

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, April 4, 1995 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 HANK ANDERSON THAT THE MINUTES OF MARCH 21, 1995 BE APPROVED. VOTE: AFFIRMATIVE ALL

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#### OPENING OF CARRBORO LIBRARY

Mayor Kinnaird stated that the Carrboro Library at McDougle Middle School will open on May 1, 1995.

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#### PROCLAMATION -DEATH WITH DIGNITY WEEK

Mayor Kinnaird read a proclamation proclaiming April 23-29, 1995 as Death with Dignity Week in Carrboro.

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#### PRESENTATION OF SURVEY

Emily Williford and Heather Sidley, students at Carrboro Elementary School, presented a report and chart on streets in Carrboro that need improvements to prevent bikers from getting injured.

It was the consensus of Board to refer this matter to the town staff for a report on the status of the improvements to these streets, and that copies of the staff report be sent to the two students.

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#### HOUSE BILL 597 (PROPERTY RIGHTS ACT)

Chris VanHasselt stated that on March 28th House Bill 597 (property rights act) was introduced before the General Assembly. Mr. VanHasselt urged the Board to oppose the proposed bill, and stated that the bill would require the town to pay landowners for greenways and would create a financial burden on towns.

The Board requested that the Town Manager prepare a resolution to send the town's legislative delegation and the introducers of this bill opposing its passage.

Ben Grantham stated that he was an advocate of property rights. If property is taken from citizens, they should be paid for it.

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#### NO PARKING ON OAK AVENUE

The Board of Aldermen at its meeting on February 14, 1995, requested that the Agenda Planning Committee schedule a public hearing to receive citizen's comments on whether to adopt an ordinance enforcing the existing "No Parking" signs on Oak Avenue. The administration requested that a public hearing be scheduled for May 2, 1995.

MOTION WAS MADE BY MICHAEL NELSON AND SECONDED BY JACQUELYN GIST TO SET A PUBLIC HEARING FOR MAY 2, 1995. VOTE: AFFIRMATIVE ALL

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**PUBLIC HEARING/STREET CLOSING REQUEST/EARTH DAY 1995**

Weaver Street Market has requested the closing of Weaver Street from the Main Street intersection to the North Greensboro Street intersection from 10:00 a.m. to 6:00 p.m. on Saturday, April 22, 1995 (rain date: April 29th) to accommodate 1995 Earth Day activities. The administration recommended approval of the request.

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

**A RESOLUTION AUTHORIZING THE TEMPORARY CLOSING  
OF A SECTION OF WEAVER STREET  
TO ACCOMMODATE THE EARTH DAY 1995 CELEBRATION  
Resolution No. 42/94-95**

**THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:**

Section 1. The following streets shall be temporarily closed on Saturday, April 22, 1995 (Rain Date: April 29) during the specified time period to accommodate the Earth Day 1995 Celebration. 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:

- a. Weaver Street from the Main Street intersection to the Greensboro Street intersection from 10:00 a.m. to 6:00 p.m.

Section 2. The town administration shall provide the appropriate traffic control devices to give notice of the temporary traffic controls.

Section 3. The applicant, Weaver Street Market, shall provide two (2) representatives to assist the town administration with the installation of the traffic control devices referred to in Section 2. of the resolution.

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

Section 5. The applicant, Weaver Street Market, shall be responsible for providing adequate trash receptacles for this event and for clean-up following this event

Section 6. The applicant, Weaver Street Market, shall be responsible for the notifying of Central Communications when the street is closed and when re-opened to vehicular traffic.

Section 7. 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 4th day of April, 1995:

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

Noes: None

Absent or Excused: None

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE TOWN CODE TO REMOVE THE REQUIREMENT FOR A PUBLIC HEARING BEFORE CLOSING THE STREET FOR THE ANNUAL EARTH DAY CELEBRATION," BE ADOPTED. VOTE: AFFIRMATIVE ALL

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**PRESENTATION BY TRIANGLE TRANSIT AUTHORITY/PRELIMINARY RECOMMENDATIONS FOR A REGIONAL TRANSIT PLAN**

Shirley Marshall introduced Jim Ritchie, with the Triangle Transit Authority, to present the Authority's Preliminary Recommendations for a Regional Transit Plan.

