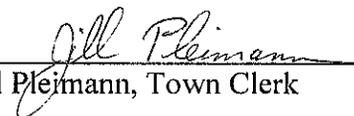
**WHEREAS**, the Mayor and Board of Commissioners believe that parental involvement is a key factor for every student, and accessibility plays a vital role in this involvement;

**NOW, BE IT RESOLVED**, that the Mayor and Board of Commissioners encourage the Charlotte-Mecklenburg Board of Education to allow each child to attend a school close to home by assignment, a school near their parents employment by choice, or a magnet school by choice.

**NOW, THEREFORE, BE IT RESOLVED** that the children of Matthews be treated fairly in the pupil assignment process and the burden of riding a bus to achieve diversity for *more than one* school assignment be removed, and the proximity target times be strictly adhered to, as in the *true* spirit of the guidelines set forth in the Future Planning Task Force recommendations.

This the 8th Day of December, 1997.

  
R. Lee Myers, Mayor

  
Jill Pleimann, Town Clerk



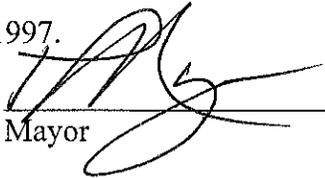
RESOLUTION ESTABLISHING THE TIME AND PLACE  
FOR THE REGULAR MEETING OF THE TOWN BOARD OF  
COMMISSIONERS OF THE TOWN OF MATTHEWS AND  
FURTHER ESTABLISHING ITS RULES OF PROCEDURE

WHEREAS, N.C.G.S. 160A-71 requires that the Town Council shall fix the time and place for its regular meeting and further provides that the Council may adopt its own rules of procedure; and

WHEREAS, N.C.G.S. Section 143-318.12 requires that a current copy of a Resolution establishing the Town Board's regular meetings, showing time and place, be kept on file with the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Matthews, North Carolina, that beginning with January 1998 its regular meeting shall be held on the second and fourth Monday nights of each month at 7:00 P.M. at the Town Hall in Matthews, North Carolina; be it further RESOLVED, the meetings of the Board of Commissioners whether it be special or regular shall follow Roberts' Rules of Order and the Town Attorney shall act as parliamentarian; be it further RESOLVED, that the Agenda shall be prepared under the direction of the Mayor and, additionally, each Commissioner should he or she desire any business be placed on the Agenda shall so make a request to the Mayor; however, should the Mayor for whatever reason decline this request for a given Agenda, then the request by a second Commissioner shall make it mandatory that the item be placed on the given Agenda as required by the first Commissioner; be it further RESOLVED, that an item on each Agenda shall be designated as "Miscellaneous" intended to give citizens an opportunity to speak on any subject; speakers will be given up to four (4) minutes to speak unless the time period is changed by vote of the Board of Commissioners at that meeting; further this Miscellaneous item on zoning Agenda nights will be placed on the Agenda after "Action From Planning and Zoning Board; and on the second meeting of the month this Miscellaneous item will be placed on the Agenda after the "Pledge of Allegiance"; be it further RESOLVED, the necessity for a Board Closed Session will normally be listed on the Agenda when possible, however, if it is not possible, the individual Commissioner requesting the Closed Session shall contact all Board members, the Mayor, the Manager and the Attorney as time will allow; be it further RESOLVED, any Commissioner or the Mayor with just cause may request an item on the printed Agenda be deferred; it shall be the policy of the Board of Commissioners to defer the said requested Agenda item until the next regular meeting of Council, absent any compelling reason not to defer the item (normally absence of a Commissioner by itself is not just cause to have an item deferred); be it further RESOLVED, any item that needs to be added to an already printed Agenda will be announced at the beginning of each meeting, however, items to be added should only be added to the Agenda when time is a necessity; be it further RESOLVED, there is hereby established as a part of each Agenda as required an item to be designated as "Consent Agenda" and the items listed under the Consent Agenda will be voted on in one motion unless a Board member requests to deal with any items on the Consent Agenda individually.

RESOLVED, this the 8<sup>th</sup> day of December, 1997.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Town Clerk



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## RESOLUTION

**WHEREAS**, Lead Regional Organizations have established productive voluntary working relationships with municipalities and counties across North Carolina; and

**WHEREAS**, the 1997 General Assembly recognized this need through the appropriation of \$864,270 for each year of the biennium to help the Lead Regional Organizations assist local governments with grant applications, economic development, community development, and to support local industrial development activities and other 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; and

**WHEREAS**, in the event that a request is not made by the Town of Matthews for release of these funds to the Lead Regional Organization, the available funds will revert to 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 Board of Commissioners requests the release of its share of these, funds \$778.27, to Centralina Council of Governments at the earliest possible time in accordance with the provisions of state laws.

Witnessed this the 8<sup>th</sup> day of December, 19 97.

  
R. Lee Myers, Mayor

  
Jill Pleimann, Town Clerk

(SEAL)

