

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, September 6, 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 Clerk	Sarah C. Williamson
Town Attorney	Michael B. Brough

**APPROVAL OF MINUTES OF PREVIOUS MEETING**

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE MINUTES OF AUGUST 23 AND 29, 1994 BE ADOPTED AND THAT THE MINUTES OF AUGUST 16, 1994 BE RE-APPROVED WITH THE CORRECTION NOTED BY THE TOWN CLERK. VOTE: AFFIRMATIVE ALL

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**PROCLAMATION ISSUED**

Mayor Kinnaird read a proclamation proclaiming September 18, 1994 as La Fiesta Del Pueblo Day in the Town of Carrboro.

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**PRESENTATION OF RESOLUTION**

Mayor Kinnaird presented a resolution honoring William Gray to his widow, Mrs. Wilhelmenia Gray. [This resolution was adopted by the Board of Aldermen on August 16, 1994.]

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**CHARGES ISSUED**

The Town Clerk issued charges to Joal Hall, a recent appointee to the OWASA Board of Directors, and to Ellen Capparella, a recent appointee to the Human Services Commission.

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**PUBLIC HEARING SET/CONDITIONAL USE PERMIT REQUEST/MIXED USE PROJECT/110 BREWER'S LANE**

The administration requested that the Board of Aldermen set a public hearing for September 20, 1994 to consider a conditional use permit request which would allow a mixed use project on 1.635 acres located at 110 Brewer's Lane.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JAY BRYAN THAT A PUBLIC HEARING BE SET FOR SEPTEMBER 20, 1994. VOTE: AFFIRMATIVE ALL

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**STREET CLOSING PERMIT APPLICATION/CARRBORO BAPTIST CHURCH**

Chris Peterson, Public Works Director, stated that Carrboro Baptist Church has submitted a street closing permit application for the temporary closing of North Greensboro Street from the Main Street intersection to the Weaver Street intersection, to vehicular traffic from 11:00 a.m. to 3:30 p.m. on Sunday, October 9, 1994 to accommodate the Church's homecoming activities.

The following resolution was introduced by Alderman Jacquelyn Gist and seconded by Alderman Jay Bryan.

**A RESOLUTION AUTHORIZING THE TEMPORARY CLOSING  
OF PART OF NORTH GREENSBORO STREET  
TO ACCOMMODATE THE CARRBORO BAPTIST CHURCH HOMECOMING  
Resolution No. 6/94-95**

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The following street shall be temporarily closed on Sunday, October 9, 1994 from 11:00 a.m. to 3:30 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 to Carrboro Baptist Church on Friday, October 7, 1994.

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 3 of this resolution.

Section 5. The Carrboro Baptist Church will be responsible for notifying Central Communications when the street is 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 6th day of September:

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

Noes: None

Absent or Excused: None

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**BUDGET AMENDMENT**

The purpose of this item was to amend the Transportation Fund budget to reflect new bus contract costs and grant revenue figures negotiated since Carrboro's FY'94-95 Budget was adopted, and to increase the appropriations for EZ Rider and Shared Ride programs.

MOTION WAS MADE BY FRANCES SHETLEY AND SECONDED BY HANK ANDERSON THAT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'94-95 BUDGET ORDINANCE," BE ADOPTED AS PROPOSED. VOTE: AFFIRMATIVE ALL

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**PUBLIC HEARING/CONSIDERATION OF DOMESTIC PARTNERS ISSUES**

The purpose of this public hearing was to receive public comment on three domestic partners issues: (i) registration of domestic partners; (ii) adding domestic partners to the financial disclosure requirements for elected officials; and (iii) extending health insurance benefits to domestic partners of town employees.

Larry Gibson, Assistant Town Manager, explained the proposals before the Board.

Mayor Kinnaird read into the record letters from the following individuals:

Carmen Mayer, speaking in favor of the registration of domestic partners.

Mary Frances Boyce and Elaine Eckel, speaking against registration of domestic partners.

Clarice Simons, asking if two sisters living together could receive the same benefits as domestic partners.

Catherine Peele, speaking against registration of domestic partners.

Alberta Davis, speaking against registration of domestic partners.

Victor Tripp, a nonresident of Carrboro and a member of Calvary Baptist Church, spoke against the proposals before the Board, stating that he believes this will be destructive and will encourage people to live in sin, and encouraged the Board to do what is right for the town.

Doug Ferguson, a resident of Carrboro, spoke in favor of the proposals before the Board, and stated that he comes from a traditional family and feels registration of domestic partners would help homosexual couples to live traditional lives.

Mike Miller, a resident of Carrboro, spoke against the proposals before the Board, and stated that he feels many non-gay individuals will be discriminated against if this is passed, asked why an ordinance could not be considered to protect married individuals against having to pay child support and alimony after divorce. Mr. Miller also stated that cohabitation is illegal in North Carolina.

Christopher Pepper, a Carrboro resident, expressed concern over the cost to the town to extend benefits to people other than town employees.

Dr. Gary Webb, Pastor of Calvary Baptist Church, reminded the Board that his church had sent a letter to the Mayor and Board of Aldermen a couple of months ago speaking against the proposals before the Board. Dr. Webb spoke against the proposals before the Board based on financial, legal and moral grounds. Dr. Webb stated that fornication and cohabitation are illegal in North Carolina, and stated that he feels if the Board votes on the proposed ordinance, that they will be disregarding their oaths of office to uphold the laws of the State of North Carolina.

