

AGENDA
CARRBORO BOARD OF ALDERMEN
TUESDAY, SEPTEMBER 22, 1998
7:30 P.M., TOWN HALL BOARD ROOM

Approximate Time*

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

7:40 - 7:45 B. CONSENT AGENDA

(1) **Approval of Minutes of Previous Meeting: September 8, 1998**

(2) **Resolution Authorizing the Sale of Items of Town Surplus Personal Property by Public Auction**

Annually, the Town of Carrboro conducts a public auction to sell surplus property. Prior to disposing of the items, NC General Statute 160A-270 requires that the Board approve a resolution to declare the property as surplus and authorize the sale of these items.

(3) **Town Code Amendment/Prohibition of Motor Vehicles on Sidewalks**

The purpose of this item is for the Board of Aldermen to consider amending the Town Code to prohibit riding lawn mowers on sidewalks.

(4) **Appointments to Appearance Commission/Neighborhood Preservation District Commission**

The Board of Aldermen is requested to consider appointing Sophie Piesse and Cara Crisler to the Appearance Commission/NPDC.

(5) **Appointment to Downtown Development Commission**

The Board of Aldermen is requested to consider appointing Amy Singleton to the Downtown Development Commission.

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

D. PUBLIC HEARINGS

7:55 - 8:15 (1) **1998 Community Revitalization Grant Application**

P/5

Funds are made available annually through the N.C. Community Assistance Program to address community needs for low-income families and individuals. These funds are available through a competitive grant process that requires citizen participation. The citizen participation process requires two (2) public hearings. The purpose of this item is to receive public comment on the application, which will be submitted to the state for consideration for funding.

E. OTHER MATTERS

8:15 – 8:30
P/5

(1) Consideration of Waste Resolutions

Alderman Spalt is proposing the following resolutions for the Board's consideration:

- a. A resolution supporting the creation of a zero waste plan; and
- b. A resolution relating to management of waste from manufactured products and packaging.

8:30 – 8:45
P/5

(2) Report on Orange County Senior Center

The Town Manager has been participating in a planning committee on aging resources. Orange County has requested that this committee make a recommendation concerning a site for a senior center in southern Orange County. The purpose of this agenda item is to receive input from the Mayor and Board of Aldermen concerning the proposed sites.

8:45 – 8:50
NP

(3) Request to Set Meeting Dates

The Orange County Board of Commissioners is requesting that the Board of Aldermen schedule meeting dates for 1999 Joint Planning Public Hearings, Assembly of Government meetings and a joint meeting between the Commissioners and the Board of Aldermen. The Board is requested to consider setting these meeting dates.

8:50 – 8:55 F. MATTERS BY TOWN CLERK

8:55 – 9:05 G. MATTERS BY TOWN MANAGER

9:05 – 9:15 H. MATTERS BY TOWN ATTORNEY

9:15 – 9:25 I. MATTERS BY BOARD MEMBERS

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

BOARD OF ALDERMEN

ITEM NO. B (2)

AGENDA ITEM ABSTRACT

MEETING DATE: September 22, 1998

**SUBJECT: Resolution Authorizing Sale of Items of Town Surplus Personal Property
By Public Auction**

DEPARTMENT: Management Services	PUBLIC HEARING: YES ____ NO <u>X</u>
ATTACHMENTS: Resolution	FOR INFORMATION CONTACT: Katherine Duncan 968-7729 Purchasing Officer

PURPOSE

Annually, the Town of Carrboro conducts a public auction to sell surplus property. Prior to disposing of the items, NC General Statute 160A-270 requires that the Board approve a resolution to declare the property as surplus and authorize the sale of these items.

SUMMARY

Public auctions are recommended to dispose of most surplus personal property in the Town's possession and unclaimed items in the custody of the Police Department. Selling the items generates additional revenue for the Town in addition to alleviating space concerns. Items at the auction for which there are no bidders or where bid amounts do not meet appropriate minimum amounts will be sold by sealed bid or negotiated sale with approval of the Town Manager at a later date as permitted by General Statute.

Included among the items scheduled for auction are 38 bicycles and other unclaimed items in custody of the Police Department. Net proceeds generated from the sale of these items are forwarded to the schools in accordance with NC General Statute 15-15.

MANAGER'S RECOMMENDATION

The Manager recommends that the Board adopt a resolution declaring the attached list of items as surplus property and authorizing the sale of these items by public auction on October 17, 1998, or if needed, at a later date by other methods as approved by the Town Manager.

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

**A RESOLUTION AUTHORIZING THE SALE BY PUBLIC AUCTION
OR OTHER METHOD ALLOWED BY THE GENERAL STATUTES
OF SURPLUS TOWN PERSONAL PROPERTY AND UNCLAIMED
PROPERTY IN THE POSSESSION OF THE POLICE DEPARTMENT**

Resolution No. 8/98-99

WHEREAS, Article 12 of the General Statutes, Chapter 160A, authorize the Town to dispose of personal property; and

WHEREAS, the Town is authorized to dispose of unclaimed personal property in the possession of the police department pursuant to G.S. 15-12; and

WHEREAS, the Town desires to dispose of certain items of surplus property and unclaimed personal property in the possession of the police department.

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

Section 1.

The following items of Town personal property are hereby declared surplus:

CARS

1989 Ford Crown Victoria (#147)
1991 Ford Crown Victoria (#155)
1987 Chevrolet Caprice (#140)

TRUCKS

1987 Ford Dump truck F700
1983 Chevrolet truck (#44)

EQUIPMENT

Wacher reciprocating tamp
Parts washer
Battery charger, model 32-140
Leaf vacuum, ODB with box (#75)
Honda GX120 water pump with engine
Stihl FS74 line trimmer
Balamatic 3 point hitch cone spreader
Water tank, 1000 gallon

OFFICE EQUIPMENT AND FURNITURE

IBM computer with keyboard and monitor
Large wood frame
Fold up wooden table
Assorted office supplies (including obsolete items and unused items)
NCR computers (2)

Monitors (3: Packard Bell, Samsung, NCR)
NCR keyboard
High back desk chair
Assorted computers (8)
Brother fax machine and paper
Answering machines (2)
Dictaphone machine
Star NX-1000 dot matrix printer w/supplies
Assorted diskette holders
Calculator, printing
Typewriter supplies
Cordless Extension phone unit
Colorburst instant camera
Unitech VHS VCR

OTHER ITEMS

Miscellaneous tent and tarp poles
Bunting cloth
Tennis ball machine
Assorted aluminum signs of various sizes
Fire Department assorted uniforms and boots
Police Department assorted uniforms and coats

Section 2.

