A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, June 12, 1990 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Eleanor Kinnaird
Aldermen	Randy Marshall
	Tom Gurganus
	Hilliard Caldwell
	Frances Shetley
	Jacquelyn Gist
	Jay Bryan
Town Manager	Robert Morgan
Town Clerk	Sarah C. Williamson
Town Attorney	Michael Brough

# APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY RANDY MARSHALL THAT THE MINUTES OF JUNE 5, 1990 BE APPROVED. VOTE: AFFIRMATIVE ALL

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# CHARGE ISSUED

The Town Clerk issued a "charge" to Cathy Derian, a recent appointee to the Transportation Advisory Board.

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### REQUEST TO SET PUBLIC HEARING/BICYCLE LANES ON PATHWAY DRIVE

The administration recommended that the Board of Aldermen set a public hearing for June 26, 1990 to receive citizens' comments on whether to amend the Town Code to include bikeways on both sides of Pathway Drive.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY FRANCES SHETLEY THAT A PUBLIC HEARING BE SET FOR JUNE 26, 1990, AND THAT THE RESIDENTS OF PATHWAY DRIVE BE NOTIFIED OF THE PUBLIC HEARING. VOTE: AFFIRMATIVE FIVE, NEGATIVE TWO (MARSHALL, KINNAIRD)

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# LAND USE ORDINANCE TEXT AMENDMENT/B-5 AND WM-3 PERMISSIBLE USES

As part of its recommendation to the Board of Aldermen concerning the watershed protection ordinance, the Planning Board recommended additional changes to the Table of Permissible Uses for the watershed commercial and industrial zoning districts. The Board chose to consider these recommended changes as a separate matter.

The administration requested that a public hearing be scheduled for August 21, 1990 to consider the proposed amendments to the Table of Permissible Uses.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY FRANCES SHETLEY THAT A PUBLIC HEARING BE SET FOR AUGUST 21, 1990. VOTE: AFFIRMATIVE ALL

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# REPORT ON EXPANSION OF RECYCLING PROGRAM AND 1990-91 LANDFILL BUDGET

Gayle Wilson, Solid Waste Administrator for the Town of Chapel Hill, made a presentation regarding the 1990-91 Landfill budget. Mr. Wilson gave a financial overview of the 1990-91 budget for the landfill, including a summary of revenues and expenditures and stated that an increase in the tip fees were proposed as follows:

Mixed Solid Waste	\$20/ton
Construction Waste	\$20/ton
Ash	\$20/ton

 Asbestos
 \$100/ton (same as 89-90)

 Pickup Trucks or
 Trailers

 Trailers
 \$5.00 ea. (same as 89-90)

 Cars
 \$3.00 ea. (same as 89-90)

 Tires
 \$100/ton or \$1 ea. (same as 89-90)

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Blair Pollack, Recycling Coordinator for the Town of Chapel Hill, stated that the recycling budget for 1990-91 includes a continuation of the present programs for curbside recycling, drop off, and commercial glass and cardboard. Also planned are: construction of 5 to 7 new recycling drop off sites, expansion of the commercial glass program, expansion of drop off sites to include mixed paper, plastic bottles and tin cans, demonstration composing program for schools and community sites, and semi-annual recycling newsletter to all county residents. Mr. Pollack also stated that recycling at apartment complexes will be attempted.

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# HIGHWAY 54 BYPASS DESIGN - REQUEST TO RECONSIDER NOISE LEVELS AND MEDIAN WIDTH

Roy Williford, Planning Director, stated that the Board of Aldermen, in response to a petition received from Jane Bare of Weatherhill/Tennis Club Estates, had requested information on the following:

- 1. Whether noise barriers will be provided;
- 2. Options and associated costs for providing noise barriers;
- Current and projected noise levels at the following locations: Canterbury, Weatherhill, Windwood Subdivision, and Old Well; and
- 4. The possibility of reducing the width of the median from 24 feet.

Mr. Williford stated that a landscape architect with N.C. DOT would be making a presentation to the Board of Aldermen on June 26, 1990 on retaining wall materials, design, etc.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY FRANCES SHETLEY THAT A LETTER BE SENT TO N.C. DOT REQUESTING THAT THE MEDIAN WIDTH BE REDUCED FROM 24 FEET TO 16 FEET. VOTE: AFFIRMATIVE FOUR, NEGATIVE THREE (CALDWELL, GURGANUS, MARSHALL)

Alderman Bryan requested information on noise abatement measures considered by N.C. DOT and why they were determined not to be feasible.

