

**RESOLUTION AUTHORIZING THE CEO/GENERAL MANAGER  
TO GRANT EASEMENTS FOR UTILITY AND GOVERNMENTAL  
PURPOSES**

**WHEREAS**, Fayetteville Public Works Commission (PWC), as a public authority under North Carolina law, is, with the approval of City Council pursuant to Charter Section 6A.9, authorized to grant easements over, through, under, or across real property that is titled in the name of the City of Fayetteville and managed and controlled by PWC;

**WHEREAS**, PWC receives requests from time to time for easements for public utility, governmental, and other lawfully authorized condemnation purposes, and such easements are generally necessary for cooperative arrangements and often of *de minimis* value; and

**WHEREAS**, the Commissioners believe that delegating authority to the CEO/General Manager to grant such easements is appropriate, consistent with PWC's authority and their fiduciary responsibilities, and consistent with the promotion of the efficient use of governmental resources.

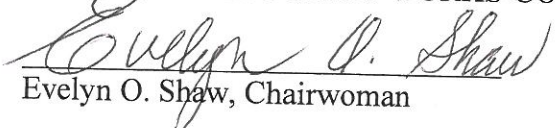
**THEREFORE, LET IT BE RESOLVED BY THE COMMISSIONERS OF THE  
FAYETTEVILLE PUBLIC WORKS COMMISSION THAT:**

1. The CEO/General Manager of the Fayetteville Public Works Commission, acting on its behalf, is hereby authorized to grant and execute, at his or her discretion, easements over, through, under, or across real property that is titled in the name of the City of Fayetteville and managed and controlled by the Fayetteville Public Works Commission to any public utility, to the State, to any agency or commission of the State, and to any person or entity authorized to condemn property in accordance with Chapter 40A of the North Carolina General Statutes for any purposes set forth therein; provided, however, such delegation of authority is subject to the approval of the City Council by resolution.

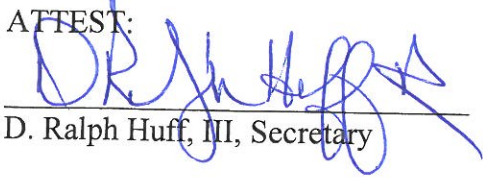
2. Pursuant to Section 6A.9 of the Charter of The City of Fayetteville, the Fayetteville Public Works Commission refers this matter to the City Council with a recommendation and request that the City Council adopt a resolution delegating the above-described authority to PWC's CEO and General Manager to grant and execute such easements.

**ADOPTED** this 22nd day of July, 2020.

FAYETTEVILLE PUBLIC WORKS COMMISSION

  
Evelyn O. Shaw, Chairwoman

ATTEST:

  
D. Ralph Huff, III, Secretary