

A regular meeting of the Carrboro Board of Aldermen was held on December 3, 1985 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor
Aldermen

James V. Porto, Jr.
Zona Norwood
John Boone
Hilliard Caldwell
Doug Anderson
Joyce Garrett
Robert W. Morgan
Sarah C. Williamson
Michael B. Brough

Town Manager
Town Clerk
Town Attorney

Absent:

Alderman Jim White

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY DOUG ANDERSON THAT THE MINUTES OF NOVEMBER 26, 1985 BE APPROVED. VOTE: AFFIRMATIVE ALL

APPROVAL OF ABSTRACTS OF VOTES CAST AT NOVEMBER 5, 1985 ELECTION

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY DOUG ANDERSON THAT THE ABSTRACTS OF VOTES CAST AT THE NOVEMBER 5, 1985 ELECTION BE APPROVED. VOTE: AFFIRMATIVE ALL

ABSTRACT OF VOTES CAST AT AN ELECTION ON TUESDAY, NOVEMBER 5, 1985 IN ORANGE COUNTY, STATE OF NORTH CAROLINA, FOR MAYOR AND BOARD OF ALDERMEN FOR THE TOWN OF CARRBORO, AT THE PLACES APPOINTED BY LAW FOR HOLDING ELECTIONS IN SAID COUNTY.

ELECTION PRECINCTS	MAYOR		BOARD OF ALDERMEN							
	JIM PORTO		PETE AUSTIN	HILLIARD CALDWELL	TOM GURGANUS	STEVE OGLESBEE	WILL F. WARD	JUDITH WELCH WEGNER	FRANCES SHETLEY	JIM WHITE
DOGWOOD ACRES	13		5	6	2	1	1	14	7	4
LION'S CLUB	132		16	118	94	37	59	106	96	60
NORTH CARRBORO	307		5	239	266	125	148	204	162	174
OWASA	109		14	94	39	30	22	89	82	32
TOWN HALL	201		14	173	110	63	12	179	134	86
ABSENTEE	1		0	0	1	1	0	1	1	2
	763		54	630	512	257	302	593	482	358

STATE OF NORTH CAROLINA, Orange COUNTY.

The County Board of Elections for said county, having opened, canvassed, and judicially determined the original returns of the election in the several precincts in this county, held as above stated, we do hereby certify that the above is a true abstract thereof, and contains the number of legal ballots cast in each precinct for each office named, the name of each person voted for, and the number of votes given for each person for the office named.

7th day of November 1985

Barbara E. Faust
Margaret D.P. Parker

ABSTRACT OF VOTES

Cast at an election held for Special Referendum in the Town of Carrboro in the Election held on Tuesday, November 5, 1985

in the County of Orange, North Carolina, at the places appointed by law for holding elections in said County.

ELECTION PRECINCT	QUESTION: SHALL the Carrboro Town Charter be amended to authorize the Mayor to vote on all issues to the same extent as any member of the Board of Aldermen?	
	YES	NO
DOGWOOD ACRES	13	4
LION'S CLUB	122	88
NORTH CARRBORO	230	235
OWASA	97	58
TOWN HALL	188	113
ABSENTEE	0	0
	650	498

STATE OF NORTH CAROLINA, ORANGE COUNTY.

We, the undersigned, the County Board of Elections for said County, having opened, canvassed and judicially determined the original returns of the election in the several precincts in this County, held as above stated, do hereby certify that the above is a true abstract thereof and contains the number of legal ballots cast in each precinct for and against the special referendum in the Town of Carrboro.

Given under our hands, this 7th day of November, 1985.

Barbara E. Faust
Margaret D.P. Parker

County Board of Elections.

COMMENTS BY OUTGOING ALDERMEN

Joyce Garrett offered her parting comments as a member of the Board of Aldermen.

(Alderman Jim White was absent from the meeting due to illness)

SWEARING IN OF ALDERMAN-ELECT TOM GURGANUS BY FORMER ALDERMAN JOYCE GARRETT

Former Alderman Joyce Garrett administered the oath of office to Tom Gurganus.

NORTH CAROLINA

ORANGE COUNTY

"I, Tom Gurganus, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully perform the duties of the Office of Alderman of the Town of Carrboro, on which I am about to enter, according to my best skill and ability; so help me God."

Thomas E. Gurganus
Tom Gurganus

Subscribed and sworn to before me this 3rd day of December, 1985.

