CITY OF CHARLOTTE

RESOLUTION

WHEREAS, Ella Scarborough has diligently served the City of Charlotte since 1987 as a City Councilmember; and, has faithfully served her district 3 constituents by representing them in all matters concerning City Government. She will continue her service to this community as a City Councilmember At-Large, effective in December, 1993; and

WHEREAS, Ella Scarborough is a dedicated and enthusiastic representative for the people and her hard work and enthusiasm is extended to every job she performs; and

WHEREAS, Ella Scarborough has done an outstanding job on the North Carolina League of Municipalities Board in the past and would continue to give her best as 3rd Vice President on the Board:

NOW, THEREFORE, BE IT RESOLVED by the City of Charlotte Mayor and City Council, that we support and endorse the selection of Ella Scarborough as 3rd Vice President of the North Carolina League of Municipalities.

WITNESS OUR HAND and the Official Seal of the City of Charlotte.
CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103, and recorded in full in Resolution Book 32, at Page(s) 1-2.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 16th day of December, 1993.

Brenda R. Freeze, City Clerk
RESOLUTION CLOSING THAT PORTION OF
EAST 19TH STREET AND 21 FOOT ALLEY LOCATED
BETWEEN PARKWOOD AVENUE AND NORFOLK
SOUTHERN RAILWAY COMPANY IN THE CITY OF
CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of 160A-299 of the
General Statutes of North Carolina, the City Council has caused
to be published a Resolution of Intent to Close a portion of East
19th Street and 21 foot alley lying between Parkwood Avenue
and Norfolk Southern Railway which calls for a public hearing on
the question; and

WHEREAS, the petitioner has caused a copy of the Resolution
of Intent to Close said portion of East 19th Street and 21 foot
alley to be sent by registered or certified mail to all owners of
property adjoining said street (or portion thereof), there being
only one such adjoining owner, namely the petitioner Southern
Region Industrial Realty, Inc., which owns all of the property
adjoining said portion of 19th Street and 21 foot alley except on
the portion thereof abutting the right-of-way of Parkwood
Avenue, and prominently posted a notice of the closing and public
hearing in at least two places along said portion of said 19th
Street and 21 foot alley, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 13th day of
December 1993, and City Council determined that the
closing of said portion of 19th Street and 21 foot alley is not
contrary to the public interest, and that no individual, firm or
corporation owning property in the vicinity thereof will be
deprived of reasonable means of ingress and egress to his or its
property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the
City of Charlotte, North Carolina at its regularly assembled
meeting of December 13, 1993, that the Council hereby
orders the closing of said portion of 19th Street and 21 foot
alley in the City of Charlotte, Mecklenburg County, North
Carolina as described below:

Beginning at a point being in the southerly margin for
19th Street and the northeasterly corner of that
property as described in Deed Book 291 and page 288 of
the County Records, said point being the True Point of
Beginning for the herein described tract of land;

thence
North 41°55'00" West along the southern margin for 19th
Street 61 feet, more or less, to its western terminus;

thence,

North 47°55'15" East along the northwestern margin of a
21 foot alley and the said northwestern margin as
extended 140 feet, more or less, to the northerly terminus of said alley; thence,

South 41°55'00" East along the northerly terminus of said alley 21 feet, more or less, to a point on the southeastern margin for said alley; thence,

South 47°55'15" West along the Southeastern margin for said alley 100 feet, more or less, to a point on the northern margin for 19th Street; thence,

South 41°55'00" East along said northerly margin for 19th Street 40 feet, more or less to a point on the eastern line of that property as described in Deed Book 305 page 143 of the County records; thence,

South 47°55'15" West 40 feet, more or less, to the Point of Beginning.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103, page xxxxxxxxxx and recorded in full in Resolution Book 32, page 3-5.

