

**AGENDA**  
**CARRBORO BOARD OF ALDERMEN**  
**TUESDAY, FEBRUARY 3, 1998**  
**7:30 P.M., TOWN HALL BOARD ROOM**

Approximate Time\*

7:30 - 7:40    A.    REQUESTS FROM VISITORS AND SPEAKERS FROM THE FLOOR

7:40 - 7:45    B.    CONSENT AGENDA

(1)    **Approval of Minutes of Previous Meeting: January 27, 1998**

(2)    **Request to Set Public Hearing/Voluntary Annexation/Lake Hogan Farms Subdivision, Phase II**

Dale Redfoot, representing the Lake Hogan Farms Development Company, LLC, has submitted a petition for annexation requesting that 17.44 acres located at Lake Hogan Farms Subdivision be annexed into the town. The administration requests that a public hearing be set for February 17, 1998.

(3)    **Request to Cancel February 10<sup>th</sup> Board Meeting**

The Mayor and Board of Aldermen are requested to consider canceling the February 10, 1998 meeting of the Board of Aldermen due to the lack of scheduled agenda items.

7:45 - 7:55    C.    RESOLUTIONS, PROCLAMATIONS AND CHARGES

D.    PUBLIC HEARING

7:55 - 8:05    (1)    **Voluntary Annexation/Wexford Subdivision, Phase V**

NP

The purpose of this item is to receive public comment on a request submitted by the owners of the Wexford Subdivision, Phase V to annex that property into the town limits of the Town of Carrboro. The administration recommends that the Board approve the annexation, effective February 28, 1998.

E.    OTHER MATTERS

8:05 - 8:20    (1)    **Presentation by Habitat for Humanity**

P/10

Representatives with Habitat for Humanity will present a report on their plans for the Chapel Hill-Carrboro Year 2000 Celebration.

8:20 - 8:35    (2)    **Time Warner Cable's Response to Collection of 5% Franchise Fee**

P/5

Triangle J Council of Governments' Cable Consortium informed the town that there has been a discrepancy in Time Warner Cable's calculation of franchise fees paid to the town. The purpose of this item is to determine what step, if any, to take next.

8:35 – 8:45  
P/5

**(3) Time Warner Cable's Transfer of Ownership**

On August 8, 1995 the Mayor and Board of Aldermen approved the purchase of Alert Cable to Time Warner. Although the transfer of ownership was approved, Time Warner did not request transfer of the cable t.v. Franchise from Alert. The Board of Aldermen is requested to adopt the attached resolution approving the transfer of the Alert Cable T.V. franchise to Time Warner Cable.

8:45 – 8:55 BREAK

8:55 – 9:25  
P/5

**(4) Board Decides Policy and Financial Goals for 1998-99 Budget**

The purpose of this item is to present the administration's cost estimates for policy goals identified by the Board on January 20<sup>th</sup> and to have the Board establish financial and policy goals for the 1998-99 Fiscal Year.

9:25 – 9:30 F. MATTERS BY TOWN CLERK

9:30 – 9:40 G. MATTERS BY TOWN MANAGER

9:40 – 9:50 H. MATTERS BY TOWN ATTORNEY

9:50 – 10:00 I. MATTERS BY BOARD MEMBERS

\*The times listed on the agenda are intended only as general indications. Citizens are encouraged to arrive at 7:30 p.m. as the Board of Aldermen at times considers items out of the order listed on the agenda.

# BOARD OF ALDERMEN

ITEM NO.: B(2)

## AGENDA ITEM ABSTRACT

**MEETING DATE:** FEBRUARY 03, 1998

**SUBJECT:** REQUEST TO SET A PUBLIC HEARING: VOLUNTARY ANNEXATION OF LAKE HOGAN FARMS SUBDIVISION – PHASE II

<b>DEPARTMENT:</b> PLANNING DEPARTMENT	<b>PUBLIC HEARING:</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>ATTACHMENTS:</b> PETITION FOR ANNEXATION LEGAL DESCRIPTION LOCATION MAP RESOLUTION	<b>FOR INFORMATION CONTACT:</b> <b>ROY M. WILLIFORD, 968-7713</b>	
<b>THE FOLLOWING INFORMATION IS PROVIDED:</b>		
(X) PURPOSE	(X) ACTION REQUESTED	( ) ANALYSIS
( ) SUMMARY	(X) RECOMMENDATION	

### **PURPOSE:**

Dale Redfoot, representing the Lake Hogan Farms Development Company, LLC, submitted a **PETITION FOR ANNEXATION** on January 23, 1998. The **PETITION FOR ANNEXATION** requests that 17.44 acres located at Lake Hogan Farms Subdivision be annexed into the Town. The 17.44 acres to be annexed is non-contiguous to the Town of Carrboro and is tax referenced, 7.109..2.

### **ACTION REQUESTED:**

The Board of Aldermen is requested to set a public hearing for February 17, 1998 to consider the **PETITION FOR ANNEXATION** submitted by Dale Redfoot.

### **RECOMMENDATION:**

The Administration recommends that the Board of Aldermen adopt the attached resolution which sets a public hearing date for February 17, 1998.

# TOWN OF CARRBORO

## PETITION FOR ANNEXATION OF NON-CONTIGUOUS PROPERTY



### TO THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO:

1) THE UNDERSIGNED, BEING THE OWNER OF ALL REAL PROPERTY LOCATED WITHIN THE AREA DESCRIBED IN PARAGRAPH #2 BELOW, REQUESTS THAT SUCH AREA BE ANNEXED TO THE TOWN OF CARRBORO, NORTH CAROLINA.

2) THE AREA TO BE ANNEXED IS NON-CONTIGUOUS TO THE TOWN OF CARRBORO, AND IS LOCATED AT Lake Hogan Farms Subdivision AND TAX MAP REFERENCED 7.109..2. THE BOUNDARIES OF SUCH TERRITORY ARE AS SHOWN ON THE METES AND BOUNDS DESCRIPTION ATTACHED HERETO.

3) A MAP (NO LARGER THAN 18" X 24") OF THE FOREGOING PROPERTY, SHOWING ITS RELATIONSHIP TO THE EXISTING CORPORATE LIMITS OF THE TOWN, IS ALSO ATTACHED HERETO.

4) THE TOTAL ACREAGE AND DWELLINGS UNITS LOCATED ON THIS PROPERTY ARE AS FOLLOWS:

17.44 ACRES 29 DWELLING UNITS

RESPECTFULLY SUBMITTED THIS 23 DAY OF January, 1998.

