

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, September 25, 1984 at 7:30 p.m. in the Town Hall Board Room, the regular place of meeting.

Present and presiding:

Mayor	James V. Porto, Jr.
Aldermen	Joyce Garrett
	Doug Anderson
	Hilliard Caldwell
	John Boone
	Jim White
	Zona Norwood
Town Manager	Robert W. Morgan
Town Clerk	Sarah C. Williamson

Absent:

Town Attorney	Michael B. Brough
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APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY DOUG ANDERSON THAT THE MINUTES OF SEPTEMBER 5 AND SEPTEMBER 11, 1984 BE APPROVED. VOTE: AFFIRMATIVE ALL

REQUEST TO SET PUBLIC HEARING/LAND USE ORDINANCE AMENDMENT/
JAMES MOORE PROPERTY ON HIGHWAY 54 BYPASS

James A. Moore, owner of a tract of land on the west side of N.C. Highway 54 Bypass, lying south of the Tar Heel Manor Apartments complex, requests that the Board set a public hearing to review his petition to rezone his tract of land from R-3 (Residential) to B-4 (Commercial).

The administration requested that a public hearing be set for October 9, 1984.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JIM WHITE THAT A PUBLIC HEARING BE SET FOR OCTOBER 9, 1984. VOTE: AFFIRMATIVE ALL

POLICE TRAINING AGREEMENT

At its meeting on June 12, 1984, the administration presented a police training agreement to the Board of Aldermen for approval. The purpose of the agreement is to make certain that police recruits make a firm commitment to remain employed with the town for a period of two years after initial training and certification. When the Board last considered the matter, several objections were raised, principally that the amount of liquidated damages be prorated depending upon the number of months service received by the town. In response to these concerns, the administration and the Town Attorney have drafted and rewritten the proposed amendment and added language providing that the liquidated damages will be prorated.

The Board of Aldermen at its worksession held on September 19, 1984, recommended approval of the revised agreement.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JIM WHITE THAT THE POLICE TRAINING AGREEMENT BE APPROVED. VOTE: AFFIRMATIVE ALL

APPOINTMENT OF DEPUTY TOWN CLERK

The administration requested that a Deputy Town Clerk be appointed who would perform all the duties and functions of the Town Clerk in the absence of the Town Clerk. The administration recommended that Ms. Ellen Hughes, Personnel Technician, be appointed to serve in this capacity.

The Board of Aldermen at its worksession held on September 19, 1984, recommended that Ms. Ellen Hughes be appointed as Deputy Town Clerk.

The following resolution was introduced by Alderman John Boone and duly seconded by Alderman Jim White.

A RESOLUTION APPOINTING ELLEN HUGHES AS A DEPUTY TOWN CLERK
(Resolution No. 12/84-85)

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. Ms. Ellen Hughes is hereby appointed as a Deputy Town Clerk for the Town of Carrboro. The Deputy Town Clerk shall perform all the duties and functions of the Town Clerk in the absence of the Town Clerk.

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 25th day of September, 1984:

Ayes: Joyce Garrett, Doug Anderson, Hilliard Caldwell, John Boone, Jim White, Zona Norwood

Noes: None

Absent or Excused: None

APPOINTMENT TO ORANGE COUNTY HUMAN SERVICES ADVISORY COMMISSION

The town has received notification that it presently does not have a representative serving on the Orange County Human Services Advisory Commission. It has also been requested that an alternate representative be appointed by the Board of Aldermen.

The Board of Aldermen at its worksession held on September 19, 1984, appointed Alderman Doug Anderson as the primary representative and Alderman John Boone as the alternate representative to the Orange County Human Services Advisory Commission.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JIM WHITE THAT THESE APPOINTMENTS BE MADE. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING/ALABAMA AVENUE ASSESSMENT ROLL

This was a public hearing to hear citizens' views on the preliminary assessment roll for the Alabama Avenue street paving project.