Mr. Ritchie stated that **Phase I Recommendations (1995-2002)** include:

- Operate regional rail in the N.C. Railroad (NCRR) and CSX rail corridors connecting Durham, Research Triangle Park (RTP), Raleigh-Durham Airport (RDU), Morrisville, Cary, Raleigh and North Raleigh.
- Plan and Develop fixed guideway transit for the U.S. 15-502 corridor between Chapel Hill and Durham.
- Study a rail extension to the Airport and the proposed mid-region hub.
- Use shuttle or feeder bus systems to connect people beyond walking distance to rail stations; coordinate existing bus services to serve the rail stations.
- Provide direct express and increased local bus service between Chapel Hill and the rail stations at Duke and RTP; and between North Raleigh and the RTP stations.
- Extend TTA Regional Bus Service to Apex, Garner, Fuquay-Varina, Hillsborough, Holly Springs, Knightdale, North Durham, North Raleigh, Wake Forest, Wendell, and Zebulon.
- Preserve rail corridors throughout the region in anticipation of long-term rail expansions.
- Consider high-occupancy vehicle lanes for expansion or new construction of highways.

#### **Phase II Recommendations: 2003-2010**

- Construct and operate a fixed guideway system between Chapel Hill and Durham.
- Coordinate construction of an Airport connector with RDU's people mover.
- Extend the North Raleigh line for Spring Forest Road to the Outer Loop.
- Continue to study HOV facilities for new and expended highways.

#### **long-term Recommendations: 2020**

- Evaluate expansion of regional rail service to Apex, Garner, Fuquay-Varina, Hillsborough, Knightdale, North Durham, Wake Forest, Wendell and Zebulon.

Mr. Ritchie requested that the town make its comments on the plan by May 31, 1995 if at all possible.

It was the consensus of the Board to send this plan to the Transportation Advisory Board for its review and recommendations.

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#### **PRESENTATION OF HISTORIC PRESERVATION REVOLVING LOAN FUND**

James Harris, the town's Community and Economic Development Officer, introduced the concept of a Historic Preservation Revolving Loan Fund to the Board of Aldermen. Mr. Harris stated that a group of UNC students investigated the viability of establishing a revolving loan fund which would:

Provide a source of funds to purchase and/or rehabilitate dilapidated, historically significant residential properties in Carrboro's proposed Neighborhood Preservation District.

Serve the town's mission of preserving the historical and cultural heritage.

Provide safe and decent housing for, in some cases, working class family.

Establish an administrative mechanism for administering the preservation revolving loan fund which would include fundraising, marketing the fund, seeking properties for purchase and rehabilitation, screening potential recipients, developing and maintaining a loan underwriting agreement with a qualified financial institution, overseeing project start-up, implementation

Alderman Bryan requested information on how the current Rental Rehabilitation Program is being used for homeowners as opposed to investors.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY MICHAEL NELSON TO REFER THIS MATTER TO THE APPEARANCE COMMISSION FOR ITS REVIEW AND RECOMMENDATIONS

FOLLOWING THE BOARD'S DELIBERATIONS ON THE HISTORIC AND NEIGHBORHOOD PRESERVATION DISTRICTS, AND THAT THE STAFF BE DIRECTED TO PREPARE A HOUSING CONDITION INVENTORY OF HOUSES LOCATED IN THE PROPERTY DISTRICTS TO DETERMINE IF THERE ARE ENOUGH UNITS NEEDING ASSISTANCE TO MAKE THIS VENTURE WORTHWHILE.  
VOTE: AFFIRMATIVE ALL

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### MIDWAY STRATEGIES TO IMPROVE THE BUSINESS CLIMATE

James Harris, the town's Community and Economic Development Officer stated that the Board of Aldermen expressed a desire at its annual retreat to look at ways the town could help the businesses and property owners in the Midway Business District. This request was passed on to the Downtown Development Commission (DDC) to determine what, if anything, can be done. In April, 1994 the DDC held a meeting with the business and property owners of the Midway area to explore issues of concern them. The issues raised were as follows:

1. Make the Nello Clark property (the aluminum recycling facility) available for a higher and better use. A new sight for aluminum recycling could be identified and the Nello Clark facility could be relocated leaving the current property free for development.
2. It is difficult and dangerous for pedestrians to cross Main Street near Kentucky Fried Chicken. A crosswalk is needed at the intersection where Main and Rosemary Streets intersect. Realigning the streets at that intersection would allow for better pedestrian crossing at the intersection.
3. Pedestrian movement along the east side of Merritt Mill Road between Rosemary and Main Streets is currently unsafe because cars are parking on the gravel sidewalk.
4. Shoppers in the Midway area need a sense of security when shopping in or walking through the Midway area. The large number of chain link fences in the area does not promote that sense of security. The owners of properties or businesses with chain link fences should be encouraged to remove them or replace them with fencing that is more inviting.
5. Make it easier for vehicular traffic to make left turns off Lloyd Street by requesting a stop light at the intersection of Main and Lloyd Streets.
6. Make improvements to the Midway parking lot and ask Chapel Hill to make the adjoining lot a part of the parking facility.
7. Provide additional recreation for the children of the Midway area.
8. Police are highly visible during the day and night.
9. Police foot patrol should be increased in the Midway business area making the shopkeepers and their customers feel safer.
10. Provide additional street lights in the area allowing the shopkeepers and their customers to feel safer.

