

**AGENDA  
CARRBORO BOARD OF ALDERMEN  
TUESDAY, AUGUST 16, 1994  
7:30 P.M., TOWN HALL BOARD ROOM**

Approximate Time\*

- 7:30 - 7:35 A. Approval of Minutes of Previous Meeting: August 9, 1994**

- 7:35 - 7:45    B.    Resolutions, Proclamations and Charges**

- 7:45 - 7:55 C. Requests from Visitors and Speakers from the Floor**

- #### D. Requests to Set Public Hearings

- 7:55 - 8:00  
NP
- (1) **Land Use Ordinance Text Amendment Changing the Composition of the Planning Board by Converting One ETJ Seat to a Transition Area Seat**

The administration requests that a public hearing be set for September 13, 1994 on an ordinance amending the Carrboro Land Use Ordinance to change the composition of the Planning Board by converting one of the ETJ seats to a Transition Area seat.

- 8:00 - 8:05 (2) Domestic Partner Issues  
NP

The Board of Aldermen requested that the Agenda Planning schedule a public hearing to receive citizen input on two proposed ordinance. The first ordinance provides for the Town Clerk to accept statements of domestic partnerships as a means of registering domestic partners in Carrboro. The second ordinance amends the Town Code to stipulate that the financial disclosures required of elected officials include disclosures involving the financial interest of their domestic partners as well as their spouses. In addition, the Board will be considering extending family coverage for health insurance benefits to domestic partners of town employees. The Agenda Planning Committee has scheduled this public hearing for September 6, 1994. The administration requests that the Board officially set this public hearing.

## E. OTHER MATTERS

- 8:05 - 8:10 (1) Report from Orange County Disability Awareness Council**

**Ellen Perry will present a report to the Board of Aldermen on the activities of the Orange County Disability Awareness Council..**

- 8:10 - 8:20 (2) **Maintenance Agreement for Mowing of State System Roadways**  
P/5

The administration requests that the Board of Aldermen authorize the Town Manager to execute an agreement with NCDOT to perform the routine shoulder mowing of state system roadways located within the town's municipal limits.

8:20 - 8:35  
P/5

(3) **Selection of Construction Manager for Town Commons Project**

The purpose of this item is to recommend to the Board of Aldermen the name of a construction manager to act as a representative for the Town in constructing the Town Commons project.

8:35 - 8:45  
P/5

(4) **Town Code Amendment Designating a Four-Way Stop at Pathway Drive and Tripp Farm Road and Pathway Drive and Robert Hunt Drive**

The Board of Directors of the Fair Oaks and Quarterpath Trace Homeowners Association have requested that the Town install four-way stop signs at the intersection of Pathway Drive and Tripp Farm Road, Pathway Drive and Robert Hunt Drive. The administration recommends that the Board adopt the attached ordinance which amends the Town Code to designate this intersection a four-way stop.

8:45- 8:50  
NP

(5) **Adoption of Capital/Grant Project Ordinances**

The purpose of this item is to amend the town's various capital and grant project ordinances to reflect current revenues and expenditures and to recognize interfund transfers.

8:50 - 9:00  
NP

(6) **Appointment to OWASA**

The Board of Aldermen will consider making an appointment to one of the town's seats on the OWASA Board of Directors.

9:00 - 9:10    **BREAK**

9:10 - 9:20  
NP

(7) **Appointments to Human Services Commission**

The Chair of the Human Services Commission recommends the appointment of Ellen Capparella and Jack Mercer to the two vacant seats on the Human Services Commission.

9:20 - 9:30  
P/5

(8) **Local Transportation Improvement Program Update**

The administration will provide the Board of Aldermen an update concerning the status of the Local (Durham-Chapel Hill-Carrboro) Transportation Improvement Program. No action is needed on this item.

9:30 - 9:40    F.    **MATTERS BY MANAGER - Request for Executive Session to Discuss Potential Litigation**

9:40 - 9:50    G.    **MATTERS BY TOWN ATTORNEY**

9:50 - 10:00    H.    **MATTERS BY BOARD MEMBERS**

**BOARD OF ALDERMEN**ITEM NO. E(3)**AGENDA ITEM ABSTRACT****MEETING DATE: AUGUST 16, 1994**

**SUBJECT: Recommendation of a construction manager to the Board of Aldermen to perform construction manager services for the Town on the Town Commons project**

DEPARTMENT: <b>MANAGER'S OFFICE</b>	PUBLIC HEARING: YES ____ NO <u>X</u>
ATTACHMENTS: Construction Control Services Corporation Fee Proposal DTD July 21, 1994, budget ordinance	FOR INFORMATION :  <b>James Harris 968-7700</b>
THE FOLLOWING INFORMATION IS PROVIDED: ( x ) Purpose ( x ) Action Requested ( x ) Analysis ( x ) Recommendation ( x ) Summary	

**PURPOSE :**

The purpose of this item is to recommend to the Board of Aldermen the name of a construction manager to act as a representative for the Town in constructing the Town commons project and to have the project ordinance approved by the Board of Aldermen.

**SUMMARY:**

If the Mayor and the Board of Aldermen approve the action requested, the administration's recommendation will:

- Allow the Town Manager to execute the contract between the Town and Construction Control Services Corporation (CCSC) which will allow the work to begin on the Town Commons project for a fee of \$50,553.
- According to CCSC'S current and best estimation this action will allow for the construction of phase I and pay the fees with the \$250,000 on hand.
- Allow the Town Commons Fund Raising Committee and the CCSC Volunteer/M/W/DBE Coordinator and opportunity to solicit and confirm donated materials for the project which will if successful lower the cost of the project and allow the project to proceed into phase II.
- Will establish a project budget ordinance for the Carrboro Town Commons project as required by law.

**ANALYSIS:**

On May 10, 1994 the Board of Aldermen authorized the staff to solicit proposals from potential construction managers to provide construction manager services to the Town to act as the Town's agent in the building of the Town Commons Project. The Board also appointed a selection committee to interview and select a firm that it would in turn recommend to the Board to perform the work outlined in the scope of work outlined in the request for proposal. This committee was also charged to serve in an advisory capacity.

The committee consist of Mayor Kinnaird, Alderman Bryan, the Public Works Director, the Recreation Director, and the Community and Economic Development Director.

On July 21, 1994 the Construction Committee met and interviewed three firms that submitted proposals to provide construction manager services on the Town Commons projects. The firms were Construction Control Resources, Polycon Management Services and Construction Resources. Each firm presented a reasonable approach to accomplish the project, however, Construction Control Services Corporation's approach seemed to meet the Town's needs and had a more comprehensive approach to the project. (Please review the attached fee proposal to get a better feel for the proposed scope of services to be provided.)

It is the current policy of the Town that after going through the Request For Proposal process the selected firm is presented to the Board of Aldermen for approval and the manager is authorized to execute a contract that is drafted or approved by the Town Attorney.

It is recommended that the Board continue with the existing policy procedure as outlined above.

**ADMINISTRATIONS RECOMMENDATION:**

Administration recommends that the Board accept the recommendation of the Town Commons construction committee and committee that the manager be authorized to execute the necessary contracts to hire the construction manger and any subcontractors hired to complete work on this project. It is further recommended that the attached Town Commons Budget ordinance be adopted by the Board.

**ACTION REQUESTED:**

It is requested that the Board of Aldermen accept the recommendation Town Commons Building Committee to hire Construction Control Services Corporation to act as construction manager on the Town Commons project. It is further requested that the manager be authorized to execute the necessary contracts required with the construction manager and any subcontractors needed, with Board approval, to accomplish the completion of this project according to the phasing plan approved by the Board of Aldermen. It is requested that the Board adopt the attached budget ordinance for the Town commons Project.

**CONSTRUCTION CONTROL SERVICES CORPORATION**  
**FEE PROPOSAL**

**DATE: 20-JUN-94**

**CLIENT:** Town of Carrboro  
**PROJECT:** Town Commons  
**LOCATION:** Carroboro, NC

**Scope of Work:** Provide Construction Management Services - Phase 1

		HRS.	TOTAL	AMOUNT
<b><u>A. CONSTRUCTION MANAGEMENT</u></b>				
1.0	Provide one on-site foreman(8 hrs/day - 5 days/wk x 4 months)	693		
2.0	Provide one Project Manager(2 weeks 100%, 10 hrs/wk. for 3.5 months)	232		
3.0	Provide one Project Manager 50% during July, 1994	87		
4.0	Provide one Volunteer/M/W/DBE Coordinater(10 hrs/wk for 4 months)	173		
	Subtotal		1,185	
Total Estimating Jobhours			1,185	
Average Billable Rate/Hour		\$41.49		
Subtotal of Estimating Project Cost				\$49,160
<b><u>B. REIMBURSABLES RATES AND ANTICIPATED AMOUNTS</u></b>				
1.0	Printing, Coping, & Reproduction - provisional			\$50
2.0	Computer Related Expenses (\$3.85/hr. x 45% of P.M.'s hrs.)			\$553
3.0	Telephone, Fax & Postage - provisional			\$50
4.0	Travel @ \$0.25/mile - provisional			\$741
Total Estimating Project Cost				\$50,553

**CONSTRUCTION CONTROL SERVICES CORPORATION**  
**FEE PROPOSAL**

**DATE: 20-JUN-94**

**CLIENT:** Town of Carrboro  
**PROJECT:** Town Commons  
**LOCATION:** Carroboro, NC

**Scope of Work:** Provide Construction Management Services - Phase 2

		HRS.	TOTAL	AMOUNT
<b>A. CONSTRUCTION MANAGEMENT</b>				
1.0	Provide one on-site foreman(4 hrs/day - 5 days/wk x 3 weeks)	60		
2.0	Provide one Project Manager(10 hrs/wk. for 3 weeks)	30		
3.0	Provide one Volunteer/M/W/DBE Coordinater(10 hrs/wk for 3 weeks)	30		
	Subtotal		120	
	Total Estimating Jobhours		120	
	Average Billable Rate/Hour	\$44.21		
	Subtotal of Estimating Project Cost			\$5,306
<b>B. REIMBURSABLES RATES AND ANTICIPATED AMOUNTS</b>				
1.0	Printing, Coping, & Reproduction - provisional			\$25
2.0	Computer Related Expenses (\$3.85/hr. x 45% of P.M.'s hrs.)			\$52
3.0	Telephone, Fax & Postage - provisional			\$25
4.0	Travel @ \$0.25/mile - provisional			\$75
	Total Estimating Project Cost			\$5,483

**CONSTRUCTION CONTROL SERVICES CORPORATION  
FEE PROPOSAL**

**DATE: 20-JUN-94**

**CLIENT:** Town of Carrboro  
**PROJECT:** Town Commons  
**LOCATION:** Carroboro, NC

**Scope of Work:** Provide Construction Management Services - Phase 3

		HRS.	TOTAL	AMOUNT
<b>A. CONSTRUCTION MANAGEMENT</b>				
1.0	Provide one on-site foreman(4 hrs/day - 5 days/wk x 3 weeks)	60		
2.0	Provide one Project Manager(8 hrs/wk. for 3 weeks)	24		
3.0	Provide one Volunteer/M/W/DBE Coordinater(8 hrs/wk for 3 weeks)	24		
	Subtotal		108	
	Total Estimating Jobhours		108	
	Average Billable Rate/Hour	\$43.15		
	Subtotal of Estimating Project Cost			\$4,660
<b>B. REIMBURSABLES RATES AND ANTICIPATED AMOUNTS</b>				
1.0	Printing, Coping, & Reproduction - provisional			\$25
2.0	Computer Related Expenses (\$3.85/hr. x 45% of P.M.'s hrs.)			\$42
3.0	Telephone, Fax & Postage - provisional			\$25
4.0	Travel @ \$0.25/mile - provisional			\$68
	Total Estimating Project Cost			\$4,819

