

STATE OF NORTH CAROLINA, _____ COUNTY.

We, the undersigned, the County Board of Elections for said County, having opened, canvassed and judicially determined the original returns of the election in the several precincts in this County, held as above stated, do hereby certify that the above is a true abstract thereof and contains the number of legal ballots cast in each precinct for the office named,

Given under our hands, this _____ day of _____

Diane D. Brown
Barbara G. Moore
[Signature]
 County Board of Elections.

COMMENTS BY OUTGOING ALDERMAN TOM GURGANUS

Tom Gurganus made his final comments as an Alderman for the Town of Carrboro.

SWEARING IN CEREMONY FOR MAYOR AND BOARD OF ALDERMEN

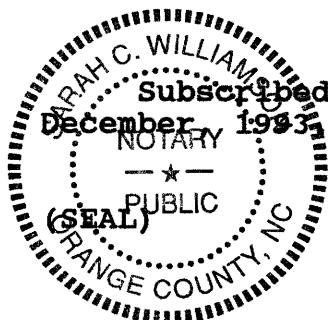
NORTH CAROLINA

ORANGE COUNTY

"I, Eleanor G. Kinnaird, do hereby affirm that I will support and defend the Constitution of the United States and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully perform the duties of the Office of Mayor of the Town of Carrboro, on which I am about to enter, according to my best skill and ability; so help me, God."

Eleanor G. Kinnaird
 Eleanor G. Kinnaird

Subscribed and sworn to before me this the 7th day of December, 1993.



Sarah C. Williamson
 Notary Public

My Commission Expires: 7/22/95

NORTH CAROLINA

ORANGE COUNTY

"I, Jacquelyn M. Gist, do hereby solemnly swear that I will support and defend the Constitution of the United States and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully perform the duties of the Office of Alderman of the Town of Carrboro, on which I am about to enter, according to my best skill and ability; so help me, God."

Jacquelyn M. Gist
Jacquelyn M. Gist

Subscribed and sworn to before me this the 7th day of December, 1993.

(SEAL)

Elizabeth Smith
Notary Public

My Commission Expires: 4-21-98

NORTH CAROLINA

ORANGE COUNTY

"I, Henry Anderson, III, do hereby solemnly swear that I will support and defend the Constitution of the United States and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully perform the duties of the Office of Alderman of the Town of Carrboro, on which I am about to enter, according to my best skill and ability; so help me, God."

Henry Anderson, III
Henry Anderson, III

Subscribed and sworn to before me this the 7th day of December, 1993.

(SEAL) PUBLIC
SARAH C. WILLIAMS
NOTARY
ORANGE COUNTY, NC

Sarah C. Williams
Notary Public

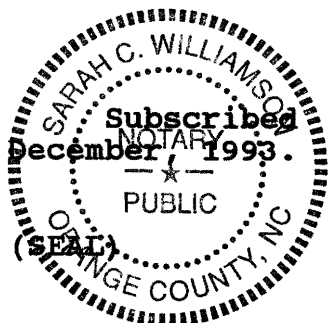
My Commission Expires: 7/22/95

NORTH CAROLINA

ORANGE COUNTY

"I, Michael Nelson, do hereby solemnly swear that I will support and defend the Constitution of the United States and the Constitution and laws of North Carolina not inconsistent therewith, and that I will faithfully perform the duties of the Office of Alderman of the Town of Carrboro, on which I am about to enter, according to my best skill and ability; so help me, God."

Michael Nelson
Michael Nelson



and sworn to before me this the 7th day of

Sarah C. Williams
Notary Public

My Commission Expires: 7/22/95

COMMENTS BY MAYOR AND BOARD OF ALDERMEN

The Mayor and Board of Aldermen made comments.