NAME:	Lake Hogan Farms Development Company, LLC
ADDRESS:	123 Blackcherry Lane
	Chapel Hill, NC 27514
OWNER/PRESIDENT:	Dale Redfoot <i>Dale E Redfoot</i> MANAGING MEMBER

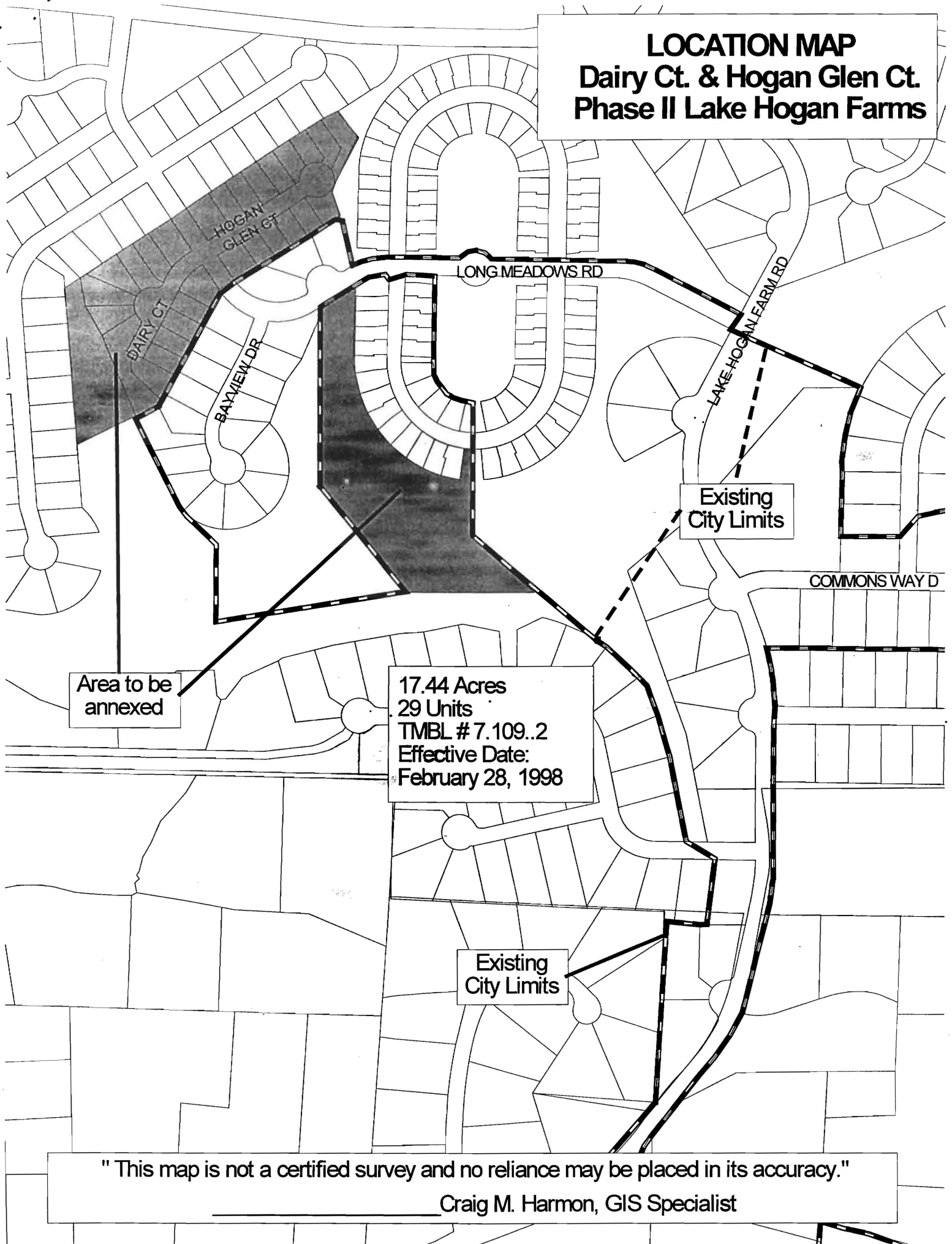
ATTEST: *[Signature]* SECRETARY

I, Sarah W. Williamson, Town Clerk of the Town of Carrboro, do hereby certify that the sufficiency of the above-reference petition has been checked and found to be in compliance with G.S. 1601-31.

This the 2<sup>nd</sup> day of February, 19 98.

TOWN CLERK: *Sarah C. Williamson*

**LOCATION MAP**  
**Dairy Ct. & Hogan Glen Ct.**  
**Phase II Lake Hogan Farms**



" This map is not a certified survey and no reliance may be placed in its accuracy."

Craig M. Harmon, GIS Specialist

# **BRADY H. GOFORTH & ASSOCIATES, INC.**



121 West Clay Street ◆ Suite "A" ◆ Mebane, NC 27302  
Phone (919) 563-3623

## **DEED DESCRIPTION (ANNEXATION OF PROPERTY):**

Being Phase Two of Lake Hogan Farms Subdivision, located in Chapel Hill Township, Orange County, North Carolina and being more particularly described as follows:

Beginning at an existing iron rod, said iron being the northeast corner of lot #271 of Lake Hogan Farms Subdivision, Phase One, Section "G"; Thence N 55°35'22" E - 140.01 feet to an existing iron rod; Thence S 00°00'00" W - 228.61 feet to a new iron rod; Thence S 03°03'15" E - 72.09 feet to a new iron rod; Thence S 07°16'52" E - 20.08 feet to a new iron rod; Thence S 14°46'49" E - 68.92 feet to a new iron rod; Thence S 24°28'06" E - 68.55 feet to a new iron rod; Thence S 34°17'53" E - 71.34 feet to a new iron rod; Thence S 46°17'19" E - 67.35 feet to a new iron rod; Thence S 51°20'53" E - 74.80 feet to a new iron rod; Thence S 63°33'45" E - 68.45 feet to a new iron rod; Thence S 73°05'52" E - 67.71 feet to a new iron rod; Thence S 80°48'00" E - 68.16 feet to a new iron rod; Thence N 02°45'40" W - 110.03 feet to a new iron rod; Thence S 86°54'02" E - 17.62 feet to an existing iron rod; Thence S 01°15'39" E - 168.69 feet to an existing manhole; Thence S 61°17'12" E - 396.54 feet to a new iron rod; Thence S 77°54'06" W - 624.46 feet to a computed point; Thence N 41°54'09" W - 403.86 feet to an existing iron rod; Thence N 00°00'00" E - 500.00 feet to an existing iron rod; Thence N 68°34'36" E - 88.57 feet to an existing iron rod; Thence N 29°27'34" W - 151.40 feet to the place and point of beginning. Containing 7.12 acres± as surveyed by Brady H. Goforth & Associates, Inc. dated January 22, 1998 and being based on a plat north meridian.

## **DEED DESCRIPTION (ANNEXATION OF PROPERTY):**

Being Phase Two of Lake Hogan Farms Subdivision, located in Chapel Hill Township, Orange County, North Carolina and being more particularly described as follows:

Beginning at an existing iron rod, said iron rod being the northeast corner of lot #266 of Lake Hogan Farms Subdivision, Phase One, Section "G"; Thence S 55°25'03" W - 423.33 feet to an existing iron rod; Thence S 55°51'01" W - 60.03 feet to an existing iron rod; Thence S 26°40'59" W - 487.68 feet to an existing iron rod; Thence S 33°44'19" W - 132.42 feet to an existing iron rod; Thence S 90°00'00" W - 50.00 feet to an existing iron rod; Thence S 80°14'31" W - 136.75 feet to a new iron rod; Thence N 05°33'37" W - 572.75 feet to a new iron rod; Thence N 55°16'06" E - 1109.78 feet to a new iron rod; Thence S 34°43'54" E - 113.04 feet to a new iron rod; Thence S 24°05'38" W - 173.76 feet to a new iron rod; Thence S 24°11'29" W - 27.32 feet to a new iron rod; Thence S 23°53'22" E - 90.63 feet to the place and point of beginning. Containing 10.32 acres± as surveyed by Brady H. Goforth & Associates, Inc., dated January 22, 1998, and being based on a plat north meridian.

The following resolution was introduced by Alderman \_\_\_\_\_ and duly seconded by Alderman Hank Anderson.