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

**AN BUDGET ORDINANCE FOR THE  
TOWN COMMONS CONSTRUCTION PROJECT**

WHEREAS, the Town of Carrboro has approved plans for, and completed the design of, the Town Commons project, which includes a farmer's market; and

WHEREAS, the Town has received a grant from the N.C. Department of Agriculture in the amount of \$236,000 and has raised additional funds in local contributions which, combined, are sufficient to complete Phase I of project construction.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-13.2, that the following funds are herewith appropriated for the purposes shown:

<u>FUND</u>	<u>ACCOUNT TITLE</u>	<u>ACCOUNT NO.</u>	<u>INCREASE DECREASE</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
Town Commons	Interest Earnings	663290100	Increase	\$ 10,000	-0-	\$ 10,000
	Local Contributions	663290101	Increase	36,500	-0-	36,500
	Contributions-Reserved	663290102	Increase	1,750	-0-	1,750
	NC Dept of Agric. Grant	663290103	Increase	236,000	-0-	236,000
	Total Revenues:	\$284,250				
Town Commons	Fund Raising Expenses	666604500	Increase	\$ 5,414	-0-	\$ 5,414
	Professional Services	666604501	Increase	25,247	-0-	25,247
	Construction Mgr. Fees	666604502	Increase	50,553	-0-	50,553
	Phase I Construction	666604503	Increase	203,036	-0-	203,036
	Total Expenditures:	\$284,250				



The following ordinance was introduced by Alderman Michael Nelson and duly seconded by Alderman Jay Bryan.

**AN BUDGET ORDINANCE FOR THE  
TOWN COMMONS CONSTRUCTION PROJECT**  
Ordinance No. 1/94-95

WHEREAS, the Town of Carrboro has approved plans for, and completed the design of, the Town Commons project, which includes a farmer's market; and

WHEREAS, the Town has received a grant from the N.C. Department of Agriculture in the amount of \$236,000 and has raised additional funds in local contributions which, combined, are sufficient to complete Phase I of project construction.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-13.2, that the following funds are herewith appropriated for the purposes shown:

<u>FUND</u>	<u>ACCOUNT TITLE</u>	<u>ACCOUNT NO.</u>	<u>INCREASE DECREASE</u>	<u>AMOUNT</u>	<u>FROM</u>	<u>TO</u>
Town Commons	Interest Earnings	663290100	Increase	\$ 10,000	-0-	\$ 10,000
	Local Contributions	663290101	Increase	36,500	-0-	36,500
	Contributions-Reserved	663290102	Increase	1,750	-0-	1,750
	NC Dept of Agric.Grant	663290103	Increase	236,000	-0-	236,000
	Total Revenues:	\$284,250				
Town Commons	Fund Raising Expenses	666604500	Increase	\$ 5,414	-0-	\$ 5,414
	Professional Services	666604501	Increase	25,247	-0-	25,247
	Construction Mgr. Fees	666604502	Increase	50,553	-0-	50,553
	Phase I Construction	666604503	Increase	203,036	-0-	203,036
	Total Expenditures:	\$284,250				

The foregoing ordinance having been submitted to a vote, received the following vote and was duly adopted this 16th day of August, 1994:

Ayes: Michael Nelson, Randy Marshall, Hank Anderson, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes None

Absent or Excused: None

## BOARD OF ALDERMEN

ITEM NO. D(1)

### AGENDA ITEM ABSTRACT

**MEETING DATE:** August 16, 1994

**SUBJECT:** Request to Set a Public Hearing: Ordinance To Change The Composition Of The Planning Board By Converting One Of The ETJ Seats To A Transition Area Seat

DEPARTMENT: <b>PLANNING DEPARTMENT</b>	PUBLIC HEARING: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
ATTACHMENTS: <b>Draft Ordinance</b>	FOR INFORMATION CONTACT: <b>Lisa Bloom-Pruitt, 968-7714</b>
THE FOLLOWING INFORMATION IS PROVIDED: ( X ) Purpose ( X ) Summary ( ) Analysis ( X ) Recommendation ( X ) Action Requested	

#### PURPOSE

This agenda item abstract is a **request to set a public hearing** on September 13, 1994. The purpose of the public hearing is to consider An Ordinance Amending The Carrboro Land Use Ordinance To Change The Composition Of The Planning Board By Converting One Of The ETJ Seats To A Transition Area Seat.

#### SUMMARY

The Planning Board has requested this text amendment. The Town Attorney, Mike Brough drafted the attached ordinance to consider during the public hearing. The proposed amendment changes the composition of the Planning Board by converting a seat reserved for a resident of the extraterritorial planning area to a seat reserved for a resident of the joint planning transition area.

#### RECOMMENDATION

The Administration **recommends** that the Board of Aldermen set a public hearing for this proposed ordinance amendment.

#### ACTION REQUESTED

Section 15-323 of the Carrboro Land Use Ordinance requires that a public hearing be held on all amendments to the Land Use Ordinance. The Administration **requests** the Board of Aldermen to set the date for the public hearing on this proposed ordinance amendment for September 13, 1994.

AN ORDINANCE AMENDING THE CARRBORO LAND USE  
ORDINANCE TO CHANGE THE COMPOSITION OF THE  
PLANNING BOARD BY CONVERTING ONE OF THE  
ETJ SEATS TO A TRANSITION AREA SEAT

THE BOARD OF ALDERMAN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. The third and fourth sentences of subsection 15-21(a) of the Carrboro Land Use Ordinance are amended to read as follows:

"Two members, appointed by the Orange County Board of Commissioners, shall reside within the town's extraterritorial planning area. Two members, appointed by the Orange County Board of Commissioners shall reside within the town's joint planning transition area."

Section 2. Section 15-21 of The Carrboro Land Use Ordinance is amended by adding a new subsection (b1) to read as follows:

(b1) Effective \_\_\_\_\_, the planning board seat reserved for a resident of the extraterritorial planning area, whose original three year term commenced February 1, 1987, shall become a seat reserved for a resident of the joint planning transition area.

Section 3. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 4. This ordinance shall become effective upon adoption.

## BOARD OF ALDERMEN

ITEM NO. D(2)

### AGENDA ITEM ABSTRACT

MEETING DATE: August 16, 1994

**SUBJECT: Request to Set Public Hearing/Domestic Partner Issues**

DEPARTMENT: Administration	PUBLIC HEARING: YES ____ NO <u>x</u>
ATTACHMENTS: None	FOR INFORMATION CONTACT: Robert Morgan, 968-7706

#### PURPOSE

To set a public hearing for September 6, 1994 to receive citizen comments on domestic partner issues. Specifically, an ordinance providing for the Town Clerk to accept statements of domestic partnerships as a means of registering domestic partners in Carrboro; an ordinance amending the Town Code to stipulate that the financial disclosures required of elected officials include disclosures involving the financial interests of their domestic partners as well as spouses; and the extension of family coverage for health insurance benefits to domestic partners of town employees.

#### SUMMARY

The Board of Aldermen placed on its 1994 Action Agenda the following domestic partner issues: (1) the registration of domestic partners; adding domestic partners to the financial disclosure requirements for elected officials; and (3) extending health benefits to the domestic partners of town employees.

The Board of Aldermen discussed these issues at its meeting on May 10, 1994 and considered two ordinances drafted by the Town Attorney: (1) to provide for the Town Clerk to accept statements of domestic partnerships as a means of registering domestic partners in Carrboro; and (2) to amend the Town Code to stipulate that the financial disclosures required of elected officials include disclosures involving the financial interests of their domestic partners as well as spouses. In addition, the Board considered a proposal to extend family coverage for health insurance benefits to domestic partners of town employees.

The Board requested that the Agenda Planning Committee schedule a public hearing to receive citizen input on the proposals before the Board.

#### ACTION REQUESTED

To consider setting a public hearing for September 6, 1994 to receive citizen input on the domestic partner issues.

# BOARD OF ALDERMEN

ITEM NO. E(1)

## AGENDA ITEM ABSTRACT

MEETING DATE: August 16, 1994

**SUBJECT: Report from Orange County Disability Awareness Council**

DEPARTMENT:	PUBLIC HEARING: YES ____ NO <u>x</u>
ATTACHMENTS:	FOR INFORMATION CONTACT: Ellen Perry, 942-5602

### PURPOSE

To receive a report from Ellen Perry on the activities of the Orange County Disability Awareness Council.

### SUMMARY

Alderman Bryan requested that the Agenda Planning Committee schedule a report from the Orange County Disability Awareness Council. The Agenda Planning Committee scheduled that report for tonight's meeting.

### ACTION REQUESTED

To receive the report from Ellen Perry.

**BOARD OF ALDERMEN**  
**ITEM NO.**  
**AGENDA ITEM ABSTRACT**  
**MEETING DATE: August 9, 1994**

**SUBJECT: Maintenance Agreement for the Routine Shoulder Mowing of State System Roadways located within the Town's Municipal Limits**

<b>DEPARTMENT: PUBLIC WORKS DEPT.</b>	<b>PUBLIC HEARING: NO</b>						
<b>ATTACHMENTS:</b> July 12 NCDOT letter Maintenance Agreement Resolution	<b>FOR INFORMATION CONTACT:</b>  Chris Peterson 968-7719						
<b>THE FOLLOWING INFORMATION IS PROVIDED:</b> <table><tr><td><input checked="" type="checkbox"/> Purpose</td><td><input type="checkbox"/> Summary</td><td><input checked="" type="checkbox"/> Analysis</td></tr><tr><td><input checked="" type="checkbox"/> Recommendation</td><td><input checked="" type="checkbox"/> Action Requested</td><td></td></tr></table>		<input checked="" type="checkbox"/> Purpose	<input type="checkbox"/> Summary	<input checked="" type="checkbox"/> Analysis	<input checked="" type="checkbox"/> Recommendation	<input checked="" type="checkbox"/> Action Requested	
<input checked="" type="checkbox"/> Purpose	<input type="checkbox"/> Summary	<input checked="" type="checkbox"/> Analysis					
<input checked="" type="checkbox"/> Recommendation	<input checked="" type="checkbox"/> Action Requested						

**Purpose:** To execute a Maintenance Agreement between the State of North Carolina and the Town of Carrboro for the Town to perform the routine shoulder mowing of state system roadways located within the Town's municipal limits

**Analysis:** On June 21, the Board of Aldermen approved a motion to proceed with the execution of a Maintenance Agreement for the shoulder mowing 23.50 miles of state system roadways. If this Maintenance Agreement is executed effective September 1, 1994, the Town would receive \$ 959.96 in compensation for the remaining 1994 mowing season. The compensation for the 1995 mowing season is estimated at \$ 2,400.

**Action Requested:** Authorization of the Town Manager to execute the attached Maintenance Agreement with the State of North Carolina .

