

BUDGET, FINANCE, AND PERSONNEL COMMITTEE MEETING
August 10, 1999
4:30 P.M.

The meeting of the Budget, Finance, and Personnel Committee was called to order by Councilman Hakeem, Chairman, with Councilmen Franklin, Taylor, Hurley, and Rutherford present. City Attorney Randall Nelson; Management Analyst Randy Burns; and Shirley Crowover, Assistant Clerk to the Council, were also present.

Others present included Adm. Boney, Adm. Marcellis, and Don Young.

RESOLUTION AUTHORIZING PAYMENT TO CARTER STREET CORP.

Adm. Boney stated that this was an item that just “popped” up; that last year Carter Street Corp. asked for assistance in marketing efforts; that they were “slightly” in the “red” by this amount and this payment would make them “whole” and Administration was recommending this.

For the record, Councilwoman Hurley noted that we did not deny them this payment last year, but we just did not bring it up. Adm. Boney explained that he thought this request got caught in the “no increase”; that we had always been supportive of this.

Councilman Taylor asked if this amount was for marketing pieces or was it the “shortfall”. Adm. Boney responded that this was for the “marketing efforts”.

On motion of Councilman Franklin, seconded by Councilman Taylor, this will be recommended to the full Council and will be on next week’s agenda.

GARY BALL REZONING FROM C-2 TO M-2

Mr. Ball was supposed to be present for this part of the meeting and was not here. The meeting recessed for 15 minutes for the Economic Development Committee meeting.

When the meeting reconvened Mr. Ball still was not present and Chairman Hakeem decided to go ahead with the discussion. Adm. Marcellis stated that Don Young had had several conversations with Barry Bennett and Phil Noblett and Phil had come up with a written opinion of what kind of zone this has to be, and Mr. Young had talked with Mr. Ball's son; that if any building material is stored, he must have a M-2 Zone, and Mr. Ball's son had agreed to Don Young that his father understood he must have an M-2 Zone, and he would ask for that at tonight's meeting; that he will have to have some form of screening to protect the back residences. Attorney Nelson added that if he were just storing equipment, he could get by with the C-2 Zone.

Mr. Young stated that Mr. Ball did want to store various materials and that they did discuss the screening options, and the equipment is really the least amount of materials. He stated Mr. Ball did want to keep the materials at this location; that he needs the materials at this location where his office is, and it is his decision to have a M-2 Zone as this is the most appropriate for his operation.

Chairman Hakeem asked if this would be M-2 without conditions. Mr. Young responded that C-2 is the current zone; that Mr. Ball's son proposes to do the screening with fencing; that he has a 6 ft. cyclone fence at this time. Chairman Hakeem asked if Mr. Young or Barry Bennett would present the screening requirements at tonight's meeting. Mr. Young responded that he thought Barry Bennett would present this.

Councilwoman Rutherford stated that several months ago she received a letter from Mr. Ball about other General Contractors who were operating in a C-2 Zone. She questioned if other contractors would have to meet the zoning requirement of M-2 or were we just going to pick out one person across the city.

Mr. Young responded that he was not aware of other contractors; that we have a number of contractors in the M-2 Zone; that there could conceivably be others in C-2—that they might just be storing equipment and not materials.

Adm. Marcellis stated that if Mr. Ball had a list of five or six that they would look at them. Councilman Rutherford stated that Mr. Ball could supply Adm. Marcellis with the names; that she thought all should meet the same zoning requirements.

Mr. Young reiterated that no one had presented him with this information.

Councilman Taylor asked about the opposition at the last meeting who felt he was in the same situation as Mr. Ball. Councilwoman Rutherford responded that that person was Mr. Justice, and he was different in that he was totally surrounded by residences and an old church; that it was Mr. Justice who had reported that Mr. Ball was out of zone; that he thought Mr. Ball had caused him problems; that this case would have never come up if it were not for John Justice.

Chairman Hakeem asked if M-2 Zone was acceptable to both Planning and Mr. Ball. Mr. Young responded that this was the zone Mr. Ball was seeking, and it is the most appropriate; that this was studied by Barry Bennett, himself, and Phil Noblett.

Councilman Taylor asked if the Council should deny M-2 if Mr. Ball could stay there but just not have his building materials there. Mr. Young responded that C-2 does not permit storage and warehousing. He stated that Mr. Ball did have a shed building. Councilwoman Rutherford asked if this shed building was allowed in C-2. Mr. Young mentioned that he might have a pre-engineered building that was not assembled. Councilwoman Rutherford asked if this type of building would be allowed in C-2. Mr. Young responded that he was not aware of this building.

Councilwoman Hurley verified that it was not an entire neighborhood that was against Mr. Ball. Councilwoman Rutherford stated that it was just Mr. Justice; that Patricia Rogers would also probably be at tonight's meeting.

On motion of Councilwoman Rutherford, seconded by Councilwoman Hurley, the M-2 Zone will be recommended to the full Council for approval.

The meeting adjourned at 5:00 P.M.