**A RESOLUTION SETTING A PUBLIC HEARING TO  
CONSIDER THE ANNEXATION OF  
LAKE HOGAN FARMS, PHASE II  
UPON THE REQUEST OF THE PROPERTY OWNERS  
Resolution No. 21/97-98**

WHEREAS, the Town of Carrboro has received a petition from the owner(s) of Phase II of the Lake Hogan Farms Subdivision requesting that their property be annexed to the Town of Carrboro; and

WHEREAS, the Town Clerk has certified that the petition requesting the annexation of this property is sufficient in all respects under G.S. 160A-31.

NOW, THEREFORE, THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The Board of Aldermen hereby accepts this petition and shall hold a public hearing on February 17, 1998 to consider the voluntary annexation of this property.

Section 2. The Town Clerk shall cause a notice of this public hearing to be published once in the Chapel Hill News at least ten (10) days prior to the date of the public hearing.

Section 3. This resolution shall become effective upon adoption.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this \_\_\_\_ day of \_\_\_\_\_, 1998:

Ayes:

Noes:

Absent or Excused:

The following resolution was introduced by Alderman Hank Anderson and duly seconded by Alderman Alex Zaffron.

**A RESOLUTION SETTING A PUBLIC HEARING TO  
CONSIDER THE ANNEXATION OF  
LAKE HOGAN FARMS, PHASE II  
UPON THE REQUEST OF THE PROPERTY OWNERS  
Resolution No. 21/97-98**

WHEREAS, the Town of Carrboro has received a petition from the owner(s) of Phase II of the Lake Hogan Farms Subdivision requesting that their property be annexed to the Town of Carrboro; and

WHEREAS, the Town Clerk has certified that the petition requesting the annexation of this property is sufficient in all respects under G.S. 160A-31.

NOW, THEREFORE, THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The Board of Aldermen hereby accepts this petition and shall hold a public hearing on February 17, 1998 to consider the voluntary annexation of this property.

Section 2. The Town Clerk shall cause a notice of this public hearing to be published once in the Chapel Hill News at least ten (10) days prior to the date of the public hearing.

Section 3. This resolution shall become effective upon adoption.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 3rd day of February, 1998:

Ayes: Hank Anderson, Hilliard Caldwell, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: None



# BOARD OF ALDERMEN

ITEM NO.: D(1)

## AGENDA ITEM ABSTRACT

**MEETING DATE:** FEBRUARY 03, 1998

**SUBJECT:** PUBLIC HEARING: VOLUNTARY ANNEXATION OF WEXFORD SUBDIVISION,  
PHASE V

<b>DEPARTMENT:</b> PLANNING DEPARTMENT	<b>PUBLIC HEARING:</b> Yes <u>X</u> No <u>    </u>	
<b>ATTACHMENTS:</b> PETITION FOR ANNEXATION LEGAL DESCRIPTION ORDINANCE LOCATION MAP	<b>FOR INFORMATION CONTACT:</b> <b>ROY M. WILLIFORD, 968-7713</b>	
<b>THE FOLLOWING INFORMATION IS PROVIDED:</b>		
(X) PURPOSE	(X) ACTION REQUESTED	( ) ANALYSIS
(X) SUMMARY	(X) RECOMMENDATION	

### **PURPOSE:**

To receive public comment regarding a **PETITION FOR ANNEXATION** for 12.427 acres located at the intersection of Tramore and Wyndham Drives.

### **SUMMARY:**

Timothy Hollerman, President of The Wexford Group, Inc., submitted a **PETITION FOR ANNEXATION** on November 03, 1997. The **PETITION FOR ANNEXATION** requests that 12.427 acres located at the intersection of Tramore and Wyndham Drives be annexed into the Town. The 12.427 acres to be annexed is contiguous to the Town of Carrboro and is tax map referenced, 7.109..16A.

At the Board of Aldermen's January 20, 1998 meeting, a public hearing date of February 03, 1998 was set to receive public comment regarding the **PETITION FOR ANNEXATION**.

### **ACTION REQUESTED:**

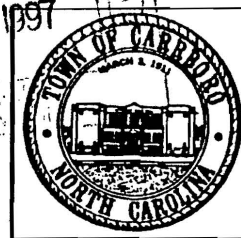
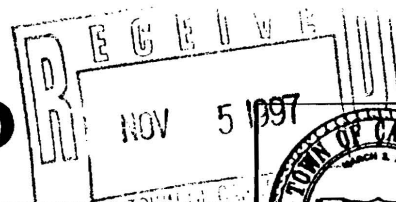
The Board of Aldermen is requested to receive public comment and to consider the **PETITION FOR ANNEXATION** submitted by Timothy Hollerman.

### **RECOMMENDATION:**

The Administration recommends that the Board of Aldermen adopts the attached ordinance which annexes the 12.427 acres into the corporate limits of the Town of Carrboro effective February 28, 1998.

# TOWN OF CARRBORO

## PETITION FOR ANNEXATION OF CONTIGUOUS PROPERTY



TO THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO:

1) THE UNDERSIGNED, BEING THE OWNER OF ALL REAL PROPERTY LOCATED WITHIN THE AREA DESCRIBED IN PARAGRAPH #2 BELOW, REQUESTS THAT SUCH AREA BE ANNEXED TO THE TOWN OF CARRBORO, NORTH CAROLINA.

2) THE AREA TO BE ANNEXED IS CONTIGUOUS TO THE TOWN OF CARRBORO, AND IS LOCATED AT WEXFORD SUBDIVISION - PHASE FIVE AND TAX MAP REFERENCED 7.109.16A. THE BOUNDARIES OF SUCH TERRITORY ARE AS SHOWN ON THE METES AND BOUNDS DESCRIPTION ATTACHED HERETO.

3) A MAP (NO LARGER THAN 18" X 24") OF THE FOREGOING PROPERTY, SHOWING ITS RELATIONSHIP TO THE EXISTING CORPORATE LIMITS OF THE TOWN, IS ALSO ATTACHED HERETO.

4) THE TOTAL ACREAGE AND DWELLING UNITS LOCATED ON THIS PROPERTY ARE AS FOLLOWS:

12.427 ACRES 18 DWELLING UNITS

RESPECTFULLY SUBMITTED THIS 3rd DAY OF November, 1997.

NAME:	<u>THE WEXFORD GROUP, INC.</u>
ADDRESS:	<u>124 COBBLESTONE DR, CHAPEL HILL, NC 27516</u>
OWNER/PRESIDENT:	<u>[Signature]</u> PRESIDENT

ATTEST: [Signature] SECRETARY

I, Sarah W. Williamson, Town Clerk of the Town of Carrboro, do hereby certify that the sufficiency of the above-reference petition has been checked and found to be in compliance with G.S. 160A-31.

This the 20th day of January, 19 98.

TOWN CLERK: [Signature]

# LOCATION MAP

## Phase Five Wexford Subdivision

Existing  
City Limits

12.427 Acres  
No Units  
TMBL # 7.109..16A

Area to be  
annexed

Existing  
City Limits

" This map is not a certified survey and no reliance may be placed in its accuracy."

