

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, February 26, 1991 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 FRANCES SHETLEY AND SECONDED BY TOM GURGANUS THAT THE MINUTES OF FEBRUARY 19, 1991 BE APPROVED. VOTE: AFFIRMATIVE ALL

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**CHARGES ISSUED TO NEW BOARD APPOINTEES**

The Town Clerk issued "charges" to Jeanne Duggan and John Rintoul, recent appointees to the Human Services Commission.

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**PUBLIC HEARING SET/STREET CLOSING REQUEST BY WEAVER STREET MARKET TO ACCOMMODATE THE EARTH DAY 1991 CELEBRATION**

Weaver Street Market has requested the closing of Weaver Street from the Main Street intersection to the North Greensboro Street intersection from 11:30 a.m. to 4:30 p.m. on Saturday, April 20th (rain date: April 27th) to accommodate Earth Day 1991 activities. It was requested that a public hearing be set for March 19, 1991 to review this request.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY TOM GURGANUS THAT A PUBLIC HEARING BE SET FOR MARCH 19, 1991. VOTE: AFFIRMATIVE ALL

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**PUBLIC HEARING/LAND USE ORDINANCE TEXT AMENDMENT TO ALLOW RESTAURANTS WITH DRIVE THROUGH WINDOWS IN B-1(C) ZONE WITH A CONDITIONAL USE PERMIT**

This was a public hearing to consider an amendment to the Land Use Ordinance which would allow restaurants with drive through windows in the B-1(c) zoning district with a conditional use permit.

Mayor Kinnaird informed the Board that a representative of Frances Chan's (the individual who requested this amendment) had called her to request that this item be withdrawn from tonight's agenda.

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**CARR MILL BIKE PATH**

Chris Peterson, the town's Public Works Director, stated that the preliminary cost estimates for the Carr Mill Bike path are \$77,830. By using town forces, the town will save approximately \$13,750. Mr. Peterson explained the location of the proposed bike path and answered the Board's questions.

Helen Waldop, the town's Zoning Administrator, stated that Carr Mill has requested a minor modification to its conditional use permit granted on May 22, 1990 to allow for the bike path. In addition, Carr Mill has requested that the individual additions to the shopping center be phased in order that certificates of occupancy and compliance can be granted separately.

Mike Hammersly, the town's consulting engineer, answered questions regarding the preliminary cost estimates provided for the bike path.

Alderman Shetley expressed her concern regarding safety issues because the bike path begins and ends in the middle of the Carr Mill parking lot, which would dump cyclist traffic into the middle of the parking lot further encouraging cyclists to use the parking lot raising safety concerns.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY RANDY MARSHALL TO ACCEPT THE CONSTRUCTION DRAWINGS, APPROVE THE CARR MILL MALL SITE PLAN WITH MODIFICATIONS AND PHASING, AND AUTHORIZE THE ADMINISTRATION TO SUBMIT CONSTRUCTION DRAWINGS FOR THE BIKE PATH TO PUBLIC BID. IN ADDITION, THE BOARD REQUESTED THAT THE ADMINISTRATION REQUEST AN ALTERNATE BID ON THE FENCING PORTION OF THE PROJECT. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (SHETLEY)

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RECONSIDERATION OF OLD FAYETTEVILLE ROAD EXTENSION

Sarah Burdick, the town's Transportation Planner, stated that at the Board of Aldermen's request, the Planning Board and Transportation Advisory Board reconsidered the proposed Old Fayetteville Road Extension. The TAB recommends that the Old Fayetteville Road Extension be removed from the 1989 Thoroughfare Plan, but that the connector roads between Woodbridge II and Westbrook Drive and the portion of the thoroughfare between Rock Haven Road and BPW Club Road be retained as connector roads. The Planning Board recommends that the Old Fayetteville Road Extension be removed from the Thoroughfare Plan. Ms. Burdick stated that the administration recommends that the Old Fayetteville Road Extension remain on the Thoroughfare Plan.

Alex Zaffron, Chair of the Transportation Advisory Board, explained the TAB's recommendation.

