



Legislation Details (With Text)

File #: 18-4574 **Version:** 1 **Name:** Proposed Law Enforcement Service Districts
Type: Manager's Report **Status:** Manager's Report
File created: 3/7/2018 **In control:** County Manager's Office
On agenda: 3/20/2018 **Final action:**
Title: Proposed Law Enforcement Service Districts
Sponsors:
Indexes:
Code sections:
Attachments: 1. Notices LESDs As of March 19 with Maps (Revised).pdf, 2. LESD Report Final 03192018_3 as of March 20.pdf

Date	Ver.	Action By	Action	Result
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Title:
Proposed Law Enforcement Service Districts

Summary

ACTION:

1)Receive a report regarding the creation of Law Enforcement Service Districts in Mecklenburg County for services in the extra territorial jurisdiction (ETJ) areas of the City of Charlotte, Town of Huntersville, Town of Pineville, Town of Cornelius, Town of Mint Hill and Town of Davidson

2) Schedule public hearings to receive comments on proposed Law Enforcement Service Districts in Mecklenburg County for services in the extra territorial jurisdiction (ETJ) areas of the City of Charlotte, Town of Huntersville, Town of Pineville, Town of Cornelius, Town of Mint Hill and Town of Davidson on Tuesday, May 1, 2018 at 6:30 p.m.

3) Direct the Clerk to the Board to publish required notices of public hearing

4) Direct the Tax Office to a) mail required notices of public hearing to the owners, as shown by the county tax records as of the preceding January 1 (and at the address shown thereon) of all property located within the proposed district and b) provide certification to the Board that the mailing was completed and their certificate is conclusive in the absence of fraud.

Staff Contact: Derrick Ramos, Assistant County Manager/Chief of Staff

Presentation: Yes

BACKGROUND/JUSTIFICATION:

The County Manager has been asked to negotiate and bring back to the Board for its consideration:

- a) an agreement with the City of Charlotte for the City to provide law enforcement services to the ETJ areas of the City, Davidson, and Mint Hill, and within that portion of the ETJ of the Town of Huntersville that contains the McGuire Nuclear Plant,
- b) an agreement with Huntersville to provide law enforcement services to its modified ETJ area,
- c) an agreement with the Town of Cornelius to provide law enforcement services to its own ETJ area, and
- d) an agreement with the Town of Pineville to provide law enforcement services to its own ETJ area.

Since the costs for providing law enforcement services under each such agreement may result in different law enforcement service district tax rates being charged in different ETJ areas over time, the County Manager is recommending creation of separate law enforcement service districts for each of the six (6) ETJ areas -- City of Charlotte, Davidson, Cornelius, Huntersville, Mint Hill, and Pineville -- so as to provide the necessary flexibility for the Board to set different rates in each area. The statutory process outlined in G.S. 153A-302 requires creation of a report for each service district to be created that shows that each proposed service district will meet statutory standards. On February 20, 2018, the Board adopted a resolution authorizing the preparation of the reports.

Since the findings for the districts are similar, the one attached report covers all of the six (6) proposed districts.

§ 153A-302. Definition of service districts.

(c) **Hearing and Notice.** - The board of commissioners shall hold a public hearing before adopting any resolution defining a new service district under this section. Notice of the hearing shall state the date, hour, and place of the hearing and its subject, and shall include a map of the proposed district and a statement that the report required by subsection (b) is available for public inspection in the office of the clerk to the board. The notice shall be published at least once not less than one week before the date of the hearing. In addition, it shall be mailed at least four weeks before the date of the hearing by any class of U.S. mail which is fully prepaid to the owners as shown by the county tax records as of the preceding January 1 (and at the address shown thereon) of all property located within the proposed district. The person designated by the board to mail the notice shall certify to the board that the mailing has been completed and his certificate is

conclusive in the absence of fraud.

PROCUREMENT BACKGROUND:

N/A

POLICY IMPACT:

N/A

FISCAL IMPACT:

N/A