APPOINTMENT OF MAYOR PRO TEM

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JAY BRYAN THAT RANDY MARSHALL BE NOMINATED TO SERVE AS MAYOR PRO TEM. VOTE: AFFIRMATIVE ALL

BOARD OF ALDERMEN COMMITTEE ASSIGNMENTS

The Board made the following committee assignments:

1. Agenda Planning Committee - Jay Bryan, Jacquie Gist, Frances Shetley
2. Landfill Owners Group - Mike Nelson
3. Triangle J COG - Mike Nelson, Jay Bryan (alternate)
4. Transportation Advisory Committee (TAC) - Frances Shetley, Mike Nelson (alternate)
5. Board of Adjustment - Jay Bryan
6. Planning Board - Jacquie Gist
7. Transportation Advisory Board - Frances Shetley
8. Recreation and Parks Commission - Randy Marshall
9. Appearance Commission - Jay Bryan
10. Cable T.V. Committee - Hank Anderson
11. Human Services Commission - Jacquie Gist
12. Cemetery Commission - Randy Marshall
13. Downtown Development Commission - Ele Kinnaird

RESOLUTION HONORING HILLIARD CALDWELL

The following resolution was introduced by Alderman Jay Bryan and duly seconded by Alderman Randy Marshall.

A RESOLUTION HONORING HILLIARD CALDWELL
Resolution No. 28/93-94.

WHEREAS, Hilliard Caldwell has served on the Carrboro Board of Aldermen since being sworn into office on December 8, 1981; and

WHEREAS, Hilliard is, and always will be, our Board's most senior member--a status that he has evoked on more than one occasion to convince the Board to vote as he would wish; and

WHEREAS, he has worked hard to listen in particular to the needs of those in our community who are poor, oppressed, left out, taken advantage of, or victimized, and labored just as hard to find ways to help them; and

WHEREAS, the Board could always depend on him to remind us to consider, when and where appropriate, the heritage and aspirations of our community's African-American members; and in so counseling us, doing it gracefully and without anger, finger-pointing or rhetoric; and

WHEREAS, he has served faithfully over many years as the Town's Mayor Pro Tem, and has wielded his gavel with special vigor and effectiveness; and

WHEREAS, he brings to our Board's Tuesday night conversations a personable style of sharing his thoughts and feelings that is characterized by a sincerity and heartfelnness often missing from the public dialogue; and

WHEREAS, we especially value the time he spent over the last twelve years serving on the Public Works and Procedures Committee, the Bond Task Force, the Animal Control Board of Appeals, the Orange County Housing Corporation, the Cemetery Advisory Committee, and the Orange County Emergency Medical Services Council, in addition to his service on many other committees established by the Board; and

WHEREAS, we are also especially grateful for the guidance that his wife Mary gave him so that he could in turn help guide this town during his tenure.

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

Section 1. Hilliard Caldwell's work and service on behalf of the Town of Carrboro is appropriately recognized and appreciated.

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 7th day of December, 1993:

Ayes: Mike Nelson, Randy Marshall, Hank Anderson, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

A RESOLUTION HONORING THOMAS E. GURGANUS

The following resolution was introduced by Alderman Jay Bryan and duly seconded by Alderman Randy Marshall.

A RESOLUTION HONORING THOMAS E. GURGANUS
Resolution No. 29/93-94

WHEREAS, Thomas E. Gurganus has served on the Carrboro Board of Aldermen since being sworn into office on December 3, 1985; and

WHEREAS, he has performed his duties and responsibilities as an Alderman with special diligence, integrity, courage and skill; and

WHEREAS, we on the Board have never not known his position on any

issue; nor known him ever to be hesitant to ask the difficult questions or espouse the possibly politically incorrect position; and

WHEREAS, he has always been unafraid to comment on issues for the press, which, as reported by sources close to them, consider his quotes excellent copy; and

WHEREAS, we recognize that his sharp tongue belies a caring heart and a Southern gentlemanliness his parents, we are certain, are proud of; and his sense of humor, particularly evident late at night, will be sorely missed; and

WHEREAS, he has done his homework for each and every meeting; and

WHEREAS, we will especially miss his trenchant analysis of, and probing concern for, the Town's fiscal health, adequate roads (all public), accountable cable television service, fiscally-minded solid waste policies, a new Post Office, and citizens who have lived in Carrboro and Orange County all or most of their lives; and his important contribution, among others, as one of the Town's representatives who finally negotiated a Joint Planning Agreement with Chapel Hill and Orange County, and as our representative on the Landfill Owners Group; and

WHEREAS, finally, this Board values the hours and emotional capital Tommy has spent on town business, away from his family, friends, personal avocation and hobbies; and the support that his family has given to him to give to his responsibilities the time he needed to perform them.

