

A regular meeting of the Carrboro Board of Aldermen was held on June 10, 1986 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	James V. Porto, Jr.
Aldermen	Randy Marshall
	Tom Gurganus
	Hilliard Caldwell
	John Boone
	Judith Wegner
	Zona Norwood
Town Manager	Robert W. Morgan
Town Clerk	Sarah C. Williamson
Town Attorney	Michael B. Brough

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JOHN BOONE THAT THE MINUTES OF JUNE 3, 1986 BE APPROVED. VOTE: AFFIRMATIVE ALL

RESOLUTION OF APPRECIATION TO TOM LINK

The following resolution was introduced by Alderman Tom Gurganus and duly seconded by Alderman John Boone.

A RESOLUTION EXPRESSING THE TOWN OF CARRBORO'S
APPRECIATION TO TOM LINK
FOR DONATING TO THE TOWN A CHAIN SAW
Resolution No. 57/85-86

WHEREAS, Tom Link, a former member of the Carrboro Volunteer Fire Department, has generously donated to the Town of Carrboro a chain saw; and

WHEREAS, this property will be used by the Carrboro Fire Department;

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

Section 1. On behalf of the Town of Carrboro and its citizens, the Board of Aldermen hereby expresses its sincere thanks and gratitude to Tom Link for his generous donation to the Town of this property.

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

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 10th day of June, 1986:

Ayes: Randy Marshall, Tom Gurganus, Hilliard Caldwell, Jim Porto, Judith Wegner, Zona Norwood, John Boone

Noes: None

Absent or Excused: None

RESOLUTION OF APPRECIATION/EUGENE AND MARTHA ODUM

The following resolution was introduced by Alderman Judith Wegner and seconded by Alderman John Boone.

A RESOLUTION EXPRESSING THE TOWN OF CARRBORO'S

APPRECIATION TO EUGENE AND MARTHA ODUM
FOR DONATING TO THE TOWN 1.17 ACRES OF
RECREATION LAND
Resolution No. 58/85-86

WHEREAS, Eugene and Martha Odum have generously donated to the Town of Carrboro 1.17 acres of land; and

WHEREAS, this property will be used as recreation open space.

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

Section 1. On behalf of the Town of Carrboro and its citizens, the Board of Aldermen hereby expresses its sincere thanks and gratitude to Eugene and Martha Odum for their generous donation to the Town of this property.

Section 2. This resolution shall be spread upon the official minutes of the Board of Aldermen and a copy thereof shall be delivered to Mr. and Mrs. Odum.

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 10th day of June, 1986:

Ayes: Randy Marshall, Tom Gurganus, Hilliard Caldwell,
Judith Wegner, Jim Porto, Zona Norwood, John Boone

Noes: None

Absent or Excused: None

STATUS REPORT ON RESEARCH TRIANGLE REGIONAL PUBLIC
TRANSPORTATION STUDY

Jim Jarvis, with the UNC-Chapel Hill Department of City and Regional Planning, presented a status report on the Research Triangle Regional Public Transportation Study. Mr. Jarvis presented a written report entitled, "Travel in the Triangle: Trends," for the Board's review. (A copy of this report is located in the Town Clerk's file of this meeting.) Mr. Jarvis stated that this was the first of a series of three reports. The second report will be presented to the Board of Aldermen later this summer. Mr. Jarvis stated that the Secretary of the N.C.D.O.T. had requested this report to promote full and open discussion of the transportation needs for Durham, Orange, and Wake Counties.

PROPOSAL TO PROMOTE LARGE SCALE RECYCLING

Mr. Blair L. Pollock, Chairman of the Orange County Solid Waste Task Force, presented a proposal to promote large scale recycling in Carrboro, Chapel Hill, Hillsborough and Orange County. Mr. Pollock stated that the Orange County Solid Waste Task Force proposes that Orange County, Chapel Hill and Carrboro establish an ongoing recycling program for collection of aluminium, glass and newsprint. The cost of this program for the first one to two years will be approximately \$130,000. An additional \$10,000 annually would be incurred thereafter. Mr. Pollock stated that the Task Force proposes to use landfill land surplus and a surcharge to the current tipping fee from \$3.00 to \$5.00 for the program.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY HILLIARD CALDWELL THAT THE TOWN STAFF REVIEW THE PROPOSAL. VOTE: AFFIRMATIVE ALL

PROPOSAL FOR COORDINATED SOLID WASTE PLANNING EFFORTS

Blair Pollock, Chairman of the Orange County Solid Waste Task Force, requested that the Board of Aldermen contact the City of Durham with a formal letter of interest in coordinated solid waste planning efforts.

