

REPORT FROM GREENWAY SUMMIT GROUP

The Greenway Summit Work Group has considered the public comment offered during the October 28, 2006 Greenway Summit and made recommendations regarding follow-up action. A resolution directing the staff to prepare a Town Code amendment establishing a Greenway Commission was provided for the Board's use. Trish McGuire, the town's Planning Administrator, made the presentation. [Alderman Broun arrived at the meeting.]

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman Randee Haven-O'Donnell.

A RESOLUTION TO CONSIDER CREATING A GREENWAYS COMMISSION
Resolution No. 165/2006-07

WHEREAS, the Town and the Carrboro Board of Aldermen demonstrate a solid commitment to the preservation of greenways and open space, constructing trails and connectivity; and

WHEREAS, maintaining this focal point unifies people to the natural landscape of the community while conveying a healthy sense of place; and

WHEREAS, it is suggested that the Board of Aldermen consider creating a Greenways Commission to serve as the initiator, clearinghouse and advisor for all matters of this sort.
NOW, THEREFORE BE IT RESOLVED BY THE CARRBORO BOARD OF ALDERMEN:

Section 1. The Board of Aldermen hereby establishes a Greenways Commission and provides it with the following mission statement:

Our mission is to help safeguard the water quality, environment and livability of our community by establishing greenways. Greenways are unbroken chains of preserved open space surrounding stream and wildlife corridors, headwaters, water recharge areas and significant ecosystems that also provide bicycle and pedestrian connections between neighborhoods and for the community. We also encourage effective stewardship and management of this land and promote educational, recreational and public health usage consistent with the protection of its resources.

Section 2. The Board of Aldermen hereby directs the staff to prepare an agenda item and associated Town Code amendments that will rename the Morgan Creek Trail Planning Committee the 'Greenways Commission.' Two changes to the committee structure are proposed; the number of at-large community representatives is to be increased to four and school district representatives be increased to two. Appointed members of the Morgan Creek Trail Planning Committee who are still willing and able to serve are to be re-appointed to the new commission. Otherwise, the MCTPC will be dissolved.

ATTACHMENT A-2

Section 3. This resolution shall become effective at the discretion of the Town Manager, but no later than November 1, 2007.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 3rd day of April 2007:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, Randee Haven-O'Donnell, Alex Zaffron

Noes: None

Absent or Excused: John Herrera

APPOINTMENTS TO THE MORGAN CREEK TRAIL PLANNING COMMITTEE

On April 20, 2004, the Board of Aldermen authorized the creation of a Morgan Creek Trail Planning Committee. The Board was asked to appoint the neighborhood representatives and Board of Aldermen representative(s) to serve on the committee. Dale McKeel, the town's Transportation Planner, made a brief presentation.

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman Alex Zaffron.

A RESOLUTION MAKING APPOINTMENTS TO THE MORGAN CREEK TRAIL PLANNING COMMITTEE
Resolution No. 81/2005-06

WHEREAS, the Town of Carrboro's 1994 Parks and Recreation Master Plan envisions a greenway trail along Morgan Creek between Smith Level Road and University Lake; and

WHEREAS, the Town has secured funding through the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC MPO) and the 2003 Sidewalk and Greenway bond for design of a Morgan Creek greenway; and

WHEREAS, the Town requires additional information concerning possible routes and costs for various options; and

WHEREAS, a planning committee would allow citizens, nearby residents and property owners and neighboring jurisdictions to participate in the planning process;

NOW, THEREFORE, THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES: Section 1. The Board of Aldermen hereby appoints the following neighborhood representatives to the Morgan Creek Trail Planning Committee:

Madeline Blobe
Michael Flynn
Greg Junker
Choe Karsten
Robert Kirshner
William Mackin
Kelly Swords

Section 2. The Board of Aldermen hereby appoints the following Board of Aldermen members to the Morgan Creek Trail Planning Committee:

Alex Zaffron

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 14th day of February, 2006:

ATTACHMENT B-2

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera,
Ranee Haven-O'Donnell, Alex Zaffron

Noes: None

Absent or Excused: None

MOTION WAS MADE BY RANDEE HAVE-O'DONNELL AND SECONDED BY
ALEX ZAFFRON THAT THE BOARD DISCUSS THE POSSIBILITY OF CREATING
A GREENWAYS AND OPEN SPACE PRESERVATION COMMITTEE. VOTE:
AFFIRMATIVE ALL

AN ORDINANCE AMENDING THE TOWN CODE TO CREATE A GREENWAYS COMMISSION

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Article V of Chapter 3 of the Carrboro Town code is amended by adding thereto the following three new sections:

Section 3-24.7. Greenways Commission Created.