**Recommendation:** The Administration recommends that the Board of Aldermen, by a Resolution, authorize the Town Manager to execute the attached Maintenance Agreement.

The following resolution was introduced by Alderman  
and duly seconded by Alderman

A RESOLUTION AUTHORIZING THE TOWN MANAGER  
TO SIGN A MUNICIPAL MAINTENANCE AGREEMENT WITH  
THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION  
FOR THE ROUTINE MOWING MAINTENANCE OF  
STATE SYSTEM ROADS  
Resolution No. /94-95

WHEREAS, the North Carolina Department of Transportation (NCDOT) and Town of Carrboro are authorized by the provisions of North Carolina General Statutes 136-41.3 to enter into contracts for the purpose of maintenance and repair of state highway system streets within the town's municipal limits; and

WHEREAS, the routine mowing maintenance of all the roads shown on Attachment I can most effectively be provided by the Town of Carrboro in accordance with the requirements of the NCDOT under the general administrative control of the NCDOT's Division Engineer; and

WHEREAS, the NCDOT will reimburse the Town of Carrboro for the costs incurred in furnishing personnel, labor, equipment and materials for the work performed.

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

Section 1. The Board of Aldermen hereby authorizes the Town Manager to sign an agreement with the North Carolina Department of Transportation for the routine mowing maintenance of state highway system streets shown on Attachment I.

Section 2. Attachment I shall become a part of this resolution.

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 August 1994

## ATTACHMENT I

### STATE SYSTEM ROADS TO BE MOWED BY THE TOWN OF CARRBORO

#### Divided Highways

<u>Local Name</u>	<u>SR No.</u>	<u>From</u>	<u>To</u>	<u>Length</u>	
	NC 54 Bypass	SR 1010	Eastern City Limit	1.77	Miles

#### Undivided Highways

<u>Local Name</u>	<u>SR No.</u>	<u>From</u>	<u>To</u>	<u>Length</u>	
Smith Level Road	1919	NC 54 Bypass	Southern City Limit	0.55	Mile
B. P. W. Club Road	1967	SR 1919	End State Maintenance	0.30	Mile
Merritt Mill Road	1927	SR 1919	North City Limit	0.96	Mile
South Greensboro Street	1919	NC 54 Bypass	SR 1010	0.62	Mile
North Greensboro Street	1972	SR 1010	SR 1009	0.20	Mile
Estes Drive	1780	SR 1772	Eastern City Limit	0.45	Mile
Hillsborough Road	1009	SR 1010	SR 1107	1.88	Mile
Jones Ferry Road	1005	SR 1010	SR 1937	0.99	Mile
Old Fayetteville Road	1107/1937	SR 1009	End State Maintenance	2.59	Mile
Main Street	1010	NC 54 Bypass	SR 1009	0.89	Mile
	NC 54	Western City Limit	NC 54 Bypass	<u>0.55</u>	<u>Mile</u>

<b>Total</b>				<b>9.98</b>	<b>Miles</b>
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<b>Grand Total</b>				<b>11.75</b>	<b>Miles</b>
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**BOARD OF ALDERMEN**  
**ITEM NO.**  
**AGENDA ITEM ABSTRACT**  
**MEETING DATE: August 9, 1994**

**SUBJECT: Maintenance Agreement for the Routine Shoulder Mowing of State System Roadways located within the Town's Municipal Limits**

<b>DEPARTMENT: PUBLIC WORKS DEPT.</b>	<b>PUBLIC HEARING: NO</b>
<b>ATTACHMENTS:</b> July 12 NCDOT letter Maintenance Agreement Resolution	<b>FOR INFORMATION CONTACT:</b>  Chris Peterson     968-7719
<b>THE FOLLOWING INFORMATION IS PROVIDED:</b> <div style="display: flex; justify-content: space-between;"> <span><input checked="" type="checkbox"/> Purpose</span> <span><input type="checkbox"/> Summary</span> <span><input checked="" type="checkbox"/> Analysis</span> </div> <div style="display: flex; justify-content: space-between;"> <span><input checked="" type="checkbox"/> Recommendation</span> <span><input checked="" type="checkbox"/> Action Requested</span> </div>	

**Purpose:** To execute a Maintenance Agreement between the State of North Carolina and the Town of Carrboro for the Town to perform the routine shoulder mowing of state system roadways located within the Town's municipal limits

**Analysis:** On June 21, the Board of Aldermen approved a motion to proceed with the execution of a Maintenance Agreement for the shoulder mowing 23.50 miles of state system roadways. If this Maintenance Agreement is executed effective September 1, 1994, the Town would receive \$ 959.96 in compensation for the remaining 1994 mowing season. The compensation for the 1995 mowing season is estimated at \$ 2,400.

**Action Requested:** Authorization of the Town Manager to execute the attached Maintenance Agreement with the State of North Carolina .

**Recommendation:** The Administration recommends that the Board of Aldermen, by a Resolution, authorize the Town Manager to execute the attached Maintenance Agreement.



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

JAMES B. HUNT, JR.  
GOVERNOR

DIVISION OF HIGHWAYS

R. SAMUEL HUNT III  
SECRETARY

P. O. Box 14996  
Greensboro, NC 27415-4996  
July 12, 1994

Mr. Chris Peterson  
Director of Public Works  
Town of Carrboro  
P. O. Box 829  
Carrboro, NC 27510

Dear Mr. Peterson:

Attached are triplicate originals of a Maintenance Agreement for the Town of Carrboro to perform the routine mowing on the roads shown on Attachment 1.

The present routine mowing costs of these roads, if this agreement would become effective September 1, 1994, would be \$959.96 for the remaining 1994 mowing season. The estimated mowing cost for 1995 would be approximately \$2400. This amount may change depending upon the 1995 contract prices.

If this agreement is satisfactory, please execute all three agreements and return to me for execution by the Department of Transportation.

If you have any questions, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "John W. Watkins".

John W. Watkins  
DIVISION ENGINEER

JWW/JMM/cl  
Atta.



The following resolution was introduced by Alderman  
and duly seconded by Alderman

A RESOLUTION AUTHORIZING THE TOWN MANAGER  
TO SIGN A MUNICIPAL MAINTENANCE AGREEMENT WITH  
THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION  
FOR THE ROUTINE MOWING MAINTENANCE OF  
STATE SYSTEM ROADS  
Resolution No. /94-95

WHEREAS, the North Carolina Department of Transportation (NCDOT) and Town of Carrboro are authorized by the provisions of North Carolina General Statutes 136-41.3 to enter into contracts for the purpose of maintenance and repair of state highway system streets within the town's municipal limits; and

WHEREAS, the routine mowing maintenance of all the roads shown on Attachment I can most effectively be provided by the Town of Carrboro in accordance with the requirements of the NCDOT under the general administrative control of the NCDOT 's Division Engineer; and

WHEREAS, the NCDOT will reimburse the Town of Carrboro for the costs incurred in furnishing personnel, labor, equipment and materials for the work performed.

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

Section 1. The Board of Aldermen hereby authorizes the Town Manager to sign an agreement with the North Carolina Department of Transportation for the routine mowing maintenance of state highway system streets shown on Attachment I.

Section 2. Attachment I shall become a part of this resolution.

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 August 1994

# ATTACHMENT I

## STATE SYSTEM ROADS TO BE MOWED BY THE TOWN OF CARRBORO

### Divided Highways

<u>Local Name</u>	<u>SR No.</u>	<u>From</u>	<u>To</u>	<u>Length</u>	
	NC 54 Bypass	SR 1010	Eastern City Limit	1.77	Miles

### Undivided Highways

<u>Local Name</u>	<u>SR No.</u>	<u>From</u>	<u>To</u>	<u>Length</u>	
Smith Level Road	1919	NC 54 Bypass	Southern City Limit	0.55	Mile
B. P. W. Club Road	1967	SR 1919	End State Maintenance	0.30	Mile
Merritt Mill Road	1927	SR 1919	North City Limit	0.96	Mile
South Greensboro Street	1919	NC 54 Bypass	SR 1010	0.62	Mile
North Greensboro Street	1972	SR 1010	SR 1009	0.20	Mile
Estes Drive	1780	SR 1772	Eastern City Limit	0.45	Mile
Hillsborough Road	1009	SR 1010	SR 1107	1.88	Mile
Jones Ferry Road	1005	SR 1010	SR 1937	0.99	Mile
Old Fayetteville Road	1107/1937	SR 1009	End State Maintenance	2.59	Mile
Main Street	1010	NC 54 Bypass	SR 1009	0.89	Mile
	NC 54	Western City Limit	NC 54 Bypass	<u>0.55</u>	<u>Mile</u>

<b>Total</b>				<b>9.98</b>	<b>Miles</b>
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<b>Grand Total</b>				<b>11.75</b>	<b>Miles</b>
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## BOARD OF ALDERMEN

ITEM NO. E(4)

### AGENDA ITEM ABSTRACT

MEETING DATE: August 16, 1994

**SUBJECT: Four Way Stop Signs - Pathway Drive at Tripp Farm & Robert Hunt Intersections**

DEPARTMENT: <b>PLANNING DEPARTMENT</b>	PUBLIC HEARING: YES ____ NO ____	
ATTACHMENTS <b>Ordinance Amendments. Letters from the Fair Oaks and Quarterpath Trace Homeowners Assoc. Map of Pathway Drive showing its intersection with Robert Hunt Drive and Tripp Farm Road.</b>	FOR INFORMATION CONTACT: <b>Kenneth Withrow, 968-7713</b>	
THE FOLLOWING INFORMATION IS PROVIDED:		
( x ) Background	( x ) Action Requested	( x ) Analysis
( ) Alternatives	( x ) Recommendation	

#### PURPOSE

The Board of Directors of the FairOaks and Quarterpath Trace Homeowners Association have requested that the Town of Carrboro install a four-way stop sign at the intersection of Pathway Drive and Tripp Farm Road, Pathway Drive and Robert Hunt Drive. The Administration recommends that the Board adopt the ordinance amending the Carrboro Town Code designating "four-way" stop signs at the intersection of Pathway Drive and Tripp Farm Road, and Pathway Drive and Robert Hunt Drive.

#### SUMMARY

The Town has received a request from the FairOaks and Quarterpath Trace Homeowners Association to install a four-way stop sign at the intersection of Pathway Drive and Tripp Farm Road, and Pathway Drive and Robert Hunt Drive.

The area of major concern to the residents is the speeding that takes place at the intersection of Pathway Drive and Tripp Farm Road, and Pathway Drive and Robert Hunt Drive..

The administration request that the Board of Aldermen endorse the installation of a four-way stop sign at the section of Pathway Drive and Tripp Farm Road, and at the Pathway Drive and Robert Hunt Drive intersection.

