A regular meeting of the Carrboro Board of Aldermen was held on May 26, 1987 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor Aldermen James V. Porto, Jr. Randy Marshall Tom Gurganus Hilliard Caldwell John Boone Judith Wegner Zona Norwood Robert W. Morgan Ellen Hughes

Town Manager Deputy Town Clerk Town Attorney

Ellen Hughes Michael B. Brough

Absent:

Town Clerk

Sarah C. Williamson

# APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY ZONA NORWOOD THAT THE MINUTES OF MAY 19, 1987 BE APPROVED. VOTE: AFFIRMATIVE ALL

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### QUARTERLY REPORT/DOWNTOWN DEVELOPMENT COMMISSION

Brett Sutton, Chair of the Downtown Development Commission, stated that the Commission has been working primarily on downtown parking and reviewing projects for the downtown area during the past quarter. Mr. Sutton stated that the Commission would like to attend an many educational seminars as possible in the future. Mr. Sutton stated that the Downtown Development had also become involved in the town's Revolving Loan Fund. Mr. Sutton stated that the Commission would be reviewing applications for these funds to determine which projects are most likely to succeed and have the best effect on the town.

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# CONDITIONAL USE PERMIT MODIFICATION REQUEST/FAIROAKS

Roy Williford, Planning Director, stated that The Westminster Company had applied for a conditional use permit modification to address two aspects of the approved plan: (i) a proposed revision to the lot layout; and (ii) a request for payment in-lieu-of construction of the required adult active recreation facilities.

Mr. Williford stated that the administration recommended approval of the modification request with the following conditions:

1. The developer shall make a payment in lieu of recreation facilities in accordance with Section 15-203 of the land use ordinance. Payment shall be made on a phase-by-phase basis, with payment for each phase paid prior to the issuance of the last occupancy permit for such phase. The payment amount for each phase shall be determined by multiplying 3.47 recreation points by the number of units in that phase times the dollar value per point established by the miscellaneous fees and charges schedule that is in effect at the time the payment is made.

2. By acceptance of this permit modification, the developer acknowledges that payments will be made as set forth in the previous condition, and that payment of such fees in lieu of recreation facilities does not impose on the town an obligation that the town construct with those funds any specific facilities within a particular park or area or within a given time frame, or impose on the town any other obligations beyond those mandated by the Carrboro Land Use Ordinance or other provisions of the law.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY ZONA NORWOOD THAT THE CONDITIONAL USE PERMIT MODIFICATION REQUEST BE APPROVED AS RECOMMENDED BY THE ADMINISTRATION. VOTE: AFFIRMATIVE ALL

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# APPOINTMENT TO RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission recommended that Stephanie McDonald be appointed to one of the out-of-town vacancies on the Commission.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JUDITH WEGNER THAT STEPHANIE MCDONALD BE APPOINTED TO THE RECREATION AND PARKS COMMISSION. VOTE: AFFIRMATIVE ALL

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RESOLUTION APPROVING THE REQUEST BY ALERT CABLE TO GRANT LIENS ON ITS PROPERTY

Douglas Keel, representing Alert Cable T.V., requested the town's approval to allow it to grant liens on its real and personal property as security for credit advances through the General Electric Credit Corporation to retire existing bank loans and fund the acquisition by BT Cable of Wometco Cable T.V. (the parent company of Alert Cable.)

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

A RESOLUTION GRANTING MUNICIPAL APPROVAL
TO THE GRANTING OF LIENS ON PROPERTY OWNED BY
ALERT CABLE TV OF NORTH CAROLINA, INC.
Resolution No. 37/86-87

WHEREAS, Alert Cable TV of North Carolina, Inc., a wholly owned subsidiary of Wometco Cable TV, Inc., is a cable television franchisee in the Town of Carrboro; and

WHEREAS, Wometco Cable TV, Inc. and its subsidiaries, including Alert Cable TV of North Carolina, Inc., have entered into a Security Agreement with General Electric Credit Corporation ("GECC") to secure certain credit advances; and

WHEREAS, Alert Cable TV of North Carolina, Inc. has been requested by GECC to grant liens on all of its real and personal property to GECC as agent.

