

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, August 21, 1990 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

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

Absent:

Alderman	Hilliard Caldwell
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APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY TOM GURGANUS THAT THE MINUTES OF JUNE 19 AND 26, 1990 BE APPROVED. VOTE: AFFIRMATIVE ALL

RESOLUTION HONORING THE LIFE AND MEMORY OF H. BRYANT HACKNEY

The following resolution was introduced by Alderman Tom Gurganus and duly seconded by Alderman Randy Marshall.

**A RESOLUTION HONORING THE LIFE AND MEMORY
OF H. BRYANT HACKNEY**

Resolution No. 1/90-91

WHEREAS, Bryant Hackney served the Town of Carrboro as a member of the Board of Aldermen from May, 1963 to September, 1966; and

WHEREAS, Bryant Hackney served as Mayor of the Town of Carrboro from September, 1966 to May, 1967; and

WHEREAS, Bryant Hackney, serving as a Magistrate for Orange County, brought his wisdom, sense of fairness and justice and his good offices to Small Claims Court from December, 1968 to November, 1989; and

WHEREAS, Bryant Hackney, as a member of the Carrboro Methodist Church and as a father, husband and friend to many, served as an example to all of Carrboro during his lifetime.

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

Section 1. The Board hereby expresses its thanks for Bryant Hackney's many contributions to the Town of Carrboro and respect to his memory.

Section 2. The Mayor and Board of Aldermen send this memorial resolution to Bryant Hackney's family expressing the Town of Carrboro's regrets.

Section 3. This resolution shall be spread upon the official minutes of the Carrboro Board of Aldermen.

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 21st day of August, 1990:

Ayes: Randy Marshall, Tom Gurganus, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: Hilliard Caldwell

CHARGE ISSUED TO NEW BOARD APPOINTEE

The Town Clerk issued a "charge" to Margaret Brown, a recent appointee to the Planning Board.

PUBLIC HEARING SET/ESTABLISHMENT OF A PERCENTAGE GOAL FOR PARTICIPATION BY MINORITY BUSINESSES IN AWARDING BUILDING CONSTRUCTION CONTRACTS

The administration requested that a public hearing be set for September 18, 1990 to receive public comments on the verifiable percentage goal for participation by minority businesses in the awarding of building construction contracts awarded pursuant to G.S. 143-128.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY TOM GURGANUS THAT A PUBLIC HEARING BE SET FOR SEPTEMBER 18, 1990. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING/LAND USE ORDINANCE TEXT AMENDMENT/CHANGES IN PERMIT REQUIREMENTS FOR USES WITHIN THE B-5, WM-3 AND C ZONING DISTRICTS

Julia Trevarthen, the town's Senior Planner, stated that 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.

Ms. Trevarthen reviewed the proposed amendments and stated that the administration recommended that the Board not adopt the proposed text amendment because the town staff feels that the proposed amendment will not provide any additional protection for the watershed. Additionally, the text amendment as written will remove what limited flexibility that staff currently has for dealing with small business uses in the C, B-5 and WM-3 zoning districts.

Jim Manor, representing the Planning Board, stated that the Planning Board had not had a quorum at its meeting of August 16, 1990 when the amendments were discussed, but that the three members present had recommended approval of the proposed amendments.

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

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE PLANNING BOARD (WITH A QUORUM PRESENT) BE ASKED TO HEAR THE STAFF PRESENTATION MADE TO THE BOARD OF ALDERMEN ON THIS MATTER, AND THAT THE AMENDMENT BE BROUGHT BACK TO THE BOARD OF ALDERMEN FOLLOWING THE PLANNING BOARD'S REVIEW. VOTE: AFFIRMATIVE FIVE, NEGATIVE ONE (MARSHALL)