#### ANALYSIS

The Board of Directors of the FairOaks and Quarterpath Trace Homeowners Association requested that the Town of Carrboro install a four-way stop sign at the intersection of Pathway Drive and Tripp Farm Road, and Pathway Drive and Robert Hunt Drive. The major concern expressed by the residents of both the FairOaks and the Quarterpath Trace subdivision was the "speeding taking place on Pathway Drive". Ms. Debra Gebbia, president of the FairOaks Homeowners Association also state that, "Carrboro has been cooperative by having a

stronger police presence; however, with the eventual opening of Pathway through Cates Farm the traffic will increase". Mr. Mark S. Eldridge of the Quarterpath Trace subdivision writes, "There have been numerous concerns from residents that cars continue to drive too fast on Pathway Drive at the Robert Hunt Drive intersection. The stop sign which was recently installed at the top of the hill leading down to this intersection has had no effect in slowing cars down as they approach the Robert Hunt Drive intersection". The minimum site distances at both intersections is greater than the minimum three hundred feet as required by The Transportation and Traffic Engineering Handbook, as published by the Institute of Transportation Engineers. The book Residential Street Design and Traffic Control, also written by the Institute of Transportation Engineers notes, "The general conclusion from numerous studies on effectiveness of stop signs as a speed control measure is that they have little overall effect on speed, except within approximately 200 feet (60 meters) of the intersection controlled. They are almost universally reported to have little or no effectiveness in controlling mean or 85th percentile speeds at midblock. A possible reason why resident beliefs about the speed control effectiveness of stop signs is contrary to the findings of engineering studies is that there is some evidence that stop signs do reduce the midblock speed of the *fastest* vehicles in the traffic stream. It is probably these fastest vehicles, rather than those traveling at the median or 85th percentile speed, that disturb residents. Elimination of extreme speeding by the few fastest vehicles could satisfy the residents' concerns without altering the 85th percentile or median speeds at all". Stop signs would be added only to Pathway Drive at its intersections with Robert Hunt Drive since the latter mentioned street is classified as "stop" streets and has signs at its access points with Pathway Drive. The administration request that the Board of Aldermen endorse the installation of a four-way stop sign at the section of Pathway Drive and Tripp Farm Road, and at the Pathway Drive and Robert Hunt Drive

#### RECOMMENDATION

The administration for the Town of Carrboro recommends that the Board of Aldermen adopt the ordinance amendment.

#### ACTION REQUESTED

To adopt an ordinance amending the Carrboro Town code designating "four-way" intersections.

# Four Way Stop Intersections



Property Lines

New Subdivisions

City Limits

Not to be used for conveyance



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

**AN ORDINANCE AMENDING THE CARRBORO TOWN CODE  
DESIGNATING 4 - WAY STOP SIGNS AT THE INTERSECTION OF TRIPP  
FARM ROAD & PATHWAY DRIVE.**

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Subsection 6-4(b) of the Carrboro Town Code is amended by adding the additional intersection as follows.

Pathway Drive	at	Tripp Farm Road
Pathway Drive	at	Robert Hunt Drive

Section 2. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 3. This ordinance shall become effective upon adoption.

The foregoing ordinance, having been submitted to a vote, received the following that was duly adopted this \_\_\_\_\_ day of \_\_\_\_\_, 1994



**Joe Kretovic**  
**114 Jasmine Court**  
**Carrboro, NC 27510**  
**(919) 933-8051**

June 23, 1994

Mr. Kenneth Withrow  
Transportation Planner  
P. O. Box 829  
Carrboro, NC 27510

**RE: STOP SIGN AT CORNER OF ROBERT HUNT DRIVE AND PATHWAY DRIVE**

Dear Mr. Withrow:

Per your request, this memo represents a formal request from the Quarterpath Trace Homeowners Association for 4-way stop signs to be installed at the intersection of Robert Hunt Drive and Pathway Drive. You previously received a letter from Mark Eldridge which highlighted the dangers which currently exist at this intersection. He also sent you a petition from the homeowners in the immediate vicinity. It should also be noted that every homeowner in this vicinity signed the petition. We would appreciate it if you could expedite this request in an effort to prevent a tragedy from occurring. Thank you very much for your time and attention to this matter.

Sincerely,



Joe Kretovic  
Safety Board Member

**Mark S. Eldridge, CPA**  
**1608 Pathway Drive**  
**Carrboro, NC 27510**  
**(919) 929-6991**

June 8, 1994

Mr. Kenneth Withrow  
Transportation Planner  
P. O. Box 829  
Carrboro, NC 27510

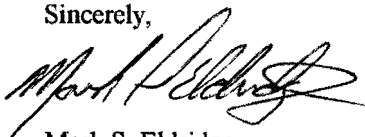
**RE: STOP SIGN AT CORNER OF ROBERT HUNT DRIVE AND PATHWAY DRIVE**

Dear Mr. Withrow:

Per your request, I am writing on behalf of the homeowners in Quarterpath Trace. There have been numerous concerns from residents that cars continue to drive too fast on Pathway Drive at the Robert Hunt Drive intersection. The stop sign which was recently installed at the top of the hill leading down to this intersection has had no effect in slowing cars down as they approach the Robert Hunt Drive intersection. Currently, there is a stop sign on Robert Hunt Drive but not on Pathway Drive. A 4-way stop is definitely needed. There are a lot of small children in the immediate vicinity of this intersection and the residents feel that it is only a matter of time before a child is hit and run over. There have already been several instances where children were almost hit by automobiles in this area. We desperately want to get the stop signs before such a tragedy occurs.

Also enclosed per your request is a petition from the residents in the immediate vicinity of this dangerous intersection. We request that you give this your prompt attention before a terrible accident occurs. Please contact me at the above address or telephone number as soon as possible and let me know if I need to do anything else.

Sincerely,



Mark S. Eldridge

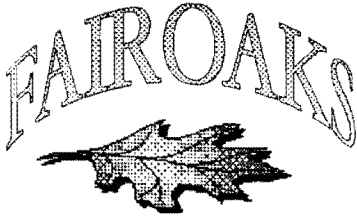
Enclosure

**PETITION FOR 4-WAY STOP SIGNS AT INTERSECTION OF ROBERT HUNT DRIVE AND  
PATHWAY DRIVE**

The undersigned residents living in the immediate vicinity of the Robert Hunt Drive and Pathway Drive intersection request that 4-way stop signs be installed. The traffic on Pathway Drive is moving at a high speed, and we feel a terrible tragedy is inevitable unless a 4-way stop is installed. There are a large number of small children who frequently play in the street in this area and whose lives are in danger.

Signature


*[Handwritten signatures follow:]*  
Susan W. Eldridge  
Frederick B. Lewis  
Doug W. Morris  
Candice Nesome  
Lisa M. Meserve  
Bill Jackson  
Berden M. Jackson  
Ira L. Stutzman  
Judith Stutzman  
Linda Stutzman  
Randy Stutzman  
Robert H. Stutzman  
Amy Cutrell  
Gary Samuelson  
Bert Cutrell  
Gordon E. Thonster  
Helen B. Thonster  
John H. Schellin  
Jack Sanders  
E. O. Berry  
Michael Berry



## FAIROAKS HOMEOWNERS ASSOCIATION

---

To: Kenneth Withrow  
Town of Carrboro

From: Debra Gebbia   
President, FairOaks Homeowners Association

Re: 4 Way Stop Sign

Date: June 22, 1994

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The FairOaks Homeowners Association and the residents of FairOaks have unanimously voted to place 4 way stop signs on the corners of Pathway Drive and Tripp Farm Road.

Please see the attached minutes of our annual Board meeting reflecting this decision.

If I can be of any assistance, please call me at 933-2142.

Thank you for your assistance in completing this project.

enclosure: minutes

**MINUTES**  
**FAIROAKS HOMEOWNERS ASSOCIATION ANNUAL MEETING**  
June 2, 1994

The Fair Oaks Homeowners Association Annual Meeting was held on Thursday, June 2, 1994, at 7:00 PM at the Orange Water and Sewer Authority building.

The meeting was called to order by Deb Gebbia with an introduction of the Board of Directors. Proof of notice and designation of quorum were verified by John McInerney of Talis Management. The minutes from the May 6, 1993, annual meeting were reviewed, Chris Derby motioned for their approval and they were unanimously accepted.

The President's report was presented by Deb Gebbia. Deb explained that the association has now been homeowner controlled for a full year. Jim Brandewie, the developer of Waverly Forest and Sudbury Lane, is a voting member of the association; however, he does not have a controlling interest. Deb also explained that Waverly Forest (Phase V) and Sudbury Lane (Phase VI) are both part of the Fair Oaks community despite their different names. Deb outlined what the Board of Directors has accomplished during their first year in office.

- 1) The Board has established the following committees: architectural control, community watch, garden, publicity, and social. The Board is attempting to begin a teen committee and a welcome committee.
- 2) The Board has approved the removal of the log cabin located in the entry lot. The log cabin is scheduled to be removed the weekend of June 11. The Board felt the log cabin was a safety threat.
- 3) The Board obtained, from Westminster, half of the powerline property located on Pathway Drive, as well as a cash settlement of \$500.
- 4) The Board has approved the installation of non-breakable covers for the gazebo ceiling lights. The gazebo lights will be used for special events only and will not be used to provide nighttime lighting for the area. The Board has approved the installation of a pole light by Duke Power near the gazebo to provide lighting of both the gazebo area and the adjacent parking lot.
- 5) The Board has secured a new landscaping contract with Tar Heel Landscapers resulting in a considerable savings.
- 6) The Board was successful in maintaining the current association assessments by conserving finances wherever possible.

Each Board Member gave a report on the committee to which they act as liaison. Architectural Control - Chris Derby introduced the committee as consisting of Ron Venezie (chair), Brad Chazotte, Bill Gervais, George LeBron, and Larry Seals. He reviewed the purpose of the committee and read from the

guidelines. He explained that the committee had developed a new application and guidelines. He stated that the committee is currently reviewing the previous architectural approvals to establish a history of the committee's activity. Chris informed the group that comments are welcomed by himself and the entire committee. Chris responded to a question pertaining to the reason that a watchdog is needed by explaining that the Fair Oaks covenants set out certain restrictions and it is necessary to encourage conversation with neighbors before making alterations.

Community Watch - Deb explained the purpose of this committee was to make everyone aware of safety in our community. Deb stated that since the death of Maureen Hartle, the chair, the committee has not been active; however, she would like to get the committee started again.

Social - Mary Vrnak introduced the committee as consisting of Marcy Derby (chair), Patty Brown, Sherry Dougherty, Susie Edmonds, and Leslie McGivney. She stated that the committee was responsible for the summer picnic, which was rained out, a food drive, Christmas caroling, the spring parade and an ice cream social. Plans for the coming year include a picnic, a Halloween celebration, a Thanksgiving food drive and Christmas caroling. The committee has a budget of \$300 per year and has used \$168.71. Mary solicited for volunteers as the current committee has resigned.

Garden - Sue Cheek expressed a desire to start a garden committee and asked that anyone interested please volunteer.

Publicity - Linda Seals reported that she is the entire publicity committee; however, despite this a lot was being accomplished. The following are currently being produced: a bi-monthly community newsletter, a telephone directory, announcements and reminders for committee events, and certificates of appreciation.

Teen - Deb explained that Susan Tinger had an interest in establishing a teen committee, but needed volunteers to get it running.

Welcome - Deb expressed an interest on the part of the Board to establish this committee and asked that people volunteer.

Deb raised for discussion the installation of a four-way stop sign at the intersection of Tripp Farm and Pathway. She explained the Board's concern for the speeding taking place on Pathway and the safety of our children. She stated that Carrboro has been cooperative by having a stronger police presence; however, with the eventual opening of Pathway through Cates Farm the traffic will increase. There was a brief discussion regarding this issue and the four-way stop was unanimously approved by those present.