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY JOHN BOONE THAT THE TOWN STAFF BE DIRECTED TO CONTACT THE CITY OF DURHAM EXPRESSING THE TOWN'S INTEREST IN RECEIVING THE RESULTS OF ITS SOLID WASTE STUDY. VOTE: AFFIRMATIVE ALL

REQUEST TO SET PUBLIC HEARING/VOLUNTARY ANNEXATION/TENNIS CLUB ESTATES, SECTION IV

Weatherhill Limited Partnership has submitted a petition requesting the annexation of Tennis Club Estates. Section IV is located off of Westbrook Drive and contains 4.88 acres and 24 lots.

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

A RESOLUTION SETTING A PUBLIC HEARING TO
CONSIDER THE ANNEXATION OF
SECTION IV, TENNIS CLUB ESTATES
UPON THE REQUEST OF THE PROPERTY OWNERS
Resolution No. 59/85-86

WHEREAS, the Town of Carrboro has received a petition from the owners of Section IV of the Tennis Club Estates 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 June 24, 1986 to consider the voluntary annexation of Section IV of the Tennis Club Estates.

Section 2. The Town Clerk shall cause a notice of this public hearing to be published once in The Chapel Hill News-paper 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 10th day of June, 1986:

Ayes: Randy Marshall, Tom Gurganus, Hilliard Caldwell, Jim Porto, Judith Wegner, Zona Norwood, John Boone

Noes: None

Absent or Excused: None

APPOINTMENT TO OWASA BOARD OF DIRECTORS

The Board of Aldermen at its worksession held on June 3, 1986 recommended that Braxton Foushee be appointed to the town's

vacant seat on the OWASA Board of Directors and requested that this matter be placed on tonight's consent agenda.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JUDITH WEGNER THAT BRAXTON FOUSHEE BE APPOINTED AS ONE OF THE TOWN'S REPRESENTATIVES ON THE OWASA BOARD OF DIRECTORS. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING/PAVING OF CREST STREET

Chris Peterson, Public Works Director, stated that in response to a petition requesting that Crest Street be paved, the Board of Aldermen at its meeting of May 20, 1986 adopted a resolution stating its intent to consider undertaking this paving project.

Mr. Peterson explained the town's assessment policy and stated that this project, if approved, would consist of standard street paving. This street contains 350 linear feet with a total of four property owners. Mr. Peterson stated that it is estimated that this project will cost approximately \$10,118, with the property's share being \$6,071 or \$8.70 per front foot. The town's share would be \$4,047.

Mr. Peterson stated that if the Board approves this project, \$10,118 would need to be added to the FY'86-87 budget to cover the initial cost of the project.

Tim Galliher, residing at 305 Pleasant Drive, spoke against the proposed project due to the fact that he owns 300 feet of frontage on one side of Crest Street. Mr. Galliher stated he felt Harold Williams, the owner of the apartments on Crest Street, should bear a majority of the cost of this project in that most of the residents of Crest Street live in these apartments. Mr. Galliher stated that he would consent to the project if some other arrangements for assessments could be worked out using a cost-per-household or a compromise between front footage and cost-per-household bases.

Mr. Brough stated that according to the General Statutes, assessments can be made on the basis of: (i) the frontage abutting on the project, at an equal rate per foot of frontage; (ii) the area of land served, or subject to being served, by the project, at an equal rate per unit of area; (iii) the value added to the land served by project; (iv) the number of lots served where the project involves extension of an existing system to a residential or commercial subdivision, at an equal rate per lot; or (v) a combination of two or more of these bases. Mr. Brough stated that the town's assessment policy is based on the frontage abutting on the project, at an equal rate per foot of frontage.