SEAL

Joyce Garrett
Joyce Garrett
Notary Public

My Commission Expires: 6-20-89

INTRODUCTION OF THE HONORABLE JUDGE STANLEY PEELE TO ADMINISTER THE OATH OF OFFICE TO MAYOR-ELECT JAMES V. PORTO, JR., ALDERMEN-ELECT HILLIARD CALDWELL AND JUDITH WEGNER

Judge Stanley Peele issued the oath of office to Jim Porto, Hilliard Caldwell and Judith Wegner.

NORTH CAROLINA

ORANGE COUNTY

"I, James V. Porto, Jr., do hereby solemnly swear that I will support and defend the Constitution of the United States and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully perform the duties of the Office of Mayor of the Town of Carrboro, on which I am about to enter, according to my best skill and ability; so help me, God."

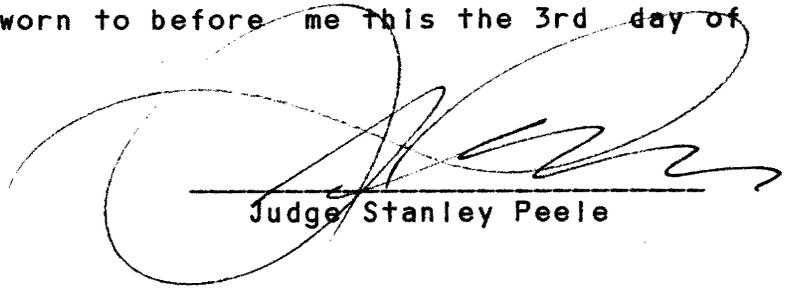
James V. Porto, Jr.
James V. Porto, Jr.

"I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully perform the duties of the Office of Alderman of the Town of Carrboro, on which I am about to enter, according to my best skill and ability; so help me, God."

Judith Welch Wegner
Judith Welch Wegner

Hilliard Caldwell
Hilliard Caldwell

Subscribed and sworn to before me this the 3rd day of December, 1985.



Judge Stanley Peele

COMMENTS BY NEW ALDERMEN

Aldermen Judith Wegner and Tom Gurganus presented opening comments.

RESOLUTION COMMENDING JOYCE GARRETT FOR HER SERVICE ON THE BOARD OF ALDERMEN

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

A RESOLUTION COMMENDING JOYCE GARRETT FOR HER SERVICE
ON THE BOARD OF ALDERMEN AND TO THE CITIZENS OF THE
TOWN OF CARRBORO
Resolution No. 22/85-86

WHEREAS, Joyce Garrett has served as a member of the Carrboro Board of Aldermen with diligence, dedication and distinction since her induction in December, 1981; and

WHEREAS, Joyce Garrett has given selflessly of her time and energies to the betterment of the community;

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

Section 1. The Board expresses its sincere gratitude and appreciation to Joyce Garrett for the energy, enthusiasm, and creativity she has displayed during the past four years while serving on the Board of Aldermen on behalf of all the citizens of the Town of Carrboro.

Section 2. This resolution shall be spread upon the official minutes of the Board of Aldermen and a copy shall be delivered to Joyce Garrett.

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 3rd day of December, 1985:

Ayes: Tom Gurganus, Doug Anderson, Hilliard Caldwell, Jim Porto, John Boone, Judith Wegner, Zona Norwood

Noes: None

Absent or Excused: None

RESOLUTION COMMENDING JIM WHITE FOR HIS SERVICE TO THE BOARD OF ALDERMEN

A RESOLUTION COMMENDING JIM WHITE FOR HIS SERVICE
ON THE BOARD OF ALDERMEN AND TO THE CITIZENS OF CARRBORO
Resolution No. 23/85-86

WHEREAS, Jim White has served as a member of the Carrboro Board of Aldermen with diligence, dedication and distinction since his induction in December, 1981; and

WHEREAS, Jim White has given selflessly of his time and energies to the betterment of the community;

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

Section 1. The Board expresses its sincere gratitude and appreciation to Jim White for the energy, enthusiasm, and creativity he has displayed during the past four years while serving on the Board of Aldermen on behalf of all the citizens of the Town of Carrboro.

Section 2. This resolution shall be spread upon the official minutes of the Board of Aldermen and a copy shall be delivered to Jim White.