The following items are in the possession of the Carrboro Police Department and have remained unclaimed for a period of at least 180 days (60 days for bicycles). Notice of this unclaimed property having been published on September 13, 1998 and September 14, 1998 in the Durham Herald – Chapel Hill Section, The Village Advocate and The Daily Tarheel, all persons who claim any interest in the following property shall be allowed thirty (30) days to present such claim to the Police Department or Purchasing Officer. If not claimed, such property shall be sold as provided in this resolution.

BICYCLES:

Thirty-eight bicycles including Huffy Ultra light 10 speed, Hedstrom child's bike, Raleigh Youth 18 speed, Huffy mountain 18 speed, Murray Puppy Luv child's bike, Rallye Northstar child's bike, RBC youth 6 speed, Paragon youth 6 speed, Roadmaster ATB 15 speed, Murray Ultra Terrain 18 speed, Huffy Expedition mountain 10 speed, Laser youth bike, BMX Magna youth bike, Catalina Pacific youth 15 speed, Raleigh Technium mountain bike, Roadmaster Hot Shock 15 speed, unknown brand mountain 10-15 speed, Schwinn Sprint 10 speed, Huffy Racing Strider 10 speed, Nishiki Blazar 12 or 18 speed, Murray Spectra racing 10 speed, Raleigh mountain 18 speed, Schwinn racing 10 speed, Murray Phoenix youth 10 speed, Roadmaster USA mountain 10 or 15 speed, Raleigh racing 10 speed, Schwinn mountain 10 speed, Kent Sierra Madre mountain 12 speed, Triumph 3 speed, unknown brand mountain 10 speed, Takarch Avenir 10 speed, Jannis mountain 12 speed, King Fisher mountain 10 speed, Columbia USA racing 10 speed, Quick Silver 21 speed, Free Spirit Iron Mountain 12 speed, Huffy Durosport 10 speed, Dynasty ATB 10 speed, and Concorde Coupe de Ville 21 speed.

SPORTS EQUIPMENT

Basketballs, bike helmet and softball gloves.

STEREO & COMPUTER EQUIPMENT

KFC computer monitor
CD holder with cds
Teac Multidisc player
Emerson stereo with speakers
Subwoofer
Boom box

MISCELLANEOUS ITEMS

One watch, purses, backpacks, adult and youth jackets and assorted clothing, shoes, one pair of sunglasses, a blanket, an umbrella, vaporizer, books, first aid kit, trophies, leather jacket, coin wrappers and a towel.

Section 3. The Town Manager shall be and is hereby authorized to dispose of the surplus personal property listed in Section 1 and the unclaimed property listed in Section 2 at public auction in accordance with statutory requirements.

Section 4. A public auction shall take place on Saturday, October 17, 1998 at 10.00 a.m. at the Carrboro public Works Facility. The public may view items beginning at 9:00 a.m. on that day.

Section 5. The terms of the sale shall be to the highest bidder for cash (items specifying a minimum bid price shall be to the highest bidder equaling or exceeding the established minimum). All sales shall be designated final on the day of the auction.

Section 6. All items shall be sold on an "as is" and "where is" basis and the Town makes no guarantee of merchantability or any other implied or express warrantee and assumes no responsibility for any of the items.

Section 7. It shall be a condition of the sale that all items purchased shall be picked up and removed from the premises of the Public Works facility by 1:30p.m. On the day of the auction. Purchasers shall bear sole risk of loss of any items remaining on said premises past such time.

Section 8. If any of the property listed in this resolution is not sold at the public auction, the Purchasing Officer is hereby authorized to sell said surplus property by sealed bid, private negotiated sale or other appropriate manner authorized by the General Statutes and approved by the Town Manager.

Section 9. This resolution shall become effective upon adoption.

The forgoing resolution having been submitted to a vote, received the following vote and was duly adopted this 22th day of September, 1998:

Ayes:

Noes:

Absent or Excused:

BOARD OF ALDERMEN

ITEM NO. B(3)

AGENDA ITEM ABSTRACT MEETING DATE: September 22, 1998

SUBJECT: Town Code Amendment – Prohibition of Motor Vehicles on Sidewalks

DEPARTMENT: PLANNING	PUBLIC HEARING: YES ____ NO <u>X</u>	
ATTACHMENTS: Town Code Amendment	FOR INFORMATION CONTACT: Kenneth Withrow, 968-7714	
THE FOLLOWING INFORMATION IS PROVIDED:		
(x) Summary	() Action Requested	(x) Analysis
() Alternatives	(x) Recommendation	

PURPOSE

The purpose of this item is for the Board of Aldermen to consider amending the Town Code to prohibit riding lawn mowers on sidewalks.

SUMMARY

The Carrboro Police Department has requested that the Town Code be amended to prohibit riding lawn mowers as traveling devices along sidewalks.

The town attorney reviewed the issue and has drafted the proposed ordinance amendment.

ANALYSIS

The town attorney believes that a riding lawn mower falls within the definition of "vehicle" and "motor vehicle" as addressed under Sections 6-1(11) and 6-1 (20). The attorney also notes that Section 6-36 prohibits motor vehicles on bikeways, but finds no comparable ban with respect to sidewalks.

The town attorney recommends that Section 6-38 of the Town Code be amended by changing the title to "Bicycles and Motor Vehicles Prohibited on Certain Sidewalks", making subsection (1) subsection (a), and adding a new subsection (b) to read as follows:

(b) "No person may operate a motor vehicle (including without limitation any riding lawn mower or other motorized device designed to carry one or more persons) upon any sidewalk".

RECOMMENDATION

The administration recommends that the Board of Aldermen adopt the attached ordinance amendment.

The following ordinance was introduced by Alderman _____ and duly seconded by Alderman _____.

**AN ORDINANCE AMENDING THE CARRBORO TOWN CODE
TO PROHIBIT THE OPERATION OF MOTOR VEHICLES,
INCLUDING LAWMOWERS ON CERTAIN SIDEWALKS**

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Section 6-38 of the Carrboro Town Code is amended by changing the section title to:

Bicycles and Motor Vehicles Prohibited on Certain Sidewalks

Section 2. Subsection (1) of Section 6-38 is re-designated as Subsection (a) and a new subsection (b) is added to read as follows:

(b) No person may operate a motor vehicle (including without limitation on any riding lawn mower or other motorized device designed to carry one or more persons, but not including a motorized wheelchair) upon any sidewalk.

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

Section 4. 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 _____, 1998.

BOARD OF ALDERMEN

ITEM NO. B(4)

AGENDA ITEM ABSTRACT

MEETING DATE: September 22, 1998

SUBJECT: Appointments to Appearance Commission/Neighborhood Preservation District Commission

DEPARTMENT: n/a	PUBLIC HEARING: YES ____ NO <u>x</u>
ATTACHMENTS: Applications from Sophie Piesse and Cara Crisler	FOR INFORMATION CONTACT: Debbie Bevin, Acting Chair, Appearance Com./NPDC

PURPOSE

The Board of Aldermen is requested to consider appointing Sophie Piesse and Cara Crisler to the Appearance Commission/Neighborhood Preservation District Commission.