Brenda R. Freeze, City Clerk
RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE PORTIONS OF WEST STONEWALL STREET, WEST HILL STREET, SOUTH GRAHAM STREET, AND SOUTH POPLAR STREET LOCATED WITHIN THE BOUNDARIES OF THE JOHN BELK FREEWAY (I-277) SOUTHERN RAILWAY RIGHT-OF-WAY, AND SOUTH CHURCH STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

WHEREAS, the Engineering Department of the City of Charlotte has filed a Petition to close portions of West Stonewall Street, West Hill Street, South Graham Street, and South Poplar Street in the City of Charlotte; and

WHEREAS, portions of West Stonewall Street, West Hill Street, South Graham Street, and South Poplar Street petitioned to be closed lie within the boundaries of the John Belk Freeway (I-277), Southern Railway right-of-way, and South Church Street as shown in maps marked "Exhibit A," and are more particularly described by metes and bounds in a document marked "Exhibit B," both of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, at its regularly scheduled session of December 13, 1993, that it intends to close portions of West Stonewall Street, West Hill Street, South Graham Street, and South Poplar Street lying within the boundaries of the John Belk Freeway (I-277) Southern Railway right-of-way, and South Church Street, said streets (or portions thereof) being more particularly described on maps and by metes and bounds descriptions available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00 p.m., on Monday, January 10, 1994, at 600 E. Fourth St., Charlotte, NC.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.
CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, Page(s) 6-7.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 16th day of December, 1993.

Brenda R. Freeze, City Clerk
RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE A PORTION OF RANLO AVENUE AND A PORTION OF AN ADJACENT ALLEYWAY LOCATED BETWEEN BALDWIN AVENUE AND LILLINGTON AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, PRESBYTERIAN SPECIALTY HOSPITAL CORP. has filed a Petition to close a portion of Ranlo Avenue and a portion of an adjacent alleyway located between Baldwin Avenue and Lillington Avenue in the City of Charlotte; and

WHEREAS, said portion of Ranlo Avenue and said portion of the adjacent alleyway petitioned to be closed lies between Baldwin Avenue and Lillington Avenue as shown on survey or map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina; and

WHEREAS, the procedure for closing streets and alleys as outlined in the North Carolina General Statutes, §160A-299 requires that Council first adopt a resolution declaring its intent to close the street and a portion of the adjacent alleyway and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street and/or alley.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of December 13, 1993 that it intends to close a portion of Ranlo Avenue and a portion of an adjacent alleyway lying between Baldwin Avenue and Lillington Avenue, said portion of Ranlo Avenue and the portion of the adjacent alleyway being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk’s Office, and hereby calls a public hearing on the question to be held at 7:00 p.m. on Monday, the 10th day of January, 1994 at 600 E. Fourth St, Charlotte, NC. The City Clerk is hereby directed to publish a copy of this resolution in The Mecklenburg Times once a week for two successive weeks next preceding the date fixed herein for such hearing, as required by N.C.G.S. §160A-299.
CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, Page(s) 8-9.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 16th day of December, 1993.

Brenda R. Freeze, City Clerk
RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE PORTIONS OF WEST HILL STREET, WEST STONEWALL STREET, STONEWALL TERRACE, SOUTH MINT STREET, SOUTH GRAHAM STREET, AND AN ALLEYWAY OFF WEST HILL STREET LOCATED WITHIN THE BOUNDARIES OF THE JOHN BELK FREEWAY (I-277) SOUTHERN RAILWAY RIGHT-OF-WAY, AND SOUTH CHURCH STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

WHEREAS, the Engineering Department of the City of Charlotte has filed a Petition to close portions of West Hill Street, West Stonewall Street, Stonewall Terrace, South Mint Street, South Graham Street, and an Alleyway off West Hill Street in the City of Charlotte; and

WHEREAS, portions of West Hill Street, West Stonewall Street, Stonewall Terrace, South Mint Street, South Graham Street, and an Alleyway off West Hill Street petitioned to be closed lies within the boundaries of the John Belk Freeway (I-277), Southern Railway right-of-way, and South Church Street as shown in maps marked "Exhibit A," and are more particularly described by metes and bounds in a document marked "Exhibit B," both of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley; and

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF the City of Charlotte, at its regularly scheduled session of December 13, 1993, that it intends to close portions of West Hill Street, West Stonewall Street, Stonewall Terrace, South Mint Street, South Graham Street, and an Alleyway off West Hill Street lying within the boundaries of the John Belk Freeway (I-277) Southern Railway right-of-way, and South Church Street, said streets (or portions thereof) being more particularly described on maps and by metes and bounds descriptions available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00 p.m., on Monday, the 10th day of January, 1994, at 600 E. Fourth St, Charlotte, NC.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.
CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, Page(s) 10-11.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 16th day of December, 1993.

