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A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, March 5, 1996 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Michael Nelson
Aldermen	Hank Anderson
	Jay Bryan
	Hilliard Caldwell
	Jacquelyn Gist
	Diana McDuffee
	Alex Zaffron
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 ALEX ZAFFRON AND SECONDED BY HANK ANDERSON TO APPROVE THE MINUTES OF FEBRUARY 27, 1996, WITH A CORRECTION ON PAGE 2. VOTE: AFFIRMATIVE ALL

PUBLIC HEARING/VOLUNTARY ANNEXATION/WILLIAMS WOODS AT CATES FARM

Jim Brandewie, representing the Williams Woods Group, have submitted a petition requesting the annexation of Williams Woods at Cates Farm into the town limits. This property contains 16.15 acres and is located at 108 Autumn Drive. The administration recommended adoption of an ordinance annexing this property into the town limits, effective March 31, 1996.

[No one wished to speak at this public hearing.]

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY HANK ANDERSON TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE ANNEXING WILLIAMS WOODS AT CATES FARM." VOTE: AFFIRMATIVE ALL

STORMWATER MANAGEMENT REPORT/NEWSOME SUBDIVISION

On October 24, 1995, the Board of Aldermen received a requested from Richard Ellington, a resident of 109 Bruton Drive, to consider whether or not the conditional use permit for the Newsome Subdivision was based on inaccurate or incomplete data. The Board was requested to put the development on hold until a report on this matter could be completed. In response to Mr. Ellington's request, the Board instructed the staff to proceed with a review and report on the management of stormwater associated with the Newsome Subdivision. The purpose of this item was to present the Board with a stormwater management report from the town's consulting engineer, Mr. Henry Wells.

Henry Wells, the town's consulting engineer with Sungate Design Group, presented a report on his review of the drainage design for the Newsome Subdivision. Mr. Wells stated that the construction plans provided by Michael Hughes, dated February 27, 1996 have been reviewed and the previous comments made by Sungate Design Group have been satisfactorily addressed so that the proposed design now complies with the Town of Carrboro's guidelines. Mr. Wells stated that at four locations discharge figures were developed for both the existing conditions and what might be expected after construction of all phases of the subdivision. The post development discharges were then routed through the detention facilities designed by Mike Hughes. The resulting outflows showed that adequate detention will be provided so that there should not be any increase in the 10-year peak flows downstream of the proposed subdivision. Mr. Wells stated that it is assumed that the detention devices will be maintained perpetually so as to continue to perform as designed.

Marek Kossowski, a resident of 103 Bruton Drive, stated that the developer is only required to control the rate of flooding, not the volume. Mr. stated that if the proposed detention pond fails as the Arcadia detention pond failed this past summer, there will be significant flooding downstream. Mr. Kossowski urged the Board not to allow the developer to put the two roads into the basin.

Richard Ellington, a resident of 109 Bruton Drive, stated that the basin should be constructed in Phase I of the Newsome project since there will be water piped into that area. Mr. Ellington stated that he did not want to look out his door and see a lot of riprap Mr. Ellington stated that there are silt fences that were crushed back in the

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summer on the Wexford property that still have not been repaired. Mr. Ellington suggested that the development be re-arranged to keep the development away from the steep slopes.

It was the consensus of the Board to request the developer consider the following:

- a. Replacing the existing culvert in Horne Hollow Drive with either two (2) 36" pipes, one (1) 42" inch pipe or concrete arch bridge (or similar structure), but that Horne Hollow Drive not be elevated.
- b. That the dam face for detention pond #1, which is located in the southern portion of the property, be moved closer to the pond by 30 to 50 feet.
- c. That detention pond #2 located near the stream be increased to 25,000 CF to allow for a 25-year storm.
- d. That detention pond #1 be constructed in Phase I.
- e. That a grass swale be used for the emergency spillway on detention pond #1.

Mayor Nelson requested that Orange County Erosion Control be contacted about having the silt fences for the Wexford Subdivision repaired.