Jack Godley, a resident of 109 Cheek Street, spoke in opposition to the proposals before the Board and quoted bible scripture speaking against homosexuality.

Philip Knight, a nonresident of Carrboro, but stated that he attends church in Carrboro, spoke concerning separation of church and state and spoke against the proposals before the Board.

Barry Smith, a nonresident of Carrboro, but stated that he attends church in Carrboro, stated that God created man for woman and woman for man for marriage and urged the Board not to approve the proposals before them.

James Kantor, a resident of 203 Blueridge Road, stated that registration of domestic partners is symbolic and urged the Board to adopt the proposals before them.

Dave Lohse, a Carrboro resident, spoke in favor of the proposals before the Board and stated that Carrboro celebrates diversity.

Ray Williams, a Carrboro resident, spoke in support of establishing domestic partnerships.

Goria Faley, a resident of the Carrboro transition area, stated that she is gay and has a partner and children and is a very traditional family. Ms. Faley urged the Board to adopt the proposals before them.

Dan Leonard, a Carrboro resident, introduced his domestic partner, Skip Chapen. Mr. Leonard stated that he has had the same domestic partner for four years and feels adoption of the proposed ordinances will improve the morale of town employees.

Susan Johnston, a resident of the Carrboro transition area, stated that she has two children and spoke in favor of extending health insurance benefits to domestic partners of town employees.

Matt Stiegler, a resident of Chapel Hill, stated that Carrboro is a very progressive town and spoke in favor of the proposals before the Board.

Alan Belch, a Carrboro resident, spoke in favor of heterosexual marriages.

Chris Kromm, a Carrboro resident, urged the Board to adopt the proposals before them and stated that gay residents should be recognized as part of the community.

Mark Donahue, a Carrboro resident, stated that he feels the proposed ordinances would be fair to the citizens.

Allen Spalt, a Carrboro resident, stated that Carrboro is a diverse community and feels this diversity should be protected and urged the Board to support the ordinances in concept.

Rick Neal, a Carrboro resident, stated that he feels this ordinance would be helpful for teenagers to recognize who they are.

It was the consensus of the Board to place this matter on the September 13th agenda for consideration.

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**REVIEW OF CHARGES FOR PUBLIC WORKS AND PUBLIC SAFETY COMMITTEE, ENVIRONMENTAL REVIEW COMMITTEE AND NEIGHBORHOOD ADVISORY BOARD**

At a worksession on June 14, 1994, the Mayor and Board of Aldermen discussed five projects related to citizen involvement. The Board referred three of these projects to the Town Manager to develop charges for advisory boards. Mr. Morgan presented the charges for three advisory boards for the Mayor and Board of Aldermen's consideration.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JAY BRYAN THAT A NEIGHBORHOOD ADVISORY BOARD BE ESTABLISHED TO DEAL WITH NEIGHBORHOOD ISSUES, ISSUES OF HOW NEIGHBORHOODS RELATE TO THE TOWN, PUBLIC WORKS AND PUBLIC SAFETY ISSUES, IN ADDITION TO SUCH WORK OR DUTIES THE BOARD MAY REQUEST FROM TIME TO TIME. VOTE: AFFIRMATIVE FIVE, NEGATIVE TWO (MARSHALL, ANDERSON)

It was the consensus of the Board that the Community Building Subcommittee should recommend the procedure and process for selecting members for the Neighborhood Council.

MOTION WAS MADE BY MICHAEL NELSON AND SECONDED BY RANDY MARSHALL THAT THE CHARGE FOR THE ENVIRONMENTAL ADVISORY BOARD BE REFERRED TO THE PLANNING BOARD FOR ITS REVIEW AND FEEDBACK. VOTE: AFFIRMATIVE ALL

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**BALDWIN PARK NEIGHBORHOOD MEETING**

The Board requested that the town staff attempt to set this meeting up on a Saturday afternoon.

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**ASSEMBLY OF GOVERNMENTS MEETING**

Mayor Kinnaird stated that the next Assembly of Governments meeting is scheduled for September 29th at the Homestead Community Center at 6:00 p.m. Mayor Kinnaird requested that the Town Manager meet with the other managers to set the agenda and to find out if Carrboro is suppose to host this meeting.

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**REQUEST FOR SCHOOL BUS AND CROSSING GUARD**

Alderman Gist stated that residents of Bolin Forest and Quarter Path Trace had contacted her about the large number of children that have to catch the school bus on North Greensboro Street. She stated that the residents are requesting that the Chapel Hill-Carrboro City Schools bring a school bus down into that neighborhood or either that the town provide a school crossing guard on North Greensboro Street.

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**CANE CREEK WATERSHED ADVISORY COMMITTEE MEETING**

Alderman Marshall stated that the next meeting of the Cane Creek Watershed Advisory Committee has been scheduled for September 13th and requested that a town staff representative attend that meeting on his behalf since the Board of Aldermen meets that same night.

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**USE OF ONE-HALF CENT SALES TAX**

Alderman Marshall requested a status report on the town's efforts to identify failing septic tanks and leaking sewer lines.

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**CHAPEL HILL'S STUDY ON RESTRUCTURING**

Alderman Marshall requested that the town staff obtain a copy of the results of Chapel Hill's study on restructuring and provide copies to the Board of Aldermen.

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MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY JACQUELYN GIST THAT THE MEETING BE ADJOURNED AT 10:45 P.M. VOTE: AFFIRMATIVE ALL

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Mayor

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Town Clerk