Deb announced that the Board would like to thank Santa Claus and the Easter Bunny for their contributions to Fair Oaks events. Thanks also to Sherry Dougherty for playing the guitar for the Christmas caroling, to the Seals' for repairing the Fair Oaks sign after it was stolen, to the Gebbia's for securing the log cabin, and to all those

whose homes served as collection points for the canned food drive. Mary distributed, on behalf of the Board, certificates of appreciation to the members of the social committee for their efforts in promoting community spirit.

The floor was then opened for questions. A Waverly Forest resident inquired what her dues were paying for as far as landscape services are concerned and expressed concern over a lack on maintenance in Waverly Forest. Chris volunteered to investigate the common areas and check into it further. Another Waverly Forest resident asked if they will be getting street lights. The resident was informed that Jim Brandewie was responsible for the lights and the Board was under the assumption that they would be installed after a percentage of homes were sold and the Town of Carrboro has approved the installation. Chris suggested that, if the residents of Waverly Forest were interested, that the Board could meet with Waverly Forest individually some evening in one of their cul-de-sacs to discuss their concerns. This idea was well received and Chris will coordinate this meeting. Marcy Derby inquired what the total number of homes will be in the Fair Oaks community once all phases are complete and was told approximately 160. The question was raised regarding what types of insurance maintains. John McInerney responded that Fair Oaks has liability for personal injury, auto, and director and officer liability. One homeowner inquired if it would be possible to install a three-way stop sign at Pathway and Parkview. It was explained that with the cooperation of Cobblestone this might be feasible and that the Board would investigate this suggestion. A homeowner registered a complaint regarding the hours of construction in Phase VI being from sun up to sun down. The Board offered to discuss this with Jim Brandewie and research if a town ordinance exists dealing with noise from construction and hours. A homeowner asked who is responsible for notifying the Board and Talis Management that a property has been sold. John addressed this question by explaining that it is the responsibility of the closing attorney; however, he would recommend that the individual homeowner follow-up. There was a brief discussion pertaining to the need for a welcome committee and asking resident to introduce themselves to new homeowners and inform them of issues pertinent to Fair Oaks. There was also a brief discussion regarding the lighting at the gazebo and the need to inform the resident on Wrenn of the installation of the pole light. No further issues were discussed and the meeting adjourned at 8:00 PM.

Respectfully submitted,

A handwritten signature in cursive script that reads "Linda J. Seals". The signature is fluid and elegant, with the first letters of each word being capitalized and prominent.

Linda J. Seals

The following ordinance was introduced by Alderman Frances Shetley and duly seconded by Alderman Jay Bryan.

**AN ORDINANCE AMENDING THE CARRBORO TOWN CODE  
DESIGNATING 4 - WAY STOP SIGNS AT THE INTERSECTIONS OF TRIPP  
FARM ROAD & PATHWAY DRIVE, AND ROBERT HUNT DRIVE &  
PATHWAY DRIVE  
Ordinance No. 2/94-95**

**THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:**

Section 1. Subsection 6-4(b) of the Carrboro Town Code is amended by adding the additional intersection as follows.

Pathway Drive	at	Tripp Farm Road
Pathway Drive	at	Robert Hunt Drive

Section 2. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 3. This ordinance shall become effective upon adoption.

The foregoing ordinance, having been submitted to a vote, received the following that was duly adopted this 16th day of August, 1994:

Ayes: Michael Nelson, Randy Marshall, Hank Anderson, Eleanor Kinniard, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None



## BOARD OF ALDERMEN

ITEM NO. E(5)

### AGENDA ITEM ABSTRACT

MEETING DATE: August 16, 1994

**SUBJECT: Adoption of Capital and Grant Project Ordinances**

<b>DEPARTMENT:</b> Administrative Services	<b>PUBLIC HEARING:</b> YES ____ NO <u>x</u>
<b>ATTACHMENTS:</b> Capital and Grant Project Ordinances	<b>FOR INFORMATION CONTACT:</b> Larry Gibson, 968-7701

#### PURPOSE:

The purpose of this item is to amend the Town's various capital and grant project ordinances to reflect current revenues and expenditures and to recognize interfund transfers.

#### SUMMARY:

Project ordinances for the town's multi-year capital and grant activities must be revised periodically to recognize new revenue as well as project expenditures, and to insure that interfund transfers reflected in the annual budget are also reflected in the various capital/grant project funds.

The administration has prepared the attached ordinances updating the budgets for the following funds:

- (1) Recreation Payments-in-Lieu Fund;
- (2) Transportation Planning Project Fund; and
- (3) Capital Reserve Fund.

#### ACTION REQUESTED:

The administration requests that the Board adopt the attached project ordinances.

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

AN ORDINANCE AMENDING PROJECT ORDINANCE  
FOR PAYMENTS-IN-LIEU FUND

WHEREAS, the Town of Carrboro maintains a Capital Reserve-Payments-In-Lieu Fund to collect funds for future park and open space needs in Carrboro;

WHEREAS, from time to time the Board of Aldermen will accept payments in lieu for parks and open space needs from developers.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-13.2, the following funds are herewith appropriated for the purposes shown:

FUND	ACCOUNT TITLE	ACCOUNT NO.	INCREASE	AMOUNT	FROM	TO
			DECREASE			
Cap.Res	Trans.from G.F.	663290000	Increase	\$ 6,500	-0-	\$ 6,500
	Interest Earnings	663290300	Increase	6,000	46,000	52,000
	Payments-in-Lieu	663350000	Increase	74,929	182,597	257,526
Cap.Res	Reserves Available	666200000	Increase	87,429	200,097	287,526

REASON: To recognize new payments from Cates Farm and Highland Meadows and interest earnings on accumulated funds.

The foregoing ordinance having been submitted to a vote, received the following vote and was duly adopted this \_\_\_\_ day of \_\_\_\_\_, 1994:

Ayes:

Noes:

Absent or Excused:

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

AN ORDINANCE AMENDING PROJECT ORDINANCE  
FOR TRANSPORTATION PLANNING PROJECT

WHEREAS, the Town Board of the Town of Carrboro on Septmeber 15, 1992 adopted the project budget for the Transportation Planning Project Fund; and

WHEREAS, it is appropriate to amend the expense accounts in the funds listed to provide for increased expenses for the reasons stated.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-15, the following expense and revenue accounts are amended as shown and that the total amount for the funds are herewith appropriated for the purposes shown:

FUND	ACCOUNT TITLE	ACCOUNT NO.	INCREASE DECREASE	AMOUNT	FROM	TO
Tran.PL	Section 104F	473490000	Increase	\$15,595	-0-	\$15,595
Tran.PL	Salaries, Etc.	476600000	Increase	\$15,595	-0-	\$15,595

REASON: To recognize new grant funds for the Transportation Planning Fund.

The foregoing ordinance having been submitted to a vote, received the following vote and was duly adopted this \_\_\_\_ day of \_\_\_\_\_, 1994:

Ayes:

Noes:

Absent or Excused:

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

AN ORDINANCE AMENDING PROJECT ORDINANCE  
FOR CAPITAL RESERVE FUND

WHEREAS, the Town Board of the Town of Carrboro on April 20, 1993 adopted the project budget for the Capital Reserve Fund; and

WHEREAS, it is appropriate to amend the expense accounts in the funds listed to provide for increased expenses for the reasons stated.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-15, the following expense and revenue accounts are amended as shown and that the total amount for the funds are herewith appropriate for the purposes shown:

FUND	ACCOUNT TITLE	ACCOUNT NO.	INCREASE DECREASE	AMOUNT	FROM	TO
Cap.Res	Tr.Fr.Gen.Fund-Str.	673970101	Increase	\$150,000	-0-	\$150,000
	Interest Earned	673290000	Increase	5,000	30,000	35,000
Cap.Res	Contingency-Str-94	676607004	Increase	155,000	-0-	155,000
	Tr.to Gen.Fund-Side	676609106	Increase	15,000	-0-	15,000
	Contingency-Sidewalk	676607000	Decrease	15,000	15,000	-0-

REASON: To recognize new year transfers and interest earnings.

The foregoing ordinance having been submitted to a vote, received the following vote and was duly adopted this \_\_\_\_ day of \_\_\_\_\_, 1994:

Ayes:

Noes:

Absent or Excused:

The following ordinance was introduced by Alderman Randy Marshall and duly seconded by Alderman Jay Bryan.

AN ORDINANCE AMENDING PROJECT ORDINANCE  
FOR PAYMENTS-IN-LIEU FUND  
Ordinance No. 3/94-95

WHEREAS, the Town of Carrboro maintains a Capital Reserve-Payments-In-Lieu Fund to collect funds for future park and open space needs in Carrboro;

WHEREAS, from time to time the Board of Aldermen will accept payments in lieu for parks and open space needs from developers.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-13.2, the following funds are herewith appropriated for the purposes shown:

FUND	ACCOUNT TITLE	ACCOUNT NO.	INCREASE DECREASE	AMOUNT	FROM	TO
Cap.Res	Trans.from G.F.	663290000	Increase	\$ 6,500	-0-	\$ 6,500
	Interest Earnings	663290300	Increase	6,000	46,000	52,000
	Payments-in-Lieu	663350000	Increase	74,929	182,597	257,526
Cap.Res	Reserves Available	666200000	Increase	87,429	200,097	287,526

REASON: To recognize new payments from Cates Farm and Highland Meadows and interest earnings on accumulated funds.

The foregoing ordinance, having been submitted to a vote, received the following that was duly adopted this 16th day of August, 1994:

Ayes: Michael Nelson, Randy Marshall, Hank Anderson, Eleanor Kinniard,  
Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

The following ordinance was introduced by Alderman Randy Marshall and duly seconded by Alderman Jay Bryan.

AN ORDINANCE AMENDING PROJECT ORDINANCE  
FOR TRANSPORTATION PLANNING PROJECT  
Ordinance No. 4/94-95

WHEREAS, the Town Board of the Town of Carrboro on Septmeber 15, 1992 adopted the project budget for the Transportation Planning Project Fund; and

WHEREAS, it is appropriate to amend the expense accounts in the funds listed to provide for increased expenses for the reasons stated.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-15, the following expense and revenue accounts are amended as shown and that the total amount for the funds are herewith appropriated for the purposes shown:

FUND	ACCOUNT TITLE	ACCOUNT NO.	INCREASE	AMOUNT	FROM	TO
			DECREASE			
Tran.PL	Section 104F	473490000	Increase	\$15,595	-0-	\$15,595
Tran.PL	Salaries, Etc.	476600000	Increase	\$15,595	-0-	\$15,595

REASON: To recognize new grant funds for the Transportation Planning Fund.

The foregoing ordinance, having been submitted to a vote, received the following that was duly adopted this 16th day of August, 1994:

Ayes: Michael Nelson, Randy Marshall, Hank Anderson, Eleanor Kinniard,  
Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

The following ordinance was introduced by Alderman Randy Marshall and duly seconded by Alderman Jay Bryan.