*Craig M. Harmon*

Craig M. Harmon, GIS Specialist

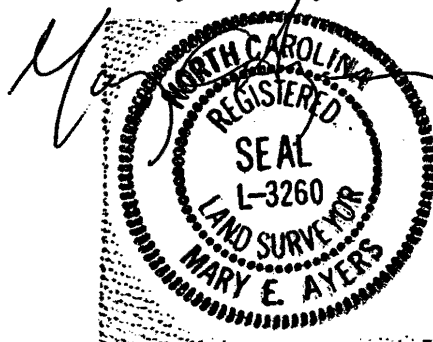
JAN 14 REC'D

JAN 14 REC'D

Legal Description: Phase Five, Wexford Subdivision, Chapel Hill Township, Orange County, NC

Beginning at an Existing Iron Pin on the Northern Right-of-Way of Tramore Drive, a 60' Paved Public Right-of-Way, the Southeast corner of Lot 56, Phase Four, Wexford Subdivision, as recorded in the Orange county Registry of Deeds in Plat Book 75, page 159; thence with the eastern boundary of Lot 56 N 22°13'49" E 33.46' to an existing iron pin; continuing thence with the eastern boundary of said Lot 56 N 00°58'17"E 155.79' to an existing iron pin at the Northeast corner of said lot and on the southern boundary of the Clyde Hutchins Heirs Subdivision; thence with the southern boundary of Hutchins S 89°08'14"E 208.27' to an existing iron pin, continuing thence along the boundary with Hutchins S 89°08'15"E 359.70' to an existing iron pin, a mutual corner with the property of Curtis Preston Hogan; thence with the western line of Hogan S 01°38'14" E 509.84' to an existing iron pin, the southwest corner with Hogan; thence with the southern boundary of Hogan S 88°07'08"E 73.12' to a new iron set, said new iron being located on or near the western edge of a 68' Duke Power Transmission Line Easement; thence with the western line of said easement S 04°24'51"E 221.25' to a new iron set on the Northern Right-of-Way of Tramore Drive; thence crossing said Tramore Drive S 18°37'19"W 61.84' to a new iron set on the Southern Right-of-Way of Tramore Drive: thence S 01°22'11"W 169.91' to an existing iron pin, the Northeast Corner of the property of The Williams Woods Group, LLC.; thence with the Northern line of said Williams Woods Group S 86°13'53"W 448.68' to an existing iron pin; thence S 87°15'33"W 70.91' to an existing iron pin, the Southeast corner of Lot 68, Phase Four, Wexford Subdivision; thence along the eastern boundary of Lots 68, 67, 66 and 65, N 06°44'50"W 501.23' to an existing iron pin, the southeast corner of Lot 65; thence N 07°00'05"W 104.51' to an existing iron pin, the southeast corner of Lot 63, Phase Four, Wexford; thence with the eastern boundary of Lot 63 N 40°21'10"E 86.57' to an existing iron pin in the Southern Right-of-Way of Tramore Drive; thence along and with said Right-of-Way, a curve to the left, having a radius of 567.09', an arc distance of 191.26' and a chord and chord bearing of N 59°18'29"W 190.36' to an existing iron pin; thence crossing Tramore Drive N 33°24'15"E 61.29' to the Point and Place of Beginning, being the tract known as Phase Five, Wexford Subdivision, and having an area of 12.427 Acres.

This legal description prepared from an actual field survey and hereby certified this day of January 13, 1998, by Mary E. Ayers, NC RLS #3260.



RLS 3260

The following ordinance was introduced by Alderman \_\_\_\_\_ and duly seconded by Alderman \_\_\_\_\_.

AN ORDINANCE ANNEXING  
Phase V, Wexford Subdivision

WHEREAS, a petition was received requesting the annexation of Phase V of the Wexford Subdivision; and

WHEREAS, the petition was signed by the owners of all the real property located within such area; and

WHEREAS, a public hearing on the question of annexation was held on February 3, 1998, following notice of such hearing published in The Chapel Hill News on January 23, 1998.

NOW, THEREFORE, THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. The Board of Aldermen finds that a petition requesting the annexation of the area described in Section 2 was properly signed by the owners of all the real property located within such area and that such area is contiguous to the boundaries of the Town of Carrboro, as the term "contiguous" is defined in G.S. 160A-31(f).

Section 2. The following area is hereby annexed to and made a part of the Town of Carrboro:

BEGINNING at an existing iron pin on the northern right-of-way of Tramore Drive, a 60' paved public right-of-way, the southeast corner of Lot 56, Phase Four, Wexford Subdivision, as recorded in the Orange County Registry of Deeds in Plat Book 75, Page 159; thence with the eastern boundary of Lot 56 N 22 degrees 13' 49" E 33.46' to an existing iron pin; continuing thence with the eastern boundary of said Lot 56 N 00 degrees 58' 17" E 155.79' to an existing iron pin at the Northeast corner of said lot and on the southern boundary of the Clyde Hutchins Heirs Subdivision; thence with the southern boundary of Hutchins S 89 degrees 08' 14" E 208.27' to an existing iron pin, continuing thence along the boundary with Hutchins S 89 degrees 08' 15" E 359.70' to an existing iron pin, a mutual corner with the property of Curtis Preston Hogan; thence with the western line of Hogan S 01 degrees 38' 14" E 509.84' to an existing iron pin, the southwest corner with Hogan; thence with the southern boundary of Hogan S 88 degrees 07' 08" E 73.12' to a new iron set, said new iron being located on or near the western edge of a 68' Duke Power Transmission Line Easement; thence with the western line of said easement S 04 degrees 24' 51" E 221.25' to a new iron set on the Northern right-of-way of Tramore Drive; thence crossing said Tramore Drive S 18 degrees 37' 19" W 61.84' to a new iron set on the southern right-of-way of Tramore Drive; thence S 01 degrees 22' 11" W 169.91' to an existing iron pin, the northeast corner of the property of The Williams Woods Group, LLC.; thence with the northern

line of said Williams Woods Group S 86 degrees 13' 53" W 448.68' to an existing iron pin; thence S 87 degrees 15' 33" W 70.91' to an existing iron pin, the southeast corner of Lot 68, Phase Four, Wexford Subdivision; thence along the eastern boundary of Lots 68, 67, 66 and 65, N 06 degrees 44' 50" W 501.23' W 501.23' to an existing iron pin, the southeast corner of Lot 65; thence N 07 degrees 00' 05" W 104.51' to an existing iron pin, the southeast corner of Lot 63, Phase Four, Wexford; thence with the eastern boundary of Lot 63 N 40 degrees 21' 10" E 86.57' to an existing iron pin in the southern right-of-way of Tramore Drive; thence along and with said right-of-way, a curve to the left, having a radius of 567.09', an arc distance of 191.26' and a chord and chord bearing of N 59 degrees 18' 29" W 190.36' to an existing iron pin; thence crossing Tramore Drive N 33 degrees 24' 15" E 61.29' to the point and place of beginning, being the tract known as Phase Five, Wexford Subdivision, and having an area of 12.427 acres.

Section 3. The area within the street right-of-way (to the center of the street) immediately adjacent to the boundaries of the above-described area is also annexed to the Town of Carrboro.

Section 4. The Board hereby strongly requests that the applicant for the annexation and all persons associated with the annexed property indicate in all advertisements and sales information regarding this property that the property is located within the corporate limits of the Town of Carrboro.

Section 5. This ordinance shall become effective on February 28, 1998.

Section 6. The Town Clerk shall cause to be recorded in the Office of the Register of Deeds of Orange County and in the Office of the Secretary of State an accurate map of the annexed territory described in Sections 2 and 3 together with a duly certified copy of this ordinance. Such a map shall also be delivered to the Orange County Board of Elections as required by G.S. 163-288.1.