SUMMARY

There are currently five (5) vacant seats on the Appearance Commission/NPDC. The Town Clerk has received applications from Sophie Piesse and Cara Crisler expressing interest in serving on the commission. Those applications were forwarded to the Acting Chair of the Appearance Commission/NPDC for review and consideration. The Acting Chair is recommending that both applicants be appointed.

ACTION REQUESTED

To consider appointing Sophie Piesse and Cara Crisler to the Appearance Commission/NPDC.

BOARD OF ALDERMEN

ITEM NO. B(5)

AGENDA ITEM ABSTRACT

MEETING DATE: September 22, 1998

SUBJECT: Appointment to Downtown Development Commission

DEPARTMENT: n/a	PUBLIC HEARING: YES ____ NO <u>x</u>
ATTACHMENTS: Application from Amy Singleton	FOR INFORMATION CONTACT: Marianne Fiorentino, Chair, Downtown Development Commission

PURPOSE

The Board of Aldermen is requested to consider appointing Amy Singleton to the Downtown Development Commission.

SUMMARY

There are currently two (2) vacant seats on the Downtown Development Commission. The Town Clerk has received an application from Amy Singleton expressing interest in serving on the commission. This application was forwarded to the Chair of the Downtown Development Commission, and the chair is recommending that Ms. Singleton be appointed.

ACTION REQUESTED

To consider appointing Amy Singleton to the Downtown Development Commission.

BOARD OF ALDERMEN

ITEM NO. D(1)

AGENDA ITEM ABSTRACT

MEETING DATE: September 22, 1998

SUBJECT: Public Hearing to receive public input on the 1998 Revitalization Grant Application

DEPARTMENT: Economic and Community Development	PUBLIC HEARING: YES <u> x </u> NO _____
ATTACHMENTS: Copy of Press Release List of units to be included in application, Resolution authorizing Manager to sign application	FOR INFORMATION: James Harris 968-7700

PURPOSE :

Funds are made available annually through the NC Community Assistance Program to address community needs for low income families and individuals. This year the maximum amount of funds available per jurisdiction for a scattered site project is \$350,000.00. These funds are available through a competitive grant process which requires citizen participation. The citizen participation process requires two (2) public hearings. The purpose of this item is to receive public comment on the actual application that has been prepared to be submitted to the state for consideration for funding.

ANALYSIS:

The application process requires that two public hearings be held to receive public input on the application. The first hearing was held on August 25, 1998 to receive input for the public on the type of application to be submitted and possible site for the project. At that hearing the board of Aldermen asked that the staff solicit additional input from the public on this matter. Staff prepared a press release and submitted it to all of the local news media. The press release was also posted on the town bulletin boards. In addition to the press release Empowerment Inc. was contacted for input, units that might qualify for this scattered site application.

This public hearing is to receive public comment on the completed application. This application was compiled from information maintained by the Community Developments Director's office and obtained from the survey of substandard housing in Carrboro, data maintained by the Home Council and from names submitted by citizens and Empowerment Inc. Each unit was evaluated for severity of structural conditions and included in the application accordingly. The poorer the condition of the units included in the application, the better the chance of having the application funded by the state. Units suggested that did not meet this need were referred to other programs such as Orange Community Housings Senior citizen Emergency Repair Program or JOCCA.

ACTION REQUESTED

It is requested that the Board of Aldermen approve the application as submitted and authorize the staff to submit the application to the state for funding. While there is no required match for the grant, it is requested that the town show commitment to the project by providing \$25,000 toward the project. This funding would be requested in the FY 1999-2000 budget.

ADMINISTRATION'S RECOMMENDATION:

The Administration recommends approval of the application by the Board and that the Mayor be authorized to execute all necessary documents for submittal.

PRESS RELEASE

The Town of Carrboro is now accepting citizen comments to be included in an application for Community Development Block Grant funds. The 1998-99 application will be a scattered site application. In addition, the Town is accepting applications from individuals interested in serving on the Community Development Block Grant Project Area Committee.

Comments on the completed application may be submitted to the Mayor and Board of Aldermen at a public hearing on September 22, 1998 at 7:30 p.m. in the Town Hall Board Room. Prior to the September 22, 1998 Meeting comments may be submitted to the Economic and Community Development Director at Carrboro Town Hall 968-7700. All citizens are encouraged to submit the addresses of units that may can be evaluated for consideration in the application.

Anyone interested in serving on the CDBG Project Committee should contact the Town Clerk's Office at Carrboro Town Hall, 968-7705.

Town of Carrboro - Orange County, North Carolina
1999 - 2000

<u>Address</u>	<u>Condition of Housing Unit</u>
102-A Elm Street	Severe - Exterior
102-B Elm Street	Severe - Exterior
104-A Elm Street	Severe - Exterior
104-B Elm Street	Severe - Exterior
106 Elm Street	Severe - Exterior
104 Laurel Avenue	Severe - Interior
200 Alabama Avenue	Severe - Exterior
704 Davie Road	Severe - Interior
110 Eugene Street	Severe - Exterior
107 Eugene Street	Severe - Interior
105 Eugene Street	Severe - Interior
114 Eugene Street	Severe - Interior
116 Eugene Street	Severe - Exterior/Interior

I. Application Summary **Scattered Site**

		Town of Carrboro	
		301 West Main Street	<u> X </u> Original,
		Carrboro, North Carolina 27510	dated: Oct. 16, 1998
		Orange County	<u> </u> Amendment,
		James Harris, Asst. to the Town Manager	dated:
		919/942-8541	
		Sharon W. McDuffie	
		Hobbs, Upchurch & Associates, P.A.	
		PO Box 1737	910/692-5616
		Southern Pines, NC 28388	
S	1	Carrboro Revitalization	\$350,000.00
(Local Option) L (15%)	1		\$0.00
Additional (15%)	1	To eliminate outhouses and black water straight piping only.	\$0.00
Total			\$350,000.00
<p>10. Certification by the Chief Elected Official</p> <p>a) I certify that to the best of my knowledge and belief:</p> <ul style="list-style-type: none"> (1) Data in this application is true and correct, (2) Opportunities have been provided for citizen participation and access to information concerning the proposed activities, (3) This document has been duly authorized by the governing body of the applicant and the applicant will comply with the attached certifications and state standards if the assistance is approved. <p>b) I acknowledge that, if funded, this application is part of the Grant Agreement.</p>			
		Michael Nelson	
		Mayor	
		October 16, 1998	
For DCA Use Only		Date Received:	Application Number:

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

**A RESOLUTION AUTHORIZING THE TOWN MANAGER
TO SUBMIT A CDBG APPLICATION
Resolution No. 9/98-99**

WHEREAS, the Town of Carrboro has identified areas of scattered housing needs within its jurisdiction; and

WHEREAS, the Town of Carrboro acknowledges that funds are available through the N.C. Department of Commerce, Community Development Block Grant Program, to address those needs which benefit at least 51% low to moderate income persons; and

WHEREAS, the citizens participation requirements of conducting two public hearings to support the application have been met.