Chris Peterson, Public Works Director, stated that the total cost of this project is \$42,260.00, which includes the cost of paving, curb and gutter and drainage improvements. The cost per foot for each property owner is \$16.96 and the town's cost per foot is \$11.31. If the property owners so elect, they may pay their assessments in five annual installments at eight percent interest.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY HILLIARD CALDWELL THAT THE PUBLIC HEARING BE CLOSED AS NO ONE WISHED TO SPEAK AND THAT THE FOLLOWING RESOLUTION BE ADOPTED:

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL AND
LEVYING ASSESSMENTS WITH RESPECT TO THE
ALABAMA AVENUE IMPROVEMENT PROJECT
(Resolution No. 13/84-85)

WHEREAS, the Board of Aldermen of the town of Carrboro has on this day held a public hearing, after due notice as required by law, on the assessment roll for the improvement project on Alabama Avenue between Jones Ferry Road and the dead end; and

WHEREAS, the Board of Aldermen has heard all those present who requested to be heard, and has found the said assessment roll to be proper and correct;

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

Section 1. The assessment roll for the street improvement project on Alabama Avenue between Jones Ferry Road and the dead end, in the Town of Carrboro, North Carolina, is hereby declared to be correct, and is hereby confirmed in accordance with G.S. 160A-228.

Section 2. The Board does hereby levy assessments as contained in the final assessment roll dated September 25, 1984 (a copy of which is attached to and incorporated into this resolution), in the sum total of \$23,896.64.

Section 3. The town clerk is hereby directed to deliver the final assessment roll to the assistant tax collector.

Section 4. The assistant tax collector is hereby charged with the collection of the said assessments in accordance with the procedures established by G.S. 160A-232 and 233.

Section 5. After the expiration of twenty days from the date of adoption of this resolution, the town clerk shall publish a notice that the assessment has been confirmed and that such assessments must either be paid (without interest) within thirty days after the date the notice is published or, if a property owner so chooses and notifies the town finance officer in writing within the thirty-day deadline, an assessment may be paid in five annual installments with interest at the rate of eight percent on the outstanding principal balance.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 25th day of September, 1984:

Ayes: Boone, Caldwell, Anderson, White, Norwood, Garrett

Noes: None

Absent or Excused: None

PUBLIC HEARING/TEMPORARY STREET CLOSING REQUEST/CARRBORO 10K ROAD RACE

The Carrboro Recreation and Parks Department and The Pro Shop have requested the temporary closing of part of Weaver Street (the 100 block of East Weaver Street and the westbound lane of West Weaver Street from North Greensboro Street to Oak Avenue) to vehicular traffic on Sunday, November 4, 1984 from 1:30 p.m. to 3:30 p.m. to accommodate the Carrboro 10K Road Race.

Richard Kinney, Recreation Director, explained the proposed route of the race.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JOHN BOONE THAT THE PUBLIC HEARING BE CLOSED AS NO ONE WISHED TO SPEAK. VOTE: AFFIRMATIVE ALL

The following resolution was introduced by Alderman Caldwell and duly seconded by Alderman Boone.

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSING OF PART OF WEAVER STREET TO ACCOMMODATE THE THIRD ANNUAL CARRBORO 10K ROAD RACE (Resolution No. 14/84-85)

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The following street shall be temporarily closed Sunday, November 4, 1984 from 1:30 p.m. to 3:30 p.m., to accommodate the Third Annual Carrboro 10K Road Race. This event is to be held in accordance with the permit issued by the Board of Aldermen pursuant to Article III of Chapter 7 of the Town Code.

- a. The 100 block of East Weaver Street; and
b. The westbound lane of West Weaver Street from North Greensboro Street to Oak Avenue.

Section 2. The town administration shall install appropriate traffic control devices to give notice of the temporary traffic controls.

Section 3. No person may operate any vehicle contrary to the traffic control devices installed in accordance with Section 2 of this resolution.

Section 4. 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 25th day of September, 1984:

Ayes: Boone, Caldwell, White, Norwood, Anderson, Garrett
Noes: None
Absent or Excused: None

PUBLIC HEARING/TEMPORARY STREET CLOSING REQUEST/CARRBORO BAPTIST CHURCH HOMECOMING

The Carrboro Baptist Church has requested the temporary closing of part of North Greensboro Street (from the Main Street intersection to the Weaver Street intersection) to vehicular traffic from 9:00 a.m. to 2:00 p.m. on Sunday, October 14, 1984 to accommodate the Carrboro Baptist Church Homecoming.

Greg Shepard, Zoning Administrator, explained the request.