The foregoing ordinance having been submitted to a vote, received the following vote and was duly adopted this \_\_\_\_ day of \_\_\_\_\_, 1998:

Ayes:

Noes:

Absent or Excused:

**BOARD OF ALDERMEN**

**ITEM NO. E(1)**

**AGENDA ITEM ABSTRACT**

**MEETING DATE: February 3, 1998**

**SUBJECT: Presentation by Habitat for Humanity**

<b>DEPARTMENT:</b> n/a	<b>PUBLIC HEARING:</b> YES ____ NO <u>x</u>
<b>ATTACHMENTS:</b> Chapel Hill/Carrboro Year 2000 Celebration – Millennium Subdivision	<b>FOR INFORMATION CONTACT:</b> Susan Levy, Habitat for Humanity

**PURPOSE**

Representatives from Habitat for Humanity will present their plans for the Chapel Hill-Carrboro Year 2000 Celebration.

**ACTION REQUESTED**

To receive the report.

## CHAPEL HILL/CARRBORO YEAR 2000 CELEBRATION

### Millennium Subdivision

#### PURPOSE

To provide the Chapel Hill/Carrboro community a unique and uplifting way for celebration of the millennium and to increase awareness of the lack of affordable housing in Orange County. Partnerships to construct homes will bring together groups from businesses, UNC, churches, public schools, and others within the community. Each partnership will have a lead organization such as Chamber of Commerce, Realtors, High School Habitat Chapters, Carol Woods or Senior Center, UNC Faculty/Students, UNC Professional Schools, UNC Hospitals, UNC Athletic Dept./Rams Club, and Chapel Hill/Carrboro town employees. The Year 2000 Celebration would bring together people of all ages, races, religions, and socio-economic backgrounds.

#### BROAD OUTLINE

- Habitat for Humanity of Orange County will organize a house building blitz for November 1999
- Eleven homes will be constructed with all families in occupancy by January 1, 2000
- Well-known community leaders will be selected for the Advisory Board
- The sale of a limited edition of 2000 numbered T-shirts (1-2000) will raise \$200,000
- Additional T-shirts may be "earned" through sweat equity

#### ADVISORY BOARD

Members will be asked to:

- Attend two meetings *per year.*  
*(1998 - 1999)*
- Attend Kick-off event
- Review Planning Committee activities
- Serve as advocate for Year 2000 Celebration to the community
- Provide feedback to the Planning Committee from the community
- Assist with recruitment of large sponsors
- Work on home during the building blitz

#### Potential Board Members:

Mayor of Chapel Hill  
Mayor of Carrboro  
Chancellor of UNC-Chapel Hill  
UNC Hospitals  
Senior citizen representative

Rosemary Waldorf  
Michael Nelson  
Michael Hooker  
Eric Munson



Superintendent of Chapel Hill-Carrboro Schools	Neil Pederson
Long time Habitat supporter	Dr. Henry Clarke
Hispanic advocate	
African-American citizen representative	
Chamber of Commerce	Joel Harper
Disabled Citizens	
Church representative	
Carrboro representative	
State Government	

PLANNING COMMITTEE			
Position	Name	Affiliation	Responsibilities
Chair	Ann DiGiano	Immediate past president Habitat for Humanity of Orange County	Development of Advisory Board and Planning Committee and coordination of committees
Public Relations	Beth Minton Local reporter Writers Photographers	Habitat volunteer	Development of a public relations program including logo design, T-shirt design, event planning, and publicity. Possible events: Announcement of Chapel Hill/Carrboro year 2000 Celebration; Announcement of major sponsors; Ground- breaking event; Introduction of families to community; Building Blitz, Dedication of first home; December Open House, and January 1, 2000 publicity
Construction	Richard Leber Tyler Momsen-Hudson 11 site supervisors	Habitat Committee chair Habitat construction	Site development, ordering of supplies, scheduling of subcontractors and inspections, and supervision of work crews.
Family Selection	Joe Saponaro 11 family mentors	Habitat Committee chair	Selection of 11 families and their mentors. Emphasis would be on selecting families that represent as many groups in our community as possible, e.g., employees of Chapel Hill/Carrboro towns, university and hospital; family with a handicapped parent; Hispanic, African-American, etc.
T shirts	Chair is being recruited Laura Burrows	Hanes Knit Products	Work with publicity committee to design and sell T-shirts, and develop a sweat equity program to earn T-shirts
Fundraising	Jody Bennett John Bell Ann DiGiano Susan Levy	Habitat Committee chair Habitat Development Habitat Past President Habitat Exec. Director	Recruitment of major sponsors for each home and for subdivision landscaping.
Partnerships	Sue Harvin Susan Levy	Habitat Committee chair Habitat Exec. Director	Recruitment of 11 home-building teams of broad representation from the Chapel Hill/Carrboro community.
Volunteers	Tammy Lemoine 11 site coordinators	Habitat Committee chair	Recruitment and coordination of volunteers with particular emphasis on skilled workers
Landscaping	Natalie Ammarell Local garden clubs	Habitat Committee chair	Development of plan for subdivision/ individual homes; coordinating volunteers and suppliers; and supervising site work

## **TIME FLOW CHART**

### **1998**

#### **January**

- Contact town leaders
- Get commitment of land
- Hold Habitat Board of Directors retreat to develop detailed celebration plan.
- Recruit Advisory Board and Planning Committee

#### **February**

- Planning Committee meeting

#### **April**

- Planning Committee meets
- Advisory Board meets

#### **May**

- Public event announcing Celebration 2000
- Family selection process begins

#### **September**

- Infrastructure work begins

### **1999**

#### **January**

- Families presented to community

#### **October**

- Ground breaking/Foundations put in

#### **November**

- Building Blitz

#### **December**

- Building completion/dedications
- Open House (part of Christmas House Tour?)

### **2000**

#### **January 1, 2000**

- Pictures in newspapers showing eleven new home owners in their homes.

## **FUNDING:**

- Sales of numbered T-shirts to generate \$200,000.
- Recruitment of 12 financial sponsors for homes and landscaping, e.g.,
  - NationsBank
  - Wachovia
  - Central Carolina Bank
  - Village Companies
  - Resolute Builders
  - Fitch Lumber & Hardware
  - Building Contractors Association

**Lowes**

**Chamber of Commerce**

**UNC**

**UNC Hospitals**

**Town employees including teachers, police and fire fighters.**

**The Education Foundation**

**UNC Greek Organizations**

**HABITAT FOR HUMANITY OF ORANGE COUNTY**  
**PRELIMINARY BUDGET FOR MILENNIUM SUBDIVISION**  
**CHAPEL HILL-CARRBORO 2000 CELEBRATION**

**Proposed Use of Funds**

**Site Development/Infrastructure**

Land Acquisition (includes legal fees)	157,500
Predev. Planning/Subdivision Approval survey engineering other soft costs	40,000
Grading, Clearing	30,000
Streets, Sidewalks	90,750
Storm Drainage	24,000
Water	30,500
Sewer	45,000
Landscaping	12,000
Bike Lane	12,000
Payment in Lieu	21,000
<b>Sub Total</b>	<b>462,750</b>
<b>Construction of eleven homes</b>	
materials and subcontracted labor @\$47,250/house	519,750
<b>Total site and home construction costs</b>	<b>982,500</b>
<b>Organizational/Administrative Costs</b>	
Publicity	10,000
Additional overhead costs (above and beyond Habitat's usual program and admin. costs) for staff, phone, etc.	20,000
<b>Total Project Cost</b>	<b>\$1,012,500</b>

