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A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, May 21, 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 HILLIARD CALDWELL AND SECONDED BY JACQUELYN GIST TO APPROVE THE MINUTES OF MAY 14, 1996. VOTE: AFFIRMATIVE ALL

REQUEST TO SET JOINT PUBLIC HEARING/POTENTIAL SITING OF A NEW LANDFILL IN ORANGE COUNTY

In an April 15, 1996 memorandum, the attorneys for Chapel Hill, Carrboro, Hillsborough and Orange County outlined the remaining steps necessary for a final decision on the selection, approval, acquisition and permitting of a site for a new landfill in Orange County. Among the requirements is conducting several public hearings. The attorneys recommend that a joint public hearing be conducted. The recommended date is Wednesday, June 19, 1996 at 7:00 p.m. at the Chapel Hill High School Auditorium.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JACQUELYN GIST TO SET A JOINT PUBLIC HEARING FOR JUNE 19, 1996 AT 7:00 P.M. TO BE HELD AT THE CHAPEL HILL HIGH SCHOOL AUDITORIUM. VOTE: AFFIRMATIVE ALL

Alderman Gist requested to know who will be providing the socio-economic and demographic data for the public hearing.

REQUEST TO SET PUBLIC HEARING TO RECEIVE COMMENT ON TIME WARNER'S SERVICES

As stipulated in the Transfer of Ownership Agreement, re-franchising negotiations for Time Warner Cable will begin within the next few months. The purpose of this item is to set a second public hearing to receive public comment on the cable operator's current services and needs for future changes.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JACQUELYN GIST TO SET A PUBLIC HEARING FOR JUNE 18, 1996. VOTE: AFFIRMATIVE ALL

REQUEST FOR EXTENSION OF LETTER OF CREDIT/ARCADIA

Carol Harolet requested that Arcadia's letter of credit to cover incomplete items be extended for one year.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO REFER THIS MATTER TO THE TOWN STAFF TO PREPARE THE NECESSARY LAND USE ORDINANCE AMENDMENT TO ACCOMMODATE ARCADIA'S REQUEST FOR EXTENSION OF THEIR LETTER OF CREDIT. IN ADDITION, THAT THIS MATTER BE REFERRED TO THE AGENDA PLANNING COMMITTEE TO SCHEDULE A PUBLIC HEARING PRIOR TO THE BOARD'S SUMMER BREAK. VOTE: AFFIRMATIVE ALL

REQUEST FOR PURCHASING SANCTIONS AGAINST BURMA

Johnn Tan asked that the town consider adopting a policy prohibiting contracts for personal services with those who do business in or with Burma and prohibiting the purchase of commodities purchased in Burma or provided by those who do business in or with Burma. The Board asked that a copy of the proposed policy be provided to Board members.

REQUEST FOR STREET NAME CHANGE

Stephanie Padilla, a resident of 103 Autumn Drive, asked that the portion of Autumn Drive in Williams Woods be changed to another name because of the addressing problems it has caused to have duplicate house numbers. Ms. Padilla stated that the heavy equipment putting in the sewer lines in Sunset Creek Subdivision is causing a lot of damage to the streets in Barington Hills. Ms. Padilla also expressed concern that silt fences had not been erected between the disturbed dirt and the creek.

It was the consensus of the Board to request that the portion of Autumn Drive in Williams Woods be changed to another name.

Mr. Morgan stated that Jim Brandewie had indicated that he would be repairing the streets in Barington Hills as a result of the damage caused by the heavy equipment. Mr. Morgan stated that Orange County Soil and Erosion Control is responsible for erosion control, and that the town's Zoning Office works with the County in reporting erosion control problems.

It was the consensus of the Board to request that the Agenda Planning Committee schedule a discussion of erosion control.