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

Section 1. Tom Gurganus's work and service on behalf of the Town of Carrboro is appropriately recognized and appreciated.

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 7th day of December, 1993:

Ayes: Mike Nelson, Randy Marshall, Hank Anderson, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

PROCLAMATION ISSUED

Mike Nelson read a proclamation proclaiming December 1, 1993 as World Aids Day in the Town of Carrboro.

REQUEST FROM CITIZEN

Mike Murray, President of the Whispering Hills Homeowners Association, requested the town's assistance in resolving the street maintenance problems in the Whispering Hills Subdivision.

It was the consensus of the Board to refer this matter to the town staff for investigation.

PUBLIC HEARING/VOLUNTARY ANNEXATION/CATES FARM, PHASES 1 AND 2

The Rhein-Raleigh-Charlotte Limited Partnership has submitted a petition for annexation of Phases 1 and 2 of the Cates Farm Subdivision. The area to be annexed is contiguous to the Town of Carrboro and consists of 23.75 acres. The administration recommended adoption of the ordinance annexing this property effective March 31, 1994.

[No one spoke at the public hearing.]

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT THE ORDINANCE ENTITLED, " AN ORDINANCE ANNEXING CATES FARM, PHASES 1 AND 2", BE ADOPTED. VOTE: AFFIRMATIVE ALL

MUTUAL AID AGREEMENT WITH NORTH CHATHAM FIRE DEPARTMENT

Wayne Lacock, Interim Fire Chief requested that the Board of Aldermen authorize the town to execute an automatic mutual aid agreement between the Carrboro Fire Department and the North Chatham Volunteer Fire Department in the areas along the territorial boundaries and special target areas of both jurisdictions.

MOTION WAS MADE BY FRANCES SHETLEY AND SECONDED BY RANDY MARSHALL THAT THE TOWN BE AUTHORIZED TO EXECUTE THE AUTOMATIC MUTUAL AID AGREEMENT WITH NORTH CHATHAM VOLUNTEER FIRE DEPARTMENT. VOTE: AFFIRMATIVE ALL

PUBLIC SALE OF MULCH BY THE ORANGE REGIONAL LANDFILL

Chris Peterson, Public Works Director, stated that the administration recommended that the Board of Aldermen adopt a resolution establishing program in which mulch prepared at the Orange Regional Landfill will be made available for sale to the public based on an annual fee set to recover the net unit operating costs.

The following resolution was introduced by Alderman Jay Bryan and duly seconded by Alderman Randy Marshall.

A RESOLUTION ESTABLISHING A PROGRAM FOR THE PUBLIC SALE
OF MULCH BY THE ORANGE REGIONAL LANDFILL
Resolution No. 33/93-94

WHEREAS, the Orange Regional Landfill segregates yard waste and other materials from refuse disposed of in fill areas of the landfill; and

WHEREAS, this material is ground into mulch for sale to the general public.

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

Section 1. The Board approves the establishment of a public program in which the Orange Regional Landfill offers mulch for sale to the public based on the following conditions:

- a. Mulch will be sold at a fee set and modified administratively that recovers an amount as close to the actual net operation unit cost annually as feasible; and
- b. The initial fee for the fiscal year 1993-94 will be \$10.00 per loader bucket.

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 7th day of December, 1993:

Ayes: Mike Nelson, Randy Marshall, Hank Anderson, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

SCRAP TIRE FEES

Chris Peterson, Public Works Director, stated that the N.C. Legislature has enacted a law prohibiting counties from charging a "scrap tire disposal fee" effective January 1, 1994. To eliminate the "scrap tire disposal fee" from

the Orange Regional Landfill Fee Schedule, a resolution approving such fee elimination is required.

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

A RESOLUTION ELIMINATING THE FEE FOR THE DISPOSAL OF SCRAP TIRES
AT THE ORANGE REGIONAL LANDFILL
Resolution No. 34/93-94

WHEREAS, the Orange Regional Landfill has a current fee schedule for the disposal of scrap tires; and

WHEREAS, the North Carolina Legislature has enacted a law prohibiting counties from charging a fee for the general disposal of scrap tires effective January 1, 1994.