JAN-15-98 01:28 PM HABITAT FOR HUMANITY, OC 919 7322337

**Proposed Sources of Funds**

Town of Chapel Hill Community Development Block Grant Program	197,500
Habitat for Humanity Land Fund	150,000
HUD Self-Help Opportunity Program (SHOP) or HOME funds @ \$10,000/home	110,000
In-Kind Donation of Materials from Sponsors	50,000
Sale of T-shirts	200,000
Partnership Fundraising (9@ 25,000, 1@45,000, 1@35,000)	305,000
<b>Total Funds</b>	<b>\$1,012,500</b>

# BOARD OF ALDERMEN

ITEM NO. E(2)

## AGENDA ITEM ABSTRACT

MEETING DATE: February 3, 1998

SUBJECT: TIME WARNER CABLE'S RESPONSE TO COLLECTION OF 5% FRANCHISE FEE

DEPARTMENT: MANAGER'S OFFICE	PUBLIC HEARING: YES _____ NO <u>X</u>
ATTACHMENTS: <ul style="list-style-type: none"><li>■ Letter from D. Permar</li><li>■ Letter from Time Warner Cable</li></ul>	FOR INFORMATION CONTACT: Robert Morgan, 968-7706

### PURPOSE

Triangle J Council of Governments' Cable Consortium informed the Town that there has been a discrepancy in Time Warner Cable's (TWC) calculation of franchise fees paid to the Town. The purpose of this item is to determine what step, if any, to take next.

### SUMMARY

On December 16, 1997 the Mayor and Board of Aldermen approved sending a letter to Time Warner Cable requesting that the company begin paying full franchise fees and reimburse the Town for past underpayment.

Time Warner Cable has agreed to begin collecting the additional franchise fee effective February 1, 1998. However, Time Warner Cable does not believe that there has been any past underpayment.

Town Cable Consultant Bob Sepe has reviewed the documentation submitted by Time Warner Cable and advises Carrboro that according to current regulations, TWC can pass on past underpayment costs to its current cable subscribers. Mr. Sepe recommends that the Town of Carrboro accept Time Warner Cable's offer to begin charging subscribers the full franchise fee on February 1, 1998.

### ANALYSIS

On July 31, 1997, the United States Court of Appeals for the Fifth Circuit issued its decision in the City of Dallas v. Federal Communications Commission which held that a cable operator must pay franchise fees based upon all the cable operator's revenues, without deduction.

It has been Time Warner Cable's practice to exclude franchise fees from the calculation of gross revenues when computing the franchise fee paid to local governments. This has resulted in an underpayment of franchise fees of five percent (5%). This practice has probably been going on since rate regulations were re-instituted in 1993 or when Time Warner took over operation of the CVI systems in 1996. Recently, several local governments performed audits on their franchise fee payments by Time Warner for the years 1994 and 1995. These audits confirmed that Time Warner was excluding franchise fees from the calculation of gross revenues and thereby underpaying the franchise fee by five percent (5%).

### RECOMMENDATION

Town Administration recommends that the Board follow Bob Sepe's recommendation and allow Time Warner Cable to begin collecting the full franchise fee beginning February 1, 1998.

### ACTION REQUESTED

To allow Time Warner Cable to begin charging subscribers the full franchise fee on February 1, 1998.

RECEIVED  
MANAGER'S OFFICE  
TOWN OF CARRBORO  
FILED

# Hatch, Little & Bunn, LLP

*Attorneys at Law*

Harold W. Berry, Jr.  
Thomas D. Bunn  
Tina L. Frazier  
John N. McClain, Jr.  
David H. Permar  
A. Bartlett White  
Douglas Q. Wickham  
William D. Young IV

J. Wilbur Bunn (1882-1969)  
William T. Hatch (1905-1979)  
James C. Little (1917-1977)

327 Hillsborough Street  
Post Office Box 527  
Raleigh, North Carolina 27602  
919/856-3940  
Fax 919/856-3950

OCT 7 1997

October 3, 1997

Mr. Robert Morgan  
Town Manager  
Town of Carrboro  
Post Office Box 829  
Carrboro, North Carolina 27510

Re: Franchise Fee Exclusion by Time Warner and Current  
Franchise Negotiations with Time Warner

Dear Mr. Morgan:

The purpose of this letter is to give you a status report on current franchise negotiations and alert you to an issue which we believe requires action by the Town.

The Triangle J Cable Consortium Negotiating Team has had several meetings with Time Warner which have resulted in the preparation of the proposed franchise agreement which we sent to you in July, 1997. However, there are still major issues outstanding on which we have not been able to reach agreement. These include the length of the term of the franchise, the definition of gross revenues of the cable system for the purpose of calculating franchise fees, what limitations will be placed on a local government's ability to issue franchises to other cable operators, funding for public access television and limitations on the programming of public access television, and provisions for an institutional network to be provided by Time Warner to the Town. The Negotiating Team has another negotiation session set with Time Warner for October 22. Without conceding points of major importance to local governments, the Negotiating Team is making every effort to complete the negotiations by year end.

On July 31, 1997, the United States Court of Appeals for the Fifth Circuit issued its decision in City of Dallas v. Federal Communications Commission which held that a cable operator must pay franchise fees based upon all the cable operator's revenues, without deduction. It has been the practice by many cable



operators, including Time Warner, to exclude franchise fees from the calculation of gross revenues when computing the franchise fee paid to local governments. This resulted in an underpayment of franchise fees of five percent (5%). In the Triangle J Region, this practice has probably been going on since rate regulations was re-instituted in 1993 pursuant to the 1992 Cable Act or when Time Warner took over operation of the CVI Systems in 1996, whichever last occurred. Recently, several local governments performed audits on their franchise fee payments by Time Warner for the years 1994 and 1995. These audits confirmed that Time Warner was excluding franchise fees from the calculation of gross revenues and thereby underpaying the franchise fee by five percent (5%).

Time Warner has recently indicated that they will begin paying the additional franchise fees calculated in accordance with the City of Dallas v. Federal Communications Commission decision and generally accepted accounting principles if requested by a local government to do so. Assuming the franchise fee in your town is five percent (5%) and the average customer's cable bill is \$36, this will result in an increase in a typical customer's cable bill of \$.09. There will of course remain the issue of what to do about reimbursement to local governments for past underpayment of franchise fees. It is the recommendation of the Triangle J Cable Consortium Negotiating Committee, that each local government request Time Warner to begin paying the full franchise fee in accordance with the City of Dallas v. Federal Communications Commission decision and generally accepted accounting principles on or before January 1, 1998, and that settlement of past due amounts be resolved as a part of the franchise negotiation process. A proposed draft letter to be sent by the Town to Time Warner for this purpose is enclosed.

Call me if you have any questions.

Sincerely yours,

HATCH, LITTLE & BUNN, L.L.P.



David H. Permar

DHP/rt

Enclosure

c: Chic Krautler  
Bob Sepe

101 Innovation Avenue  
Suite 100  
Morrisville, NC 27560  
Tel 919-821-7925  
Fax 919-829-2670



January 7, 1998

JAN 12 1998

Mr. Robert Morgan  
Town Manager  
Town of Carrboro  
301 West Main Street  
Carrboro, NC 27510

**SENT CERTIFIED MAIL-RETURN RECEIPT REQUESTED**

Dear Mr. Morgan:

I am writing in response to your correspondence dated December 17, 1997 requesting Time Warner to begin the collection and payment of an additional 5% franchise fee to the Town of Carrboro.