NOW, THEREFORE, BE IT RESOLVED that the Town of Carrboro hereby approves the granting of liens by Alert Cable TV of North Carolina, Inc. to GECC as set forth above.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 26th day of May, 1987:

Ayes: Randy Marshall, Tom Gurganus, James V. Porto, Jr., John Boone, Zona Norwood, Judith Wegner

Noes: Hilliard Caldwell

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# INSTALLATION OF STOP SIGNS ON WESTBROOK DRIVE

Jim Dunlop, the town's Transportation Planner, stated that a representative of the homeowners' association in the Weatherhill development had requested that stop signs be placed on Westbrook Drive in order to reduce speeds of vehicles on that road, primarily heading to the Chapel Hill Tennis Club. Mr. Dunlop stated that the representative asked that stop signs be placed at Tanglewood Drive.

The Board of Aldermen reviewed this matter at its worksession held on May 19, 1987, and requested that it be placed on tonight's discussion agenda.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY ZONA NORWOOD THAT THE ORDINANCE ENTITLED, "AN ORDINANCE TO INSTALL STOP SIGNS ON WESTBROOK DRIVE AT BERRYHILL DRIVE," BE ADOPTED. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (MARSHALL)

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# MEMORANDUM OF UNDERSTANDING FOR TRANSPORTATION SERVICES

Chapel Hill Transit requested that the Town of Carrboro approve a memorandum of understanding regarding Carrboro's continuing support and interest in transit service.

The Board of Aldermen reviewed this matter at its worksession on May 19, 1987, and recommended its approval.

MOTION WAS MADE BY JOHN BOONE AND SECONDED BY JUDITH WEGNER THAT THE MEMORANDUM OF UNDERSTANDING FOR TRANSPORTATION SERVICES BE APPROVED AND THAT THE TOWN MANAGER BE AUTHORIZED TO SIGN THIS DOCUMENT. VOTE: AFFIRMATIVE ALL

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### NO PARKING ON OLD CEMETERY DRIVE

A problem has been identified on the old cemetery drive, where cars are parked on the side of the drive, occasionally blocking the drive. The administration and the Cemetery Commission recommended adoption of an ordinance, which would prohibit parking on both sides of Cemetery Road.

The Board of Aldermen reviewed this matter at its worksession on May 19, 1987, and requested that it be placed on tonight's discussion agenda.

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY RANDY MARSHALL THAT THE ORDINANCE ENTITLED, "AN ORDINANCE TO PROHIBIT PARKING ON BOTH SIDES OF CEMETERY ROAD," BE ADOPTED. VOTE: AFFIRMATIVE ALL

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REQUEST FOR AUTHORIZATION TO ENTER INTO AN AGREEMENT FOR SURVEY OF EXISTING RIGHT-OF-WAY FOR STATE STREET PROJECTS

The administration requested authorization for the Town Manager to enter into an agreement with The LPA Group to survey the existing rights-of-way for State Highway Project U-2002 for a total cost not to exceed \$19,350 and to authorize these funds to be spent from bond proceeds.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JOHN BOONE THAT THE TOWN MANAGER BE AUTHORIZED TO ENTER INTO AN AGREE-MENT WITH THE LPA GROUP FOR A COST NOT TO EXCEED \$19,350 FOR THE NECESSARY SURVEY WORK. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY RANDY MARSHALL THAT THE TOWN MANAGER BE DIRECTED TO SEND A LETTER

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TO THE N.C. DEPARTMENT OF TRANSPORTATION INDICATING THE TOWN'S INTEREST IN PROCEEDING TO SUBMIT A PROPOSAL FOR A MUNICIPAL AGREEMENT BY THE END OF JULY THAT WOULD INVOLVE A MAXIMUM OF \$500,000 IN ADDITION TO UP TO 25% OF RIGHT-OF-WAY ACQUISITION AND RELATED EASEMENTS FOR DRAINAGE AND CONSTRUCTION, CONTINGENT ON THE OUTCOME OF THE SURVEY WORK. VOTE: AFFIRMATIVE ALL

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### UNCOLLECTABLE WATER ACCOUNTS

Don Casper, Assistant Town Manager/Finance Director stated that records indicate a water receivable account in the amount of \$534.49, incurred prior to the sale of the water and sewer system in 1977, remains uncollected. Mr. Casper stated that the administration, on the advice of the auditors, recommended this account be recognized as uncollectable and requests authority for the finance office to remove this amount from the accounting records.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY TOM GURGANUS THAT THE FINANCE DEPARTMENT REMOVE UNCOLLECTABLE WATER ACCOUNTS IN THE AMOUNT OF \$534.49 FROM THE TOWN'S ACCOUNTING RECORDS. VOTE: AFFIRMATIVE ALL

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There being no further business, the meeting was adjourned.

Doouty Town Clark