A RESOLUTION EXPRESSING APPRECIATION TO THOSE INVOLVED IN THE 1996 CARRBORO DAY CELEBRATION

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

**A RESOLUTION EXPRESSING APPRECIATION
TO THOSE INVOLVED IN THE
1996 CARRBORO DAY CELEBRATION
Resolution No. 42/95-96**

WHEREAS, the first annual Carrboro Day was held on Saturday, May 4, 1996; and

WHEREAS, the Day featured exhibitions of the art of local artists, reminiscences about Carrboro history by older town residents, readings by town poets, music and song from bands and soloists, numerous games and activities for children, burial of a time capsule by students from Carrboro Elementary School, duplication of treasured historical documents and photographs, a community potluck and an aerial water display by the Carrboro Fire Department; and

WHEREAS, the Day vibrantly and joyfully offered residents and neighbors the chance to meet, celebrate living together in Carrboro, showcase our community's gifts and traditions and foster personal acquaintances that transcend our everyday associations; and

WHEREAS, planning of each of these activities was the responsibility of the Carrboro Day Planning Committee. Members included David Griffiths, Chair; John Boone; Robert Campbell; Carol Hamon; Betsy Hitt; Elizabeth Hutton; Ellen Perry; Michael Savino; Richard Taylor; Mary Wakeford; Nancy Whittington; Melody Wiles; Bob Wright; Rudy Gregory; Chester Copeland; Jack Mercer; Michael Foushee; Ricki Geiger; Ami Diop; Wendy Bryan and Jacquie Gist and Jay Bryan from the Board of Aldermen. Carol Rosemond, Recreation Supervisor with the Recreation and Parks Department, acted as staff liaison; and

WHEREAS, the committee spent countless hours, together and individually, organizing the event, and its efforts were realized in a wonderful afternoon and evening.

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

Section 1. The Board expresses its sincere and heartfelt appreciation to the members of the Steering Committee for their hard work, and recognizing a part of their individual contributions as follows:

⇒ John Boone for encouraging older residents to share their histories and for helping with the potluck;

- ⇒ Carol Hamon for publicizing the event in all local media;
- ⇒ Alex and Betsy Hitt for coordinating Farmers' Market activities;
- ⇒ Richard Taylor for preparing signs, finding bands and singers and recording the storytelling;
- ⇒ Nancy Whittington, Mary Wakeford and Ruth Stroud for finding local artists to exhibit their work;
- ⇒ Robert Campbell for helping to make the potluck successful and cheery with this barbecue, beans and slaw;
- ⇒ Ellen Perry, Rudy Gregory and Michael Savino for creating and supervising the children's games;
- ⇒ Melody Wiles and Elizabeth Hutton for coordinating the welcoming booth and helpers;
- ⇒ Bob Wright for representing the interests of the Town Commons Committee;
- ⇒ Alex Zaffron for managing the stage events; and
- ⇒ Ami Diop for assisting with welcoming visitors and the potluck.

Section 2. The Board expresses special thanks to David Griffiths for his calm, fatherly chairmanship and leadership of the Committee, from the early days of its inception in June, 1993, to its conclusion; and to Carol Rosemond from the Town's Recreation and Parks Department for her guidance, penchant for detail and professionalism with humor.

Section 3. Others who assisted on Carrboro Day, and whose help is most appreciated, were Jim Leloudis and Ray Gronberg who photographed citizens' historical artifacts and photos; Fred Hobbs for helping to make the time capsule; Jeff Linker who set up and managed the sound system for the bands and poets; the Carrboro Garden Club for providing plants to give away and exchange; the fifth grade at Carrboro Elementary School and their teacher Janet Turyn; Sharon Worthington for assisting with the stage management; the storytellers and poets, and bands which included: Pajama Don, Adam Anderson, Rene Caputo, the Kleds, Piedmont Suzuki Players' Gypsies, the Guiding Lights, Joy of Cooking, and Storm Front.

Section 4. The Board further recognizes and thanks the following groups for their contributions and assistance: Archer Graphics, Carrboro Elementary School, Carrboro Farmers' Market, Carrboro Public Works, Fire, Police and Recreation and Parks Departments, Carrboro Methodist Church, Chapel Hill Herald, Chapel Hill News, Cliff's Meat Market, Fitch Lumber Company, Harrison Brothers, OWASA, Scott Rent-Alls, Southeastern Camera, Time Warner, WCHL and Wilkinson Supply.