Harold Williams, a property owner on Crest Street, stated that approximately 60 residents use Crest Street. Mr. Williams stated that he was required by the Town to pave the parking area of the Crest Street Apartments and that he was also having the parking area for his existing apartments on Crest Street paved. Mr. Williams stated that Mr. Galliher's property is large enough to be subdivided, therefore, more than one household could benefit from the paving project.

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

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY JOHN BOONE THAT THIS PROJECT BE UNDERTAKEN AND THAT THE ADMINISTRATION INVESTIGATE THE POSSIBILITY OF ADDING THIS PROJECT TO THE CONTRACT WITH LEE PAVING.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY ZONA NORWOOD THAT THIS MATTER BE TABLED UNTIL JUNE 24TH AND THAT THE PROPERTY OWNERS MEET ALONG THEMSELVES TO COME UP WITH AN

ALTERNATIVE TO THE TOWN'S ASSESSMENT POLICY. VOTE: AFFIRMATIVE FIVE, NEGATIVE TWO (BOONE, GURGANUS)

QUARTERLY REPORT/CABLE T.V. COMMITTEE

October Ivins, former Chair of the Cable T.V. Committee, make a report on the activities of the Cable T.V. Committee. Ms. Ivins stated that the ArtSchool had taken over Alert's local origination, that Will Ward is now the Chair of the Cable T.V. Committee, that Village Cable does not have an official voting member on the committee, and that the committee would like to request that the Board of Aldermen increase its membership from seven to nine. Ms. Ivins also presented the Board with the committee's proposed citizen input guidelines.

FINAL PLAT APPROVAL/PHASE III, SPRING VALLEY SUBDIVISION

Greg Shepard, Zoning Administrator, stated that Structure Plus has requested final plat approval which would allow the sale of 48 subdivided lots in Phase III of the Spring Valley Subdivision.

Mr. Shepard stated that the developer had submitted a letter of credit to cover all incomplete site improvements.

Mr. Shepard stated that the administration recommended approval of the final plat with the condition that the applicant inform each buyer, prior to closing, of the proposed schedule for completion of all site improvements.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY ZONA NORWOOD THAT FINAL PLAT APPROVAL BE GRANTED WITH THE CONDITION THAT THE APPLICANT INFORM EACH BUYER, PRIOR TO CLOSING, OF THE PROPOSED SCHEDULE FOR COMPLETION OF ALL SITE IMPROVEMENTS. VOTE: AFFIRMATIVE ALL

BUDGET AMENDMENT/PURCHASE OF TRAINING AIDS FOR HAZARD COMMUNICATION STANDARD AND RIGHT-TO KNOW LAW

Robert Swiger, Fire Chief, stated that the Department of Labor has issued two new laws; the "Hazard Communication Standard" and the "Right to Know Law". The Hazard Communication Standard deals with training town employees on the use of chemicals used in the work place. The Right-to-Know Know Law deals with informing firefighters on hazardous materials. In order to conform with these new laws, training aids will need to be purchased for a total cost of \$450.00.

Chief Swiger stated that the administration recommended adoption of a budget ordinance amendment to cover the cost of the training aids.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JUDITH WEGNER THAT THE ORDINANCE ENTITLED, "AN AMENDING FY'85-86 BUDGET ORDINANCE" BE ADOPTED. VOTE: AFFIRMATIVE ALL

MEETING SCHEDULE FOR AUGUST

Mr. Morgan requested a clarification on whether the Board would be meeting during the month of August.

It was the consensus of the Board that it would not meet during the month of August.

SPECIAL LEGISLATION/TOWING FROM PRIVATE PROPRTY

Mr. Brough informed the Board that Rep. Ann Barnes had informed him that one letter had been received in opposition to the town's request for special legislation which would authorize towing from private property. Mr. Brough stated that it was proposed that the legislation be modified to state that a vehicle could be towed after being parked on private property for 12 hours.

It was the consensus of the Board to authorize this modification.

REQUEST FOR EXECUTIVE SESSION

It was the consensus of the Board to go into executive session to consider an administrative action by the Board.

There being no further business, the meeting was adjourned.

Sam C. Williamson
Town Clerk

J. M. [Signature]
Mayor

WJ