AN ORDINANCE AMENDING PROJECT ORDINANCE  
FOR CAPITAL RESERVE FUND  
Ordinance No. 5/94-95

WHEREAS, the Town Board of the Town of Carrboro on April 20, 1993 adopted the project budget for the Capital Reserve Fund; and

WHEREAS, it is appropriate to amend the expense accounts in the funds listed to provide for increased expenses for the reasons stated.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-15, the following expense and revenue accounts are amended as shown and that the total amount for the funds are herewith appropriate for the purposes shown:

FUND	ACCOUNT TITLE	ACCOUNT NO.	INCREASE DECREASE	AMOUNT	FROM	TO
Cap.Res	Tr.Fr.Gen.Fund-Str.	673970101	Increase	\$150,000	-0-	\$150,000
	Interest Earned	673290000	Increase	5,000	30,000	35,000
Cap.Res	Contingency-Str-94	676607004	Increase	155,000	-0-	155,000
	Tr.to Gen.Fund-Side	676609106	Increase	15,000	-0-	15,000
	Contingency-Sidewalk	676607000	Decrease	15,000	15,000	-0-

REASON: To recognize new year transfers and interest earnings.

The foregoing ordinance, having been submitted to a vote, received the following that was duly adopted this 16th day of August, 1994:

Ayes: Michael Nelson, Randy Marshall, Hank Anderson, Eleanor Kinniard,  
Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

## BOARD OF ALDERMEN

ITEM NO. E(6)

### AGENDA ITEM ABSTRACT

MEETING DATE: August 16, 1994

**SUBJECT:** Appointment to OWASA Board of Directors

<b>DEPARTMENT:</b> n/a	<b>PUBLIC HEARING:</b> YES ____ NO <u>x</u>
<b>ATTACHMENTS:</b> Applications from Michael Hughes, Stephanie Padilla, Hilliard Caldwell, Jack Haggerty, Alan Wyatt, Joal Hall	<b>FOR INFORMATION CONTACT:</b>

#### PURPOSE

The Board of Aldermen at its meeting on June 28, 1994, requested that this matter be placed on tonight's agenda to consider making an appointment to one of the town's seats on the OWASA Board of Directors.

#### SUMMARY

The Town of Carrboro has two (2) seats on the Orange Water and Sewer Authority (OWASA) Board of Directors. Melva Okun and Hank Anderson are currently serving as the town's representatives. Hank Anderson's term expired on June 30, 1994.

The Town Clerk has recently advertised this position and has received applications from the following individuals: Stephanie Padilla, Hilliard Caldwell, Jack Haggerty, Alan Wyatt, and Joal Hall. In addition, the Town Clerk has on hand an applications from Michael Hughes.

#### ANALYSIS

The Board of Aldermen will consider making this appointment.

#### ACTION REQUESTED

To consider making an appointment to the OWASA Board of Directors.



TOWN OF CARRBORO  
APPLICATION FOR MEMBERSHIP ON ADVISORY BOARDS

Name Joal R. Hall Date 8-11-94

Address 105 Fidelity Street, #39A, Carrboro, N.C. 27510

Is this address located within the corporate limits of the Town of Carrboro? Yes

Phone (Home) (919) 933-7725 (Business) (919) 968-0200

Date of Birth 02/20/61 Race black Sex female

Occupation Assistant Public Defender, 15B

Community Activities and Organizational Memberships Orange

County Dispute Settlement Center, Board Member

Are you a registered voter of Orange County? YES

Length of residence in Orange County 21 months Town of Carrboro 21 months

\*\*\*\*\*

I wish to be considered for appointment to the following advisory board(s):

<input type="checkbox"/> Board of Adjustment	<input type="checkbox"/> Planning Board
<input type="checkbox"/> Appearance Commission	<input type="checkbox"/> Transportation Advisory Board
<input type="checkbox"/> Cable T.V. Committee	<input type="checkbox"/> Parks & Recreation Commission
<input type="checkbox"/> Human Services Commission	<input type="checkbox"/> Cemetery Commission
<input checked="" type="checkbox"/> OWASA Board of Directors	<input type="checkbox"/> Downtown Development Commission
<input type="checkbox"/> Orange County Economic Development Commission	
<input type="checkbox"/> Other	

If you apply for membership on more than one advisory board, please indicate your preference by number, with 1 being your first choice (please limit your selection to two boards). Please note that membership is limited to one advisory board at a time. You shall not be considered for appointment to another board unless you resign before filing an application or you are in the last six months of your current term.

Experience to aid you in working on these advisory boards:  
I was a member of the Planning Board in Salisbury, N.C.; member of the Rowan County United Arts

Council; Volunteer tutor at Full Gospel A.M.E. Zion Church, Md.; Worked at a Communications law firm in Washington, D.C.

Reason(s) you wish to be appointed: I believe that my experience and my enthusiasm will assist Carrboro in remaining the wonderful place it is to live. I want to insure that Carrboro remains the small town with the large town opportunities and experiences.

Have you ever served on any Town of Carrboro advisory board? If so, which one(s)? No

RECEIVED AUG 12 1994

Prior to being appointed to an advisory board, the Board of Aldermen asks each applicant to attend a meeting of the advisory board in which he or she has an interest. This helps each applicant to be more aware of the work of the advisory board. If you have not attended any meetings of the advisory board which you are interested, the chairperson of that board will extend an invitation to you. If you have attend a meeting of an advisory board, please indicate which board(s)\_\_\_\_\_

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For further information on the duties and responsibilities of the various advisory boards, please contact the Town Clerk's Office, P.O. Box 829, Carrboro, N.C. 27510 (968-7705).

# BOARD OF ALDERMEN

ITEM NO. E(7)

## AGENDA ITEM ABSTRACT

MEETING DATE: August 16, 1994

**SUBJECT: Appointments to Human Services Commission**

<b>DEPARTMENT:</b> n/a	<b>PUBLIC HEARING:</b> YES _____ NO <input checked="" type="checkbox"/>
<b>ATTACHMENTS:</b> Applications from Ellen Capparella and Jack Mercer	<b>FOR INFORMATION CONTACT:</b> Christine Taylor, Chair, Human Services Commission

### PURPOSE

There are two (2) vacant seats on the Human Services Commission. The Chair of the Human Services Commission recommends that Ellen Capparella and Jack Mercer be appointed to these two vacant seats.

### ANALYSIS

Ellen Capparella and Jack Mercer have expressed interest in being appointed to the Human Services Commission. Christine Taylor, Chair of the Human Services Commission is recommending that these two individuals be appointed to the Human Services Commission.

### RECOMMENDATION

The Chair of the Human Services Commission recommends that Ellen Capparella and Jack Mercer be appointed to the Human Services Commission.

### ACTION REQUESTED

To appoint Ellen Capparella and Jack Mercer to the Human Services Commission.

TOWN OF CARRBORO  
APPLICATION FOR MEMBERSHIP ON ADVISORY BOARDS

Name Ellen M. Capparella Date 5/27/94

Address #2 Elm Street Carrboro NC 27510

Is this address located within the corporate limits of the Town of Carrboro? Yes

Phone (Home) \* 933-7895 <sup>\* Please contact me at home.</sup> (Business) 929-0471

Date of Birth 01/20/55 Race W Sex F

Occupation Clinical Receptionist IV

Community Activities and Organizational Memberships Citizens for a Safe Carrboro; Friends of Library

Are you a registered voter of Orange County? Yes (20 years total) approx.

Length of residence in Orange County 30 yrs Town of Carrboro 4 1/2 years

\*\*\*\*\*

I wish to be considered for appointment to the following advisory board(s):

<input type="checkbox"/> Board of Adjustment	<input type="checkbox"/> Planning Board
<input type="checkbox"/> Appearance Commission	<input type="checkbox"/> Transportation Advisory Board
<input type="checkbox"/> Cable T.V. Committee	<input type="checkbox"/> Parks & Recreation Commission
<input checked="" type="checkbox"/> Human Services Commission	<input type="checkbox"/> Cemetery Commission
<input type="checkbox"/> OWASA Board of Directors	<input type="checkbox"/> Downtown Development Commission
<input type="checkbox"/> Orange County Economic Development Commission	<input type="checkbox"/> Other

If you apply for membership on more than one advisory board, please indicate your preference by number, with 1 being your first choice (please limit your selection to two boards). Please note that membership is limited to one advisory board at a time. You shall not be considered for appointment to another board unless you resign before filing an application or you are in the last six months of your current term.

Experience to aid you in working on these advisory boards: Citizens Group; worked closely with Aldermen and police; work with mental health rights, victims rights, have done independent legal research on a variety of issues.

Reason(s) you wish to be appointed: I am a long time resident of Carrboro and would like to be more involved in improving community services.

Have you ever served on any Town of Carrboro advisory board? If so, which one(s)? No

RECEIVED MAY 31 1994

TOWN OF CARRBORO  
APPLICATION FOR MEMBERSHIP ON ADVISORY BOARDS

Name JACK MERCER Date 7/19/94

Address 200 JAMES ST. CARRBORO, NC 27510

Is this address located within the corporate limits of the Town of Carrboro? Yes

Phone (Home) 967-0263 (Business) 967-~~02~~3056

Date of Birth 1/23/54 Race White Sex Male

Occupation Minister

Community Activities and Organizational Memberships \_\_\_\_\_

Are you a registered voter of Orange County? Yes

Length of residence in Orange County 2 yrs. Town of Carrboro 2 yrs.

\*\*\*\*\*

I wish to be considered for appointment to the following advisory board(s):

<input type="checkbox"/> Board of Adjustment	<input type="checkbox"/> Planning Board
<input type="checkbox"/> Appearance Commission	<input type="checkbox"/> Transportation Advisory Board
<input type="checkbox"/> Cable T.V. Committee	<input type="checkbox"/> Parks & Recreation Commission
(1) <input checked="" type="checkbox"/> Human Services Commission	<input type="checkbox"/> Cemetery Commission
<input type="checkbox"/> OWASA Board of Directors	(2) <input checked="" type="checkbox"/> Downtown Development Commission
<input type="checkbox"/> Orange County Economic Development Commission	
	<input type="checkbox"/> Other

If you apply for membership on more than one advisory board, please indicate your preference by number, with 1 being your first choice (please limit your selection to two boards). Please note that membership is limited to one advisory board at a time. You shall not be considered for appointment to another board unless you resign before filing an application or you are in the last six months of your current term.

Experience to aid you in working on these advisory boards: \_\_\_\_\_

Have served on varying committees related to  
funding of human service projects in my denomination

Reason(s) you wish to be appointed: To be of service to the  
community

Have you ever served on any Town of Carrboro advisory board? If so, which one(s)? No

RECEIVED JUL 25 1994.

Prior to being appointed to an advisory board, the Board of Aldermen asks each applicant to attend a meeting of the advisory board in which he or she has an interest. This helps each applicant to be more aware of the work of the advisory board. If you have not attended any meetings of the advisory board which you are interested, the chairperson of that board will extend an invitation to you. If you have attend a meeting of an advisory board, please indicate which board(s)\_\_\_\_\_

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For further information on the duties and responsibilities of the various advisory boards, please contact the Town Clerk's Office, P.O. Box 829, Carrboro, N.C. 27510 (968-7705).