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# FIRST READING/ORDINANCE GRANTING A FRANCHISE TO DUKE POWER COMPANY TO OPERATE AN ELECTRIC POWER SYSTEM IN THE TOWN OF CARRBORO

The administration recommended adoption of an ordinance granting a franchise to Duke Power Company to operate and maintain an electric power system within the Town of Carrboro.

Dave Maner, District Manager of Duke Power Company, stated that 60 years is the maximum length of a franchise and that is what Duke Power would like to have from Carrboro.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY RANDY MARSHALL THAT THE FRANCHISE ORDINANCE BE INTRODUCED ON FIRST READING. (SECOND WITHDRAW, THEREFORE MOTION DIED FOR THE LACK OF A SECOND.)

The Board requested that the town staff work with Duke Power Company to reduce the length of the franchise, to give further consideration to Section 6 of the proposed ordinance dealing with compliance with applicable town policies, to consider including language dealing with protection of private property, and amend the tree trimming guidelines.

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# LEGAL ISSUES IN PROTECTING LOW-INCOME ELDERLY FROM PROPERTY TAX INCREASES

The Town Attorney presented a report on legal issues raised by a program designed to protect low-income elderly from property tax increases. Mr. Brough stated that if the Board does pursue a program to protect the low-income elderly from property tax increases, such a program should be established under the town's spending power as opposed to its taxing power. In addition, depending on how such a program is designed, it may be necessary to seek additional legislation from the General Assembly.

(No action was taken by the Board on this matter.)

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### APPOINTMENT TO HUMAN SERVICES COMMISSION

Rev. James Coile has expressed an interest in being appointed to the Human Services Commission. The Chair of the Human Services Commission recommended that he be appointed.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY RANDY MARSHALL THAT JAMES COILE BE APPOINTED TO THE HUMAN SERVICES COMMISSION. VOTE: AFFIRMATIVE ALL

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### APPOINTMENT TO PARKS & RECREATION COMMISSION

Doris Murrell, Chair of the Parks & Recreation Commission, recommended the appointment of Donald Pendergrass to one of the vacant out-of-town seats on the Parks & Recreation Commission.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY TOM GURGANUS THAT DONALD PENDERGRASS BE APPOINTED TO THE PARKS & RECREATION COMMISSION. VOTE: AFFIRMATIVE ALL

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# PERSONNEL SERVICES ISSUES/1990-91 BUDGET

The administration recommended that the Board approve the following salary-related components in the 1990-91 budget:

1. Funding of a 4% across-the-board increase for all town employees, effective July 1, 1990 (Total Cost: \$104,790);

2. Implementation of the new pay plan recommended by the MAPS Group as outlined by the staff's Option Four, effective January 1, 1991 (Total Cost: \$54,631); and

3. Funding of merit increases for town employees (Total Cost: \$76,472).

(No action was taken by the Board on these matters.)

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### SPECIAL BOARD WORKSESSION SET

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT A SPECIAL BOARD WORKSESSION BE SCHEDULED FOR WEDNESDAY, JUNE 27, 1990 AT 7:30 P.M. IN PHILLIPS JR. HIGH SCHOOL TO ALLOW THE BOARD TO MEET JOINTLY WITH THE ORANGE COUNTY BOARD OF COMMISSIONERS AND CHAPEL HILL TOWN COUNCIL TO CONSIDER AMENDMENTS RELATING TO THE RURAL CHARACTER STUDY. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (CALDWELL)

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# PUBLIC HEARING SET/TEMPORARY CLOSING OF MILTON DRIVE

Mr. Morgan stated that the town had received a request from the residents of Cheek Street and Milton Drive to close Milton Drive on July 4th from 5-9 p.m. to accommodate a neighborhood block party. Mr. Morgan requested that the Board set a public hearing for June 26, 1990 to consider the street closing request.

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY JACQUELYN GIST THAT A PUBLIC HEARING BE SET FOR JUNE 26, 1990. VOTE: AFFIRMATIVE ALL

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MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE MEETING BE ADJOURNED. VOTE: AFFIRMATIVE ALL

Town Clerk

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