

MEMORANDUM

TO: Charlotte City Council

FROM: Thomas M. Hitch, City Attorney

RE: CITY ATTORNEY REPORT

DATE: August 30, 2022

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The following is my report to the City Council on issues in which our office has been engaged since the last Council meeting:

1. Airport Easements. The attorney for the remaining land owner, Charlotte Estates, LLC, and the City's representative, Timothy Davis, are hopefully in fruitful discussions that may result in a settlement of the avigation easement issue with this land owner. If the discussions are not successful, at the next Council meeting I will be presenting a Resolution of Necessity and a Declaration of Condemnation which need to be adopted by City Council, as the precursor of filing suit for condemnation of the airspace over the property. Mr. Davis and I will keep the City Administration and Council apprised.
2. Chuck's Chariots. Bryan Myrkle has made the final inspection of the property and has indicated that the terms of the Settlement Agreement have been met. The Stipulation to Dismiss and settle the case in its entirety has been submitted to Judge Maurer, the presiding Judge in this case. I believe this was a very good result for the City.
3. Conversations with the City Manager. From time to time, I continue to have conversations with the City Manager regarding a variety of City matters.

TMH:cf