

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, February 7, 1989 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor
Aldermen

Eleanor Kinnaird
Randy Marshall
Tom Gurganus
Hilliard Caldwell
Frances Shetley
Judith Wegner
Jay Bryan
Robert Morgan
Sarah C. Williamson
Michael B. Brough

Town Manager
Town Clerk
Town Attorney

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY TOM GURGANUS THAT THE MINUTES OF JANUARY 24, 1989 BE APPROVED, AS AMENDED.
VOTE: AFFIRMATIVE ALL

REQUEST FROM CITIZEN

Kinga Dessaur requested the Board consider amending the Land Use Ordinance to allow light manufacturing uses in additional zones. Specifically, Ms. Dessaur stated that she is looking for a building in which to locate a production pottery business.

It was the consensus of the Board to request the town staff to review the Land Use Ordinance to determine whether amendments are necessary to encourage light manufacturing uses with alternatives to deal with Ms. Dessaur's situation.

CHARGES ISSUED TO NEW BOARD APPOINTEES

The Town Clerk issued charges to Ronald McNeil, a recent appointee to the Human Services Commission and John Gardner, a recent appointee to the Transportation Advisory Board.

PROCLAMATIONS ISSUED

Alderman Caldwell read a proclamation proclaiming March 4 - 11 as Drug and Alcohol Awareness Week in the Town of Carrboro. Alderman Wegner read a proclamation proclaiming February 11 - 12 as the Durham-Orange Counties Associations of Young American Bowling Alliance Bowling Weekend in the Town of Carrboro.

REQUEST TO SET PUBLIC HEARING/1989 CDBG APPLICATION

This was a request to set a public hearing to obtain community revitalization requests from citizens in accordance with N.C. Community Development Block Grant Program Regulations. The administration requested that a public hearing be set for March 7, 1989.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JAY BRYAN THAT A PUBLIC HEARING BE SET FOR MARCH 7, 1989. VOTE: AFFIRMATIVE ALL

REQUEST FROM DEVELOPER OF THE HIGHLANDS SUBDIVISION

Mr. Morgan stated that the administration had received a request from Dale Redfoot, the developer of the Highlands Subdivision regarding setbacks for the Highlands Subdivision. Mr. Morgan stated that by established procedure, the administration was submitting this matter to the Board of Aldermen with the request that the matter be referred back to the administration to develop an amendment to the Land Use Ordinance.

Dale Redfoot stated that at the time the Joint Planning Agreement became effective, the final plans for Phase 3 of the Highlands Subdivision had just been recorded. In the process of preparing for approval of Phase 4, it was discovered that the Town of Carrboro's required setbacks in the transition area were different from the setbacks used by Orange County, creating serious and unanticipated problems. Mr. Redfoot requested that the Board consider amending the zoning regulations for any on-going development in the transition area to allow all dimensional requirements shown on an approved final plat, recorded in the Orange County Registry, to continue in force. This amendment would cover approved, phased developments until the approved project is complete.

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY RANDY MARSHALL THAT THIS MATTER BE REFERRED BACK TO THE ADMINISTRATION TO PREPARE AN AMENDMENT TO THE LAND USE ORDINANCE. VOTE: AFFIRMATIVE ALL

REPORT FROM PLANNING BOARD

Robin Lackey, Chair of the Planning Board, presented a report on the activities of the Planning Board during the past six months. Ms. Lackey stated that the Planning Board was currently working on the historic district ordinance, is working on the tree ordinance and is interested in doing more work on natural constraints. Ms. Lackey stated that there is currently an out-of-town vacancy on the Planning Board due to the fact that Steve Chandler did not wish to be re-appointed.

RESOLUTION ADOPTING THE 1989 RETREAT ACTION AGENDA

Mr. Morgan requested the Board adopt a resolution, which would officially approve the 1989 Retreat Action Agenda.

The following resolution was introduced by Alderman Randy Marshall and duly seconded by Alderman Hilliard Caldwell.

A RESOLUTION ADOPTING THE 1989 RETREAT ACTION AGENDA
Resolution No. 28/89-90

WHEREAS, the Town of Carrboro has found it productive and effective to set an annual action agenda; and

WHEREAS, the town staff has used this annual action agenda to establish priorities for departmental annual work plans; and

WHEREAS, the elected officials of the town met on January 22 and 23, 1989 to review their progress on the 1988 Action Agenda and to establish a 1989 Action Agenda.

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

Section 1. The attached list entitled, "1989 Action Agenda" (see Town Clerk's file of this meeting for a copy of the Action Agenda) will be the established priorities of the town staff and Board of Aldermen for 1989.

Section 2. The Town Manager will direct the town resources to accomplish these priorities.

Section 3. This action agenda may be amended by the Mayor and Board of Aldermen as priorities need to be changed or added.