It was the consensus of the Board to refer this report to the appropriate advisory boards and town staff for further study and disposition.

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### WORKSESSION/LLOYD-NORTH GREENSBORO STREET CONNECTOR ROAD

Kenneth Withrow, the town's Transportation Planner, stated that the Board of Aldermen at its January, 1995 Planning Retreat requested that the town staff review alternative connector road configurations linking Lloyd Street and North Greensboro Street. Mr. Withrow presented a report on two alternatives for such a connection. The first alternative--use the existing railroad spur between Southern States Farm Supply and Parker Street and cross the Norfolk-Southern rail line to connect with Lloyd Street. Option Two--extend Willard Street across the Norfolk-Southern rail line to connect with Lloyd Street. These projects are estimated to cost \$475,000 and \$376,000 respectively.

Alderman Bryan suggested that the town continue to request a traffic signal at Lloyd/Main Street to help with the traffic circulation in this area.

MOTION WAS MADE BY FRANCES SHETLEY AND SECONDED BY ELEANOR KINNAIRD THAT NCDOT CONTACT NCDOT MUNICIPAL TRAFFIC ENGINEERING ASSISTANCE PROGRAM AND THE NCDOT BICYCLE PROGRAM FOR ASSISTANCE IN FORMULATING AND FUNDING A PLAN

FOR THE RAILROAD SPUR ROUTE. VOTE: AFFIRMATIVE THREE, NEGATIVE FOUR (NELSON, ANDERSON, GIST, BRYAN)

MOTION BY JACQUELYN GIST AND SECONDED BY MICHAEL NELSON TO REQUEST NCDOT AND THE NCDOT BICYCLE PROGRAM TO PREPARE A PLAN FOR CONNECTING LLOYD AND GREENSBORO STREET, EXCLUDING WILLARD STREET AS AN ALTERNATIVE. VOTE: AFFIRMATIVE ALL

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**RESOLUTION AUTHORIZING THE SALE OF SURPLUS TOWN VEHICLES AND ASSOCIATED EQUIPMENT**

The administration requested that the Board of Aldermen adopt a resolution authorizing the sale of surplus town vehicles and associated equipment.

The following resolution was introduced by Alderman Randy Marshall and duly seconded by Alderman Michael Nelson.

A RESOLUTION AUTHORIZING THE SALE BY SEALED BID OR  
OTHER METHOD ALLOWED BY THE GENERAL  
STATUTES OF SURPLUS TOWN PERSONAL PROPERTY  
Resolution No. 41/94-95

WHEREAS, Article 12 of the General Statutes, Chapter 160A, authorizes the Town to dispose of personal property; and

WHEREAS, the Town has recently received and accepted replacement vehicles and equipment for several items of personal property scheduled for replacement; and

WHEREAS, the Town desires to dispose of certain items of surplus property.

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

Section 1. The following items of Town personal property are hereby declared surplus:

<u>FIXED ASSET #</u>	<u>ITEM</u>
0220	1979 Dodge Sedan, Vehicle #24
--	1981 Mercury Sedan, Vehicle #128
0095	1986 Ford Sedan, Vehicle #137
0252	1978 Ford 8 Cubic Yard Dump Truck, Vehicle #76
0250	1980 GMC 8 Cubic Yard Dump Truck, Vehicle #78
4980	1988 Meyers UTS-803 Tailgate-Mounted Spreader
3737	1982 Salt Spreader
3742	1978 Eight and one-half foot width snowplow
3736	1980 Eight and one-half foot width snowplow
--	(unk)Eight and one-half foot width snowplow

Section 2. The Town Manager shall be and is hereby authorized to dispose of the surplus personal property listed in Section 1 by sealed bid in accordance with statutory requirements.

Section 3. If sealed bids at least equal to the minimum bid are not received for any item or group of item, the Purchasing Officer shall be and is hereby authorized to dispose of the item or group of items by other method authorized by the General Statutes and approved by the Town Manager.

Section 4. All items shall be sold on an "as is" and "where is" basis and the Town makes no guarantee of merchantability or any other implied or express warranty and assumes no responsibility for any of the items. Maintenance records will be provided for all vehicles sold.