# BOARD OF ALDERMEN

ITEM NO. E(8)

## AGENDA ITEM ABSTRACT

MEETING DATE: August 16, 1994

**SUBJECT: Local Transportation Improvement Program - Update**

DEPARTMENT: <b>PLANNING DEPARTMENT</b>	PUBLIC HEARING: YES ____ NO ____
ATTACHMENTS: Mayor Kinnaird's letter to Transportation Secretary Sam Hunt. Secretary Sam Hunt's response to Mayor Kinnaird.	FOR INFORMATION CONTACT: <b>Kenneth Withrow, 968-7714</b>
THE FOLLOWING INFORMATION IS PROVIDED: ( x ) Background ( ) Action Requested ( ) Analysis ( ) Alternatives ( ) Recommendation	

### PURPOSE

The administration is presenting the Board of Aldermen an update concerning the status of the Local (Durham-Chapel Hill-Carrboro) Transportation Improvement Program. No action is to be taken on this item.

### SUMMARY

The North Carolina Board of Transportation approved the FY 1995-2001 State Transportation Improvement Program (STIP) as of June 3, 1994.

The Annual TIP Review and Update Process requires that an MPO must adopt a Local Transportation Improvement Program (LTIP) so as to be consistent with the STIP, as required by federal regulations.

A draft LTIP, which is consistent with the FY 1995-2001 STIP, was prepared and advertised within the Durham-Chapel Hill-Carrboro urban area for a 30-day public comment period, which ended on July 6, 1994.

The Transportation Advisory Committee of the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization must consider these public comments in adopting the FY 1995-2001 LTIP.

Currently, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (MPO) and the North Carolina Department of Transportation (NCDOT) are at an impasse on the State Transportation Improvement Program (STIP), which has as one of concerns the Interstate 40 project.

TAC officials will meet with Governor Jim Hunt concerning this impasse on August 24, 1994; and a formal report will be given at the September TAC meeting.

## ANALYSIS

North Carolina Board of Transportation approved the FY 1995-2001 State Transportation Improvement Program (STIP) as of June 3, 1994. The Annual TIP Review and Update Process requires the Durham-Chapel Hill-Carrboro Transportation Advisory Committee (TAC) to approve and adopt a Local Transportation Improvement Program (LTIP) so as to be consistent with the STIP as required by federal regulations. The Local Transportation Improvement Program (LTIP) is based on the Local Supplement for the 1995-2001 STIP. One of the major concerns of the FY 1995-2001 STIP is the inclusion of the widening of Interstate 40 from Interstate 85 to the Durham Freeway to six lanes. As requested by the Transportation Advisory Committee on May 25, 1994, a draft Local Transportation Improvement Program (LTIP) was prepared; and in keeping with the Public Review Policy, was advertised within the Durham-Chapel Hill-Carrboro urban area for a 30-day comment period. The public hearing on the draft LTIP was held at the Durham City Hall as of June 21, 1994; and the public comment period ended as of July 6, 1994. Governing officials within the Durham-Chapel Hill-Carrboro urban area voiced their concerns to the North Carolina Department of Transportation over the STIP and its inclusion of the Interstate 40 project. During the comment period, citizens expressed their concerns over the widening of Interstate 40 to six lanes from Interstate 85 to the Durham Freeway. The Transportation Advisory Committee (TAC) of the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization must consider these public comments in adopting the FY 1995-2001 LTIP. Currently, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (MPO) and the North Carolina Department of Transportation (NCDOT) are at an impasse on the State Transportation Improvement Program (STIP), which has as one of the concerns the Interstate 40 project. Without resolution of the differences between the MPO and NCDOT, it is unlikely that the MPO will adopt the FY 1995-2001 LTIP. Since the FY 1994-2000 LTIP essentially authorized a two-year project selection period, a preferred option for the MPO is to not take any action on the draft LTIP and let the FY 1994-2000 LTIP be the project selection criteria for FY 1994-1995. This would allow the MPO and NCDOT one year to work out differences and cooperatively develop a new LTIP. As of August 24, 1994 the chairperson and the co-chairperson of the TAC, along with the chairperson of the TCC will meet with the governor concerning the FY 1995-2001 STIP. A formal report on the outcome of the August 24, 1994 meeting will be presented to the TAC during their September, 1994 meeting

## RECOMMENDATION

None

## ACTION REQUESTED

None





*✓ Kenneth  
Copies to BO*

STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

JAMES B. HUNT, JR.  
GOVERNOR

P.O. BOX 25201, RALEIGH, N.C. 27611-5201

R. SAMUEL HUNT III  
SECRETARY

July 13, 1994

The Honorable Eleanor G. Kinnaird  
Mayor, Town of Carrboro  
P. O. Box 829  
Carrboro, NC 27510

Dear Mayor Kinnaird:

Thank you for your recent letter and resolution adopted by the Town of Carrboro concerning I-40 from I-85 to NC 147 and other projects in the Durham-Chapel Hill-Carrboro Urban Area.

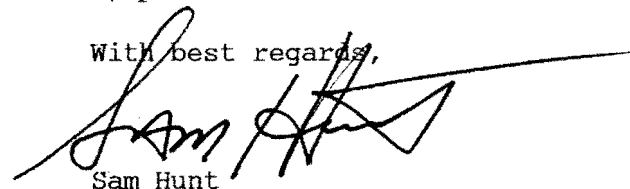
The 1995-2001 Transportation Improvement Program (TIP) was adopted by the Board of Transportation at their June meeting. This new program, known as "Transportation 2001," is Governor Hunt's new plan to accelerate improvements to our transportation system. It will speed up construction and completion of key economic development highways and other major projects. It will also provide the safest, most efficient and unified transportation system possible for North Carolina.

My staff and I met with Ms. Ogburn recently to discuss this and other priority projects in the greater Durham Urban Area. As we discussed, the improvements to I-40 (I-3306) have regional and statewide significance. This route has experienced unexpected, rapid growth over the last several years. Even with this new project, additional funds were added to many other important area projects. The Durham Urban Area has received many benefits from the Governor's Transportation 2001 program.

I will share a copy of your letter and resolution with Gorman Gilbert, your Board of Transportation Member. The Board appreciates your continued support for improvements in the Durham-Chapel Hill-Carrboro Urban Area.

Thank you for your concern for our transportation system in North Carolina. If you need any additional information, please let me know.

With best regards,

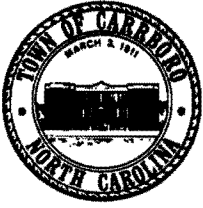


Sam Hunt

SH/ds

cc: Gorman Gilbert, Member, Board of Transportation





## TOWN OF CARRBORO

NORTH CAROLINA

June 14, 1994

R. Samuel Hunt, III  
Secretary  
N.C. Department of Transportation  
P.O. Box 25201  
Raleigh, NC 27611

RE: Resolution requesting postponement of the widening of I-40 from I-85 to NC 147

Dear Secretary Hunt:

The Durham-Chapel Hill-Carrboro Transportation Advisory Committee (TAC) recognizes the increasing traffic volumes that are developing along Interstate 40 between US 15-501 and NC 147 within Research Triangle Park. The TAC as a result, had requested a feasibility study to examine the addition of high occupancy vehicle (HOV) lanes on I-40 from NC 86 to NC 147 as its forty-first priority within the urban area transportation improvement program (TIP). The Town of Carrboro, along with other local governments within the Durham-Chapel Hill-Carrboro MPO, were surprised to discover \$30 million had been programmed for the widening of I-40 to six lanes from I-85 in Orange County to NC 147 in Durham County when no such project had neither been proposed nor included within the regional priority list.

Ms. Sandy Ogburn, TAC Chair of the Durham-Chapel Hill-Carrboro MPO, had noted in a previously written letter to you that, "While there is or soon will be a capacity problem along I-40 from US 15-501 to NC 147, no such problem is expected along I-40 west of US 15-501 to I-85 for several years. Traffic volumes on I-40 east of US 15-501 to NC 147 range from 43,000 to 63,000 vehicles per day. Volumes on I-40 west of US 15-501 to I-85 range from 28,000 to 37,000 vehicles per day". The Town of Carrboro Board of Aldermen therefore adopted the enclosed resolution requesting the postponement of the widening of I-40 between I-85 and NC 147 as a major new project.

The Town of Carrboro recognizes the importance of I-40 as a major thoroughfare within the Durham-Chapel Hill-Carrboro urban area; however, the Town also recognizes that there are other major roads within the urban area that are in desperate need of improvement. The Town of Carrboro, as a result, also requests that funding associated with this project be reallocated to higher priority projects within the urban area.

R. Samuel Hunt, III  
N.C. Department of Transportation  
Page Two

The Town of Carrboro greatly appreciates the cooperation that has occurred between the Department of Transportation and the various local governments within the urban area, hopes that this cooperation will continue into the future. Please feel free to call me if you have any questions.

Sincerely,

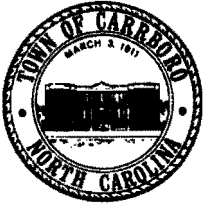
A handwritten signature in cursive script, appearing to read "Eleanor G. Kinnaird".

Eleanor G. Kinnaird  
Mayor

/kww

xc: Dr. Gorman Gilbert  
Sandy Ogburn  
Mark Ahrendsen

enclosure



## TOWN OF CARRBORO

NORTH CAROLINA

The following resolution was introduced by Alderman Frances Shetley and duly seconded by Alderman Jay Bryan.

### **A RESOLUTION REQUESTING POSTPONEMENT OF THE WIDENING OF I-40 FROM I-85 TO NC 147 AS A MAJOR NEW PROJECT**

Resolution No. 62/93-94

WHEREAS, the TAC had requested a study to examine the feasibility of adding high occupancy vehicle (HOV) lanes on I-40 from NC 86 to NC 147 as its 41st priority within the 1995 - 2001 Urban Area TIP; and

WHEREAS, the TAC had also requested that funding be provided to complete previously programmed projects before committing significant funding to major new projects; and

WHEREAS, while there is or soon will be a capacity problem along I-40 from US 15-501 to NC 147, no such problem is expected along I-40 west of US 15-501 to I-85 for several years; and

WHEREAS, traffic volumes on I-40 east of US 15-501 to NC 147 range from 43,000 to 63,000 vehicles per day, and volumes on I-40 west of US 15-501 to I-85 range from 28,000 to 37,000 vehicles per day; and

WHEREAS, it is requested that the widening of I-40 from US 15-501 west to I-85 be postponed and that the funding associated with the project be reallocated to higher priority projects in the area; and

WHEREAS, due to existing or projected peak hour traffic congestion on I-40, any widening of I-40 east of US 15-501 should give serious consideration to the provision of HOV lanes.

NOW, THEREFORE, BE IT RESOLVES BY THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO:

Section 1. The Board of Aldermen requests postponement of the widening of i-40 from I-85 to NC 147 as a major new project.

Section 2. 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 6th day of June, 1994:

Ayes: Michael Nelson, Randy Marshall, Hank Anderson, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

I, Sarah C. Williamson, Town Clerk of the Town of Carrboro, North Carolina, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Carrboro Board of Aldermen at its meeting held on Tuesday, June 7, 1994.