Brenda R. Freeze, City Clerk
A RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.

2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.

3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 13th day of December, 1993 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

City Attorney

Read, approved, and adopted by the City Council of the City of Charlotte, North Carolina, in a regular session convened on the 13th day of December, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, page(s) 12-14.

Brenda Freeze
City Clerk
### TAXPAYERS AND REFUNDS REQUESTED MORE THAN $100

<table>
<thead>
<tr>
<th>Name</th>
<th>Amount of Refund</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nationsbanc Leasing Corp</td>
<td>$1,764.94</td>
</tr>
<tr>
<td>Petroleum Equipment &amp;</td>
<td>731.46</td>
</tr>
<tr>
<td>Petroleum Equipment &amp;</td>
<td>580.50</td>
</tr>
<tr>
<td>Chen Trading Company</td>
<td>268.94</td>
</tr>
<tr>
<td>Chen Trading Company</td>
<td>379.87</td>
</tr>
<tr>
<td>Chen Trading Co</td>
<td>464.66</td>
</tr>
<tr>
<td>Fudge Robert Emerson</td>
<td>123.36</td>
</tr>
<tr>
<td>Avco Financial Ser of</td>
<td>128.23</td>
</tr>
<tr>
<td>National Prop Investors</td>
<td>588.12</td>
</tr>
<tr>
<td>National Prop Investors</td>
<td>1,482.05</td>
</tr>
<tr>
<td>National Select Placemant</td>
<td>3,278.55</td>
</tr>
<tr>
<td>Myers Brevard S</td>
<td>788.15</td>
</tr>
<tr>
<td>Myers Brevard S</td>
<td>813.67</td>
</tr>
<tr>
<td>Federal Home Loan</td>
<td>677.63</td>
</tr>
<tr>
<td>Federal Home Loan</td>
<td>3,325.98</td>
</tr>
<tr>
<td>Park Crossing Recreation</td>
<td>682.00</td>
</tr>
<tr>
<td>Quail Hollow Property Cor</td>
<td>4,072.42</td>
</tr>
<tr>
<td>Quail Hollow Property Cor</td>
<td>3,344.16</td>
</tr>
<tr>
<td>Kidsrights</td>
<td>295.67</td>
</tr>
<tr>
<td>Southern Building Maintenance Co., Inc.</td>
<td>1,029.80</td>
</tr>
<tr>
<td>Whirlpool Financing Corporation</td>
<td>100.00</td>
</tr>
<tr>
<td>A-1 Stradfords Painting Service</td>
<td>192.91</td>
</tr>
</tbody>
</table>