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 7th day of March, 1989:

Ayes: Randy Marshall, Tom Gurganus, Hilliard Caldwell, Eleanor Kinnaird, Frances Shetley, Judith Wegner, Jay Bryan

Noes: None

Absent or Excused: None

AWARD OF CONTRACT FOR ASBESTOS ABATEMENT IN TOWN HALL

Tim Blake, the town's Purchasing/Property Control Technician, stated that the town staff issued requests for proposals to have asbestos removed from the basement of Town Hall. Bids were received from two companies. Mr. Blake stated that the administration recommended that the contract be awarded to Asbes-Tec, Inc. for a total cost of \$9,469.00, in addition to \$2,000.00 to cover the costs associated with contracting a certified industrial hygienist. In addition, the administration requested that the Board adopt a budget ordinance amending appropriating \$11,469.00 from the General Fund Contingency to cover the costs of these contracts.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY TOM GURGANUS THAT THE CONTRACT FOR REMOVAL OF THE ASBESTOS LOCATED IN THE TOWN HALL BASEMENT BE AWARDED TO ASBES-TEC, INC. FOR A TOTAL COST OF \$9,469.00, THAT A CONTRACT BE AWARDED TO ELB MONITOR, INC. TO MONITOR THE WORK OF ASBES-TEC FOR A TOTAL COST OF \$2,000.00, AND THAT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'88-89 BUDGET ORDINANCE", BE ADOPTED TRANSFERRING \$11,469 FROM THE GENERAL FUND CONTINGENCY TO CENTRAL SERVICES. VOTE: AFFIRMATIVE ALL

ADOPTION OF 1989-90 BUDGET CALENDAR

The administration requested adoption of a budget calendar for the FY'89-90 budget.

It was the consensus of the Board to refer the calendar back to the Agenda Planning Committee and town staff to work out conflicts with Board members' schedules.

BUDGET AMENDMENT/1987-88 PURCHASE ORDERS OUTSTANDING ON JUNE 30TH

Larry Gibson, the town's Assistant Town Manager, stated that on June 30, 1988, outstanding purchase orders for goods and services not yet received totaled \$24,381.00. Mr. Gibson stated that the

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administration requested that funds be re-appropriated in the current year budget to cover these outstanding purchase orders.

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY JAY BRYAN THAT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE FY-88-89 BUDGET ORDINANCE" BE ADOPTED. VOTE: AFFIRMATIVE ALL

DISCUSSION OF DOWNTOWN CIRCULATION PLAN

The Board received the Carrboro Comprehensive Downtown Traffic Circulation Plan from the Transportation Advisory Board in December, 1988. A response from the N.C. Department of Transportation regarding the plan has been received by the town. The administration requested further direction from the Board on how to proceed with this report.

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY HILLIARD CALDWELL THAT THE FOLLOWING PROCESS BE FOLLOWED:

1. That the town staff and Transportation Advisory Board host an open house to distribute information and collect comments on the circulation plan.
2. That the Board of Aldermen conduct a public hearing to hear comments collected at the open house and to receive additional comments from the Downtown Development Commission and direct statements from citizens. And that, in as much as possible, financing and financing strategies be supplied by the town staff.
3. That the Board refer all public comments to the Transportation Advisory Board, Board of Aldermen and Downtown Development Commission and that the Transportation Advisory be requested to make a recommendation to the Board of Aldermen.
4. That the Mayor and Board of Aldermen discuss the downtown circulation plan and vote to accept or reject all or a portion of the final recommendations.
5. That the Board refer its final decisions on the plan to the town staff for development of financing strategies and inclusion in the Capital Improvements Plan.
6. That the Board receive a report on financing strategies and determine final implementation of the plan.

AN AMENDMENT TO ALDERMAN GURGANUS' MOTION WAS MADE BY ALDERMAN SHETLEY TO AMEND #1 BY ADDING AN ADDITIONAL SENTENCE TO READ: "THAT THE DOWNTOWN DEVELOPMENT COMMISSION BE INVITED TO CONSIDER THE DOWNTOWN CIRCULATION PLAN AND PRESENT A REPORT TO THE BOARD OF ALDERMEN." (ALDERMAN GURGANUS ACCEPTED THE AMENDMENT)

AN AMENDMENT TO ALDERMAN GURGANUS' MOTION WAS MADE BY ALDERMAN MARSHALL TO OMIT #3 AND THAT #4 BE AMENDED TO READ: "THAT THE MAYOR AND BOARD OF ALDERMEN DISCUSS THE RECOMMENDATIONS AND ADOPT A PLAN FOR THE TOWN." SECONDED BY ALDERMAN BRYAN. VOTE: AFFIRMATIVE FOUR, NEGATIVE THREE (GURGANUS, CALDWELL, WEGNER)

