A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, November 12, 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 (arrived at 7:55 p.m.)

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 TOM GURGANUS AND SECONDED BY HILLIARD CALDWELL THAT THE MINUTES OF OCTOBER 22 AND NOVEMBER 6, 1991 BE APPROVED. VOTE: AFFIRMATIVE ALL

PROCLAMATION ISSUED

Mayor Pro Tem Caldwell issued a proclamation proclaiming November 10-16, 1991 as Employ a Vet Week in the Town of Carrboro.

PUBLIC HEARING SET/CUP MODIFICATION/FAIROAKS SUBDIVISION/REMOVAL OF BARRICADE ON PATHWAY DRIVE

Karl Blackley has requested a conditional use permit modification which would allow removal of the barrier from Pathway Drive. The property is located at 1200 Hillsborough Road. The parcel is identified as Tax Map 108 and is zoned R-15 and R-SIR.

The administration recommended that a public hearing be set for November 26, 1991 to receive input on whether the barricade on Pathway Drive between the Spring Valley and Fair Oaks Subdivisions should be removed.

[Alderman Shetley arrived at the meeting.]

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT A PUBLIC HEARING BE SCHEDULED FOR NOVEMBER 26, 1991. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (GURGANUS)

LAND USE ORDINANCE TEXT AMENDMENT/CHANGES TO SIGN ORDINANCE

The administration recommended that a public hearing be set for December 3, 1991 to consider proposed amendments to the Land Use Ordinance provisions dealing with signs.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JACQUELYN GIST THAT A PUBLIC HEARING BE SCHEDULED FOR DECEMBER 3, 1991. VOTE: AFFIRMATIVE ALL

FRANCIS CHAN CONDITIONAL USE PERMIT MINOR MODIFICATION

Francis Chan has requested a minor modification to the conditional use permit issued to him on September 24, 1991 for the property located at 201 North Greensboro Street. The applicant requested removal of Conditional #8 which required that a traffic barrier be erected at the exist onto Center Street to prevent traffic from entering Center Street between the hours of 8:00 p.m. through 6:00 a.m.

The administration recommended that Condition #8 be removed since it relate strictly to the use of the property as a restaurant.

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY RANDY MARSHALL THAT CONDITION #8 BE REMOVED. VOTE: AFFIRMATIVE FIVE, NEGATIVE TWO (GIST, BRYAN)

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY FRANCES SHETLEY THAT IT IS THE INTENT OF THE BOARD OF ALDERMEN TO REINSTATE CONDITION #8 IF IN THE FUTURE THE APPLICANT REQUESTS A CONDITIONAL USE PERMIT FOR A RESTAURANT USE

ON THIS PROPERTY. VOTE: AFFIRMATIVE FOUR, NEGATIVE THREE (CALDWELL, GURGANUS, MARSHALL)

REPORT FROM TASK FORCE ON REDUCING VIOLENT CRIME AND ILLEGAL DRUG USE

Dr. John Turner, chair of the Task Force on Reducing Violent Crime and Illegal Drug Use presented the Report of the Task Force on Reducing Violent Crime and Illegal Drug Use dated October 1991, to the Board.

It was the consensus of the Board of Aldermen to request the Agenda Planning Committee to schedule a worksession of the Board to discuss this report.

RECOMMENDATIONS ON SMALL AREA PLANNING FOR CARRBORO'S TRANSITION AREA

Julia Trevarthen, the town's Senior Planner, stated that pursuant to the Board of Aldermen's request, the town staff and Planning Board have considered whether or not the town should pursue a small area planning strategy for the northern Transition Area of Carrboro.

Ms. Trevarthen stated that the town staff recommended that the Board of Aldermen pursue small area planning for the Transition Area, and that this matter be considered at the 1992 Planning Retreat for placement on the 1992 Action Agenda.

It was the consensus of the Board of Aldermen to request the Agenda Planning Committee to schedule a time to receive a report from the town staff on the process to be followed in establishing a small area plan for the Transition Area.

TREE PLANTING GRANT

Chris Peterson, the town's Public Works Director, stated that on October 2, 1991, the town was notified that it had been awarded a Tree Planting Grant in the amount of a \$26,920. Mr. Peterson stated that this grant must be matched by the town. The matching funds will be in the form of an in-kind contribution; i.e., labor, equipment rental and vehicle usage.