MOTION WAS MADE BY DOUG ANDERSON AND SECONDED BY HILLIARD CALDWELL THAT THIS PUBLIC HEARING BE CLOSED AS NO ONE WISHED TO SPEAK. VOTE: AFFIRMATIVE ALL

The following resolution was introduced by Alderman Jim White and duly seconded by Alderman John Boone.

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSING OF PART OF NORTH GREENSBORO STREET TO ACCOMMODATE THE CARRBORO BAPTIST CHURCH HOMECOMING (Resolution No. 15/84-85)

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The following street shall be temporarily closed Sunday, October 14, 1984 from 9:00 a.m. to 2:00 p.m., to accommodate the Carrboro Baptist Church Homecoming. This event is to be held in accordance with the permit issued by the Board of Aldermen pursuant to Article III of Chapter 7 of the town code.

- a. North Greensboro Street from the Main Street intersection to the Weaver Street Intersection.

Section 2. The town administration shall install appropriate traffic control devices to give notice of the temporary traffic controls.

Section 3. No person may operate any vehicle contrary to the traffic control devices installed in accordance with Section 2 of this resolution.

Section 4. 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 25th day of September, 1984:

Ayes: Boone, White, Garrett, Anderson, Caldwell, Norwood
 Noes: None
 Absent or Excused: None

PUBLIC HEARING/CONDITIONAL USE PERMIT REQUEST FOR PRELIMINARY PLAT APPROVAL/MILTON CHEEK SUBDIVISION

Milton Cheek has applied for a conditional use permit for preliminary plat approval which would allow further subdivision of an 8.9-acre parcel into five additional lots. Application for final plat approval has also been requested. The proposed lots are on the east side of Milton Drive between North Greensboro Street and Cheek Street. The property is identified as Tax Map 104, Block A, part of Lot 15 and is zoned Residential-10.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JIM WHITE THAT THE PUBLIC HEARING BE CLOSED AS NO ONE WISHED TO SPEAK. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JIM WHITE AND SECONDED BY JOHN BOONE THAT, YES, THE APPLICATION IS COMPLETE. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JIM WHITE AND SECONDED BY JOHN BOONE THAT, YES, THE APPLICATION COMPLIES WITH ALL APPLICABLE REQUIREMENTS OF THE LAND USE ORDINANCE. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JIM WHITE AND SECONDED BY DOUG ANDERSON THAT THE APPLICATION FOR PRELIMINARY PLAT APPROVAL BE GRANTED, SUBJECT TO THE FOLLOWING CONDITIONS:

- 1) The applicant shall complete the development strictly in accordance with the plans submitted to and approved by this Board, a copy of which is filed in the Carrboro Town Hall. Any deviations from or changes in these plans must be pointed out specifically to the administrator in writing and specific written approval obtained as provided in Section 15-64 of the Land Use Ordinance
- 2) If any of the conditions affixed hereto or any part thereof shall be held invalid or void, then this permit shall be void and of no effect.

VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JIM WHITE AND SECONDED BY JOHN BOONE THAT FINAL PLAT APPROVAL BE GRANTED. VOTE: AFFIRMATIVE ALL

FIRST READING/FRANCHISING ORDINACE (CHAPTER 16 OF TOWN CODE) AND ALERT CABLE T.V. FRANCHISE

The Board of Aldermen at its worksession held on September 5, 1984 reviewed the changes recommended by te Ad Hoc Cable T.V. Committee and referred the ordinance and franchise, with agreed upon changes, to the Board of Aldermen for action.

Mr. Morgan requested that action on this matter be delayed until the October 9, 1984 meeting of the Board of Aldermen.

It was the consensus of the Board of Aldermen to delay action on this matter until October 9, 1984.

REPORT ON HANDICAPPED ACCESSIBILITY

Federal Revenue Sharing regulations require municipalities to make their programs and services available to handicapped individuals. Municipalities must identify program and structural barriers to handicapped individuals through the use of a self-evaluation. Program barriers must be removed by October 17, 1984 and structural barriers must be removed by October 17, 1986. A compliance coordinator is required and a grievance procedure must also be in place no later than October 17, 1986.

Don Casper, Assistant Town Manager, presented a Handicapped Accessibility Report and stated that if it was adopted by the Board, it would bring the Town of Carrboro into compliance with these new regulations.

