

A regular meeting of the Carrboro Board of Aldermen was held on November 13, 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	John Boone
	Jim White
	Zona Norwood
	Doug Anderson
	Hilliard Caldwell
Town Manager	Robert W. Morgan
Town Clerk	Sarah C. Williamson
Town Attorney	Micheal B. Brough

Absent:

Alderman	Joyce Garrett
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APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY HILLIARD CALDWELL THAT THE MINUTES OF OCTOBER 23, 1984 BE APPROVED WITH NECESSARY CORRECTONS. VOTE: AFFIRMATIVE ALL

REQUESTS TO SET PUBLIC HEARINGS

(1) Street Closing Request/Annual Christmas Parade

The Greater Chapel Hill-Carrboro Chamber of Commerce is requesting permission to close Main Street, from West Franklin Street in Chapel Hill to Fidelity Street, to conduct its Annual Christmas Parade. The event is scheduled for Saturday, December 1, 1984 from 10:00 a.m. to 12:00 p.m. The applicant is requesting that the Town of Carrboro provide police protection for the affected area.

The administration requested that a public hearing be scheduled for November 27, 1984.

(2) Conditional Use Permit Request/Tennis Club Estates, Section V

Wells Management Group has applied for a conditional use permit which would allow construction of 11 single-family detached residences in an architecturally integrated subdivision on a 1.6-acre site located on the southwest corner of Westbrook Drive and Beechwood Drive. The property is identified as Tax Map 116A, Block B, Lots 9 and 10 and is zoned Residential-3.

The administration requested that a public hearing be scheduled for November 27, 1984.

(3) Voluntary Annexation Request/Spring Valley Subdivision, Phase 1, Sections 1 & 2

Prairie Development, Ltd. has requested that the property described as Phase 1, Sections 1 & 2 of the Spring Valley Subdivision be annexed by the Town of Carrboro. This property is generally located north of the Webbwood Subdivision and contains approximately 6.5 acres.

The administration requested that a public hearing be scheduled for November 27, 1984.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY DOUG ANDERSON THAT

THE REQUESTED PUBLIC HEARINGS BE SET FOR NOVEMBER 27, 1984. VOTE:
AFFIRMATIVE ALL

UNCOLLECTABLE AD VALOREM TAXES

Records indicate 1973 ad valorem taxes in the amount of \$2,006.24 and \$2,446.51 in 1974 ad valorem taxes remain uncollectable. The statute of limitations apply after ten years.

The administration recommended these amounts be recognized by the Board of Aldermen as uncollectable and permit the Finance Office to remove these amounts from the accounting records.

The Board of Aldermen at its worksession held on November 7, 1984 recommended approval of the administration's request.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JOHN BOONE THAT THE ADMINISTRATION BE AUTHORIZED TO REMOVE THESE AMOUNTS FROM THE ACCOUNTING RECORDS. VOTE: AFFIRMATIVE ALL

BUDGET AMENDMENT/1983 OUTSTANDING ENCUMBRANCES

To provide budget authority necessary to honor outstanding encumbrances as of June 30, 1983, the administration recommended adoption of the attached budget amendment.

The Board of Aldermen at its worksession held on November 7, 1984, recommended adoption of the budget amendment.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JOHN BOONE THAT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'84-85 BUDGET ORDINANCE", BE ADOPTED. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING/VOLUNTARY ANNEXATION REQUEST/WOODBRIDGE APARTMENTS, PHASES 3, 4 AND 5

Thomas A. Hunter, III of Charter Properties Associates, has requested that the remaining Woodbridge Apartment property (Phases 3, 4, and 5), containing approximately 9.5 acres located southwest of the intersection of Jones Ferry Road and N.C. Highway 54 Bypass, be annexed by the Town of Carrboro.

The administration recommended adoption of the annexation ordinance.

Roy Williford, Planning Director, explained the area proposed for annexation and pointed out that the administration was requesting that this annexation become effective on November 30, 1984.

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

MOTION WAS MADE BY DOUG ANDERSON AND SECONDED BY JOHN BOONE THAT THE ORDINANCE ENTITLED, "AN ORDINANCE ANNEXING PHASES THREE, FOUR AND FIVE OF WOODBRIDGE APARTMENTS", BE ADOPTED: AFFIRMATIVE ALL

PUBLIC HEARING/VOLUNTARY ANNEXATION REQUEST/HARRIS, INC.

Joe M. Harris has requested that his property (7.85 acres) located on the southwest side of N.C. Highway 54 Bypass across from Oleander Drive, be annexed by the Town of Carrboro effective December 31, 1984.

The administration recommended that the Board of Aldermen adopt the annexation ordinance.

Roy Williford, Planning Director, described the area proposed for annexation and pointed out that Mr. Harris had requested that this annexation become effective on December 31, 1984.

MOTION WAS MADE BY JIM WHITE AND SECONDED BY JOHN BOONE 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 THE ORDINANCE ENTITLED, "AN ORDINANCE ANNEXING HARRIS, INC.", BE ADOPTED. VOTE: AFFIRMATIVE ALL

FINAL PLAT APPROVAL/SPRING VALLEY SUBDIVISION, PHASE I, SECTIONS 1 AND 2

Prairie Development has applied for final plat approval of Spring Valley Subdivision, Phase I, Sections 1 and 2. A conditional use permit was granted by the Board of Aldermen on February 28, 1984 to allow construction of 146 single-family and two-family dwelling units in an architecturally integrated subdivision. The property is located directly north of Webbwood Subdivision and is zoned Residential-S.I.R.-2.