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 3rd day of December, 1985:

Ayes: Tom Gurganus, Doug Anderson, Hilliard Caldwell, Jim Porto, John Boone, Judith Wegner, Joyce Garrett

Noes: None

Absent or Excused: None

APPOINTMENT OF MAYOR PRO TEM

MOTION WAS MADE BY ZONA NORWOOD AND SECONDED BY DOUG ANDERSON THAT JOHN BOONE BE NOMINATED TO SERVE AS MAYOR PRO TEM.

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY HILLIARD CALDWELL THAT NOMINATIONS BE CLOSED. VOTE: AFFIRMATIVE ALL

The vote on the motion made by Alderman Norwood was affirmative all.

APPOINTMENT OF TOWN CLERK, DEPUTY TOWN CLERK AND TOWN ATTORNEY

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY TOM GURGANUS THAT SARAH WILLIAMSON BE RE-APPOINTED AS TOWN CLERK, THAT ELLEN HUGHES BE RE-APPOINTED AS DEPUTY TOWN CLERK, AND THAT MICHAEL BROUGH BE RE-APPOINTED AS TOWN ATTORNEY. VOTE: AFFIRMATIVE ALL

APPOINTMENT OF CHAIRPERSON AND VICE-CHAIRPERSON OF THE HUMAN SERVICES COMMISSION AND CEMETERY ADVISORY COMMISSION

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY DOUG ANDERSON THAT RANDY MARSHALL BE RE-APPOINTED AS CHAIRMAN OF THE HUMAN SERVICES COMMISSION, THAT LILLIE ATWATER BE RE-APPOINTED AS VICE-CHAIRMAN OF THE HUMAN SERVICES COMMISSION, THAT WALLACE WOMBLE BE RE-APPOINTED AS CHAIRMAN OF THE CEMETERY COMMISSION, AND THAT HERMAN WILSON BE RE-APPOINTED AS VICE-CHAIRMAN OF THE CEMETERY COMMISSION. VOTE: AFFIRMATIVE ALL

REQUEST TO SET PUBLIC HEARING/VOLUNTARY ANNEXATION/ROCK CREEK APARTMENTS

Rock Creek Apartments, Ltd. has submitted a petition requesting the annexation of their property, which is bound on the north by The Villages Apartments, on the south by Rock Creek Road, and located west of Smith Level Road. The property contains approximately 13 acres and 188 apartment units.

The administration requested that a public hearing be scheduled for December 17, 1985.

The following resolution was introduced by Alderman John Boone and duly seconded by Alderman Doug Anderson.

A RESOLUTION SETTING A PUBLIC HEARING TO CONSIDER THE ANNEXATION OF ROCK CREEK APARTMENTS UPON THE REQUEST OF THE PROPERTY OWNERS Resolution No. 24/85-86

WHEREAS, the Town of Carrboro has received a petition from the owners of Rock Creek Apartments requesting that their property be annexed into the Town of Carrboro; and

WHEREAS, the Town Clerk has certified that the petition requesting the annexation of this property is sufficient in all respects under G.S. 160A-31;

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

Section 1. The Board of Aldermen shall hold a public hearing on December 17, 1985 to consider the voluntary annexation of Rock Creek Apartments.

Section 2. The Town Clerk shall cause a notice of this public hearing to be published once in The Chapel Hill Newspaper at least ten days prior to the date of the public hearing.

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 3rd day of December, 1985:

Ayes: Tom Gurganus, Doug Anderson, Hilliard Caldwell, Jim Porto, John Boone, Judith Wegner, Zona Norwood

Noes: None

Absent or Excused: None

PUBLIC HEARING/VOLUNTARY ANNEXATION/CANTERBURY, PHASE IV

Roy Williford, Planning Director, stated that Pine Ridge Development Corporation has submitted a petition requesting the annexation of Canterbury Townhouses, Phase IV. Phase IV contains 4.49 acres and 26 housing units. Phases I and II were annexed on March 25, 1985 and Phase III was annexed on September 17, 1985.

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

FINAL PLAT APPROVAL/CANTERBURY TOWNHOUSES, PHASE IV

Greg Shepard, Zoning Administrator, stated that Pineridge Development Corporation has applied for final plat approval for Phase IV of Canterbury Townhouses located southwest of the Highway 54 Bypass and Smith Level Road intersection, directly across from Royal Park Apartments. A conditional use permit for a 112-unit townhouse development was granted by the Board of Aldermen on January 24, 1984.