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

Section 1. That the existing fee for the disposal of scrap tires at the Orange Regional landfill be eliminated effective January 1, 1994.

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 7th day of December, 1993:

Ayes: Mike Nelson, Randy Marshall, Hank Anderson, Eleanor Kinnaird, Frances Shetley, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

FOLLOW-UP REPORT ON OLD CARRBORO NEIGHBORHOOD PROBLEMS

Chief Callahan provided a status report to the Board of Aldermen outlining the actions taken to alleviate problems with vagrants in the Old Carrboro neighborhood.

Ellen Caparella, a member of Citizens for a Safe Carrboro, stated that she feels her neighborhood is a much safer place as a result of the actions taken by the town and the school system, but expressed concern over the fact that drunk and disorderly charges can be dismissed when a person presents documentation that they are an alcoholic. Ms. Caparella stated that the Citizens for a Safe Carrboro will be meeting again after the holidays to formulate a plan of action in case the vagrants return to their neighborhood.

It was the consensus of the Board to request that Chief Callahan draft a letter for the Mayor's signature to the District Attorney and Chief District Judge asking about their policy on dealing with drunk and disorderly cases when the persons arrested are alcoholics.

RESOLUTION AUTHORIZING THE SALE OF ITEMS OF TOWN SURPLUS PERSONAL PROPERTY BY PRIVATE SALE

The administration requested adoption of a resolution authorizing the sale of seven (7) handguns by private sale currently in the possession of the police department.

Chief Callahan stated that the surplus weapons would be traded in to the gun dealer and some of the police officers will buy them back from the gun dealer.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY FRANCES SHETLEY THAT THE RESOLUTION AUTHORIZING THE SALE OF ITEMS OF TOWN SURPLUS PERSONAL PROPERTY BY PRIVATE SALE BE ADOPTED. VOTE: AFFIRMATIVE THREE, NEGATIVE FOUR (ANDERSON, KINNAIRD, GIST, BRYAN)

Alderman Anderson suggested that the State Parks System might be interested in purchasing the weapons.

It was the consensus of the Board to place this item back on the Board's agenda for December 14, 1993 and requested that Chief Callahan determine how many police officers would like to purchase their old weapons, find out if the gun dealer has a buyer in mind for the weapons, and if not, find out from the State Parks System if they would be interested in purchasing the weapons.

ADOPTION OF BUDGET CALENDAR FOR FY'94-95

The administration requested that the Board consider adoption of a calendar of budget activities, making any suggestions for change.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT THE FOLLOWING BUDGET CALENDAR BE ADOPTED. VOTE: AFFIRMATIVE ALL

1994-95 BUDGET CALENDAR

January 18, 1994

Board holds public hearing for community needs assessment.

February 1, 1994

Staff and Board hold worksession to discuss Town goals. Board identifies its policy goals for staff to develop cost estimates.

February 13th and 14th

Manager presents revenue estimates for FY 94-95 and five year financial projections, and recommends "bottom line" financial goals.

March 1, 1994

Manager presents cost estimates for Board's policy goals and for Manager policy goals. Board decides upon policy goals and financial goals for FY 1993-94 budget.

March 4, 1994

Manager gives dept. heads their allocations based upon the Board's and top management's goal decisions.

March 31, 1994

Department heads submit budgets to Manager for 1994-95 based upon allocations, providing decision packages and supplemental budget requests.

April 15, 1994

Manager meets with department heads and arrives at final decisions on what will be included in the Manager's recommended budget.

May 17, 1994

Manager submits proposed budget to Board.

May 19, 1994

Board holds first budget worksession.

May 31, 1994

Board holds public hearing on proposed budget.

June 2, 1994

Board holds second budget worksession.

June 9, 1994

Board directs Manager to prepare a revised budget.

June 21, 1994

Board adopts 1994-95 budget.

