

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, January 04, 1994 at 7:30 P.M. in the Town Hall Board Room.

Present and presiding:

Mayor	Eleanor Kinnaird
Aldermen	Michael Nelson
	Randy Marshall
	Hank Anderson
	Frances Shetley
	Jacquelyn Gist
	Jay Bryan
Town Manager	Robert W. Morgan
Town Attorney	Michael B. Brough
Deputy Town Clerk	James E. Spivey

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY RANDY MARSHALL THAT THE MINUTES OF DECEMBER 14, 1993 BE APPROVED. VOTE: AFFIRMATIVE ALL.

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PUBLIC HEARING/VOLUNTARY ANNEXATION - CLIFTON PENDERGRASS PROPERTY

This was a public hearing to receive citizen comments regarding the proposed annexation of Clifton Pendergrass' property located at the intersection of Rock Haven Road and Smith Level Road.

[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 PROPERTY OWNED BY CLIFTON PENDERGRASS", BE ADOPTED. VOTE: AFFIRMATIVE ALL.

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REQUEST FOR CONDITIONAL USE PERMIT MODIFICATION/ARCADIA SUBDIVISION

At the Board's December 14, 1993 meeting, Giles Blunden, representing the Arcadia Subdivision, requested that the Board allow the Arcadia Subdivision to have an 18-foot wide bridge as opposed to the approved 22-foot wide bridge. The Board referred the matter to staff with special attention by the fire chief and police chief and that the staff provide justification for the wider bridge.

Roy Williford, Planning Director, reviewed the points considered by staff to justify its recommendation for the wider bridge which were:

1. The Carrboro Fire Department indicated that the bridge will not meet the North Carolina State Fire Prevention Code Section 602.6.1.
2. Due to an approaching curve and hills shown on the construction plans, it appears that the eighteen foot wide bridge may not align with the lanes of the road as it enters and exits the structure and this causes short site distance.
3. The bridge must be designed to accommodate a 46,000 pound fire apparatus. The Town's consulting engineer will need to review the revised structure.
4. The North Carolina Department of Transportation's (NCDOT) Structures/Design Division was contacted regarding the potential of an eighteen foot wide structure. NCDOT stated that the eighteen foot wide bridge does not meet current state and federal standards for bridge width. The minimum width for a bridge built by the state is twenty four feet. NCDOT stated that such a narrow bridge will be unsafe. Additionally, such a bridge may be feasible for a subdivision, but the bridge could become an obstacle to emergency vehicles and regular traffic attempting to cross the structure in opposite directions.
5. Carrboro Public Works stated that a signalized crossing could be placed at the bridge to eliminate traffic crossing in each direction at the same time. Additionally, during snow clearing activities, plowing the

snow would lessen the travel width of the bridge due to additional snow layered on the sides of the bridge.

6. The Carrboro Police Department expressed concerns about a slightly impaired person meeting oncoming vehicles on the narrow bridge.

Giles Blunden, representing the Arcadia Subdivision, addressed the Board. Mr. Blunden distributed a xeroxed copy of a photograph of his car on an 18-foot wide road with a bridge for the Board's review. He explained that pedestrian traffic would use a foot path, not the bridge; traffic would travel at approximately 15 to 18 miles per hour on the road; and that an 18-foot wide bridge would be wide enough to accommodate the width of two-way vehicular traffic owned by Arcadia residents.

The Board, by consensus, delayed taking action regarding this matter to: 1) allow Board members an opportunity to travel the 18-foot wide road leading to the Nature Trail Trailer Park, 2) allow Alderman Anderson the opportunity to contact Charleston, South Carolina regarding road width, and 3) allow the chief building inspector an opportunity to contact the State to get an interpretation of the North Carolina State Fire Prevention Code Section 602.6.1.

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**BUDGET AMENDMENT**

The administration requested that the Board adopt an ordinance amending the 1993-94 budget to transfer funds from a non-departmental account to the various departments to cover service level benefits granted in December; to transfer funds from the Planning Department's budget to the Town Manger's office to cover the salary and expenses associated with the position of community and economic development officer which has been re-assigned to the manager's office; and to transfer funds from the contingency to the Police Department budget to cover the trade-in costs of two surplus weapons being retained by the town.