Your request, as stated in your letter, is based on the recent Fifth Circuit Court of Appeals decision to reverse a decision of the FCC which holds that under Federal law gross revenue derived from the operation of a cable system includes money received from customers that is allocated to payment of the franchise fees. Thus, under the reasoning of this decision, a franchising authority may collect a franchise fee on revenues derived from the operation of the cable system including money allocated to franchise fees, consistent with the franchise fee cap.

We continue to believe that the FCC's position was correct. Further, the decision is not binding in the other Federal circuits, so a different outcome in subsequent litigation on this issue is possible. According to our legal counsel, that ruling has no jurisdiction in the State of North Carolina.

Time Warner has been collecting and paying to the Town of Carrboro the correct amount of franchise fees in accord with the rulings of the FCC. Therefore, we do not believe there has been any "underpayment". If you wish to raise this issue in the current negotiations for a new franchise, you, of course, may do so. We are willing to collect this fee, however, on a "going forward" basis beginning February 1, 1998. The January 1, 1998 date you requested is not feasible, since we received your letter on December 29, 1997. It is important to point out that franchise fees are regarded as "external costs" by the FCC and are passed through to the subscriber. This should result in an increase in the franchise fees on the customer's bill equivalent to approximately .25% of the total amount billed to the subscriber. We will provide our customers written notice of your wishes to collect this "fee-on-fee".

We, of course, reserve the right to change our position in the future should we believe future legal developments or other circumstances warrant.

If you should have any questions regarding this matter, please do not hesitate to call me at 836-7628.

Sincerely,

A handwritten signature in black ink, appearing to read "Brad Phillips", with a stylized flourish at the end.

Brad Phillips  
Vice President  
Government/Public Affairs

Cc: Randy Fraser  
Bob Sepe  
Dion Pearson  
Jim Coghlan

# BOARD OF ALDERMEN

ITEM NO. E(3)

## AGENDA ITEM ABSTRACT

**MEETING DATE: February 3, 1998**

**SUBJECT: TRANSFER OF ALERT CABLE TV FRANCHISE TO TIME WARNER - FIRST READING**

DEPARTMENT: MANAGER'S OFFICE	PUBLIC HEARING: YES _____ NO <u>X</u>
ATTACHMENTS: <ul style="list-style-type: none"><li>■ Letter from D. Permar</li><li>■ Resolution</li></ul>	FOR INFORMATION CONTACT: Robert Morgan, 968-7706

### **PURPOSE**

To adopt a resolution approving the transfer of Alert Cable TV Franchise to Time Warner Cable.

### **SUMMARY**

On August 8, 1995 the Mayor and Board of Aldermen approved the purchase (transfer of control) of Alert Cable to Time Warner. Although the transfer of ownership was approved, Time Warner did not request transfer of the Cable TV Franchise from Alert.

In November 1997, Carrboro and other local governments in the Triangle area received appropriate documentation from Time Warner requesting approval to transfer Alert Cable TV Franchise to Time Warner. The consultants with the Triangle J Council of Governments Cable Consortium have reviewed the documentation submitted by Time Warner and advise local governments in the area to adopt the attached resolution.

The resolution requires two readings of the Board.

### **RECOMMENDATION**

The Cable TV Committee and Town Administration recommend that the Mayor and Board of Aldermen adopt the resolution approving the transfer of Alert Cable TV Franchise to Time Warner.

### **ACTION REQUESTED**

To authorize the Mayor to execute the attached resolution.

# Hatch, Little & Bunn, L.L.P.

*Attorneys at Law*

Harold W. Berry, Jr.  
Edward B. Borris  
Thomas D. Bunn  
Tina L. Frazier  
John N. McClain, Jr.  
David H. Permar  
A. Bartlett White  
Douglas Q. Wickham  
William D. Young IV

J. Wilbur Bunn (1882-1969)  
William T. Hatch (1905-1979)  
James C. Little (1917-1977)

327 Hillsborough Street  
Post Office Box 527  
Raleigh, North Carolina 27602  
919/856-3940  
Fax 919/856-3950

JAN 2 1997

December 31, 1997

Mr. Robert W. Morgan  
Town Manager  
Town of Carrboro  
Post Office Box 829  
Carrboro, North Carolina 27510

Dear Mr. Morgan:

In November, 1997, you received a letter and FCC Form 394 from Time Warner Cable seeking your Town's approval of the transfer of your cable franchise from the current franchise holder, Alert Cable TV of North Carolina, Inc., to Time Warner Entertainment-Advance/Newhouse Partnership. Under federal law, you have 120 days to act on the transfer or it is automatically approved.

The Triangle J Cable Consortium has reviewed the transfer application and related documents and recommends that you approve the transfer. As indicated in Time Warner Cable's letter to you, both the transferor and the transferee are controlled by Time Warner Cable and the transfer will simply allow all Time Warner franchises in the Triangle Region to have the same legal ownership.

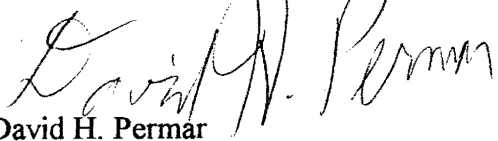
However, since you are in the process of negotiating a renewal of your Time Warner franchise, the Cable Consortium is of the opinion that the proposed Resolution approving the transfer provided to you by Time Warner should be modified in several respects. We have discussed the matter with representatives of Time Warner Cable and they have agreed to a revised Resolution that I am enclosing. Note that I am enclosing two original Resolutions that have already been consented to and executed by the transferor and the transferee. It is the Cable Consortium's recommendation that you approve the transfer and adopt the enclosed Resolution in the following manner: place the matter on your next available, regularly-scheduled Town meeting in accordance with your usual procedure for a resolution. The Resolution does require two readings. There is no requirement for a public notice or a public hearing. Following adoption, execute the Resolution in the same fashion as any other resolution and mail one of the originals to Brad Phillips, Vice President-Government/Public Affairs, Time Warner Cable, 101 Innovation Avenue, Suite 100, Morrisville, North Carolina 27560, and mail a copy to Bob Sepe, Information Access Manager, City of Raleigh, Post Office Box 590, Raleigh, North Carolina 27602.

You should soon be receiving Bob Sepe's report and proposed order on the Time Warner Cable rate increases for 1998 that will also require action by your Town. You may wish to schedule both matters on the same agenda.

If you have any questions, please do not hesitate to contact Bob Sepe or myself.

Sincerely yours,

HATCH, LITTLE & BUNN, L.L.P.

A handwritten signature in black ink, appearing to read "David H. Permar". The signature is fluid and cursive, with the first name "David" being more prominent.