A VOTE WAS TAKEN ON ALDERMAN GURGANUS' AMENDED MOTION. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY JAY BRYAN THAT THE TRANSPORTATION ADVISORY BOARD BE REQUESTED TO CONSIDER PROVIDING A MORE DETAILED PEDESTRIAN PLAN FOR THE DOWNTOWN IN CONNECTION WITH ITS RECOMMENDATIONS ON THE DOWNTOWN CIRCULATION

PLAN AND REPORT BACK TO THE BOARD OF ALDERMEN WITH A TIMETABLE.
VOTE: AFFIRMATIVE ALL

REQUEST TO SET SPECIAL BOARD WORKSESSION

In order to allow the members of the Board to attend the Assembly of Governments' meeting at the Institute of Government on February 18th, the administration requested that the Board set a special worksession for that date.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JUDITH WEGNER THAT A SPECIAL BOARD WORKSESSION BE SET FOR 9:00 A.M. ON FEBRUARY 18, 1989 AT THE INSTITUTE OF GOVERNMENT TO ALLOW THE MAYOR AND BOARD OF ALDERMEN TO ATTEND THE ORANGE COUNTY ASSEMBLY OF GOVERNMENTS' MEETING. VOTE: AFFIRMATIVE ALL

CONTINUED DISCUSSION OF THE 2000 TASK FORCE POLICIES MATRIX

The Board of Aldermen at its meeting on January 24, 1989, discussed and adopted Sections 1.11 through 1.15 of the 2000 Task Force Policies. The Agenda Planning Committee scheduled the Board to begin discussion of Section 1.20 (Arts and Culture) at tonight's meeting.

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY RANDY MARSHALL THAT SECTION 1.21 BE ADOPTED IN A NON-BINDING WAY, DELETING THE LANGUAGE CONCERNING FUNDING. (MOTION WITHDRAWN)

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY FRANCES SHETLEY THAT THE BOARD CONFINE ITS VOTES TO WHETHER THE 2000 TASK FORCE POLICIES SHOULD BE APPROVED IN A NON-BINDING WAY WITH CONSIDERATION OF POSSIBLE AMENDMENTS TO THOSE POLICIES. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY JAY BRYAN THAT SECTION 1.21 BE ADOPTED AS WRITTEN. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY TOM GURGANUS THAT SECTION 1.31 BE ADOPTED AS WRITTEN. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JUDITH WEGNER THAT SECTION 1.32 BE ADOPTED WITH THE LAST SENTENCE BEING AMENDED TO READ: "THE TOWN WOULD CONTINUE PROVIDING SUPPORT AS APPROPRIATE TO ADDRESS SPECIFIC HUMAN SERVICE NEEDS OF CARRBORO CITIZENS THAT ARE ABOVE AND BEYOND THOSE MET BY THE COUNTY." VOTE: AFFIRMATIVE FOUR, NEGATIVE TWO (GURGANUS, SHETLEY)

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY JAY BRYAN THAT SECTIONS 1.41 AND 1.42 BE ADOPTED AS WRITTEN. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (MARSHALL)

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY HILLIARD CALDWELL THAT SECTION 2.11 BE ADOPTED AS WRITTEN. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY TOM GURGANUS THAT SECTION 2.12 BE ADOPTED WITH THE LAST SENTENCE BEING AMENDED TO READ: "IN PARTICULAR, THE TOWN'S CURRENT RESTRICTIONS ON HOUSING DENSITY IN THE UNIVERSITY LAKE WATERSHED SHOULD BE MODIFIED, STRENGTHENED AND VIGOROUSLY ENFORCED FOLLOWING CONSIDERATION OF THE OWASA STUDY." VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY RANDY MARSHALL THAT SECTION 2.21 BE ADOPTED AS WRITTEN. VOTE: AFFIRMATIVE ALL

CONSIDERATION OF REZONING THE PLANNED INDUSTRIAL DISTRICT

It was the consensus of the Board to request the town staff to proceed with a proposal to rezone the planned industrial district on Old Fayetteville Road to R-20.

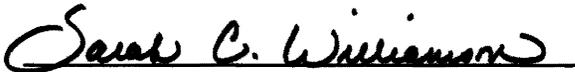
REQUEST FOR WARNING SIGNAL AT THE INTERSECTION OF WEST POPLAR AVENUE AND 54

Alderman Bryan requested the town staff look into the necessity of installing a warning signal at the intersection of W. Poplar Avenue and 54.

MOTION WAS MADE BY JUDITH WEGNER AND SECONDED BY HILLIARD CALDWELL THAT THE MEETING BE ADJOURNED. VOTE: AFFIRMATIVE ALL



 Mayor



 Town Clerk