Mr. Shepard stated that the administration was recommending approval of the final plat with no additional conditions.

MOTION WAS MADE BY DOUG ANDERSON AND SECONDED BY JOHN BOONE THAT THE FINAL PLAT BE APPROVED. VOTE: AFFIRMATIVE ALL

PRELIMINARY PLAT APPROVAL/SOMERSET PLACE

Greg Shepard, Zoning Administrator, stated that Talmark Development, Inc. has applied for preliminary plat approval which would allow conversion of Somerset Place apartments to townhouse units in an architecturally integrated subdivision. A conditional use permit was granted for 16 apartments at 606 North Greensboro Street on April 23, 1985. The property contains 120,060 square feet and is identified as Tax Map 97, Block B, Lot 20 and is zoned Residential-7.5.

Mr. Shepard stated that the administration was recommending approval of the preliminary plat and conversion as submitted.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY DOUG ANDERSON THAT PRELIMINARY PLAT APPROVAL BE GRANTED. VOTE: AFFIRMATIVE ALL

RESOLUTION REQUESTING RECLASSIFICATION OF UNIVERSITY LAKE AND CANE CREEK RESERVOIR WATERSHEDS FROM A-11 TO WS-1

Mr. Everett Billingsley, Executive Director of OWASA, stated that the Orange Water and Sewer Authority was requesting the town's endorsement of a resolution requesting that the University Lake and the Cane Creek Reservoir watersheds be reclassified from A-11 to WS-1. Mr. Billingsley stated that the new classification would preclude municipal and industrial waste discharges into the water supply.

Roy Williford, Planning Director, stated that the only concern the town would have with the proposed reclassification would be if the change would prohibit package treatment plants. Mr. Williford stated that he had checked with the Environmental Management Commission and they had told him package treatment plants would be allowed under the new classification.

Alderman Anderson requested that the public hearing to be held by the Environmental Management Commission be held in the Carrboro area for the convenience of the town's citizens.

MOTION WAS MADE BY DOUG ANDERSON AND SECONDED BY JUDITH WEGNER THAT THE TOWN OF CARRBORO ENDORSE THE RESOLUTION ADOPTED BY OWASA REQUESTING RECLASSIFICATION OF UNIVERSITY LAKE AND CANE CREEK RESERVOIR WATERSHEDS FROM A-11 TO WS-1. VOTE: AFFIRMATIVE ALL

APPOINTMENTS TO BOARDS

There are currently vacancies on several advisory boards, including: three (3) unexpired, in-town terms on the Board of Adjustment, one (1) expired term on the Transportation Advisory Board, two (2) expired terms and one (1) unexpired term on the Cable T.V. Committee, and three (3) expired terms on the Human Services Commission. The Town Clerk has advertised these vacancies and prepared a list of those responses for the Board's consideration.

The Board of Aldermen at its worksession held on November 26, 1985 recommended the following appointments:

Board of Adjustment

Clifton Stone, 103 Wesley Street
Norman Barbee, 201 Jones Ferry Road

Transportation Advisory Board

Douglas Wait, 104 Canton Court

Cable T.V. Committee

Will Ward, 211 Blueridge Road

Human Services Commission

Denise Kronberger, 411 James Street
Timothy Stevens, H-2 Tar Heel Manor
Nanette Agostino, M-5 Woodbrige

Alderman Norwood requested that the Chairman of the Human Services Commission be allowed the opportunity to make a recommendation on the vacancies on the Human Services Commission.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY HILLIARD CALDWELL THAT CLIFTON STONE AND NORMAN BARBEE BE APPOINTED TO THE BOARD OF ADJUSTMENT, THAT DOUGLAS WAIT BE RE-APPOINTED TO THE TRANSPORTATION ADVISORY BOARD, THAT WILL WARD BE RE-APPOINTED TO THE CABLE T.V. COMMITTEE, AND THAT THE CHAIRMAN OF THE HUMAN SERVICES COMMISSION BE REQUESTED TO MAKE A RECOMMENDATION ON APPOINTMENTS TO THE HUMAN SERVICES COMMISSION. VOTE: AFFIRMATIVE ALL

There being no further business, the meeting was adjourned.

Sarah C. Williamson
Town Clerk

J. P. [Signature]
Mayor