David H. Permar

Attorney for TJCOG Cable Consortium

DHP/rt

Enclosures

c: John Fogarty  
Chick Krautler  
Brad Phillips  
Bob Sepe

TOWN OF CARRBORO

RESOLUTION NO. \_\_\_\_\_

**WHEREAS**, Alert Cable T.V. of North Carolina, Inc. ("Alert") is the holder of a franchise to provide cable television service for the Town of Carrboro (the "Franchise"); and

**WHEREAS**, Alert has proposed to transfer the Franchise to Time Warner Entertainment-Advance/Newhouse Partnership ("TWEAN"); and

**WHEREAS**, TWEAN will be bound by the terms and conditions of the Franchise subject to applicable law.

**NOW THEREFORE**, be it resolved that, insofar as may be necessary or advisable under the Franchise, transfer of the Franchise and the cable television system operating pursuant to the Franchise from Alert to TWEAN (including any necessary transfers through one or more Time Warner entities) is hereby authorized and consented to in all respects. This transfer shall not affect any ongoing franchise renewal proceedings which shall continue subject to the provisions of 47U.S.C.546, except that, upon transfer of the Franchise TWEAN shall succeed to the rights and obligations of Alert in the renewal process. Since the transfer of the Franchise to TWEAN involves no change in control, the Town of Carrboro may, after the transfer of the Franchise to TWEAN, consider in any ongoing renewal proceedings the past performance of Alert while under common control with TWEAN to the extent permitted under 47U.S.C.546, as if it were the past performance of TWEAN.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 1997

ATTEST:

TOWN OF CARRBORO

\_\_\_\_\_  
Clerk

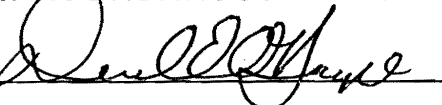
BY: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_

\_\_\_\_\_  
Date

CONSENTED TO: ALERT CABLE T.V. OF NORTH CAROLINA, INC.

BY:  \_\_\_\_\_

TIME WARNER ENTERTAINMENT -  
ADVANCE/NEWHOUSE PARTNERSHIP

BY:  \_\_\_\_\_

## BOARD OF ALDERMEN

ITEM NO. E(4)

### AGENDA ITEM ABSTRACT

MEETING DATE: February 3, 1998

**SUBJECT: Presentation of Cost Estimates for Policy Goals for 1998-99 Budget and Establishing Policy Goals**

<b>DEPARTMENT:</b> Administrative Services	<b>PUBLIC HEARING:</b> YES ____ NO <u>x</u>
<b>ATTACHMENTS:</b> Cost Estimates, Comments Made by Neighborhood Forum	<b>FOR INFORMATION CONTACT:</b> Bob Morgan, 968-7706

#### PURPOSE

The purpose of this item is to present the administration's cost estimates for policy goals identified by the Board on January 13th and to have the Board establish financial and policy goals for the 1998-99 Fiscal Year.

#### SUMMARY

By the conclusion of this discussion, the Mayor and Board of Aldermen should have identified goals for a 1998-99 "strategy budget" including:

- policy goals (program and financial goals) that the Board wishes to have incorporated in the strategy budget; and
- a bottom line financial goal for the strategy budget's total expenditures.

Following the principles of leadership-based budgeting, the Board establishes total expenditures and policy goals for the "strategy budget." The cost of policy goals is deducted from the total expenditures set for the strategy budget and the remainder of the strategy budget is allocated to the departments.

#### ANALYSIS

Following the leadership-based budgeting model, the Board identified policy goals on January 13, 1998. The Board made no commitment to these items, but instead, directed staff to prepare the attached cost estimates. In order for the Manager to proceed with allocations to the departments, the Board and Manager must agree on certain financial goals (or parameters) and policy goals for the new year. In the past, the Board and Manager have referred to the budget constructed to meet these goals as a "strategy budget."

As distributed for the 1998 retreat, the administration is projecting the Town's budget for 1998-99 at \$9,046,442 as follows:



**General Fund** **\$7,948,370**

*assuming new positions.*

**Transportation Fund** **\$ 550,872**

*assuming no significant changes in the Town's share of bus service costs or in federal reimbursements.*

**Debt Service Fund** **\$ 547,200**

*including a full year of principle and interest for Town Center project and Town Hall renovations*

The Five-Year Plan projects the need for \$292,494 in revenue above the revenue which will be generated by existing fees and charges and the current tax rate of 63.75 cents.

In summary, the administration projects the following financial constraints (rounded) governing next year's budget:

Revenue from Existing Fees and Charges and Current Tax Rate:	\$ 8,753,948
Projected Expenditures including new positions	\$ 9,046,442
Difference	\$ 292,494

**Manager's Recommended Goals:**

The administration recommends the following financial goals for the strategy budget:

**(1) Prepare a continuation budget totaling \$8,753,948 and format that budget as follows:**

- *delineate the continuation budget in a separate column; define the continuation budget to include funding for those items necessary to continue existing services, all current positions, renewal of the 2.5 percent merit increase, cost of living increase for Town employees, those vehicles and equipment scheduled by the five-year CIP, and any new capital items costing less than \$2500;*
- *list as in last year's budget document 5-Yr. CIP items included in the "continuation budget" column and prior year (1996-97) approved changes.*

**(2) Prepare a budget with proposed changes totaling \$9,046,442 and format the budget as follows.**

- *delineate proposed changes (additions and/or reductions) in a separate column; define proposed changes to include new positions; equipment and other capital items totaling \$2500 or more which are not covered by the five year CIP, and new programs or adjustments in town service levels;*
- *include the Board's policy goals as proposed changes;*
- *identify any items that the Town Manager feels are crucial but cannot be funded within the \$8,575,000 in an appendix to the budget document;*
- *present decision-packages for all proposed changes in an appendix to the budget document.*

**(3) Continue to maintain an unreserved fund balance equal to at least 20 percent of budgeted expenditures, making a commitment to gradually increase fund balance reserves to 25 percent of budgeted expenditures.**

**ACTION REQUESTED:**

The administration requests that the Mayor and Board reach consensus on policy and financial goals for the 1997-98 strategy budget.

**COST ESTIMATES FOR POLICY GOALS**  
**IDENTIFIED BY THE MAYOR AND BOARD OF ALDERMEN**  
**FOR FISCAL 1998-99 BUDGET**

#	POLICY GOAL	ESTIMATED COST
1.	Increase the town contribution for family health insurance to 40% of cost	\$ 7,000
2.	Bolin Creek Study	\$25,000
3.	Study of banning recyclables	\$25,000
4.	Space for displaying Carrboro memorabilia and artifacts	more information required
5.	Reserve police force	\$11,000
6.	Salary increase for school crossing guards	\$ 1,500
7.	Additional parking for Farmers' Market	\$15,000
8.	Provide downtown benches (10) and trash cans (10)	\$ 7,000
9.	Construct Town Commons Bandstand	\$40,000
	(The Town Commons Fund has \$26,000 in reserve for this project)	
10.	Install playground equipment on Town Commons	\$40,000
11.	Town Hall Day	\$ 250
12.	Movies at Town Commons	\$ 2,200

### **Neighborhood Forum Items For 1998 Budget**

1. Provide recreation and park areas in downtown Carrboro.
2. Provide bikeway paths along Bolin Creek to connect with Chapel Hill.
3. Provide a large Christmas tree for Town Hall.(artificial would do)
4. Improved street lighting throughout town.
5. Maintain "dead-end" on Autumn Drive.
6. Finish repaving of streets in Barrington Hills.
7. Declare moratorium on development of steep slope areas.
8. Would like to see more aggressive recruitment of businesses to occupy prime Downtown space. It's getting better, but the station and Spring garden need tenants.
9. Need to consider long range plans for industrial park developments along Hwy. 54 West of Carrboro Plaza. Again, we should be approaching developers about this.
10. I would personally like to see some archways or public sculpture as "gateways" to the Town.
11. Need to add sidewalks especially on Lorraine and James Street providing safe pedestrian access to the Carrboro Post Office and Carrboro Plaza.
12. Need to add additional play equipment on corner of Simpson and Main where the hanging swing bench is.
13. Crosswalks from Plantation Acres to new improved Carrboro Plaza  
*will be done*
14. More play equipment for "toddlers" age 5 and greater at Carrboro Community Park.