

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, September 22, 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 Morgan
Town Clerk	Sarah C. Williamson
Town Attorney	Michael Brough

**APPROVAL OF MINUTES OF PREVIOUS MEETING**

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JACQUELYN GIST THAT THE MINUTES OF SEPTEMBER 15, 1992 BE APPROVED. VOTE: AFFIRMATIVE ALL

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**CHARGE ISSUED AND CERTIFICATE OF APPRECIATION PRESENTED**

The Town Clerk issued a charge to Dan Leonard, a recent appointee to the Planning Board. In addition, the Mayor and Board of Aldermen presented a certificate of appreciation to Mr. Leonard for his service to the town while serving on the Appearance Commission/Neighborhood Preservation District Commission.

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**REQUEST TO SET PUBLIC HEARING/JOINT PUBLIC HEARING ON CHANGES TO JOINT PLANNING AREA LAND USE PLAN NECESSARY TO FULLY IMPLEMENT THE CHAPEL HILL SMALL AREA PLAN FOR THE SOUTHERN AREA**

The administration requested that the Board of Aldermen set a joint public hearing with Orange County and the Town of Chapel Hill for October 14, 1992 at 7:30 p.m. to be held at Culbreth Middle School in Chapel Hill to consider changes to the Joint Planning Area Land Use Plan necessary to implement the Chapel Hill Small Area Plan for the Southern Area.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY TOM GURGANUS THAT A JOINT PUBLIC HEARING BE SET FOR OCTOBER 14, 1992. VOTE: AFFIRMATIVE ALL

[Aldermen Marshall and Caldwell stated that they had prior commitments and would not be in attendance at this meeting.]

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**SECOND READING/AMENDMENT TO SMOKE DETECTOR ORDINANCE**

This was a second reading on a proposed ordinance amending Section 12-19 of the Town Code to clarify the responsibilities of owners and tenants of rental residential units with respect to smoke detectors. This ordinance received a tie vote at its first reading on September 15, 1992.

Mike Brough explained a proposed alternative ordinance.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY HILLIARD CALDWELL THAT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING SECTION 12-19 OF THE CARRBORO TOWN CODE TO CLARIFY THE RESPONSIBILITIES OF OWNERS AND TENANTS OF RENTAL RESIDENTIAL UNITS WITH RESPECT TO SMOKE DETECTORS," ALTERNATIVE #2 BE ADOPTED. VOTE: AFFIRMATIVE ALL

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**REQUEST FOR RELEASE OF BACK TAXES**

Mr. Morgan stated that the town had received a request from Robyn and Jake Gardner of 1604 N. Greensboro Street requesting relief of back taxes owed on their property back to 1987. Mr. Morgan stated that this request was being made because Orange County failed to bill this property for these taxes until this year.

Jake Gardner stated that he and his wife did not realize their property was in the town limits until they received the tax bill from the Orange County Tax Office.

It was a consensus of the Board to delay action on this matter until the Board's October 6th meeting with the request that the town staff provide the following information: (i) the date the tax notice was mailed to the Gardners by Orange County Tax Office and in what format it was mailed; (ii) whether the Gardners have voted in municipal elections; (iii) a breakdown on taxes and penalties; and (iv) the date of the Quarterpath Trace annexation.

Alderman Gurganus requested that the town staff request that the Orange County Tax Office place tax bills in envelopes for mailing.

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STREET CLOSING REQUEST/CARRBORO BAPTIST CHURCH

The Carrboro Baptist Church has submitted a permit application for the temporary closing of North Greensboro Street from the Main Street intersection to the Weaver Street intersection to vehicular traffic from 10:00 a.m. to 3:00 p.m. on Sunday, October 11, 1992 to accommodate the Church's Homecoming Festivities.

The administration recommended adoption of a resolution authorizing the temporary closing of North Greensboro Street to accommodate the Church's homecoming.

The following resolution was introduced by Alderman Jacquelyn Gist and seconded by Alderman Hilliard Caldwell.

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSING  
OF PART OF NORTH GREENSBORO STREET  
TO ACCOMMODATE THE CARRBORO BAPTIST CHURCH HOMECOMING  
Resolution No. 10/92-93

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The following street shall be temporarily closed on Sunday, October 14, 1990 from 10:00 a.m. to 3:00 p.m. to accommodate the Carrboro Baptist Church Homecoming. This event is to be held in accordance with the permit issued by the Board of Aldermen pursuant to Article III of Chapter 7 of the Town Code:

North Greensboro Street from the Main Street intersection  
to the Weaver Street intersection.

Section 2. The town administration shall deliver appropriate traffic control devices (barricades) to Carrboro Baptist Church on Friday, October 9, 1992.

Section 3. Carrboro Baptist Church shall be responsible for the installation and removal of the temporary traffic controls (barricades) on the day of the closing.

Section 4. No person may operate any vehicle contrary to the traffic control devices installed in accordance with Section 2 of this resolution.

Section 5. Carrboro Baptist Church will be responsible for notifying Central Communications when the street(s) are closed and when re-opened to vehicular traffic.

