

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, April 28, 1992 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 JACQUELYN GIST AND SECONDED BY FRANCES SHETLEY THAT THE MINUTES OF APRIL 14, 1992 BE APPROVED, AS AMENDED. VOTE: AFFIRMATIVE ALL

CHARGE ISSUED TO NEW BOARD APPOINTEE

The Town Clerk issued a "charge" to Tom High, a recent appointee to the Planning Board.

PROCLAMATION ISSUED

Mayor Pro Tem Caldwell read a proclamation proclaiming the week of May 10 - 16, 1992 as Emergency Services Week in the Town of Carrboro.

INTRODUCTION OF BOARD OF DIRECTORS OF CHAMBER OF COMMERCE

Nathan Millian, a member of the Board of Directors and Manager of Carr Mill Mall was present to introduce members of the Board of Directors of the Chamber of Commerce.

PUBLIC HEARING SET/CHANGES TO SIGN ORDINANCE

The administration requested that the Board of Aldermen set a public hearing for June 9, 1992 to consider amendments to the Land Use Ordinance which address regulation of temporary signs or banners advertising recurring sale or specials, regulation of sandwich board signs, changing the regulations governing arm signs, and removing all regulations governing political signs except a provision banning their placement on trees, utility poles, etc.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JAY BRYAN THAT A PUBLIC HEARING BE SET FOR JUNE 9, 1992. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING RESET/COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

The administration requested that the public hearing on the town's 1992 Community Development Block Grant application scheduled for tonight be rescheduled for May 12, 1992.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY RANDY MARSHALL THAT THIS PUBLIC HEARING BE RESCHEDULED FOR MAY 12, 1992. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING SET/CONDITIONAL USE PERMIT REQUEST/WINSOME LANE SUBDIVISION

Phil Szostak has applied for a conditional use permit that would allow the development of 26 single-family home sites in the Watershed on 142.4 acres. the property is located on the north and south side of Strowd Lane, west of Old Fayetteville Road and north of Highway 54 West. The parcel is identified as Tax Map 108, Lots 39C and 40. The administration recommended that a public hearing be set for May 19, 1992.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY TOM GURGANUS THAT A PUBLIC HEARING BE SET FOR MAY 19, 1992. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING/REVISED ANIMAL CONTROL ORDINANCE

This was a public hearing to receive public input on a revised animal control ordinance for the town.

Interim Police Chief Ben Callahan briefly explained the revised animal control ordinance.

Frances Stein, a resident of Bolin Forest, spoke against the provisions of the ordinance dealing with restraint of cats.

Dick Stein, a resident of Bolin Forest, stated that there is a difference in cats and dogs and that leashing cats is highly impractical.

Toni Constant, a resident of Chapel Hill, stated that she feels all domestic animals should wear tags, that there should be a differential cost in spayed and unspayed animals, that leashing cats would not work, is in favor of requiring people to stop if they hit an animal to see it is alive and try to determine the animal's owner, and spoke against giving away animals as novelties.

Nancy Oglesby, a resident of Old Pittsboro Road, spoke in favor of leashing dogs and cats.

Carrie Monette, a resident of 302 Lindsay Street, spoke against allowing people to keep monkeys and spoke in favor of restraining animals.

Tom Giduz, a resident of 323 Blueridge Road, encouraged a large differential fee for spayed and unspayed animals and encouraged the Board to disallow dogs from riding in the back of pick-up trucks.

Kendal Brown stated that dogs and cats are not equal, that dogs should be kept under restraint, and that restraining cats is unrealistic.

Mary Cameroon, a resident of 307 Lindsay Street, spoke against restraining cats.

Richard Ellington, a resident of 109 Bruton Drive, stated that he feels the proposed ordinance will protect cats, and that there should be a high differential fee for spayed and unspayed animals.

David Harven, pastor of Carrboro Methodist Church and a resident of 102 Dove Street, spoke against leashing of cats.

Randee Link, the town's animal control officer and a Carrboro resident, spoke in favor of restraining animals.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY TOM GURGANUS THAT THE PUBLIC HEARING BE CLOSED. VOTE: AFFIRMATIVE ALL

Alderman Shetley requested that the proposed ordinance be amended to allow the addition of offspring of existing livestock but not the addition of new livestock.

Alderman Bryan requested that the proposed ordinance be amended to give the animal control officer authority to deal with animals causing a nuisance when its owner cannot be determined. In addition, Alderman Bryan requested the Town Attorney provide the Board of Aldermen with a copy of the state law concerning hitting animals and not stopping to determine the animal's condition.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JAY BRYAN THAT A WORKSESSION BE SCHEDULED FOR JUNE 23, 1992 TO DISCUSS THE PROPOSED ORDINANCE, THAT THE TOWN STAFF COMMENT ON THE PROPOSED CHANGES TO THE ORDINANCE, THAT THE CURRENT ORDINANCE BE MADE AVAILABLE TO THE BOARD AT THAT MEETING, AND THAT A COPY OF TONIGHT'S MINUTES BE MADE AVAILABLE AT THAT MEETING. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (MARSHALL)

UNC COAL ASH DISPOSAL AT LANDFILL

Chris Peterson stated that the administration was recommending that the Board of Aldermen approve the Landfill Owners Group recommendation to lower the \$20.00 per ton tip fee to \$13.00 per ton for the coal ash disposal by the University of North Carolina.