Section 5. The items shall be sold F.O.B. Public Works Facility, Town of Carrboro, 100 Public Works Drive, Carrboro, NC, 27510. Purchasers shall bear sole responsibility for removing sold items within seven (7) days of award of bid or date of sale by other means.

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 4th day of April, 1995:

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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### ADOPTION OF 1995 PLANNING RETREAT ACTION AGENDA

The administration requested that the Board of Aldermen approve a resolution adopting the 1995 Planning Retreat Action Agenda.

Alderman Gist stated that Item #3( Status of Youth Committee Recommendation) should read "Report on implementation of Youth Committee Recommendations)

Alderman Bryan requested that Item #22 (Identify process for use of sustainable development provisions in Carrboro Land Use Ordinance) be brought to the Board sooner than August.

Alderman Bryan stated that Item #27 (Report from Triangle Transit Light Rail Service) could be removed from the Agenda Agenda since that report was presented at tonight's meeting.

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

#### A RESOLUTION ADOPTING THE 1995 PLANNING RETREAT ACTION AGENDA Resolution No. 37/94-95

WHEREAS, the Town of Carrboro has found it productive and effective to set an annual action agenda; and

WHEREAS, the town staff has used this annual action agenda to establish priorities for departmental annual work plans; and

WHEREAS, the elected officials of the town met on January 8 and 8, 1995 to review their progress on the 1994 Action Agenda and to establish a 1995 Action Agenda.

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

Section 1. The attached list entitled, "1995 Planning Retreat Action Agenda" will be the established priorities of the town staff and Board of Aldermen for 1995.

Section 2. The Town Manager will direct the town resources to accomplish these priorities.

Section 3. This action agenda may be amended by the Mayor and Board of Aldermen as priorities need to be changed or added.

Section 4. 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 4th day of April, 1995:

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

Noes: None

Absent or Excused: None

## 1995 ACTION AGENDA

<u>ITEM</u>	<u>PROPOSED DEADLINE</u>	<u>RECOMMENDED DEADLINE</u>
<u>TOWN MANAGER'S OFFICE</u>		
1. Revolving loan fund: historic preservation	94	March
2. Midway strategies/economic community relations/ fences	94	March
3. Report on implementation of Youth Committee recommendations	Q1	May
4. Review of N.C. Community Trust principles and how they apply to CHAS	94	April
5. Reviewing economic development strategies.	Q4	September
6. Employee incentive and award program	94	September
7. Maintain economic mix of Carrboro neighborhoods and affordable housing policy	Q2	October 96
<u>ADMINISTRATIVE SERVICES</u>		
8. Policy on classification study	Q2	April
9. Budget reports		
Establish a customer service center and after hours answering service	Q1	Budget
Archive for Carrboro memorabilia at Carrboro Library	Q1	Budget
Evaluation of new revenue sources	Q1	Budget Financing
Financing of capital improvements (recreation, Town Hall, etc.)	Q2	Budget
Housing stipend for employees and other options	Q2	Budget
Miscellaneous fees: growth cost recovery	Q2	Budget
10. Unfunded mandate report	94	September
11. Explore most efficient and effective ways to deliver services	NA	September
12. Networking town computers, placing agendas on Internet and E-mail	NA	January 96

TOWN ATTORNEY

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|-----|---|----|----------|
| 13. | Support for local subcontractors and skilled laborers to include bonding issues | Q1 | April    |
| 14. | Tax strategies for preservation of family lands                                 | Q4 | November |

PLANNING

- |     |   |    |           |
|-----|---|----|-----------|
| 15. | Information on reduced services for public transportation                                     | Q1 | April     |
| 16. | Report on issues relating to Bolin Creek  | Q1 | April     |
| 17. | Lloyd/ N. Greensboro Street connector   | Q2 | April     |
| 18. | School Board input into CUP process   | Q2 | April     |
| 19. | Refer Carr Mill bike path issue to TAB  | Q1 | May       |
| 20. | Discussion of Historic District and Neighborhood Preservation District                        | Q1 | May       |
| 21. | Enforcement of CUP'S and development regulations and examine penalties                        | Q2 | May       |
| 22. | Identify process for use of sustainable development provisions in Carrboro Land Use Ordinance | Q2 | August    |
| 23. | AIS and open space zoning   | 94 | June      |
| 24. | Street right-of-way widths  | 94 | June      |
| 25. | Annexation boundary agreement with Chapel Hill  | NA | June      |
| 26. | Re-affirm commitment to watershed protection and discuss ways to handle exceptions            | Q3 | September |
| 27. | New development: cost impact  | Q3 | September |
| 28. | Energy efficient construction code  | 94 | September |
| 29. | UNC land use plan   | NA | September |
| 30. | Day care centers in residential areas   | 94 | October   |
| 31. | Removing drive-through windows from the Table of Permissible uses                             | NA | December  |
| 32. | Small area planning   | 94 | November  |
| 33. | PTA and Elm Street bike paths   | 94 | November  |
- Carrboro Board of Aldermen