Chris Gerry, the town's Landscaping/Grounds Supervisor, presented overhead projections of the six areas of town in which the town proposes the planting of trees which are:

- 1. Downtown District (Main Street and Weaver Street at Carr Mill Mall)
- 2. Libba Cotton Bike Path
- 3. North Greensboro Street (Walters Road/North Greensboro Street intersection to Milton Drive/North Greensboro Street intersection
- 4. South Greensboro Street Parking Lot (Proposed)
- 5. Walters Road
- 6. Simpson Street

The Board suggested that the town staff consider placing trees in the following locations: East Main Street; Rosemary Street and at the entranceways into town.

Alderman Marshall requested that the town staff determine if the tree grant would cover the cost of moving power lines/poles to avoid trimming large trees.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY RANDY MARSHALL THAT THE ORDINANCE ENTITLED, "GRANT PROJECT ORDINANCE - TREE PLANTING PROJECT", BE ADOPTED. VOTE: AFFIRMATIVE ALL

APPOINTMENTS TO ANNEXATION AGREEMENT WORK GROUP

The administration recommended that the Board of Aldermen appoint three of its members to serve on the Chapel Hill-Carrboro Annexation Agreement Work Group.

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY RANDY MARSHALL THAT ALDERMEN BRYAN, GIST AND SHETLEY SERVE AS THE BOARD'S REPRESENTATIVES ON THE CHAPEL HILL-CARRBORO ANNEXATION AGREEMENT WORK GROUP. VOTE: AFFIRMATIVE ALL

192 RELEASE OF ECONOMIC DEVELOPMENT FUNDS TO TRIANGLE J COUNCIL OF GOVERNMENTS

Triangle J Council of Governments has requested adoption of a resolution releasing \$789.30 in economic development funds the N.C. State Budget Office appropriated to lead regional organizations by the General Assembly in 1991.

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

A RESOLUTION RELEASING \$789.30 IN ECONOMIC DEVELOPMENT FUNDS TO TRIANGLE J COUNCIL OF GOVERNMENTS Resolution No. 16/91-92

WHEREAS, in North Carolina the Lead Regional Organizations, as voluntary organizations serving municipal and county governments, have established productive working relationships with the cities and counties across the state; and

WHEREAS, many counties and cities continue to need assistance in pursuing economic and community development opportunities, but federal assistance in the form of intergovernmental revenues has been severely curtailed in recent years; and

WHEREAS, the 1991 General Assembly has recognized this need through the appropriation of \$864,270 to help the Lead Regional Organizations assist local governments with grant applications, economic development, community development, support of local industrial development and other activities as deemed appropriate by their local governments; and

WHEREAS, these funds are not intended to be used for payment of members dues or assessments to a Lead Regional Organization or to supplant funds appropriated by the member governments; and

WHEREAS, in the event that a request is not made by a unit of government for release of these funds to our Regional Council, the available funds will revert to the State's General Fund; and

WHEREAS, in Region J funds in the amount of \$48,015 will be used to carry out the economic development plan approved by the COG Board of Delegates and especially to improve the economy of the counties and towns of the Region by strengthening ties to and consequently benefits of the Research Triangle Park.

NOW, THEREFORE BE IT RESOLVED that the Town of Carrboro requests the release of its \$789.30 share of these funds to the Triangle J Council of Governments at the earliest possible time in accordance with the provisions of Chapter 689, House Bill 83, section 19 of the 1991 Session Laws.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 12th day of November, 1991:

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

Noes: None

Absent or Excused: None

<u>DISCUSSION OF CHARGE FOR CITIZEN COMMITTEE TO REVIEW PUBLIC WORKS AND PUBLIC SAFETY ISSUES</u>

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY RANDY MARSHALL THAT DISCUSSION OF THIS MATTER BE PLACED ON THE 1992 RETREAT AGENDA. VOTE: AFFIRMATIVE ALL

Alderman Bryan suggested that the Board also discuss the establishment of a Budget Committee.

APPOINTMENTS TO 1992 RETREAT PLANNING COMMITTEE

It was the consensus of the Board to appoint Alderman Bryan, Gist and Shetley to serve as the 1992 Retreat Planning Committee.

ANIMAL CONTROL ORDINANCE

Mike Brough informed the Board that he was still working on a draft of the revised animal control ordinance.

It was the consensus of the Board to request the Agenda Planning Committee to schedule a presentation by the chair of the Animal Control Ordinance Review Committee on the committee's recommendations for changes to the current ordinance.

EAST MAIN STREET RAILROAD CROSSING

Alderman Bryan requested that the town staff investigate whether the railroad crossing on Main Street could be made smoother to avoid damage to motor vehicles.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT THE MEETING BE ADJOURNED AT 10:50 P.M. VOTE: AFFIRMATIVE ALL

Mayor

Town Clerk