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

Section 1. The Board of Aldermen hereby directs the Town Manager to act as the official representative of the town in connection with the CDBG Application and to provide any additional information as needed.

Section 2. The Board of Aldermen directs the Town Manager to submit a Community Revitalization Grant Application to the Department of Commerce for the 1998 funding cycle and hereby authorizes the Mayor to execute said application.

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 22nd day of September, 1998:

Ayes:

Noes: None

Absent or Excused:

The following resolution was introduced by Alderman Diana McDuffee and duly seconded by Alderman Alex Zaffron.

**A RESOLUTION AUTHORIZING THE TOWN MANAGER
TO SUBMIT A CDBG APPLICATION
Resolution No. 9/98-99**

WHEREAS, the Town of Carrboro has identified areas of scattered housing needs within its jurisdiction; and

WHEREAS, the Town of Carrboro acknowledges that funds are available through the N.C. Department of Commerce, Community Development Block Grant Program, to address those needs which benefit at least 51% low to moderate income persons; and

WHEREAS, the citizens participation requirements of conducting two public hearings to support the application have been met.

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

Section 1. The Board of Aldermen hereby directs the Town Manager to act as the official representative of the town in connection with the CDBG Application and to provide any additional information as needed.

Section 2. The Board of Aldermen directs the Town Manager to submit a Community Revitalization Grant Application to the Department of Commerce for the 1998 funding cycle and hereby authorizes the Mayor to execute said application.

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 22nd day of September, 1998:

Ayes: Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: Hank Anderson, Hilliard Caldwell

BOARD OF ALDERMEN

ITEM NO. E(1)

AGENDA ITEM ABSTRACT

MEETING DATE: September 22, 1998

SUBJECT: Consideration of Waste Resolutions

DEPARTMENT: n/a	PUBLIC HEARING: YES ____ NO <u>x</u>
ATTACHMENTS: Memo from Alderman Spalt, Resolutions	FOR INFORMATION CONTACT: Alderman Allen Spalt

PURPOSE

Alderman Spalt is proposing two resolutions for the Board's consideration:

- (1) A resolution supporting the creation of a zero waste plan; and
- (2) A resolution relating to management of waste from manufactured products and packaging.

SUMMARY

(See attached memo from Alderman Spalt.)


ACTION REQUESTED

To consider adopting the two attached resolutions.

ALLEN SPALT

WORK: Agricultural Resources Center
115 West Main Street
Carrboro, North Carolina 27510
Phone: 919/967-1886; FAX: 919/933-4465

HOME: 300 James Street
Carrboro, North Carolina 27510
Phone: 919/967-3054
e-mail: aspalt@mindspring.com

TO: Mayor and Board of Aldermen
FROM: Allen Spalt 
RE: Waste Resolutions
DATE: September 12, 1998

The attached resolutions are offered for your consideration as we continue our 'trash talking'. They are adapted from texts sent by Lou Zeller of the Blue Ridge Environmental Defense League and are being considered by many communities around the country. I believe they have already been reviewed, and perhaps adopted, by Orange County and the Landfill Owners Group.

The first on "Zero Waste" makes a statement of an important goal, however difficult it may be to reach. Setting a goal of zero waste will help guide us even though it may be many years, if ever, that we are able to achieve it.

The second on "Producer Responsibility" is also a statement of principle. It is offered with the objective that, together with similar resolutions from other jurisdictions around the state and nation, it will apply enough pressure to make a difference on decisions made producers far from Carrboro.


by

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

**A RESOLUTION SUPPORTING THE
CREATION OF A ZERO WASTE PLAN**
Resolution No. 11/98-99

Whereas, the placement of materials in waste disposal facilities, such as landfills and incinerators, causes damage to human health, wastes natural resources and wrongly transfers liabilities to future generations; and,

Whereas, the elimination of specified types of waste for disposal, also known as disposal bans, will protect states from waste importation from other states and nations; and,

Whereas, consumers are currently forced to assume the high financial cost of collecting, recycling, and disposing of materials; and,

Whereas, tax subsidies for waste and virgin materials send the wrong economic signals to both consumers and producers; and,

Whereas, a resource recovery-based economy will create and sustain more productive and meaningful jobs; and,

Whereas, increasingly, U.S. and international governments and organizations are adopting the policy that the financial responsibility of collecting, recycling, and disposing of materials belongs with producers; and,

Whereas, producers should design products to ensure that they can be safely recycled back into the marketplace or nature; and,

Whereas, most types of waste streams can be eliminated through across-the-board minimum recycling content laws, the use of non-toxic alternatives in product design, and local composting facilities; and,

Whereas, recognizing that some presently non-recyclable materials are necessary for public health and national security, in which case, retrievable storage is the only safe alternative; and,

Whereas, recognizing that voluntary recycling goals have not, and in all probability cannot, achieve waste elimination; and,

Whereas, with the understanding that government is ultimately responsible for leading by example and establishing criteria needed to eliminate waste, so that

manufacturers produce and businesses sell materials that can be safely recycled or composted.

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

Section 1. The Board of Aldermen supports the creation of a Zero Waste Plan in order to eliminate waste and pollution in the manufacture, use, storage, and recycling of materials.

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 ____ day of _____, 1998:

Ayes:

Noes:

Absent or Excused:

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

**A RESOLUTION RELATING TO MANAGEMENT OF WASTE FROM
MANUFACTURED PRODUCTS AND PACKAGING
Resolution No. 10/98-99**

Whereas, approximately 7500 tons of waste will be landfilled by the Town of Carrboro during the current fiscal year (1998-99); and,

Whereas, the cost to the taxpayers of the Town of Carrboro for collecting and landfilling those wastes is estimated at \$773,000; and,

Whereas, the United States Environmental Protection Agency estimates that over 70 percent of these wastes are manufactured products, including 'durable' goods (appliances, furniture, and tires), 'nondurable' goods (newspapers, magazines, office paper, junk mail, diapers, and household items) and packaging (cans, bottles, cartons, bags and wraps); and,

Whereas, decisions about manufacture of these products are made by producers with little regard for the need for waste prevention and recycling; and,

Whereas, the responsibility for managing these discarded products falls entirely on the citizens of our community; and,

Whereas, the continued wasting of these products through landfilling or incineration results in the depletion of our natural resources and the pollution of our environment, now and for the indefinite future; and,

Whereas, waste prevention, reuse, recycling and composting are materials management options that conserve these resources while reducing the environmental impacts which accrue from extracting these resources from the environment; and,

Whereas, the success of waste prevention, reuse, recycling and composting programs depends upon efforts by producers to take responsibility for minimizing waste and utilizing recovered resources;

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

Section 1. The Board of Aldermen considers the responsibility to manage waste from manufactured products and packaging represents an "unfunded mandate" on its citizens.

