

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, November 13, 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 W. Morgan
Town Clerk	Sarah C. Williamson
Town Attorney	Michael Brough

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY HILLIARD CALDWELL THAT THE MINUTES OF OCTOBER 23, 1990 BE APPROVED. VOTE: AFFIRMATIVE ALL

PROCLAMATIONS ISSUED

Mayor Kinnaird read proclamations proclaiming November 11-17, 1990 as Human Rights Week and December 2, 1990 as Ackland Art Museum Day Downtown in Carrboro.

CHARGES ISSUED

The Town Clerk issued charges to Charles Held, a recent appointee to the Cable T.V. Committee, and Judith Williams, a recent appointee to the Planning Board.

REPORT ON USE OF MOTORIZED DIRT BIKES IN RESIDENTIAL AREAS

Christopher Row, a resident of 1220 Hillsborough Road, requested the Board to consider prohibiting motorized dirt bikes in residential neighborhoods. Mr. Row stated that his neighbor's children ride these dirt bikes in their driveway causing a disturbance to he and his family.

The Board requested that the town staff investigate Mr. Row's complaint come up with a possible solution to this problem.

REQUEST FOR LAND USE ORDINANCE TEXT AMENDMENT

Tommie Watts, representing Allie Brewer, requested that the Board consider amending the Land Use Ordinance to allow day care centers in the B-1(g) zoning district.

The Board referred Mr. Watts' request to the town staff to prepare the necessary amendment.

PUBLIC HEARING SET/COMMUNITY NEEDS ASSESSMENT

The administration requested that a public hearing be scheduled for December 4, 1990, to receive citizen input for consideration in the preparation of the 1991-92 operating budget, including the capital improvements plan.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JAY BRYAN THAT A PUBLIC HEARING BE SET FOR DECEMBER 4, 1990. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING SET/STREET CLOSING REQUEST/WEAVER STREET CHRISTMAS PARADE CELEBRATION

The Chapel Hill-Carrboro Chamber of Commerce and The Chapel Hill Herald, co-sponsors of the 1990 Christmas Parade, have requested the temporary closing of Weaver Street from the Main Street intersection to the North Greensboro Street intersection to vehicular traffic from 12:00 noon to 3:30 p.m. on Saturday, December 1, 1990 to accommodate a Christmas Carnival at the conclusion of the Christmas Parade.

The administration recommended that a public hearing be set for November 27, 1990 to consider this street closing request.

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY JAY BRYAN THAT A PUBLIC HEARING BE SET FOR NOVEMBER 27, 1990. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING SET/VOLUNTARY ANNEXATION/CHAPEL HILL TENNIS CLUB

The Chapel Hill Tennis Club submitted a petition for annexation on November 3, 1988 with the understanding that the effective date of annexation would be December 31, 1990. This property is contiguous to the Town of Carrboro and is located on the southern end of Westbrook Drive adjacent to the Weatherhill Subdivision, and north of Morgan Creek. The property contains 19.138 acres.

The administration recommended that the Board adopt a resolution setting a public hearing for December 11, 1990.

The following resolution was introduced by Alderman Tom Gurganus and duly seconded by Alderman Jay Bryan.

A RESOLUTION SETTING A PUBLIC HEARING TO CONSIDER THE ANNEXATION OF THE CHAPEL HILL TENNIS CLUB UPON THE REQUEST OF THE PROPERTY OWNERS
Resolution No. 18/90-91

WHEREAS, the Town of Carrboro has received a petition from the owners of The Chapel Hill Tennis Club 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 December 11, 1990 to consider the voluntary annexation of the Chapel Hill Tennis Club.

Section 2. The Town Clerk shall cause a notice of this public hearing to be published once in The Chapel Hill Newspaper 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 13th day of November, 1990:

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

Noes: None

Absent or Excused: None

PRESENTATION OF AUDIT REPORT FOR FISCAL 1989-90

Sam McNarry, representing Deloitte and Touche, presented the audit report for the fiscal year 1989-90 and answered the Board's questions concerning the audit.

PASS THROUGH AGREEMENT WITH CITY OF DURHAM FOR REIMBURSEMENT OF TRANSPORTATION PLANNING GRANT FUNDS

The administration requested that the Board authorize the Town Manager to execute an agreement with the City of Durham to receive \$6,166 in Federal PL Grant funds, which will be used to supplement staff salaries in the Planning Department for preparing new base maps, for inventorying streets, zoning, and land use changes.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY RANDY MARSHALL THAT THE TOWN MANAGER BE AUTHORIZED TO ENTER INTO THE AGREEMENT WITH THE CITY OF DURHAM AND THAT SUBSECTION 2(A) OF ATTACHMENT B TO THE AGREEMENT BE AMENDED TO INCLUDE LANGUAGE THAT THE TOWN OF CARRBORO DOES NOT DISCRIMINATE AGAINST ANY EMPLOYEE OR APPLICANT FOR EMPLOYMENT BECAUSE OF SEXUAL ORIENTATION. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (GURGANUS)

TRANSPORTATION ADVISORY BOARD REQUEST/BIKE SAFETY PROGRAM

Alex Zaffron, Chair of the Transportation Advisory Board, addressed the Board concerning the TAB's plans for a bicycle package which will include bicycle safety programs, policies and procedures available to Carrboro.