PERSONNEL ORDINANCE REVISIONS

Larry Gibson, the Assistant Town Manager, requested the Board's consideration of two amendments to the town's personnel policies as follows: (i) a

revision of existing provisions regarding the extension of probationary periods; and (ii) an amendment of existing leave policies to incorporate parental school leave as mandated by new State law.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT THE ORDINANCES ENTITLED, "AN ORDINANCE AMENDING THE PERSONNEL ORDINANCE TO CLARIFY HOW AN EMPLOYEE'S PROBATIONARY PERIOD MAY BE EXTENDED," AND "AN ORDINANCE AMENDING CHAPTER FOUR OF THE TOWN CODE (PERSONNEL) TO PROVIDE UP TO FOUR HOURS LEAVE FOR EMPLOYEES TO ATTEND FUNCTIONS AT THEIR CHILDREN'S SCHOOLS" BE ADOPTED WITH AN AMENDMENT TO THE SECOND ORDINANCE TO REFLECT THAT THE FOUR HOURS LEAVE FOR EMPLOYEES TO ATTEND FUNCTIONS AT THEIR CHILDREN'S SCHOOLS BE PAID LEAVE. VOTE: AFFIRMATIVE ALL

INTERLOCAL AGREEMENT FOR COLLECTION OF SCHOOL IMPACT FEES

Mr. Morgan stated that on June 7, 1993, the Orange County Board of Commissioners adopted the "Orange County Educational Facilities Impact Fee Ordinance", which imposes an impact fee for educational facilities on all new residential dwelling units in all of Orange County. Orange County is requesting that municipalities collect this impact fee on the local levy rather than driving to Hillsborough. This agenda item was presented for the Board's consideration an interlocal agreement for the Town of Carrboro to collect Orange County's public school impact fee.

MOTION WAS MADE BY FRANCES SHETLEY AND SECONDED BY JAY BRYAN THAT THE TOWN MANAGER BE AUTHORIZED TO EXECUTE THE INTERLOCAL AGREEMENT FOR COLLECTION OF SCHOOL IMPACT FEES. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (GIST)

DISCUSSION OF REPORT ON NUISANCE PROCEDURES AS REMEDY AGAINST DRUG HOUSES

The Board of Aldermen discussed a memorandum prepared by the Town Attorney on a civil nuisance procedure as a remedy against drug houses.

Mike Brough informed the Board that there is also a federal forfeiture procedure where the U.S. Attorney's office seizes properties which are then sold and the proceeds are returned to the community.

Chief Callahan explained the procedures the police department has used.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE TOWN ATTORNEY BE AUTHORIZED TO PREPARE A PROPOSAL IN ORDER FOR THE TOWN TO USE THE CIVIL NUISANCE PROCEDURE. VOTE: AFFIRMATIVE ALL

The Board requested a report on community policing.

CANCELLATION OF DECEMBER 21ST AND 28TH BOARD MEETINGS

The administration requested that the Board of Aldermen consider canceling its meetings scheduled for December 21st and 28th due to the Christmas holiday.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY HANK ANDERSON THAT THE DECEMBER 21ST AND 28TH MEETINGS OF THE BOARD OF ALDERMEN BE CANCELED. VOTE: AFFIRMATIVE ALL

EMPLOYEE RECOGNITION LUNCHEON

Mr. Morgan invited the Mayor and Board of Aldermen to attend the town employees recognition luncheon scheduled for Friday, December 17, 1993 at 12:00 noon in the Fire Department Truck Room.

The Board requested that the Town Manager invite Hilliard Caldwell and Tom Gurganus to attend the luncheon.

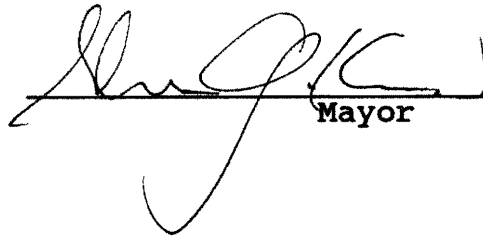
BOARD REPRESENTATION AT CONFERENCES

Alderman Marshall presented a proposed procedure for making sure the Board is represented at conferences.

It was the consensus of the Board to discuss this procedure at the Annual Retreat.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY MIKE NELSON THAT THE MEETING BE ADJOURNED TO AN EXECUTIVE SESSION TO DISCUSS POTENTIAL LITIGATION. VOTE: AFFIRMATIVE ALL

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



Mayor

Town Clerk