Section 2. Producers should share the responsibility for eliminating this waste--through eliminating excess packaging, designing products for durability, reusability and recyclability; using recycled materials; and providing financial support for collection, processing, recycling and disposal of used materials.

Section 3. The N.C. General Assembly and U.S. Congress should adopt legislation to shift the burden of managing discarded products and packaging from local governments to the producers of those products and requests our delegations to sponsor such legislation.

Section 4. This change in policy should be undertaken as part of a broad effort to eliminate waste by consumers, government, and business.

Section 5. This resolution shall become effective upon adoption.

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

Ayes:

Noes:

Absent or Excused:

BOARD OF ALDERMEN

ITEM NO. E(2)

AGENDA ITEM ABSTRACT

MEETING DATE: September 22, 1998

SUBJECT: Discussion of Proposed Sites for a Senior Center

DEPARTMENT: Town Manager's Office	PUBLIC HEARING: YES ____ NO <input checked="" type="checkbox"/> ____
ATTACHMENTS: Revised List of Sites for a New Southern Orange Senior Center and a August 20, 1998 letter from Margaret Brown	FOR INFORMATION CONTACT: Robert W. Morgan, Town Manager

PURPOSE

The Town Manager has been participating in a planning committee on Aging Resources. Orange County has requested that this committee make a recommendation concerning a site for a senior center in southern Orange County. The purpose of this agenda item is to receive input from the Mayor and Board of Alderman concerning the proposed sites.

ANALYSIS

Enclosed is a revised list for a new Southern Orange Senior Center. Pros and cons are listed for each of the proposed sites. None of the sites are very convenient for Carrboro senior citizens. The largest concentration of senior citizens in Orange County is along the 15-501 corridor going through Chapel Hill and several of the sites proposed are in this area. The Town Manager has been advocating the Southern Human Services Center tract in conjunction with adjoining UNC property since this site is centrally located in southern Orange County. This site obviously has draw backs at this time from a public transit view point.

RECOMMENDATION

Since none of the sites are more accessible than the other for Carrboro users, it is recommended that a site be selected where the County and the University can construct a joint facility. Such a facility should better serve the senior citizens of southern Orange County. It is further recommended that the County look at additional public transit services that is convenient for senior citizens to use which ever site is selected.

ACTION REQUESTED

The Town Manager is requesting direction from the Mayor and Board of Aldermen as to which sites it would prefer for the Senior Center.

June 1998

Orange County EDC

Revised Site List for a New
Southern Orange
Senior Center

A. County-Owned Property

<i>Site</i>	<i>Location</i>	<i>Size</i>	<i>Comments</i>
1. Southern Human Svcs. Center Tract (TM#7.24.42)	Homestead Rd. nr. Airport Rd.	34.5 acres	<p><u>Pros:</u></p> <ul style="list-style-type: none">* Front of site - at Homestead Rd. - is fairly visible, and could accommodate 15,000 to 20,000 sf building.* Rear of tract adjoins UNC Horace Williams property, could be used for joint project with Institute on Aging ("campus" environment).* On new, cross-town bus line (8/98)* Fairly centrally located for both Chapel Hill and Carrboro residents <p><u>Cons:</u></p> <ul style="list-style-type: none">* Rear of site would not be visible from a major road* Site will have other public uses - acceptable to Senior Center users?* Accessible for UNC students/faculty?* Not close to many current users* Census tract has low elderly population

B. UNC-Owned Property

<i>Site</i>	<i>Location</i>	<i>Size</i>	<i>Comments</i>
1. Horace Williams Tract (TM#7.24.29)	South of Homestead Rd. near SHSC	Approx. 1000 ac.	<p>Pros:</p> <ul style="list-style-type: none">* NW corner of Horace Williams tract adjoins County-owned Southern Human Services Center property; water and sewer service is thus nearby.* Proposed major entrance into the UNC property is via a 6.1 acre parcel just west of SHSC.* Near new, cross-town bus line* Fairly central location for both Chapel Hill and Carrboro residents <p>Cons:</p> <ul style="list-style-type: none">* Compatibility? Horace Williams master plan calls for this area to be a "Visitor Destination," though UNC's plans are preliminary and changeable.* Not a highly visible site

2. Willow Drive I
(TM#7.27.F.9)

NE side of Willow Drive
& US 15-501 Bypass
intersection

9.6 ac.

Pros:

- * Excellent visibility
- * Good transportation options: major roads and bus routes
- * Possibly 4 or 5 acres of useable land available on this site
- * High concentration of elderly population in this area

Cons:

- * Low ground (RCD area), easements through property make significant parts of it unbuildable
- * Far from Carrboro users
- * Insufficient land for "campus" environment?

3. Greenwood Property
(TM#7.59.A.1-8)

Raleigh Rd. at Greenwood
Rd., across from UNC
Administration building

approx.
13 ac.

Platted but unbuilt residential subdivision tract along
Raleigh Road.

Pros:

- * Convenient location near UNC and most major roads
- * Fairly visible site
- * Bus route - accessible
- * Census tract has highest elderly population
- * Close to current users
- * Could develop "campus" environment with multiple uses, such as adult day care for UNC & Hospital employees

Cons:

- * UNC's initial response not enthusiastic
- * Too "residential" an area?
- * Not as convenient for Carrboro users

[NOTE: UNC's property officer states that the re-design of Finley Golf Course will not provide additional land for any new uses in that area.]

C. Town of Chapel Hill-Owned Property:

<i>Site</i>	<i>Location</i>	<i>Size</i>	<i>Comments</i>
1. Northern Community Park Site (TM#7.24..19)	W side of Airport Rd., N of Homestead Rd.	42 acres	<p>Planned for new Town park.</p> <p><u>Pros:</u></p> <ul style="list-style-type: none"> * Has been suggested by CH officials as a viable Senior Center site. Could replace "community center" originally proposed for the site. * Adjacent to major roads and bus routes * Fairly central location for both Chapel Hill and Carrboro residents <p><u>Cons:</u></p> <ul style="list-style-type: none"> * May not be visible, depending upon location within the property * Compatibility? Would probably be located next to several other types of uses * Not near concentration of current users * Could enough land be acquired for larger "campus" environment?

2. Southern Community 15-501 at Dogwood
Park Site Acres Drive
(TM#7.128.31 & 31A, and 7.126.A.4J)

Approx.
70 ac.

Planned Town park site.

