

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, November 16, 1993 at 7:30 P.M. in the Town Hall Board Room.

**Present and Presiding:**

Mayor	Eleanor G. Kinnaird
Aldermen	Randy Marshall
	Tom Gurganus
	Hilliard Caldwell
	Jacquelyn Gist
	Frances Shetley
	Jay Bryan
Town Manager	Robert Morgan
Town Attorney	Michael B. Brough
Deputy Town Clerk	James E. Spivey

**APPROVAL OF MINUTES OF THE PREVIOUS MEETING**

MOTION WAS MADE BY FRANCES SHETLEY AND SECONDED BY HILLIARD CALDWELL THAT THE MINUTES OF NOVEMBER 06, 1993 BE APPROVED. VOTE: AFFIRMATIVE ALL.

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**INTRODUCTION OF DEN 8 PACK 845 CUB SCOUT TROOP**

Members of the Den 8 Pack 845 Cub Scout Troop were introduced to the Mayor and Board of Aldermen. The Scouts are pursuing their citizenship badge.

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**RECIPROCAL INSPECTION AGREEMENT BETWEEN CARRBORO AND CHAPEL HILL**

The administration requested that the Board adopt a resolution authorizing the town manager to enter into a reciprocal agreement between the Towns of Carrboro and Chapel Hill Inspections Division/Department to assist one another.

The following resolution was introduced by Alderman Hilliard Caldwell and duly seconded by Alderman Tom Gurganus.

**A RESOLUTION APPROVING A RECIPROCAL AGREEMENT BETWEEN  
THE TOWN OF CARRBORO AND THE TOWN OF CHAPEL HILL  
Resolution No. 23/93-94**

**WHEREAS**, the Town of Carrboro and the Town of Chapel Hill desire to establish a reciprocal agreement to assist one another under extenuating circumstances,

**WHEREAS**, the Towns of Carrboro and Chapel Hill are required by the State of North Carolina to perform and conduct the inspections of buildings according to specific certifications issued by the North Carolina Building Code Qualification Board; and

**WHEREAS**, the Town of Carrboro or the Town of Chapel Hill may from time-to-time due to extenuating circumstances need assistance from one another to perform a specific type or level of inspections; and

**WHEREAS**, it is in the best interest of each town to mutually cooperate to provide timely service to their citizens.

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

Section 1. The Town Manager is authorized to execute the attached agreement relating to the provision of inspection services to the Town of Chapel Hill by the Town of Carrboro's Building Inspections Office.

Section 2. 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 16th day of November, 1993.

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

**NOES:** None

**ABSENT:** NONE

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REPORT ON POLICE DEPARTMENT SPACE NEEDS

James Harris, Community and Economic Development Officer, stated that the purpose of this item was to provide the Board an opportunity to continue its discussion on the space need study of the Police Department. Mr. Harris stated that the administration was requesting that the Board authorize a budget amendment from contingency of \$3,000 for this project and authorize the manager to solicit proposals for the work and contract with the successful bidder to complete the project.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY TOM GURGANUS THAT STAFF INVESTIGATE AND REPORT ON THE POSSIBILITY OF RENTING SPACE TO ACCOMMODATE THE PRESENT NEEDS OF THE POLICE DEPARTMENT AND COST ASSOCIATED WITH RENTING SPACE; REPORT ON HOW THE LOCATION OF THE ADDITIONAL SPACE WOULD IMPACT ON RESPONSE TIME; SOLICIT BIDS FROM ARCHITECTS TO DESIGN A NEW FACILITY FOR THE POLICE DEPARTMENT WITH A PRELIMINARY PHASE TO DETERMINE THE SPACE NEEDS OF THE POLICE DEPARTMENT AND COST ESTIMATE OF CONSTRUCTING AN ADDITION TO THE TOWN HALL; AND AN ALTERNATE BID TO ASSESS THE SPACE NEEDS OF THE ENTIRE TOWN HALL. VOTE: AFFIRMATIVE ALL.

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PRESENTATION OF STUDY TO ANALYZE WAYS THE CARRBORO AND CHAPEL HILL FIRE DEPARTMENTS COULD COOPERATE FURTHER

Charlie Coe, who was retained to do the study, presented the study to the Mayor and Board of Aldermen.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY HILLIARD CALDWELL THAT THE TOWN MANAGER WORK WITH THE CHAPEL HILL TOWN MANAGER TO MAKE A JOINT RECOMMENDATION ON THE STUDY AND THAT AN OUTLINE BE PROVIDED TO SHOW HOW THERE WILL BE COST SAVINGS. VOTE: AFFIRMATIVE ALL.

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AWARD OF BID/AUTOMATED POLICE RECORDS SYSTEM

Larry Gibson, Assistant Town Manager, stated that the administration requests that the Board of Aldermen award the contract for an automated police records system to Visions Software, Inc.; that lease-purchase financing be approved and that a resolution designating this purchase as a tax-exempt obligation be adopted; and that a budget amendment be adopted which transfers funds from the Administrative Services' budget to the Police Department's budget to cover the initial lease payment.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT VISIONS SOFTWARE, INC. BE AWARDED THE CONTRACT FOR AN AUTOMATED POLICE RECORDS SYSTEM FOR A TOTAL COST OF \$23,368. VOTE: AFFIRMATIVE ALL.