Mr. Brough pointed out that the town staff would be approving the construction plans for this project.

CARRBORO BIKE PATHS - ENGINEERING SERVICES

The administration recommended that the Board of Aldermen authorize the Town Manager to enter into a contract with Phil Post & Associates to perform engineering services related to construction of the Jones Ferry Road/Carr Street and Estes Drive/Elm Street bike paths. In addition, the administration recommended that the Board adopt project ordinances for these two projects

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY ALEX ZAFFRON TO AUTHORIZE THE TOWN MANAGER TO ENTER INTO THE CONTRACT WITH PHIL POST & ASSOCIATES AND THAT THE ORDINANCE ENTITLED, "GRANT PROJECT ORDINANCE, ELM STREET/ESTES DRIVE BIKEWAY CONSTRUCTION PROJECT" AND THE ORDINANCE ENTITLED, "GRANT PROJECT ORDINANCE, JONES FERRY ROAD/CARR STREET BIKEWAY CONSTRUCTION PROJECT." BE ADOPTED. VOTE: AFFIRMATIVE ALL

RESOLUTION REQUESTING ABANDONMENT OF LAKE HOGAN FARM ROAD FROM STATE MAINTENANCE

The N.C. Department of Transportation has requested that the Town of Carrboro adopt a resolution request NCDOT to abandon State Road 1728 (Lake Hogan Farm Road) since this road is now in the Carrboro city limits and will eventually be maintained by the town.

The following resolution was introduced by Alderman Alex Zaffron and duly seconded by Alderman Jacquelyn Gist

A RESOLUTION REQUESTING ABANDONMENT OF S.R. 1728 (LAKE HOGAN FARM ROAD) Resolution No. 95/96

WHEREAS, the Carrboro Board of Aldermen has received a petition from the North Carolina Department of Transportation requesting the abandonment of S.R. 1728, Lake Hogan Farm Road, (paved roadway) located in the Carrboro City Limits from State maintenance; and

WHEREAS, the Petitioners desire to close Lake Hogan Farm Road in order to uniformly develop the property for residential purposes.

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

Section 1. The Carrboro Board of Aldermen calls upon and requests the Board of Transportation, pursuant to G.S. 136-63, to abandon State Road 1728, Lake Hogan Farm Road.

Section 2. The Town Clerk is directed to forward a copy of this resolution, together with a copy of the Secondary Road Abandonment Investigation Report, to the District Engineer for the Department of Transportation.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5th day of March, 1996:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

APPOINTMENT TO HUMAN SERVICES COMMISSION

The Chair of the Human Services Commission recommended that Sue Harvin be appointed to the Human Services Commission.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY DIANA MCDUFFEE TO APPOINT SUE HARVIN TO THE HUMAN SERVICES COMMISSION. VOTE: AFFIRMATIVE ALL

IMPROVEMENTS TO ESTES DRIVE/NORTH GREENSBORO STREET INTERSECTION

Alderman Bryan requested that the town staff prepare a traffic control plan for the intersection of Estes Drive and North Greensboro which would be in place when improvements to that intersection begin.

A RESOLUTION ENDORSING THE USE OF CONGESTION MITIGATION AND AIR QUALITY FUNDING TO HELP LOCAL TRANSIT SYSTEMS

The following resolution was introduced by Alderman Alex Zaffron and duly seconded by Alderman Jay Bryan.