David Knight, Chair of the Planning Board, explained the Planning Board's recommendation.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY FRANCES SHETLEY THAT A PUBLIC HEARING BE SET FOR APRIL 2, 1991 TO RECEIVE CITIZEN INPUT ON WHETHER TO REMOVE THE OLD FAYETTEVILLE ROAD EXTENSION FROM THE THOROUGHFARE PLAN. VOTE: AFFIRMATIVE FOUR, NEGATIVE THREE (CALDWELL, GURGANUS, MARSHALL)

Alderman Shetley requested that a representative from OWASA provide the following at the public hearing: (i) information on the impact of the extension of Old Fayetteville Road on the University Lake Watershed, including the location of the ridge line; and (ii) information on the bridge, including its size, cost, location (whether there are wetlands where it would be located), and who would be expected to pay for it.

It was the consensus of the Board to request that the administration send notices to affected property owners along with the usual newspaper advertisements.

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BUDGET AMENDMENT

The administration requested that the Board of Aldermen adopt a budget ordinance amending transferring \$6,500 from the General Fund Public Works budget to the Capital Reserve Fund for future installation of three school zone flashing lights.

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

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ADOPTION OF 1991 ACTION AGENDA

The administration requested that the Board of Aldermen adopt a resolution officially approving the 1991 Planning Retreat Action Agenda.

Alderman Gist suggested that the Board hold a public hearing next year before the retreat to receive citizen comments on what should be included on the action agenda. In addition, Alderman Gist requested that the Public Works Department be included under Goal #6.

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

A RESOLUTION ADOPTING THE 1991 RETREAT ACTION AGENDA  
Resolution No. 32/90-91

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 13 and 14, 1991 to review their progress on the 1990 Action Agenda and to establish a 1991 Action Agenda.

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

Section 1. The attached list entitled, "1991 Planning Retreat Action Agenda" will be the established priorities of the town staff and Board of Aldermen for 1991.

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 26th day of February, 1991:

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

Noes: None

Absent or Excused: None

#### TOWN OF CARRBORO

#### 1991 PLANNING RETREAT ACTION AGENDA

#### GOAL

#### ACTION PLAN

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| 1. Increase citizen involvement in town decisions.                     | a. Establish a charge for citizen committees to review public works and public safety issues. (Q-2, Board of Aldermen)                                 |
|  | b. Establish a charge for a volunteer task force to involve volunteers in town programs. (Q-2, Board of Aldermen.)                                     |
|  | c. Develop a budget information guide. (Q-2, Manager)  |
|  | d. Obtain citizen/residential input on Downtown Development Commission's report on "Doing Business in Carrboro." (Q-2, Board of Aldermen)              |
| 2. Identify the level of services that the town can afford to provide. | a. List all services and levels (Q-1, Admin. Services)   |
|  | b. Prioritize capital improvements (Q-2, Admin. Services)  |
| 3. Seek alternative revenue sources                                    | a. Receive a status report on the impact, meals, entertainment, catalog sales and increased vehicle taxes. (Q-2, Attorney)                             |
|  | b. Receive a report on the N.C. League of Municipalities' activities on municipal taxing authority. (Q-2, Admin. Services)                             |
|  | c. Identify "donut holes" (property located in city limits but not annexed), project possible revenues and outline annexation process. (Q-2, Planning) |

4. Provide adequate recreation facilities
5. Encourage the location of a new post office in Carrboro
6. To enforce the tree protection ordinance
7. Provide adequate parking for downtown businesses
8. Encourage alternative transportation options in downtown area.
9. Complete long-range and facility planning.
10. Encourage joint review of human services for funding for funding consideration.
11. Review and evaluate Orange Counties' preliminary budget for 1991-92.
12. Continue to protect neighborhoods from intrusions.
13. Strive to enlarge, encourage and enrich small business location in Carrboro.
14. Explore and clarify Carrboro's position on inter-governmental issues.
15. Develop a home buyers guide.
16. Establish a conceptual plan for greenways.
17. Prioritize town needs, services and capital improvements.
- d. Explore the issue of loss of tax base by possible purchase of town property by UNC. (Q-1, Manager)
- a. Prepare a recreation master plan to include:
- community center
  - neighborhood parks
  - operation limits
  - interim plan and alternatives to new facilities
- (Q-3, Recreation)
- a. Contact the Postal Service to encourage the location of a new post office in town. (Q-1, Planning)
- a. Receive a report on how the tree ordinance is enforced. (Q-2, Planning and Public Works)
- a. Receive a report from the Downtown Parking Committee. (Q-1, Planning)
- a. Receive a report from the TAB on downtown circulation. (Q-4, Planning)
- b. Provide a title search on the alley between Weaver and Main Streets. (Q-2, Attorney)
- (Q-4, Planning)
- a. Receive a report on the joint review process of human service activities in Carrboro and their link with other similar activities in Orange County. (Q-2, HSC)
- b. Develop a policy on mid-year funding requests from human service agencies. (Q-2, HSC)
- a. Obtain a copy of Orange County's preliminary budget for 1991-92. (Q-2, Manager)
- a. Continue to protect neighborhoods from intrusions.
- a. Prepare a plan for recruitment. (Q-2, Planning)
- b. Review Downtown Development Commission's report on "Doing Business in Carrboro". (Q-1, Planning)
- c. Receive five-year economic development plan. (Q-2, Planning)
- a. List and set priorities on intergovernmental issues and structures. (Q-2, Board of Aldermen)
- a. Develop a home buyers guide. (Q-3, Planning)
- a. Receive a report on greenways options. (Q-3, Recreation)
- (See Objective #2)

