

MEMORANDUM

TO: Charlotte City Council

FROM: Thomas M. Hitch, City Attorney

RE: **CITY ATTORNEY REPORT**

DATE: June 21, 2018

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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. **Roberts Real Estate of Charlotte, LLC v City of Charlotte.** I anticipate receiving the brief on appeal from the attorney for Roberts Real Estate within the next 10 days. As noted before, I have 21 days within which to file our brief in response.

2. **Hamman v Michigan Employees Retirement System ("MERS").** I am working with Ginger Terpstra to review the pay history of Mr. Hamman for the last five years. As he has brought this appeal, it makes sense for the City to fully review his pension. We will be providing any relevant information to the administrative judge at the hearing.

3. **917 N. Cochran.** I have been working with Chief Sherman and Bryan Myrkle regarding certain activities at 917 N. Cochran. My associate, Molly Coscarelli, and I have been working on the file and have prepared an initial letter seeking to abate a nuisance at that property. If the owners will not voluntarily stop within the next 20 days, we will be preparing a full report to Council and seeking authority to file suit to abate the nuisance at that location.

4. **Lease with Discovery Fellowship Church.** I am working with Ginger Terpstra to develop a lease between the City and Discovery Fellowship Church. The City is moving one of the voting precincts from the westside fire station to the Discovery Fellowship Church.

Arrangements have been made for the August election, and we anticipate having a lease signed prior to that date. We have been in contact with our insurance carrier and Discovery Fellowship Church, on the day before an election and election day, will be covered by the City's general liability policy. This protects the City and Discovery Fellowship Church from any issues of liability that might arise because of this room rental agreement.

**5. Easements.** I continue to work with the City Manager regarding various easements being acquired by the City. This is the latest easement regarding obtaining a right-of-way as part of the Hayes Green Beach project.

TMH:ddy