STATUS REPORT/CARR MILL MALL AND PTA THRIFT SHOP BIKEPATHS

Roy Williford, Planning Director, presented a status report on the proposed PTA Thrift Shop and Carr Mill Mall bikepaths. Mr. Williford stated that the PTA Thrift Shop Board of Directors was to consider the town's request for an easement at its meeting on August 21, 1990. Once the Thrift Shop easement has been secured, efforts will be made to secure an easement across the remaining property owned by Ms. Mary Watson. Carr Mill has agreed to give the town the necessary easement for the Carr Mill bikepath. The town staff

has submitted project descriptions to N.C. DOT for potential funding of the projects.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY FRANCES SHETLEY THAT THE BOARD IS COMMITTED TO COMPLETING THE CARR MILL MALL BIKEPATH; THE TOWN STAFF BE AUTHORIZED TO NEGOTIATE WITH THE OWNER OF CARR MILL FOR AN EASEMENT; THAT THE TOWN STAFF BE AUTHORIZED TO ACQUIRE A GRANT FROM N.C. DOT FOR BOTH PROJECTS; AND THAT MAYOR KINNAIRD AND ALDERMAN SHETLEY BE THE BOARD'S REPRESENTATIVES TO CONTACT N.C. DOT ABOUT POSSIBLE FUNDING OF THE PROJECTS. VOTE: AFFIRMATIVE ALL

IMPLEMENTATION OF NEW PAY PLAN

The administration recommended that the Board adopt a new pay plan according to Option One as recommended by the MAPS Group and with the changes recommended by the Town Manager to move the Accounting Specialist to Accounting Officer (Grade 13), to move the Accounting Clerk to Grade 8, to move the Program Support Assistant I in Recreation to Program Support Assistant II (Grade 8); effective with the pay period beginning August 30, 1990.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY FRANCES SHETLEY THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS POTENTIAL LITIGATION. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY RANDY MARSHALL THAT THE PAY PLAN AS RECOMMENDED BY THE TOWN MANAGER BE ADOPTED WITH THE DELETION OF PAY GRADE ONE. VOTE: AFFIRMATIVE TWO, NEGATIVE FOUR (KINNAIRD, SHETLEY, GIST, BRYAN)

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE PAY PLAN BE ADOPTED AS RECOMMENDED BY THE TOWN MANAGER WITH THE DELETION OF SALARY GRADE ONE AND EXCLUDING THE POSITION OF SPECIAL PROJECTS COORDINATOR AND ACCOUNTING CLERK. VOTE: AFFIRMATIVE FIVE, NEGATIVE ONE (GURGANUS)

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY FRANCES SHETLEY THAT THE ACCOUNTING CLERK BE PLACED ON GRADE 9 AND THAT THE COMMUNITY AND ECONOMIC DEVELOPMENT OFFICER BE PLACED ON GRADE 18. VOTE: AFFIRMATIVE FOUR, NEGATIVE TWO (GURGANUS, MARSHALL)

REPORT ON TELEPHONE SYSTEM AND REQUEST FOR AUTHORIZATION TO ADVERTISE THE EXCHANGE OF PROPERTY

Tim Blake, the town's Purchasing Officer, presented a status report on the town's new phone system. In addition, Mr. Blake requested authorization to advertise the exchange of 26 Merlin phone sets and 6 Merlin control cabinets to Executone Systems, Inc. in exchange for 16 Isoetec phone sets.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THE TOWN STAFF BE AUTHORIZED THE ADVERTISE THE EXCHANGE OF PROPERTY. VOTE: AFFIRMATIVE ALL

RESOLUTION DESIGNATING INSTALLMENT CONTRACT FOR AERIAL PUMPER AS A TAX EXEMPT OBLIGATION

The administration recommends adoption of a resolution designating the contract with Southern National Leasing Corp. for the purchase of the aerial pumper as a tax-exempt obligation of the town.

The following resolution was introduced by Alderman Tom Gurganus and duly seconded by Alderman Randy Marshall.

A RESOLUTION DESIGNATING AN INSTALLMENT PURCHASE CONTRACT
AS A TAX-EXEMPT OBLIGATION OF THE TOWN
Resolution No. 2/90-91

WHEREAS, the Town of Carrboro, through its duly elected Mayor, with the consent and approval of the Board of Aldermen, has entered into a contract

with Southern National Leasing Corporation for the purchase of an aerial pumper; and

WHEREAS, the said contract, bearing the date August 22, 1990, qualifies as a tax-exempt obligation of the town, pursuant to the Internal Revenue Code of 1986.