Alderman Marshall suggested that the TAB look at posting signs stating that Carrboro advocates the use of bicycles.

MOTION WAS MADE BY FRANCES SHETLEY AND SECONDED BY RANDY MARSHALL THAT THE TAB BE ISSUED THE FOLLOWING CHARGE RELATING TO THE BICYCLE SAFETY PROGRAM:

- a. That the TAB analyze and recommend specific bicycle safety programs, policies and procedures available to Carrboro;
- b. That the TAB include in its deliberations representatives from the Police Department, bicycle community and public school administrators;
- c. That funding for the study be limited to the TAB's current budget;
- d. That the TAB give periodic updates on its progress with the study; and
- e. That the first progress report include information on the budgetary impact of the program.

VOTE: AFFIRMATIVE ALL

DOWNTOWN DESIGN GUIDELINES - CONSULTANT'S FINAL REPORT

Georgia Bizios with Lucy Carol Davis and Associates, presented the Downtown Design Guidelines and answered the Board's questions concerning the guidelines.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY FRANCES SHETLEY THAT THE GUIDELINES BE ACCEPTED AND BE REFERRED TO THE TOWN'S ADVISORY BOARDS FOR FINAL COMMENTS. IN ADDITION, THAT THE TOWN STAFF BE DIRECTED TO REVIEW THE LAND USE ORDINANCE FOR POSSIBLE CONFLICTS WITH THE GUIDELINES AND REPORT BACK TO THE BOARD WITH POSSIBLE RECOMMENDATIONS FOR CHANGES. VOTE: AFFIRMATIVE ALL

TOWN HALL BUILDING MAINTENANCE

Chris Peterson, Public Works Director, stated that the town staff has observed several areas of the Town Hall building which will require maintenance improvements at a substantial capital outlay, including replacement of the roof, replacement of the upper portion of the parapet walls on the exterior of the Town Hall, structural improvements to the second floor. In addition, the administration would like to have a space study of the Town Hall complex. Mr. Peterson stated that the administration recommended that the Board consider undertaking the Town Hall roof replacement in the 1991-92 fiscal year and the establishment of a Building Maintenance-Capital Reserve Fund to assist the town with its building maintenance needs beginning in the 1992-93 fiscal year.

[This agenda item was provided as information to the Board; therefore, no Board action was taken.]

PRELIMINARY REPORT ON OFFICE INSTITUTIONAL ZONING CONCEPT

Julia Trevarthen, the town's Senior Planner, presented a report on two new zoning districts--Office (O) and Office/Assembly (OA). This report included the characteristics of Office/Institutional/Assembly-type zoning districts, sizing of these districts, location considerations, and the most commonly permitted uses.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JAY BRYAN THAT THIS REPORT BE REFERRED TO THE PLANNING BOARD FOR CONSIDERATION, THAT THE TOWN STAFF BE DIRECTED TO DEVELOP AN ORDINANCE CREATING THE OFFICE AND OFFICE/ASSEMBLY ZONING DISTRICTS FOR THE BOARD'S CONSIDERATION, AND THAT THE TOWN STAFF BE DIRECTED TO DEVELOP A LIST OF PROPERTIES WITHIN CARRBORO'S PLANNING JURISDICTION WHICH MIGHT BE SUITABLE FOR THE NEW ZONES FOLLOWING REVIEW OF THE ORDINANCE BY THE BOARD OF ALDERMEN. VOTE: AFFIRMATIVE FIVE, NEGATIVE TWO (GURGANUS, CALDWELL)

BUDGET AMENDMENT

The administration recommended that the Board adopt a budget ordinance amendment which would:

- a. Create an appropriation of \$24,000.00 in the General Fund to cover the \$21,000 expenditure for architectural services fees and \$3,000 in charges for survey work for the Town Commons project; and
- b. Appropriate \$3,625 to cover the fourth payment to Lucy Carol Davis Associates for the downtown design standards.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY RANDY MARSHALL THAT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'90-91 BUDGET ORDINANCE," BE ADOPTED. VOTE: AFFIRMATIVE ALL

CONCRETE MEDIAN ON JONES FERRY ROAD AT WILLOW CREEK SHOPPING CENTER

The Board requested that the town staff prepare a report on N.C. DOT's plans to install a concrete median to prevent left hand turns out of Willow Creek Shopping Center onto Jones Ferry Road.

AMENDMENT TO TOWN CODE PROHIBITING DISCRIMINATION BASED ON SEXUAL ORIENTATION

The Board requested that the Agenda Planning Committee schedule discussion of a possible amendment to the Town Code which would prohibit discrimination against any employee or applicant for employment because of sexual orientation.

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

Sarah C. Williamson
Town Clerk

Dean J. Kinan
Mayor