Pros:

- * Visible site on Route 15-501
- * Park & Ride lot adjacent
- * Walk to Southern Village

Cons:

- * Not centrally located within Chapel Hill Township
- * Any public transit to site?
- * Not near concentration of current users
- * Could draw Chatham County users
- * Census tract has low elderly population

3. New Southern Fire
Station
(part of TM#7.126.A.4H)

E side of 15-501 S, at
(realigned) Bennett Rd.

~~10 acres~~

Near Southern Village. Fire station would need only
part of this site.

[NOTE: The Chapel Hill Town Manager believes that the topography of this property is not likely to allow other uses to be sited along with the Fire Station. The Fire Station will need to be sited in such a way as to severely limit the chances of additional uses on the 10-acre parcel. This site should probably not be considered further.]

ALSO:

> The Chapel Hill Town Manager noted that should the group have interest in the Town's **Estes Drive Recreation Center** site, he believes that it could accommodate a new building of about 12,000 square feet. The Town would consider such a project, to include demolition of the existing Parks & Rec building at the rear of the property.

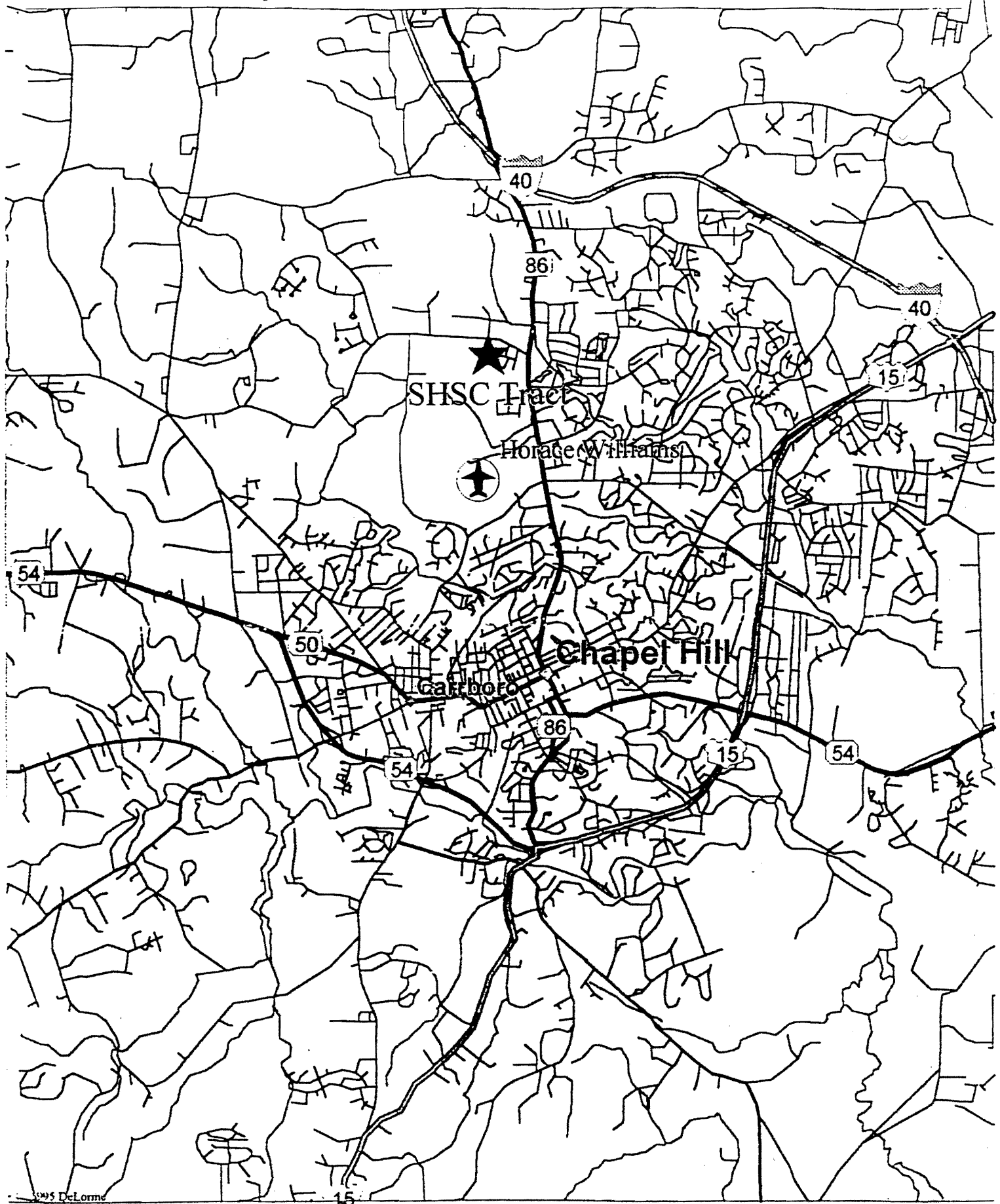
D. Privately-Owned Land

<i>Site</i>	<i>Location</i>	<i>Size</i>	<i>Comments</i>
1. American Legion Land (TM#7.27.D.20)	Legion Road East of 15-501	35 acres	Currently being evaluated as a school site. <u>Pros:</u> <ul style="list-style-type: none">* On bus route* Location may be near many current Senior Center users? <u>Cons:</u> <ul style="list-style-type: none">* Not centrally located - far from Carrboro residents* Expensive - purchase of private land* Acquiring enough land for "campus" environment would be very expensive* Likelihood of other public users on site (schools)* Not as convenient for UNC students/faculty

