



# City of Greensboro

Melvin Municipal  
Office Building  
300 W. Washington Street  
Greensboro, NC 27401

## Agenda Report

File Number: 2026-73

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### Agenda Item# G.2.

**Agenda Date:** 2/17/2026. **Department:** Legal

**Meeting Type:** Council Meeting **Category:** Consent Agenda

**Title:** 2026 – 73 Resolution to Authorizing City Attorney to Institute Proceedings to Condemn a Portion of the Real Estate located at 410 and 406 Lindley Road in Connection with the Lindley Road Modernization Project

**Council Priority: Place an 'x' in the box.**

- |  |  |
|--|--|
| <input type="checkbox"/> Safest City                     | <input type="checkbox"/> Most Skilled Workforce                            |
| <input type="checkbox"/> Easiest Place to Do Business    | <input checked="" type="checkbox"/> Most Connected City                    |
| <input type="checkbox"/> Youth Sports Capital            | <input type="checkbox"/> Hub of Recreation and Entertainment               |
| <input type="checkbox"/> Abundance of Attainable Housing | <input type="checkbox"/> Other/Admin <u>Briefly Explain 3 word maximum</u> |

**Council District:** 5

**Public Hearing:** No

**Advertising Date/By:** N/A by City Clerk

**Contact 1 and Phone:** Lora Cubbage, Ext. 4771

**Contact 2 and Phone:** Cheryl Whalen, Ext. 4654

**PURPOSE:**

The City seeks to acquire a proposed temporary construction easement, designated as 0026E-C, containing an area of 345 square feet; a proposed temporary construction easement designated as 0026E\_A-C, containing an area of 530 square feet of the property owned by Amanda Marley and James Marley located at 410 and 406 Lindley Road, designated as Parcel No. 233379 and 75217 in the Morehead-Gilmer Township for the Lindley Road Modernization Project. The Property Management Section of the Engineering and Inspections Department (PM) requests Council to authorize the initiation of condemnation proceedings because it has been unable to negotiate a purchase price with the property owner(s).

**BACKGROUND:**

In order to complete the Lindley Road Modernization Project, which is needed to further enhance community safety, the City must undertake certain construction which will temporarily and/or permanently enter onto and/or permanently occupy the tracts aforementioned. In order to do so, Council must (1) approve a resolution authorizing the City Attorney to institute proceedings to condemn a portion of the real estate of 410 and 406 Lindley Road in connection with the Lindley Road Modernization Project and (2) approve a resolution that the Director of Finance be authorized to issue a draft to the Guilford County Clerk of Court as compensation to the owners(s) in the

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amount of \$3,975.00 for Parcel No. 233379 located at 410 Lindley Road and \$5,525.00 for Parcel No. 75217 located at 406 Lindley Road. This will allow the City to take possession, which is required before work for this Project can commence on the property.

Following City Council approval, the City Attorney's Office will send a letter to the owner giving them at least thirty (30) days' notice of the City's intent to file an eminent domain lawsuit. After the lawsuit is filed and discovery is completed, a mediation or Commissioner's Hearing, or both, are held to try to resolve the matter with the property owner before trial. Additionally, the parties are free to continue negotiations through the date of the trial.

The parcel is zoned as R-3 (Residential).

**BUDGET IMPACT:**

The funding for this eminent domain action is budgeted in Account Number 481-45-4599139.6012. A minimum of \$5,525.00 will be expended to acquire real estate in connection with the parcel located at 406 Lindley Road, and a minimum of \$3,975.00 will be expended to acquire the real estate in connection with the parcel located at 410 Lindley Road, in addition to any litigation costs and/or settlement agreements.

**ACCOUNT NUMBER:**

481-45-4599139.6012

**RECOMMENDATION / ACTION REQUESTED:**

It is recommended that City Council approve a resolution authorizing the City Attorney to institute proceedings to condemn a portion of the real estate located at 410 and 406 Lindley Road in connection with the Lindley Road Modernization Project.