- 18. To ensure adequate water and sewer for all town residents and equitable rates.
  - a. Present OWASA's inventory of water and sewer needs with specific properties identified. (Q-2, OWASA reps.)
- 19. Foster and nurture community spirit.
  - a. Prepare a list of all town organizations and their activities and refer to Parks & Recreation Commission to generate ideas on how to foster community spirit. (Q-2, Recreation)
- 20. Encourage and facilitate pedestrian access in the downtown area.
  - a. (On-going, Board of Aldermen)
- 21. Determine impact of fluctuating oil prices on town services.
  - a. Prepare a report on the impact of fluctuating oil prices on town services. (Q-2, Admin. Services)
- 22. Prepare adequate assessment citizen opinions on town budget.
  - a. Request UNC School of Journalism to prepare a survey to determine citizen opinions of budget. (Q-4, Admin. Services)
- 23. Improve Board procedures for public hearings. (Q-2, Brd. of Aldermen)
  - a. Five-minute limit on speakers.
  - b. Purchase a timer.
  - c. Set up rules for public hearings at the time when the public hearing is set.
  - d. Board should only ask questions of speakers, not argue with them.
  - e. Items sent out in agenda packets that are not on the agenda should have a note attached explaining why it is in the packet.

**CONTINUATION OF 1990 ACTION AGENDA**

- 1. Community Center (Q-1, Recreation)
- 2. Small Business Concerns (Q-2, Planning)
- 3. Computerized Traffic Signalization (Q-1, Planning)
- 4. Customer Relations (On-going, Town Manager)
- 5. Alternative Revenues (Q-1, Admin. Services)
- 6. New Areas for Intergovernmental Agreements (Q-2, Brd. of Aldermen)
- 7. Board Procedures (Q-2, Brd. of Aldermen)
- 8. Bike Paths (On-going, Planning)
- 9. Stormwater Management Implementation Plan (Q-2, Planning)
- 10. Ethics Code for Board of Aldermen (Q-1, Brd. of Aldermen)
- 11. Water Conservation Issues (Q-2, Brd. of Aldermen)
- 12. Economic Development Strategy (Q-2, Planning)
- 13. Downtown Circulation Plan - New Approaches (Q-4, TAB)
- 14. Zoning on Smith Level Road (Q-2, Planning)
- 15. Community Facility Planning (Q-4, Planning)
- 16. Policy on Involuntary Annexation (Q-4, Planning)
- 17. OWASA Right-of-Way (Q-2, Planning)

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**WORKSESSION TO VIEW ANDRE DUANY TAPE**

Mayor Kinnaird requested that the Agenda Planning Committee and town staff schedule a time when the town's advisory boards along with the Board of Aldermen could view the Andre Duany tape.

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**APPOINTMENT TO JOCCA BOARD OF DIRECTORS**

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY FRANCES SHETLEY THAT DAZZIE LANE BE APPOINTED AS THE TOWN OF CARRBORO'S REPRESENTATIVE ON THE JOCCA BOARD OF DIRECTORS. VOTE: AFFIRMATIVE ALL

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APPOINTMENT TO OWASA BOARD OF DIRECTORS

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY RANDY MARSHALL THAT HANK ANDERSON BE RE-APPOINTED AS ONE OF THE TOWN'S REPRESENTATIVES ON THE OWASA BOARD OF DIRECTORS. VOTE: AFFIRMATIVE ALL

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MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY TOM GURGANUS THAT THE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS THE ACQUISITION OF PROPERTY. VOTE: AFFIRMATIVE ALL

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Joseph C. Williamson  
Town Clerk

Joseph J. Kormanis  
Mayor