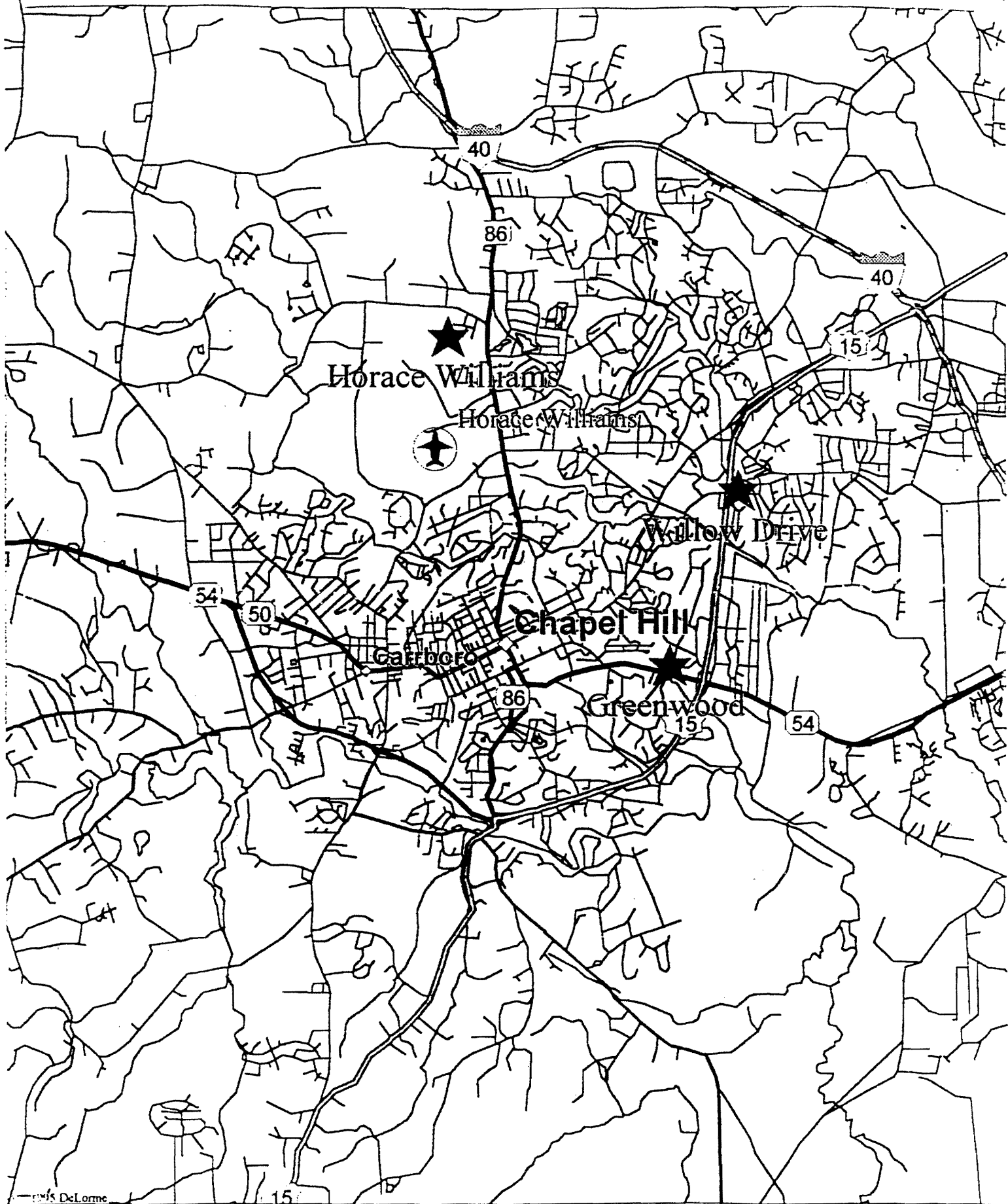
ASSUMPTIONS:

- * An ideal Senior Center would:
 - be accessible to those it is serving (centrally located, near major roads, on public transit routes);
 - be in a visible location; • have adequate parking; • be handicapped accessible; • be free-standing.
- * For a new Senior Center, at least 15,000 square feet of space is desired; 20,000 square feet is preferred. However, current funding may only provide for about 12,000 square feet to be built initially. Parking for 80 to 100 cars is desired. This could be accomplished on a site of 3 to 5 acres. As a "campus" environment - with Senior Services and a Gerontology Center, comprised of more than one building - is desired, a larger parcel will likely be needed.
- * Joining with UNC's Institute on Aging and possibly with UNC Hospitals would require significantly more space (40,000 to 60,000 square feet or more, overall)
- * Site should be in the Chapel Hill and Carrboro area; possibly would serve both communities.
- * Either existing buildings or a new building project can be considered. Ownership of the property is strongly preferred over leasing.
- * According to Chapel Hill Planning Dept., a Senior Center will likely be classified as a "Public Use Facility", which is allowed in virtually all zoning categories. In some zones, especially low-density residential zones, the Floor Area Ratio (FAR) limits may affect the ability to build a large structure; Town Council could modify those restrictions.