MOTION WAS MADE BY JIM WHITE AND SECONDED BY ZONA NORWOOD THAT THE HANDICAPPED ACCESSIBILITY REPORT BE ACCEPTED. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JIM WHITE THAT:

- 1) THE FOLLOWNG STATEMENT BE ADOPTED AS A MATTER OF POLICY: "THE TOWN OF CARRBORO, N.C. ADVISES THE PUBLIC, EMPLOYEES AND JOB APPLICANTS THAT IT DOES NOT DISCRIMINATE ON THE BASIS OF HANDICAPPED STATUS IN ADMISSION OR ACCESS TO, OR TREATMENT OR EMPLOYMENT IN, ITS PROGRAMS AND ACTIVITES."
- 2) THE GRIEVANCE POLICY, AS SHOWN ON PAGE 32 OF THE REPORT BE ADOPTED.
- 3) THE ADMINISTRATION BE INSTRUCTED TO PLACE ITEMS IN THE 1985-86 ANNUAL BUDGET TOTALLING \$2,445 FOR STRUCTURAL BARRIER CORRECTIONS AS DETAILED ON PAGE 29 OF THE REPORT.

VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JIM WHITE AND SECONDED BY ZONA NORWOOD THAT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'84-84 BUDGET ORDINANCE", BE ADOPTED TRANSFERRING \$500 FROM THE CONTINGENCY FUND TO THE ADMINISTRATIVE SERVICES BUDGET FOR THE PURCHASE OF ADVERTISEMENTS AND RECORDING MATERIALS ASSOCIATED WITH THE REVENUE SHARING HANDICAP REQUIREMENTS. VOTE: AFFIRMATIVE ALL

RESOLUTION ENDORSING THE CARR STREET ALIGNMENT FOR THE FRANKLIN STREET EXTENSION

The Board of Aldermen requested at its Planning Workshop held on September 8, 1984, that one of the proposed alignments for the Franklin Street Extension be selected. The administration recommended that the Carr Street alignment be selected and that a resolution endorsing this alignment be adopted. In addition, the administration recommended approval of the citizen information brochure on the bond issues for publication.

The following resolution was introduced by Alderman Jim White and duly seconded by Alderman Zona Norwood.

A RESOLUTION ENDORSING THE CARR STREET ALIGNMENT AS THE PREFERABLE ALIGNMENT FOR THE FRANKLIN STREET EXTENSION
(Resolution No. 16/84-85)

WHEREAS, the Town of Carrboro has determined that the Franklin Street Extension is needed to reduce downtown traffic congestion and increase economic revitalization; and

WHEREAS, the Town of Carrboro has received public comment and examined a number of alternative alignments; and

WHEREAS, the Town of Carrboro's administration has analyzed the proposed alignments and has determined that the Carr Street alignment provides the best alternative.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Carrboro endorses the Carr Street alignment for the construction of the Franklin Street Extension.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 25th day of September, 1984:

Ayes: Jim White, Zona Norwood, John Boone, Mayor Jim Porto
Noes: Hilliard Caldwell, Joyce Garrett, Doug Anderson
Absent or Excused: None

Bill Birken spoke and suggested some changes to the citizen information brochure.

The Board pointed out several minor changes the brochure.

MOTION WAS MADE BY DOUG ANDERSON AND SECONDED BY JOHN BOONE THAT THE CITIZEN INFORMATION BROCHURE BE APPROVED, AS AMENDED, FOR PUBLICATION AND DISTRIBUTION. VOTE: AFFIRMATIVE ALL

COMMUNITY SERVICE RESTITUTION PROGRAM

Mr. Morgan stated that the town has been requested to participate in a Community Service Restitution Program. This program permits the criminal justice system to allow offenders the option of doing community work rather than serving time in jail. There is no cost to the town. The program is fully insured to protect the town from any liability. The town has the option to reject any individual who cannot be utilized.

MOTION WAS MADE BY DOUG ANDERSON AND SECONDED BY HILLIARD CALDWELL THAT THE MANAGER BE AUTHORIZED TO ENTER INTO AN AGREEMENT WITH THE COMMUNITY SERVICE RESTITUTION PROGRAM STAFF. VOTE: AFFIRMATIVE ALL

There being no further business, the meeting was adjourned.

Sarah C. Williamson
Town Clerk

J. P. [unclear]
Mayor