Section 6. 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 22nd day of September, 1992

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

Noes: None

Absent or Excused: None

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ADOPTION OF A REVISED ANIMAL CONTROL ORDINANCE

The Board of Aldermen considered a revised animal control ordinance for the town.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY HILLIARD CALDWELL THAT ~~THE~~ PROPOSED ORDINANCE BE ADOPTED. VOTE: AFFIRMATIVE TWO, NEGATIVE FIVE (GURGANUS, KINNAIRD, SHETLEY, GIST, BRYAN)

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE PROPOSED ANIMAL CONTROL ORDINANCE BE BROUGHT BACK TO THE BOARD ON OCTOBER 6TH WITH CHANGES DISCUSSED BY THE BOARD ALONG WITH A SUMMARY OF THE DIFFERENCE BETWEEN THE CURRENT ORDINANCE AND THE PROPOSED ORDINANCE. VOTE: AFFIRMATIVE FOUR, NEGATIVE THREE (MARSHALL, GURGANUS, CALDWELL)

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#### CARRBORO MIDDLE SCHOOL RECREATION FACILITIES

Richard Kinney, the town's Recreation and Parks Director, stated that certain recreation facilities at the proposed middle school are no longer included in the initial construction phase to be funded by the proposed bond referendum. School officials have approached the town about possible cooperative arrangements to fund the construction of these facilities in the initial phase if the bond referendum passes. Mr. Kinney requested that the Board provide direction as to whether or not this matter should be pursued in consideration of its value to the public recreation program and financial impact of funding this project. If so, the administration would recommend that a management agreement (including joint use of town auxiliary gym, parking and other on-site school facilities, etc.) be developed that would be agreeable to both parties.

Dick Drake, with the Chapel Hill-Carrboro City School System, stated that there is a need for a gym and auditorium at the proposed school but whether these facilities will be include in the 1996-97 bond issue for the elementary school on this site is not known at this time.

It was a consensus of the Board to request the town staff to prepare a report on options for using payment-in-lieu of funds.

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#### REPORT ON PARK PLAY EQUIPMENT

Richard Kinney, the town's Recreation and Parks Director, stated that the Recreation and Parks Department has performed a self-initiated review on play equipment apparatus at all parks and taken certain actions to improve their status. Mr. Kinney stated that the administration was recommending that the play structures at Baldwin Park be removed after a meeting with the Broad Street neighborhood to inform the residents of why this action is needed and what future action is planned. Mr. Kinney stated that the administration also recommended that the Board fund \$3,000 from fund balance in the current fiscal year and a similar amount over the next four years to develop a fund for playground refurbishment specifically earmarking these funds to go toward replacement of the play equipment at the Baldwin Park.

It was a consensus of the Board to request the town staff to hold the Broad Street neighborhood meeting prior to the Board taking action on this matter.

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#### APPOINTMENT TO HUMAN SERVICES COMMISSION

The Chair of the Human Services Commission recommended that Gina Powell be appointed to the vacant seat on the Human Services Commission.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT GINA POWELL BE APPOINTED TO THE HUMAN SERVICES COMMISSION. VOTE: AFFIRMATIVE ALL

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#### CRITIQUE OF LEADERSHIP-BASED BUDGET PROCESS

The purpose of this agenda item was to solicit comment from the Board on last year's budget process, how we might better implement the principles of leadership-based budgeting in this year's budget process, and finally, what changes we need to make in our budget calendar to accommodate these improvements.

It was a consensus of the Board to request that the proposed budget calendar for the 1993-94 budget be revised as follows:

- a. On November 10th - That the staff present the 1st quarter financial report incorporating fund summaries and year-end projects with a comparison to last year.
- b. That the December 5th (Saturday) board/staff worksession to discuss town goals be changed to Tuesday, December 1st.
- c. That the February 5th meeting be changed to read: Manager gives department heads their allocations based upon the top management's goal decisions on February 2nd.

In addition, the Board requested that all funds be included in discussions; that the CDBG grant be included in the budget, when the Board reaches a consensus to remove items during worksessions, that those items be removed from the budget; and that program cuts be considered rather than just capital items.

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TRAFFIC SIGNAL AT PTA THRIFT SHOP

Mr. Morgan informed the Board that NCDOT has agreed to place a traffic signal at the PTA Thrift Shop entrance onto Main Street.

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TREATMENT OF STORMWATER

It was a consensus of the Board to authorize the Mayor to send letters to the town's congressional delegation requesting that they not implement the October 1st deadline to require treatment of stormwater by cities and towns under 100,000 population.

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APPOINTMENT TO COORDINATING COUNCIL FOR HUMAN SERVICES

It was a consensus of the Board to request the chair of the Human Services Commission for a recommendation on this appointment along with requesting the Town Manager for a recommendation on a staff person to serve.

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COALITION FOR PUBLIC TRANSPORTATION

The Board requested that the Agenda Planning Committee schedule a discussion of this matter.

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APPOINTMENT TO AIRPORT COMMITTEE

The Board requested that the Manager bring back a report on October 6th on this matter.

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TIN TOP NEIGHBORHOOD

The Board requested a report from the Police Department on the drug dealing and other dangerous conduct taking place in the Tin Top neighborhood.

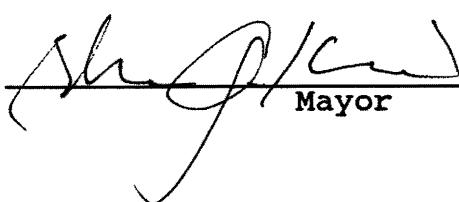
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CROSSWALK ON NORTH GREENSBORO STREET IN THE VICINITY OF HARRIS TEETER

The Board requested that the Agenda Planning Committee schedule a discussion of placing a crosswalk on N. Greensboro Street in the vicinity of Harris-Teeter grocery store.

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MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE BOARD ADJOURN TO AN EXECUTIVE SESSION TO DISCUSS ACQUISITION OF PROPERTY AT 11:40 P.M. VOTE: AFFIRMATIVE ALL

  
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 Mayor

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 Town Clerk