Greg Shepard, Zoning Administrator, pointed out that site improvements, including public sewer lines, private roads, seeding and mulching, landscaping and street lighting have not been completed. Mr. Shepard stated that a performance bond had been presented to cover these improvements. Mr. Shepard stated that the conditional use permit granted on February 28, 1984 required that the developer request voluntary annexation on a phase-by-phase basis prior to final plat approval, which the developer has done for Phase I. Mr. Shepard stated that the developer has included as a part of this final plat approval dedication of 1.33 acres to the Town of Carrboro for additional park lands.

Mr. Shepard stated that the administration recommended that the final plat be approved with the following conditions:

- 1) That the developer have each prospective buyer complete the petition for annexation of contiguous property form at each property closing scheduled between the time of final plat approval and adoption of the annexation ordinance by the Board of Aldermen for Phase I, Sections 1 and 2; and
- 2) That occupancy be authorized by the Board with the condition that the applicant will inform each buyer, prior to closing, of the proposed paving schedule and will disclose all information required by Section 15-220(f) of the Carrboro Land Use Ordinance.

MOTION WAS MADE BY HILLIARD CALWELL AND SECONDED BY JOHN BOONE THAT FINAL PLAT APPROVAL BE GRANTED SUBJECT TO THE CONDITIONS RECOMMENDED BY THE ADMINISTRATION. VOTE: AFFIRMATIVE ALL

SECOND READING/FRANCHISING ORDINANCE And ALERT CABLE T.V. FRANCHISE

The Board of Aldermen at its meeting on October 23, 1984 approved the revised franchise ordinance and regulatory ordinance on their first reading. These ordinances were before the Board for their second reading at this meeting.

The administration recommended approval of both ordinances.

Mr. Morgan stated that the administration had received a letter from Alert requesting that the Board of Aldermen grant a waiver of the requirement of the provisions of the franchise which would

\$5,000.00 for the term of the franchise. Mr. Morgan stated that the administration would recommend that a waiver be granted by the Board with the condition that the Board retain the right to reimpose this requirement at its discretion.

Alderman Caldwell requested that the wall behind the Board table in the Town Hall Board Room be improved to provide better for t.v. coverage of the Board's meetings and that the sound system be improved to provide better t.v. reception.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY HILLIARD CALDWELL THAT THE ORDINANCE ENTITLED, "AN ORDINANCE REGULATING THE CABLE TELEVISION FRANCHISING PROCESS AND THE OPERATIONS OF CABLE TELEVISION FRANCHISEES", BE ADOPTED ON SECOND READING. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JOHN BOONE THAT THE ORDINANCE ENTITLED, "AN ORDINANCE GRANTING A CABLE TELEVISION FRANCHISE TO ALERT CABLE T.V. OF NORTH CAROLINA, INC.", BE ADOPTED. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY DOUG ANDERSON AND SECONDED BY ZONA NORWOOD THAT THE LETTER OF CREDIT BE WAIVED WITH THE CONDITION THAT THE BOARD OF ALDERMEN MAY REINSTATE IT AT ANY TIME. VOTE: AFFIRMATIVE ALL

APPOINTMENTS TO CABLE TELEVISION COMMITTEE

In accordance with the Board's request, the administration contacted the members of the Cable T.V. Ad Hoc Committee to determine their interest in serving on the town's permanent Cable Television Committee. In addition, the administration contacted Alert Cable T.V. asking that they recommend nominees to this committee.

In response to the administration's requests, responses were received from the following members of the Cable T.V. Ad Hoc Committee stating that they were interested in serving on the permanent committee: Jacques Menache, Willie Ward, Robert Drakeford, Leonard Santoro, October Ivins, and Tom Gurganus. No response had been received from Alert Cable at agenda deadline.

Mr. Morgan stated that Alert Cable T.V. was recommending that Donna Mitchell be appointed to the Cable Television Committee.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY DOUG ANDERSON THAT JACQUES MENACHE, WILLIE WARD, ROBERT DRAKFORD, LEONARD SANTORO, OCTOBER IVINS, TOM GURGANUS, AND DONNA MITCHELL BE APPOINTED TO THE CABLE TELEVISION COMMITTEE. VOTE: AFFIRMATIVE ALL

COMMUNITY IMPROVEMENTS

Mr. Morgan presented a draft of a letter for the Mayor's signature addressed to the N.C.D.O.T. requesting that the community improvements approved by the voters on November 6, 1984 be included in the Department of Transportation's Highway Improvement Program.

It was the consensus of the Board to authorize the Mayor to forward this letter to N.C.D.O.T.

STATUS REPORT ON HARRIS, INC. LIGHTS

Mr. Morgan presented a status report on the lighting problem at Harris, Inc. (See Town Clerk's file of this meeting for a copy of this report.)

STATUS REPORT ON BESSIE ALSTON SEPTIC TANK PROBLEM

Mr. Morgan presented a status report on the Bessie Alston septic tank problem. (See Town Clerk's file of this meeting for a copy of this report.)

BOARD OF ADJUSTMENT VACANCY

Mr. Morgan advised the Board that there presently exists an out-of-town vacancy on the Board of Adjustment, which has been vacant for quite some time.

It was the consensus of the Board to request the Town Clerk to advertise this vacancy and request that applications be submitted by the Board's next worksession scheduled for November 21st.

REQUEST FROM CITIZENS

Alderman Caldwell stated that he had been asked to find out if the town could require Ready Mix Concrete Co. to oil their private drive to keep down the dust.

Mr. Morgan stated that the administration would look into this matter.

There being no further business, the meeting was adjourned.

Ernest C. Williamson
Town Clerk

James V. Porto, Jr.
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