(a) There shall be a Greenways Commission composed of 11 members appointed by the Board of Aldermen. The Board shall endeavor to appoint members such that the membership of the commission will include at least four residents of the town, at least four representatives of the community at large, and at least two representatives of the Chapel Hill Carrboro School District. The 12th member (the "liaison member") shall be a member of the Board of Aldermen and shall act as a liaison between the Board and the commission.

- Board of Aldermen (at least 1)
- Planning Board (1 seat)
- Recreation and Parks Commission (1 seat)
- Environmental Advisory Board (1 seat)
- Transportation Advisory Board (1 seat)
- Neighborhood representatives (4 seats)
- Chapel Hill-Carrboro City Schools (2 seats)
- Morgan Creek Valley Alliance (1 seat)

(b) Members of the commission shall serve three-year staggered terms, but members may continue to serve until their successors are appointed and qualified. The terms of four seats shall expire on July 1, 2008 and every third anniversary thereafter. The terms of four seats shall expire on July 1, 2009 and every third anniversary thereafter. The terms of three seats shall expire on July 1, 2010 and every third anniversary thereafter.

(c) Commission members may be appointed for a maximum of two successive full terms. A member who has served for two successive full terms shall be eligible for re-appointment only after an absence from the commission of at least one year.

(d) The liaison member shall serve at the pleasure of the Board. Other members may be removed as follows:

- (1) The chairman shall file or cause to be filed with the town clerk an attendance report after each meeting identifying those members who were present or absent.
- (2) Unless the chairman waives the requirement, members shall be removed if they are absent from three consecutive meetings or if they miss more than thirty percent of the meetings during a twelve month period. The town clerk shall notify the chairman in writing as soon as a member becomes subject to removal under this section. The chairman will have ten days after receipt of such notice to waive the removal. If the chairman fails to notify the town clerk in writing within ten days after receipt of such notice that the automatic removal requirement should be waived, the town clerk will send a removal notice to the member. This removal shall be effective on the date of such notice.
- (3) Members may also be removed by the appointing authority, after a hearing, for any good cause related to performance of duty.

Section 3-24.8 Meetings and Officers of Greenways Commission

(a) The commission shall hold regular meetings at least monthly at such times and places as it shall designate.

(b) A quorum for the commission shall consist of six members, except that if there are two or more vacant seats, a quorum shall consist of five members. All actions of the commission shall be taken by majority vote of those present and voting, a quorum being present.

(c) Abstention from voting is strongly discouraged except in circumstances when a member has a direct financial interest in the outcome of the matter at issue. Abstention shall not be required in any case, but members are expected to disclose potential conflicts of interest that are not apparent from the nature of the matter at issue.

(d) The commission shall designate one of its members to serve as chairperson and one to serve as vice-chairperson. These officers shall be selected annually at the commission's first meeting in April and shall serve for terms of one year unless their terms of appointment to the commission sooner expire. The chairperson and vice-chairperson may take part in all deliberations and vote on all issues.

Section 3-24.9 Powers and Duties of Greenways Commission

(a) The commission shall recommend to the Board policies, programs, and actions that may assist the town in safeguarding the water quality, environment and livability of the community by establishing greenways. For purposes of this section, the term "greenways" refers to unbroken chains of preserved open space surrounding stream and wildlife corridors, headwaters, water recharge areas, and significant ecosystems that also provide bicycle and pedestrian connections between neighborhoods and for the community. The commission may also encourage effective stewardship and management of such greenways and promote educational, recreational, and public health usage consistent with the protection of this resource.

(b) The commission may adopt rules and regulations governing its procedures and operations not inconsistent with the provisions of this chapter.

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

Section 3. This ordinance shall become effective June 5, 2007.