The following resolution was introduced by Alderman Randy Marshall and seconded by Jacquelyn Gist.

**A RESOLUTION SETTING THE FEE FOR DISPOSAL OF COAL ASH
FROM THE UNIVERSITY OF NORTH CAROLINA
AT THE ORANGE REGIONAL LANDFILL
FOR FISCAL YEAR 1992-93 AT \$13.00 PER TON
Resolution No. 44/91-92**

WHEREAS, the University of North Carolina currently disposes of ash from its boiler plant at the Orange Regional Landfill; and

WHEREAS, the ash so disposed does not reduce the life of the current landfill; and

WHEREAS, the ash is monofilled at the Orange Regional Landfill so that it could be mined if a beneficial use is developed and permitted; and

WHEREAS, the revenue for the Landfill Fund from the ash is important for funding of all solid waste management programs funded by the Landfill Fund; and

WHEREAS, actual costs to handle and dispose of the ash are less than for municipal solid waste and current landfill fees recognize a difference; and

WHEREAS, the Landfill Owners Group has recommended to the Town of Carrboro's Board of Aldermen that the fee be reduced; and

WHEREAS, by agreement, fees for the Orange Regional Landfill are set by action of the three elected governing bodies of the jurisdictions which own the landfill.

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

Section 1. The fee for disposal of coal ash from the University of North Carolina is set at \$13.00 per ton for Fiscal Year 1992-93.

Section 2. The Manager will proceed with obtaining surface and groundwater testing for the areas in which ash is disposed.

Section 3. The fee and related points of agreement concerning disposal of the ash between the Landfill and the University will be reviewed annually.

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 28th day of April, 1992:

Ayes: Randy Marshall, Hilliard Caldwell, Eleanor Kinnaird, Jacquelyn Gist

Noes: Tom Gurganus, Frances Shetley, Jay Bryan

APPOINTMENT TO OWASA BOARD OF DIRECTORS

The town staff has advertised the vacant seat on the OWASA Board of Directors. Applications have been received from: John Poteat, Michael Hughes, Michael Mylett and Melva Okun for the Board's consideration.

It was the consensus of the Board that each Board member submit a list of questions to be asked of all the applicants for this position to the Mayor by Friday, May 1st. The Mayor would then compile the list of questions and send them to the applicants and the Town Clerk would send the responses to the Board members on May 15th. The Board of Aldermen will consider making the appointment at its meeting on May 19th.

CANCELLATION OF MAY 5TH BOARD MEETING

The administration requested that the Board cancel its meeting scheduled for May 5th due to this being Election Day.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY TOM GURGANUS THAT THE MAY 5TH MEETING OF THE BOARD OF ALDERMEN BE CANCELED. VOTE: AFFIRMATIVE ALL

TRAFFIC SIGNAL AT PTA THRIFT SHOP

It was the consensus of the Board to ask the town staff to contact NCDOT requesting that a traffic signal be installed at the PTA Thrift Shop intersection with Main Street and requesting that officials from NCDOT visit this site.

REDUCTION OF SPEED LIMIT ON SOUTH GREENSBORO STREET

Alderman Bryan requested that the town staff request that NCDOT lower the speed limit on South Greensboro Street.

APPOINTMENT TO LEADERSHIP COMMITTEE/CRIME TASK FORCE

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY RANDY MARSHALL TO APPOINT ALDERMAN GIST TO SERVE AS THE TOWN'S REPRESENTATIVE ON THE LEADERSHIP COMMITTEE FOR THE CRIME TASK FORCE. VOTE: AFFIRMATIVE ALL

TRAFFIC PROBLEMS ASSOCIATED WITH EARTH DAY CELEBRATION

The Board requested that the town staff look into possibly having the timing on stop lights in the vicinity of Weaver and Main Streets adjusted next year when the Earth Day celebration is held. In addition, the Board suggested that Weaver Street Market be required to contract with the town for additional traffic control officers to aid in the flow of traffic.

CONSTRUCTION OF BACK BOARD AT COMMUNITY PARK

Alderman Bryan requested that the town staff look into the possibility of constructing a back board at the Community Park.

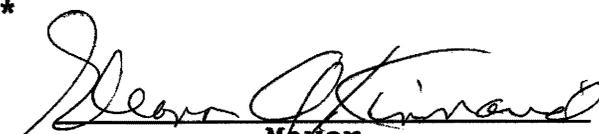
IMPROVEMENTS TO HILLSBOROUGH ROAD AND SOUTH GREENSBORO STREET

It was the consensus of the Board to request that the town staff prepare a report on possible improvements to South Greensboro Street and the portion of Hillsborough Road from the point of current improvements to its intersection with Old Fayetteville Road. Possible improvements should include widening, curb and gutter, sidewalks and bikeways. Staff should also suggest the process for requesting these improvements.

EXECUTIVE SESSION

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY RANDY MARSHALL THAT THE BOARD ADJOURN TO AN EXECUTIVE SESSION TO DISCUSS THE PURCHASE OF PROPERTY. VOTE: AFFIRMATIVE ALL


Town Clerk


Mayor