Alderman Gist requested that language be added stating that once the surplus weapons are sold, the contingency fund would be reimbursed.

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

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**APPOINTMENTS TO BOARDS**

The chairman of the Appearance Commission/NPDC recommended that Brother Peacemaker be appointed to the vacant seat on the Appearance Commission/NPDC.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT BROTHER PEACEMAKER BE APPOINTED TO THE APPEARANCE COMMISSION/NPDC. VOTE: AFFIRMATIVE ALL.

The chairman of the Downtown Development Commission recommended by James Morgan be appointed to the vacant seat on the DDC.

The Board delayed appointing anyone to the vacant seat on the Downtown Development Commission (DDC) to allow Mayor Kinnaird an opportunity to discuss the appointment with the DDC chairman.

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**OPEN SPACE ORDINANCE REVIEW**

Roy Williford, Planning Director, stated that on June 22, 1993 the Board received a staff report regarding open space zoning concepts.

The Board began its review of the open space ordinance and voiced the following concerns: 1) developing an overlay zone, 2) permanent versus other forms of dedication of open space, 3) what is the percentage of open space, 4) determine whether this will be mandatory or voluntary zoning, 5) determine design guideline standards, 6) determine density with two possible plans -- conventional zoning and cluster zoning, 7) what type of uses allowed -- all-residential, all-commercial, or a mixture or both; 8) what types of land for

environmental protection, 9) define what open space is, 10) what methods to use in the preservation of open space, 11) determine whether open space can be used for recreational purposes, 12) if open space is used for recreational purposes, the recreational use should be defined/designated; 13) suburban design should not be enforced on rural housing, and 14) bonuses should be given for density easements.

By consensus, the Board requested that staff list the concerns cited at this meeting and that the Agenda Planning Committee schedule a work session as soon as possible.

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**WORKSESSION: REVISIONS TO TABLE OF PERMISSIBLE USES**

The Board began its process of identifying uses in a particular zone that have been troublesome. The Board is to receive a report from the Community Building Committee on conflict resolution principles to follow, a public forum/hearing is to be scheduled to receive citizen input, and language of the public forum/hearing notice will be developed by the Agenda Planning Committee.

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**CANCELLATION OF JANUARY 11, 1994 MEETING**

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST THAT THE JANUARY 11, 1994 MEETING OF THE BOARD OF ALDERMEN BE CANCELED. VOTE: AFFIRMATIVE ALL.

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**CAMPAIGN FINANCING DISCLOSURE**

The Board requested that this matter be scheduled as soon as possible by the Agenda Planning Committee.

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**PROPOSED PARK-N-RIDE LOT AT CARRBORO COMMUNITY PARK**

The Board received a memorandum and attachments from the town attorney regarding the use of Carrboro Community Park for non-recreational purposes. The Board requested that this memorandum and its attachments be re-submitted once this subject has been scheduled for the Board's agenda.

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**TECHNICAL ADVISORY COMMITTEE FOR CANE CREEK**

A technical advisory committee is being formed to study Cane Creek. The Board requested that more information regarding the technical advisory committee and Alderman Bryan would serve as Board representative to the committee.

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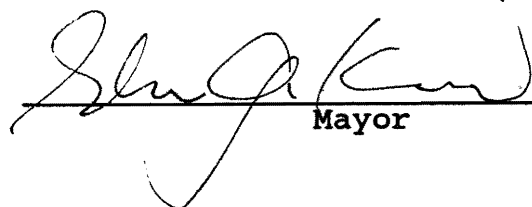
**APPOINTMENT TO THE SCHOOL-NAMING COMMITTEE**

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JAY BRYAN THAT FRANCES SHETLEY BE APPOINTED AS BOARD REPRESENTATIVE TO THE SCHOOL-NAMING COMMITTEE. VOTE: AFFIRMATIVE ALL.

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MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JAY BRYAN THAT THE MEETING BE ADJOURNED AT 9:47 P.M. VOTE: AFFIRMATIVE ALL.

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Mayor

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Deputy Town Clerk