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

Section 1. The aforesaid contract, bearing the date August 22, 1990, by and between the Town of Carrboro and Southern National Leasing Corporation, together with the amounts to be paid thereunder, be and the same are hereby designated as a qualified tax-exempt obligation of the town for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986.

Section 2. 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 21st day of August, 1990:

Ayes: Randy Marshall, Tom Gurganus, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: Hilliard Caldwell

STATE WATERSHED REGULATIONS--COMMENTS/RESOLUTION

Julia Trevarthen, Senior Planner, stated that the administration recommended adoption of a resolution commenting on proposed State-wide regulations for protecting water supply watersheds. Ms. Trevarthen reviewed the proposed regulations.

Alderman Bryan submitted a list of proposed changes to the resolution.

It was the consensus of the Board to delay action of this matter until the Board's meeting scheduled for August 28th in order for the town staff to review the changes suggested by Alderman Bryan.

APPOINTMENTS TO DOWNTOWN DEVELOPMENT COMMISSION

Gary Phillips, Chair of the Downtown Development Commission, recommended the appointment of Charles Ward and Monica Nees to the Downtown Development Commission.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY TOM GURGANUS THAT MONICA NEES AND CHARLES WARD BE APPOINTED TO THE DOWNTOWN DEVELOPMENT COMMISSION.

VOTE: AFFIRMATIVE ALL

REQUEST TO SET A SPECIAL BOARD WORKSESSION

The administration requested that the Board schedule a special meeting for Thursday, August 30, 1990 at 7:30 p.m. to allow the Board of Aldermen to meet jointly with the Orange County Board of Commissioners and Chapel Hill Town Council to consider amendments relating to the Rural Character Study. The meeting is scheduled to be held in Phillips Jr. High School.

MOTION WAS MADE BY FRANCES SHETLEY AND SECONDED BY JAY BRYAN THAT A SPECIAL MEETING BE SCHEDULED FOR THURSDAY, AUGUST 30, 1990 AT 7:30 P.M. IN PHILLIPS JR. HIGH SCHOOL. VOTE: AFFIRMATIVE ALL

APPOINTMENT OF DEPUTY TOWN CLERK

The administration requested that the Program Support Assistant II position in the Planning Department be reclassified to Administrative Assistant

I/Deputy Town Clerk. In addition, the administration requested that the Board adopt a resolution appointing James Spivey as Deputy Town Clerk.

MOTION WAS MADE BY FRANCES SHETLEY AND SECONDED BY JACQUELYN GIST THAT THE RECLASSIFICATION OF THE PROGRAM SUPPORT ASSISTANT II POSITION IN THE PLANNING DEPARTMENT BE RECLASSIFIED TO ADMINISTRATIVE ASSISTANT I/DEPUTY TOWN CLERK WITH A FIVE PERCENT INCREASE IN SALARY. VOTE: AFFIRMATIVE FIVE, NEGATIVE ONE (GURGANUS)

The following resolution was introduced by Alderman Frances Shetley and duly seconded by Alderman Jacquelyn Gist.

A RESOLUTION APPOINTING JAMES SPIVEY AS DEPUTY TOWN CLERK
Resolution No. 3/90-91

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. James Spivey is hereby appointed as Deputy Town Clerk for the Town of Carrboro. As Deputy Town Clerk, Mr. Spivey shall perform all the duties and functions of the Town Clerk in the absence of the Town Clerk.

Section 2. 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 21st day of August, 1990:

Ayes: Randy Marshall, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: Tom Gurganus


Absent or Excused: Hilliard Caldwell

LEGISLATION DEALING WITH ZIP CODES AND MUNICIPAL BOUNDARIES

Alderman Shetley requested that the Town Attorney draft a resolution endorsing the passage of legislation to alleviate problems created when postal zip code boundaries and municipal boundaries do not coincide.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY TOM GURGANUS THAT THE MEETING BE ADJOURNED. VOTE: AFFIRMATIVE ALL


Town Clerk


Mayor