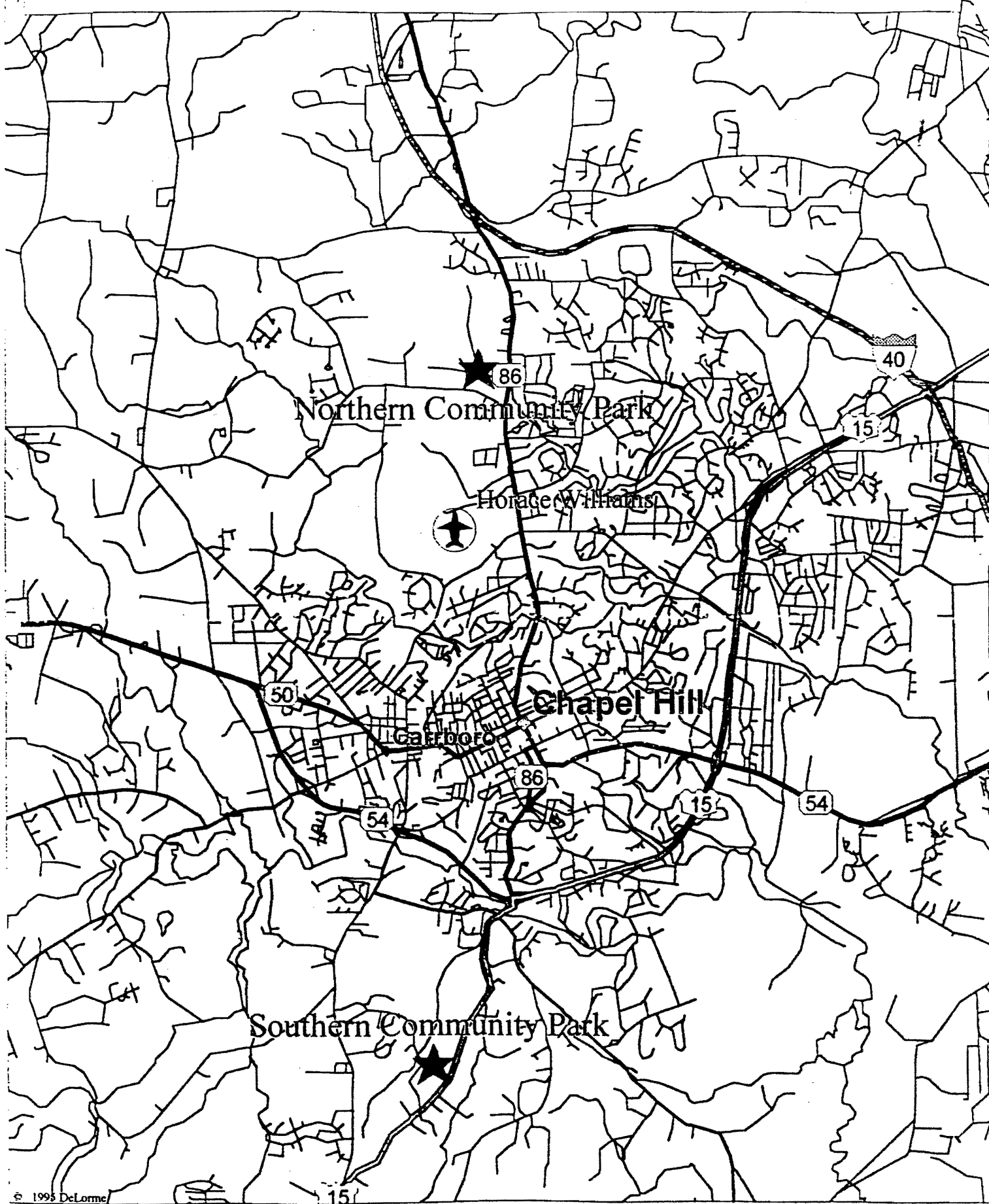
County-Owned Senior Center Site



UNC-Owned Senior Center Sites



Town-Owned Senior Center Sites

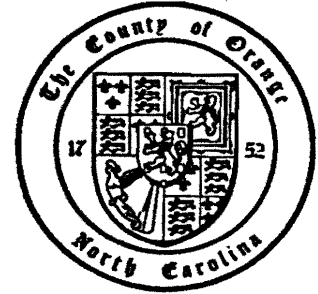


Privately-Owned Senior Center Site



cc: Board

Orange County Commissioners
P. O. Box 8181
200 S Cameron Street
Hillsborough, NC 27278



Margaret W. Brown, Chair
Stephen H. Halkiotis, Vice Chair
Moses Carey, Jr.
William L. Crowther
Alice M. Gordon

August 20, 1998

The Honorable Michael Nelson
Mayor, Town of Carrboro
105 Fidelity Ct.
Carrboro, NC 27510

Dear Michael:

On Tuesday, August 18, the Orange County Board of Commissioners received the Joint Summary Report and Preliminary Recommendations of the Collaborative Planning Committee for a Southern Orange County Senior Center (Chapel Hill Senior Center). This committee deserves recognition and appreciation for the assemblage of ideas and recommendations for a future Senior Citizen Resource Center in Southern Orange County. Of particular interest to the Board of Commissioners were the recommendations on the top three potential sites for such a center. The Board of Commissioners concurs in the strategic importance of confirming a site as quickly as possible. During the Commissioners' discussion, there were several points that I will summarize below:

1. The timetable for siting and building a Senior Center is critical. The Commissioners discussed the functional timetable necessary to assure a continuous presence of a Senior Citizen Center within the Chapel Hill area, regardless of the final site chosen. A siting decision by October 1998 is necessary because the Board of Commissioners intends to seek authority from the North Carolina Local Government Commission (LGC) to borrow money before the end of 1998 to finance the construction of the replacement for the Chapel Hill Senior Center, as well as improvements to the Whitted and Northern Human Services Centers. The County's 10 year Capital Investment Plan (CIP) includes the plan to seek a "private placement" (a negotiated bank loan) of approximately \$4.6 million to finance these three projects. They will be pursued as one package for administrative ease and to reduce staff time, legal costs, and debt issuance costs.

The County cannot borrow this amount of money without permission from the LGC. We believe our chances of securing that approval will be significantly enhanced if we

can provide the LGC with specific plans about the Senior Center replacement, particularly its planned location. The Board of Commissioners will have to submit a formal application by late October in order to meet the timetable that would allow the LGC to render a decision at their December 1998 meeting. If the County can close on the financing deal by the end of the calendar year, it can secure interest rates that are 1-2% lower than we would pay thereafter. That is because any calendar year in which the County incurs less than \$10 million in debt keeps us "bank qualified" as a small issuer under IRS regulations. The financial institution which loans the money to a "bank qualified" borrower can treat the interest it earns on the loan as non-taxable. Since the bank is not paying federal taxes on the interest we pay them, they can offer us a lower interest rate.

2. Orange County will remain bank qualified for 1998, but in early 1999, the County will begin selling bonds approved by voters in the November 1997 referendum. For the next few years, the County will almost certainly not be "bank qualified" because we will be selling \$56 million worth of bonds over a multi-year period.

Any private placement funds that the County draws down but does not spend immediately would be placed in interest earning accounts. The rate that the County earns on its investments at this time is very close to the interest rate that the County would likely have to pay on any money borrowed.

3. Assuming that the importance of building a new center that is ready for occupancy by July 1, 2001 is the priority, the decision on a site will need to be made by late October as mentioned earlier.

While noting the Homestead location as one of the three priority sites, the Commissioners discussed some constraints as to its use, which included the fact that the Homestead site is the only sizable parcel of county property located in Southern Orange County that can be used for future county facilities, such as additional human services functions and court facilities.

While the Commissioners did not reach any final conclusion as to the possible use of county property at Homestead for a Senior Center site, they did ask the Collaborative Planning Committee, and particularly representatives from UNC-CH and the Town of Chapel Hill, to focus intently on the viability of sites owned by the Town and University.

4. The Commissioners agreed to consider this matter again at the regular Board meeting on September 15. Hopefully, within the next three weeks progress can be made collectively by the Collaborative Committee and by individual jurisdictions, including the University and the Town of Chapel Hill, in addressing the realistic use of publicly owned property for the Senior Center besides the county-owned property at Homestead.

Finally, please be assured that Orange County continues to be a strong supporter of a new Senior Center facility as demonstrated by our commitment of \$1.8 million towards its construction. We are confident that our partners from the Friends of the Senior Center, the University and the Town of Chapel Hill are equally committed and that a new facility at a new location will be a reality by July 1, 2001. We look forward to our working together.

Sincerely,

A handwritten signature in cursive script that reads "Margaret".

Margaret Brown
Chair

BOARD OF ALDERMEN

ITEM NO. E(3)

AGENDA ITEM ABSTRACT

MEETING DATE: September 22, 1998

SUBJECT: Request to Set Meeting Dates

DEPARTMENT: Administration	PUBLIC HEARING: YES ____ NO <u>x</u>
ATTACHMENTS:	FOR INFORMATION CONTACT: Sarah Williamson/James Spivey

PURPOSE

The Orange County Board of Commissioners has requested that the Carrboro Board of Aldermen schedule meeting dates for 1999 Joint Planning Public Hearings, Assembly of Government meetings and a joint meeting between the Commissioners and the Board of Aldermen. The Board is requested to consider setting these meeting dates.

SUMMARY

The Orange County Board of Commissioners is requesting that the Board of Aldermen schedule the following meeting dates for 1999:

Joint Planning Public Hearings

- Wednesday, April 14th
- Wednesday, October 13th

Assembly of Governments

- Monday, March 29th
- Thursday, September 30th

Joint Meeting with County Commissioners*

- Wednesday, February 17th or Thursday, February 18th

*The purpose of this meeting will be to discuss items of mutual interest.

ACTION REQUESTED

The Mayor and Board of Aldermen are requested to consider scheduling the foregoing meetings.