A RESOLUTION ENDORSING THE USE OF CONGESTION MITIGATION AND AIR QUALITY (CMAQ) FUNDING TO HELP LOCAL TRANSIT SYSTEMS
Resolution No. 31/95-96

WHEREAS, the U.S. Congress recently cut operating assistance to small urban transit systems by 25% in federal fiscal year 1996; and

WHEREAS, operating assistance for small urban transit systems is expected to be reduced by 33% during the next fiscal year; and

WHEREAS, \$49 million in CMAQ funds have been apportioned to North Carolina since 1991, yet the N.C. Department of Transportation has obligated \$17.2 million but not spent any CMAQ funds on transit, with another \$31.7 million of CMAQ funds still unobligated; and

WHEREAS, \$10.1 million in CMAQ funds were apportioned to North Carolina in federal fiscal year 1996 and about \$10 million per year will be apportioned in the future; and

WHEREAS, the Town of Carrboro is served by the most heavily used transit system in the State; providing service to the large student population, employees of the University of North Carolina, as well as elderly and handicapped citizens who may not have other avenues of transportation; and

WHEREAS, public transportation reduces congestion on heavily traveled highways as well as reduces the amount of airborne contaminants.

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

Section 1. That the Board of Aldermen requests that the North Carolina Board of Transportation apply \$15 million in CMAQ funds for local transit capital projects statewide, as well as \$6 million in funds for local operating assistance statewide.

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 5th day of March, 1996:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

SPEEDING ON TODD STREET

Alderman Anderson stated that he had received a complaint about speeding on Todd Street. The Board requested that the TAB review traffic control for this street.

REPORT ON BEAVERS IN TOM'S CREEK

Alderman Gist requested a follow-up report on the complaint received from the Manager of Berkshire Manor Apartments ref. beavers in Tom's Creek.

RESOLUTION OPPOSING ANY DELAY IN THE CONSTRUCTION OF PROJECT U-3100

The following resolution was introduced by Alderman Alex Zaffron and duly seconded by Alderman Jay Bryan.

A RESOLUTION OPPOSING ANY DELAY
IN THE CONSTRUCTION OF PROJECT U-3100
Resolution No. 30/95-96

WHEREAS, development patterns along Old Fayetteville Road and Hillsborough Road are creating acute traffic congestion and safety problems; and

WHEREAS, the upcoming opening of the new McDougale Elementary School located on Old Fayetteville adjacent to the McDougale Middle School will only add to those problems; and

WHEREAS, existing facilities are inadequate to meet the current and anticipated needs of the residents and school children; and

WHEREAS, in recognition of this situation, Carrboro, Chapel Hill, the Chapel Hill-Carrboro City School System, and the Durham-Chapel Hill-Carrboro TAC requested and received an accelerated construction schedule for Project U-3100 to meet these pressing safety needs; and

WHEREAS, the N.C. Department of Transportation previously agreed to that accelerated construction schedule.

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

Section 1. The Board of Aldermen believes strongly that any delay in the construction of Project 3100 will unacceptably compromise the safety of area residents.

Section 2. The Board of Aldermen strongly oppose any delay or change in the construction schedule for Project 3100 as indicated on the 1995-96 Transportation Improvement Program.

The foregoing resolution, having been submitted to a vote, received the following vote and was duly adopted this 5th day of March, 1996:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Jay Bryan

Noes: None

Absent or Excused: None

The Board requested that this resolution be faxed to Alice Gordan, Chair of the TAC, the Town of Chapel Hill, the School Board, Dr. Gorman Gilbert, the Secretary of Transportation, and the town's legislative delegation.

Mr. Morgan informed the Board that the town will have to contribute 20% toward the construction of the sidewalks for this project.

TREE PROTECTION

Alderman Bryan requested that the town staff prepare a report on the Board of Adjustment's request for clarification of the Land Use Ordinance provisions dealing with the protection of significant trees and the maintenance of setbacks.

LEGAL COUNSEL AT BOARD OF ADJUSTMENT MEETINGS

Alderman Bryan requested that the Town Attorney contact the Chair of the Board of Adjustment to discuss his request to have legal counsel at Board of Adjustment meetings.

REQUEST FOR BENCH/TOWN HALL BUS STOP

Mayor Nelson stated that he had received a request for the town to place a bench at the bus stop on Main Street in front of Town Hall.

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY DIANA MCDUFFEE TO
ADJOURN AT 10:20 P.M. VOTE: AFFIRMATIVE ALL

Michael R. Nelson
Mayor

Town Clerk