Total $25,113.07
### TAXPAYERS AND REFUNDS REQUESTED

**LESS THAN $100**

<table>
<thead>
<tr>
<th>Name</th>
<th>Amount of Refund</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tompkins Lena</td>
<td>$19.61</td>
</tr>
<tr>
<td>Gelco of Delaware</td>
<td>68.03</td>
</tr>
<tr>
<td>Wallace Properties Inc</td>
<td>86.25</td>
</tr>
<tr>
<td>Mallonee Frank Buckner</td>
<td>59.90</td>
</tr>
<tr>
<td>Mallonee Frank Buckner</td>
<td>47.48</td>
</tr>
<tr>
<td>Leak John A Jr &amp; WF</td>
<td>41.29</td>
</tr>
<tr>
<td>Leak John A Jr</td>
<td>32.73</td>
</tr>
<tr>
<td>Westside Shell</td>
<td>76.09</td>
</tr>
<tr>
<td>Rusaire</td>
<td>8.27</td>
</tr>
<tr>
<td>General Electric Capital</td>
<td>70.69</td>
</tr>
<tr>
<td>Reinersman Gary S</td>
<td>53.19</td>
</tr>
<tr>
<td>Burlos George G &amp; W Alice</td>
<td>15.75</td>
</tr>
<tr>
<td>Weaver James Allen</td>
<td>6.07</td>
</tr>
<tr>
<td>Carricker Trilby</td>
<td>38.65</td>
</tr>
<tr>
<td>Rusaire</td>
<td>7.92</td>
</tr>
<tr>
<td>Rusaire</td>
<td>11.39</td>
</tr>
<tr>
<td>Carricker Trilby</td>
<td>27.17</td>
</tr>
<tr>
<td>Fudge Robert Emerson</td>
<td>89.23</td>
</tr>
<tr>
<td>McKoy Rickye Ann</td>
<td>61.58</td>
</tr>
<tr>
<td>Scibilia Steven Anthony</td>
<td>90.29</td>
</tr>
<tr>
<td>Hobby USA</td>
<td>21.31</td>
</tr>
<tr>
<td>Hobby USA</td>
<td>25.03</td>
</tr>
<tr>
<td>Doar &amp; Associates P A</td>
<td>20.79</td>
</tr>
<tr>
<td>Doar &amp; Associates P A</td>
<td>21.42</td>
</tr>
<tr>
<td>Doar &amp; Associates P A</td>
<td>20.91</td>
</tr>
<tr>
<td>Federal Home Loan</td>
<td>67.62</td>
</tr>
<tr>
<td>Village Taverns</td>
<td>50.00</td>
</tr>
</tbody>
</table>

**Total** $1,138.66
RESOLUTION OF THE CITY OF CHARLOTTE AMENDING THE FIVE-YEAR WATER AND SEWER CAPITAL IMPROVEMENT PROGRAM FOR FY 1994-98

WHEREAS, the City of Charlotte has adopted a five-year program as a plan for needed water and sewer capital facilities during fiscal years 1994 through 1998; and

WHEREAS, a need has been identified to accelerate the need identified in the Capital Needs Assessment for expansion of the Franklin Water Treatment Plant.

WHEREAS, this project concurs with the intent of the Capital Improvement Program to balance the city's future physical development with its long range financial capacity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled, that it does hereby formally amend the Water and Sewer Capital Improvement Program for FY94 to include commencement of expansion to the Franklin Water Treatment Plant with funds available from Water and Sewer Fund Balance.

This 13th day of December, 1993.

Approved as to form:

[Signature]
City Attorney
CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, Page(s) 15-16.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 16th day of December, 1993.

Brenda R. Freeze, City Clerk
RESOLUTION OF THE CITY OF CHARLOTTE AMENDING THE FIVE-YEAR WATER AND SEWER CAPITAL IMPROVEMENT PROGRAM FOR FY 1994-98

WHEREAS, the City of Charlotte has adopted a five-year program as a plan for needed water and sewer capital facilities during fiscal years 1994 through 1998; and

WHEREAS, a need has been identified to appropriate funding scheduled for appropriation in FY95 to cover costs associated with design and construction management of the Catawba River Raw Water Pump Station Expansion.

WHEREAS, this project concurs with the intent of the Capital Improvement Program to balance the city's future physical development with its long range financial capacity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled, that it does hereby formally amend the Water and Sewer Capital Improvement Program for FY94 to include a portion of funds originally authorized for FY95 for the Raw Water Pump Station Upgrade.

This 13th day of December, 1993.

Approved as to form:

[Signature]
City Attorney
CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, Page(s) 17-18.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 16th day of December, 1993.