  
TOWN CLERK  
1911  
NORTH CAROLINA

# BOARD OF ALDERMEN

ITEM NO. \_\_\_\_\_

## AGENDA ITEM ABSTRACT

MEETING DATE: August 16, 1994

**SUBJECT: Phasing of the Gymnasium Parking Lot and the Track and Field Facilities, and Bonding of Incomplete Site Work Items**

DEPARTMENT: <b>PLANNING</b>	PUBLIC HEARING: YES ____ NO <u>X</u>	
ATTACHMENTS: <b>Staff Report</b> <b>Proposed Phasing Map</b>	FOR INFORMATION CONTACT: <b>Keith Lankford--968-7712</b>	
THE FOLLOWING INFORMATION IS PROVIDED:		
(X) Purpose	(X) Action Requested	(X) Analysis
(X) Summary	(X) Recommendation	

### PURPOSE

On September 15, 1992, the Board of Aldermen granted the Board of Education a Conditional Use Permit (CUP) to construct a middle school. As of Tuesday afternoon, August 16, 1994 many of the site improvements have not been completed. The Board of Education is requesting that they be granted a minor modification to the CUP to allow the gymnasium parking lot and the track and field facilities to be completed in a separate phase. If approved, all work in these areas would be included in the same phasing which was granted on August 9, 1994 for the gymnasium building itself. The Administration is recommending that the Board of Aldermen grant the minor modification to allow the gymnasium to be completed in a separate phase (with the gymnasium building as previously approved).

The Board of Education is also requesting that the Board of Aldermen allow them to bond for incomplete site work so that they may receive their certificate of occupancy (CO) prior to the first day of classes. Only the Board of Aldermen may allow a non-residential project to bond for incomplete site work and to occupy a structure, or begin the intended use, prior to the completion of the site work as per section 15-60 (a) and 15-60 (b) of the Land Use Ordinance. The Administration is recommending that the Board of Aldermen allow the Board of Education to bond for the incomplete site work noted on the attached listing.

### SUMMARY

The Board of Education is requesting that the Board of Aldermen grant them a minor modification to the CUP to allow the gymnasium parking lot and the track and field area to be completed as a separate phase (see attached map). The gymnasium building, its parking lot and the track and field facilities will not be completed by the time that school is scheduled to start. The general contractor will be required to install orange tensar geogrid ski fencing around the perimeter of the gymnasium building and around all hazard areas to ensure that no students can enter the work area. The Administration is recommending that the

Board of Aldermen grant the minor modification to allow the gymnasium parking lot and the track and field area to be completed as a separate phase (with the gymnasium building as previously approved).

The Board of Education is also requesting that the Board of Aldermen allow them to bond for incomplete site work as noted, and categorized on the attached listing. The school site will not be in compliance with its CUP if these items are not complete (as anticipated by the general contractor) when the Board of Education request a certificate of occupancy (CO). The staff will not be able to issue a CO unless the Board of Aldermen authorizes the bonding of the incomplete site work, nor allow the occupancy of the structures (if the site work has not been completed) unless authorized to do so by the Board of Aldermen. The Administration is recommending that the Board of Aldermen allow the Board of Education to bond for the incomplete site work items noted on the attached listing.

### **ANALYSIS**

The area around the gymnasium parking lot and the track and field areas will not be completed by the time that school is scheduled to start. The Board of Education is requesting that the Board of Aldermen allow them to complete this work in the same phase as the gymnasium building. The Board of Aldermen granted the Board of Education a minor modification to their CUP On August 9, 1994 so that the gymnasium building could be completed in a separate phase. See attached proposed phasing map for the gymnasium parking lot and the track and field areas. The Administration is recommending that the Board of Aldermen grant the minor modification to allow the gymnasium to be completed as a separate phase (with the gymnasium building as previously approved).

The Board of Education is also requesting that they be allowed to bond for incomplete site work so that they may receive a CO by the time that school is scheduled to start. Please see the attached listing and categorization of incomplete site work. Section 15-60(a) of the Land Use Ordinance authorizes only the Board of Aldermen to allow bonding of incomplete items at a non-residential site which have not been completed due to bad weather or other such conditions which are beyond the control of the CUP recipient. Section 15-60 (b) allows the Board of Aldermen to bond for items which were not required by the Land Use Ordinance. The general contractor for the school has indicated that they do not expect to be able to complete the items noted on the attached listing prior to the first day of classes.

The total bonding amount for all of these site work items has not been computed as of this date. The Administration is recommending that the Board of Aldermen to allow the Board of Education to bond for the incomplete site work until December 1, 1994.

### **RECOMMENDATION**

The Administration is recommending that the Board of Aldermen grant the minor modification to allow the gymnasium parking lot and the track and field areas to be completed as a separate phase (with the gymnasium building as previously approved). The Administration is requesting that the Board of Aldermen allow the Board of Education to bond for the incomplete site work as noted on the attached listing.

### **ACTION REQUESTED**

To grant the minor modification to the CUP to allow the gymnasium parking lot and the track and field area to be completed as a separate phase (with the gymnasium building as previously approved), and to allow the Board of Education to bond for the incomplete site work as noted on the attached listing.

**School Inspection August 16, 1994**  
**Incomplete Site Work Items**

- I. Items which must be completed prior to receiving a certificate of occupancy (CO):**
1. Verify that all drainage system restrictor plates are installed as per the approved plans (i.e.--install the restrictor plate at fixture 100, tighten the restrictor plate at fixture 202).
2. Reinstall and/or repair the silt screen fencing around all rip rap aprons, yard inlets, and along the eastern property line, and elsewhere on the site as needed.
3. Install 5 foot tall fire lane signs every 50 feet as shown on the approved plans. These signs should read "no parking fire lane, tow away zone". Paint the curb in the areas noted on the plans, and show the lettering on the pavement in 6 inch tall letters " no parking, fire lane, tow away zone". The wording on the pavement should be spaced every 30 to 50 feet as instructed by the town Fire Marshall, Stan Foushee.
4. Add gravel to the areas where the bike path falls short of the connection to all three roads (Old Fayetteville Road, Hillsborough Road, and Quail Roost Drive).
5. Back fill all areas adjacent to the bike paths, sidewalks, parking areas, curbs, etc.... to avoid any safety hazards. This includes between the bike path and the sidewalk leading from Hillsborough Road.
6. Remove the debris piles all around the site, especially on the north side of the main building.
7. All missing pavement sections need to be patched or filled with gravel temporarily.
8. Install orange ski fencing completely around the three retention basins (those areas for which a performance bond has already been posted).
9. Complete the construction of the yard inlet 103, fine grade and seed the basin.
10. Temporarily stripe all parking lots, access drives and adjacent roads. Install all traffic control devices (signs) and add car stops as shown on the approved plans.
11. There is one small area of the bike path, near the visitor



parking lot, where the pavement on the bike path sticks up and poses a hazard. This area must be smoothed out before the CO is issued.

12. Remove the temporary power poles, the associated guide wires, and the office trailers.
13. Install orange fencing around the area of the flag poles if their base has not been poured at the time that the CO is requested.
14. Fill in all holes and depressions throughout the area where students will be accessing (i.e.--landscaping holes, etc....).
15. Replace the handicapped ramp at faculty parking as required to conform with the Americans with Disability Act (ADA) and the State Building Code. This may require modifying the sidewalk which leads into the ramp.
16. Repair the broken vent pipe in ground near the recessed area in front of building near the court yard. There is a jagged edge sticking up. The Zoning Staff can show you this specific area.
17. Complete the site work at the rear of the main building near the cafeteria. This work includes pouring the sidewalk and patio areas, removing the concrete forms, and cleaning up the debris in that area.
18. *Handwritten: driveway parking*  
Clean all walking surfaces in the areas where students and teachers will have access to, to ensure that there is no mud, etc.... which may create a slipping hazard. *Handwritten: on wet grounds*
19. Install all bike racks as shown on the approved plans.
20. Install the splash blocks as needed in the field.
21. Address/resolve similar health and safety issues which are noted by the staff in the field.

**II. Items which may be added to the phasing of the gymnasium and completed by September 1, 1994 (if approved by the Board of Aldermen).**

1. Fine grade, seed and straw around the gymnasium and gymnasium parking lot, as well as touching up the track area which should include cleaning out the catch basins, redefining the swales, and reseeding and strawing areas that have washed out.
2. Final paving, striping and adding car stops in the gymnasium parking area. This should include patching or replacing broken sections of curb, gutter, sidewalk, and the drivecut

leading to the track.

3. Adding a handicapped accessible curb cut next to the handicapped space at the gymnasium.
4. Verify the slope of the sidewalk next to the gymnasium to ensure that it meets the ADA.
5. Complete the track facilities. This should include adding the final surface layer of the track, striping the lanes, adding the discus and shot put pads, finish the high jump area, and finish the long jump area. This should also include general maintenance of the field, drainage fixtures, fine grading, seeding, strawing, fencing and landscaping.
6. Additional items as noted by staff in this general area.

*12/1/94*  
**III-A. Items which may be bonded (if approved by the Board of Aldermen) under section 15-60 (b) of the Land Use Ordinance (LUO) because they are not LUO requirements.**

1. Add an 8 foot wide (flat area) curb cut for the bike path to converge with Old Fayetteville Road. A bollard(s) will also be required behind the curb to ensure that cars do not try to access the site at this location. A stop sign will be required on the bike path behind the sidewalk.
2. Pour the concrete and complete the base for the flag poles, and dress up that area.
3. Complete the construction of the bike path connections to the three roads (Old Fayetteville Road, Hillsborough Road, and Quail Roost Drive). This should include cutting back the width of the bike path next to the service road to ensure the appropriate separation between the bike path and the sidewalk. Patch/repair the bike path where required.

*12/1/94* 4. Other items as noted by staff.

**III-B. Items which may be bonded (if approved by the Board of Aldermen) under section 15-60 (a) of the Land Use Ordinance (LUO) because they were delayed due to weather conditions or other factors beyond the control of the developer.**

1. Clean out all catch basins and other drainage fixtures, clean out all rip rap aprons and reset rip rap as required.
2. Fine grade and stabilize the slopes behind the service road, and along the three roads that border this project (Old Fayetteville Road, Hillsborough Road and Quail Roost Drive).

3. Redefine the swales throughout site. It may be necessary to add matting, or to take some other measure to stabilize the bottoms and sides of the swales.
4. Add the final layer of pavement for service road, and the parking lots, restripe the parking lots and remark all traffic control devices. Replace all car stops.
5. Patch all pot holes, repair all cracked sidewalks, handicapped ramps, curbs, gutters, and bike path sections.
6. Install all site fencing as per the approved construction plans.
7. Complete the final paving of Hillsborough Road, including stripping the lanes and any other traffic control devices. Complete all other road improvements as required by the North Carolina Department of Transportation and/or the Town of Carrboro.
8. Fine grade, seed and straw and otherwise stabilize all areas around all of the buildings.
9. Complete all site improvements shown on the plans. This should include constructing the sidewalk section near the proposed future tennis courts.
10. Install an appropriate screen around the dumpsters near the loading dock, and around the water coolers.
11. Install all other landscaping as required on the approved construction plans.
12. Resolve/address all other site plan or land use ordinance items as noted by staff.

SCALE: 1" = 40'

Area of 05/04/74  
Phasing

OF DIAMETER OFFICE PLATE  
AT OUTLET OF CLUB WALK 02  
DETAIL SMT. 1

Phasing 08/16/74

OF DIAMETER OFFICE PLATE  
AT OUTLET OF "HARD HOLE" 01  
DETAIL SMT. 1