FIRE

- |   |    |      |
|---|----|------|
| 34. Review evacuation plans for problems at Sharon Harris | 94 | June |
|---|----|------|

RECREATION

- |                  |    |           |
|------------------|----|-----------|
| 35. Carrboro Day | 94 | September |
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PUBLIC WORKS

- |                              |    |          |
|------------------------------|----|----------|
| 36. Public works space needs | 94 | December |
| 37. Waste reduction          | 94 | December |

BOARD OF ALDERMEN

- |   |     |             |
|---|-----|-------------|
| 38. Coordinating agency for grants Governments    | Q1  | Assembly of |
| 39. Hot button forum issues                       | Q3  | September   |
| 40. Make a difference day                         | Q3  | September   |
| 41. Board's worksession on architectural concepts | Q3  | September   |
| 42. Improving status of women in Town Hall        | Q3  | September   |
| 43. Volunteerism                                  | Q-3 | September   |

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BUDGET AMENDMENT

The administration requested the Board of Aldermen to adopt an ordinance amending the FY'94-95 budget to re-appropriate funds for the Carrboro Library that were appropriated in FY'91-92, but were not expended.

MOTION WAS MADE BY MICHAEL NELSON AND SECONDED BY JACQUELYN GIST TO ADOPT THE ORDINANCE ENTITLED, " AN ORDINANCE AMENDING FY'94-95 BUDGET ORDINANCE." VOTE: AFFIRMATIVE ALL

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APPOINTMENT TO CEMETERY COMMISSION

The Chair of the Cemetery Commission recommended that Gladys Parker be appointed to the vacant seat on the Cemetery Commission.

MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JAY BRYAN TO APPOINT GLADYS PARKER TO THE CEMETERY COMMISSION. VOTE: AFFIRMATIVE ALL

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PUBLIC HEARING SET/INCREASE IN CABLEVISION RATES

MOTION WAS MADE BY MICHAEL NELSON AND SECONDED BY RANDY MARSHALL TO SET A PUBLIC HEARING FOR APRIL 18, 1995 TO RECEIVE CITIZEN'S COMMENTS ON CABLEVISION'S PROPOSED RATE INCREASE. VOTE: AFFIRMATIVE ALL

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**BREAKFAST MEETING WITH LEGISLATIVE DELEGATION**

The Board set a worksession for April 24, 1995 at 8:30 a.m. at K-Line Train Station for the purpose of meeting with the town's legislative delegation to discuss the town's request for special legislation.

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**REQUEST FROM ORANGE COUNTY RADIO AMATEURS, INC.**

Mayor Kinnaird requested that the town staff prepare a resolution for the Board's consideration endorsing the effort of the O.C. Radio Amateurs, Inc.

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**REQUEST TO INSTALL BILINGUAL SIGNS IDENTIFYING MAJOR SERVICES**

The Board requested that the town staff prepare a report on the possibility of installing bilingual signs in the town identifying major services.

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**"KITCHEN TABLE" MEETINGS ON HISTORIC PRESERVATION DISTRICT**

Alderman Anderson stated that he and Alderman Shetley would be holding informal meetings with affected residents to begin discussions about the impact of the proposed historic preservation district.

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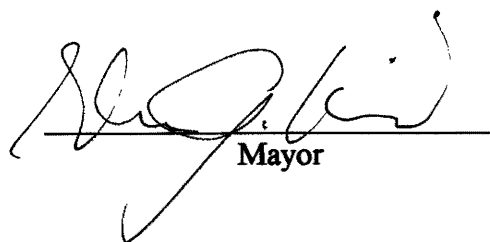
**DISCUSSION CONCERNING PURCHASE OF NEVILLE TRACT**

Alderman Nelson stated that the Landfill Owners' Group was in the process of setting up a meeting with affected property owners to discuss the purchase of the Neville tract.

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MOTION WAS MADE BY RANDY MARSHALL AND SECONDED BY JACQUELYN GIST TO  
ADJOURN THE MEETING AT 10:20 P.M. VOTE: AFFIRMATIVE ALL

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Mayor

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Town Clerk