Brenda R. Freeze, City Clerk
Resolution to Approve a Policy Statement Regarding Limited Benefits for Temporary Employees and Provide Limited Benefits to Temporary Employees who Meet the Eligibility Criteria

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

It is beneficial for the City of Charlotte to have flexibility in utilizing temporary employees to complete long-term assignments. In order to attract and retain qualified employees as part of cost control efforts, the City offers a limited range of benefits to temporary employees who meet specific eligibility criteria.

Eligibility Criteria:
1. Temporary employees must regularly work a minimum of 20 hours a week.
2. Eligible employees must either work for a consecutive one year period or be determined eligible for limited benefits in advance of assignment because of the special long-term nature of the program/project.

Limited Benefits:
1. Paid holidays (Holidays to be pro-rated at 50% or 75% when employees work less than a regular 40 hour schedule).
2. Accrual of five (5) days of Personal Leave which may be uses for either sick or vacation. The leave to be pro-rated if employees work less than a regular 40 hour schedule; no pay for unused leave upon end of assignment; no eligibility for medical insurance.

BE IT FURTHER RESOLVED that this resolution shall be effective on the date of its adoption.

APPROVED AS TO FORM:

[Signature]
City Attorney
CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, Page(s) 19-20.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 16th day of December, 1993.

Brenda R. Freeze, City Clerk
RESOLUTION OF THE CHARLOTTE CITY COUNCIL IN SUPPORT OF CITIZENS CHALLENGING STATE INMATE RELEASE STATUTE.

WHEREAS, The Charlotte City Council is reliably informed that a class action lawsuit has been filed by citizens, from various parts of North Carolina, who challenge the constitutionality of the so-called Inmate Release Statute; and

WHEREAS, the Inmate Release Statute, North Carolina General Statutes § 148-4.1, generally requires that, whenever the prison population reaches 98% of a stated capacity for a prescribed period of time, State officials must release on parole a sufficient number of inmates to reduce the prison population to a 97% level; and

WHEREAS, the named plaintiffs in the lawsuit appear to be citizens who have suffered serious injury or citizens who have had family members murdered, by persons who were released from prison, pursuant to the Inmate Release Statute, before serving their full sentence; and

WHEREAS, the release of prisoners pursuant to the Inmate Release Statute has contributed to the appearance of a "revolving door" where persons convicted of often serious crime are sentenced to imprisonment but often appear on the street, soon after incarceration, as a result of compliance with the Inmate Release Statute; and

WHEREAS, this appearance of a revolving door within the criminal judicial system causes serious deterioration in the public's confidence in the ability of government to maintain law and order; and

WHEREAS, the citizens who have filed the class action lawsuit, to which reference is made above, represent not only those persons who have suffered injury or loss at the hands of a criminal who was returned prematurely to the streets under the Inmate Release Statute, but also that larger population of citizens who are justifiably frustrated and angered by government's seeming inability to keep criminals off the streets, until their sentences have been served, for reasons related solely to the statutorily imposed prison population cap prescribed by the Inmate Release Statute.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

First, the City Council does hereby express its concern and frustration with the continued release of inmates from prison prior to the completion of the inmates' sentences, for reasons related solely to the requirements of the Inmate Release Statute.

Second, the City Council commends those citizens who, through their time and effort, have brought the question of the constitutionality of the Inmate Release Statute before the court, where the important question may be resolved.
Third, the City Council calls upon the Governor and the General Assembly to repeal or otherwise set aside for at least five years the Inmate Release Statute in order to restore citizens' confidence in the criminal justice system, to recreate a climate of safety for our citizens and property, and to solicit the support of other state governments in any challenge of this action by the federal courts on behalf of prison population.

Fourth, the City Clerk is directed to forward a certified copy of this Resolution to the Governor, the Attorney General, the members of the General Assembly who represent Mecklenburg County, and to counsel for the citizens who have filed the class action lawsuit to which reference is made above.

Fifth, this Resolution is effective upon adoption.
CERTIFICATION

I, Brenda R. Freeze, 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 13th day of December, 1993, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, Page(s) 21-23.

WITNESS my hand and corporate seal of the City of Charlotte, North Carolina, this the 16th day of December, 1993.

Brenda R. Freeze, City Clerk