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

**A RESOLUTION DESIGNATING AN INSTALLMENT PURCHASE  
CONTRACT S A TAX-EXEMPT OBLIGATION OF THE TOWN  
Resolution No. 22/93-94**

**WHEREAS**, the Town of Carrboro, through its duly elected Mayor, with the consent and approval of the Board of Aldermen has entered into a contract with Southern National Leasing Corporation for the purchase of a police records system; and

**WHEREAS**, the said contract, bearing the date November 17, 1993 qualifies as a tax-exempt obligation of the town, pursuant to the Internal Revenue Code of 1986.

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

Section 1. The aforesaid contract, bearing the date November 17, 1993 by and between the Town of Carrboro and Southern National Leasing Corporation, together with the amounts to be paid thereunder, be and the same are hereby designated as a qualified tax-exempt obligation of the town for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986.

Section 2. 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 16th day of November, 1993:

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

Noes: None

Absent or Excused: None

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY '93-94 BUDGET ORDINANCE, BE ADOPTED. VOTE: AFFIRMATIVE ALL.

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**REPORT ON ORANGE COUNTY'S PROPOSED WATERSHED PROTECTION STANDARDS AFFECTING CANE CREEK**

Roy Williford, Planning Director, reviewed watershed protection standards proposed by Orange County for Cane Creek. Mr. Williford stated that the administration recommends adoption of a resolution which supports OWASA's August 23, 1993 comments and supports a detailed study of the watershed by OWASA with interim 6% impervious surface restrictions.

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

**A RESOLUTION REGARDING THE PROPOSED ORANGE COUNTY WATERSHED PROTECTION ORDINANCE  
Resolution No. 24/93-94**

WHEREAS, the Board of Aldermen of the Town of Carrboro recognizes the community value that the Cane Creek Reservoir represents to its citizens; and

WHEREAS, the Board of Aldermen is committed to maintaining a high level of water quality in the Cane Creek watershed; and

WHEREAS, the Orange Water and Sewer Authority (OWASA) will be conducting a technical study of the Cane Creek Reservoir.

NOW THEREFORE, THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES TO RECOMMEND THAT THE ORANGE COUNTY BOARD OF COMMISSIONERS CONSIDER:

Section 1. Consistent with the Camp, Dresser, McKee preliminary recommendation in the 1989 University Lake Watershed Study, and consistent with OWASA's August 23, 1993 statement to the Orange County Board of Commissioners, interim regulations for the entire Cane Creek Watershed should require a uniform impervious limit of 6%, regardless of lot size.

Section 2. Continuing to prohibit all commercial or industrial land uses throughout the Cane Creek watershed; and particularly to remove the option of allowing 5% non-residential development with up to 70% impervious surface area.

Section 3. Allowing the provision of water and wastewater service only through individual onsite wells and disposal systems; no municipal or community level wastewater disposal.

Section 4. The Board of Aldermen support these amendments as an appropriate conservative strategy, pending the results of a detailed technical study.

Section 5. 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 16th day of November, 1993:

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

NOES: None

ABSENT/EXCUSED: None

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**DISCUSSION OF AN ORDINANCE REGULATING CONSTRUCTION NOISE**

The Board of Aldermen held a public hearing on an ordinance regulating construction noise at its meeting of September 21, 1993 and received citizens' comments. The Board continued its discussion of the proposed ordinance regulating construction noise.

MOTION WAS MADE BY TOM GURGANUS AND SECONDED BY JACQUELYN GIST TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE CARRBORO TOWN CODE CHAPTER 5 - MISCELLANEOUS OFFENSES", WITH THE FOLLOWING CHANGE:

- 1. The time for Sunday under proposed Section 5-12(4) be changed from 1:00 P.M. to 12:00 Noon.

VOTE: AFFIRMATIVE ALL.

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APPOINTMENT TO ADVISORY COUNCIL OF THE ORANGE COUNTY EMERGENCY MEDICAL SERVICES

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY RANDY MARSHALL THAT HILLIARD CALDWELL TO RE-APPOINTED TO THE ADVISORY COUNCIL OF THE ORANGE COUNTY EMERGENCY MEDICAL SERVICES. VOTE: AFFIRMATIVE ALL.

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LETTER FROM CATHERINE PEELE

The Board of Aldermen received a letter from Catherine Peele requesting that the sign ordinance be amended to require that business owners remove signs when the business vacate the premises.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT THIS MATTER TO REFERRED TO STAFF AND THE DOWNTOWN DEVELOPMENT COMMISSION; AND THAT MS. PEELE BE INFORMED OF WHAT ACTION IS BEING TAKEN REGARDING HER REQUEST. VOTE: AFFIRMATIVE ALL.

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MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT THE MEETING BE ADJOURNED AND THAT THE BOARD GO INTO EXECUTIVE SESSION AT 9:55 P.M. VOTE: AFFIRMATIVE ALL.




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Mayor

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Deputy Town Clerk