Section 5. The Board also expresses its gratitude toward all other people who volunteered during Carrboro Day and made it memorable and fulfilling.

Section 6. Copies of this resolution shall be sent to those individuals listed in this resolution..

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 21st day of May, 1996:

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

Noes: None

Absent or Excused: None

PUBLIC HEARING/TIME WARNER'S SERVICES

As stipulated in the Transfer of Ownership Agreement, re-franchising negotiations for Time Warner Cable (formerly CVI) will begin within the next few months. The current franchise will expire in 1999. The purpose of this item was to receive public comment on the cable operator's past and current performance and to identify future cable-related community issues.

Willis Smith, representing Time Warner, stated that they are very excited about the transfer of ownership. Mr. Smith introduced Dion Pearson, the new office manager in Carrboro. Mr. Smith stated that Time Warner will keep the channels it currently has in Carrboro.

The Board asked that The Peoples Channel be invited to the second public hearing on the re-franchising negotiations scheduled for June 18, 1996.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY HILLIARD CALDWELL TO CLOSE THE PUBLIC HEARING. VOTE: AFFIRMATIVE ALL

Mr. Morgan stated that he would supply the Board with a copy of a summary of the Telecommunications Act.

PRESENTATION OF 1996-97 MANAGER'S PROPOSED BUDGET

The purpose of this item was to formally present the Manager's recommended budget for fiscal year 1996-97 and to set a schedule for budget worksessions.

The Board set the following budget review schedule:

Wednesday, May 22nd

- ⇒ Overview of CIP, 5-Year Plan and Debt Service
- ⇒ Police Department
- ⇒ Fire Department
- ⇒ Planning Department
- ⇒ Transportation

Tuesday, May 28th

- ⇒ Public Hearing/1996-97 Budget

Wednesday, June 5th

- ⇒ Public Works Department
- ⇒ Recreation Department
- ⇒ Administrative Services
- ⇒ Town Manager
- ⇒ Town Clerk
- ⇒ Governance

Tuesday, June 11th

- ⇒ Presentation of Human Services Commission 1996-97 Budget Recommendations
- ⇒ Report from Budget Review Committee*
- ⇒ Board directs Manager to prepare revised budget*

(* Dates subject to change depending on when the Budget Review Committee is ready to make its report to the Board.)

Tuesday, June 25th

- ⇒ Adoption of 1996-97 Budget, Pay Plan, and Miscellaneous Fees and Charges Schedule

REQUEST FOR AUTHORIZATION BY CITYSEARCH TO USE TOWN SEAL

The purpose of this item was to receive a report from CitySearch, a new internet based company located in the Research Triangle and to authorize City Search to use the Carrboro Town Seal in providing town government information on the Internet.

Mark Chilton requested that the Board allow CitySearch to use the town seal in their dissemination of information about town services. Mr. Chilton explained briefly what type information would be available by CitySearch.

The following resolution was introduced by Alderman Hank Anderson and duly seconded by Alderman Jay Bryan .

A RESOLUTION AUTHORIZING CITYSEARCH TO USE THE
CARRBORO TOWN SEAL IN PROVIDING
TOWN GOVERNMENT INFORMATION ON THE INTERNET
Resolution No. 43/95-96

WHEREAS, CitySearch is providing Carrboro Town Government information on the internet; and

WHEREAS, this information will be provided at no cost to the Town of Carrboro; and

WHEREAS, CitySearch does not charge the public for access to this information; and

WHEREAS, the citizens of Carrboro and the public in general will have greater access to the government of the Town of Carrboro.

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

Section 1. The Carrboro Board of Aldermen authorizes the use of the Carrboro Town Seal for the limited purpose of illustrating information regarding the municipal government of the Town of Carrboro.

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 21st day of May, 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 the Town Attorney prepare an agreement between the Town and CitySearch setting forth the guidelines for use of the town seal.

REPORT FROM DUKE POWER COMPANY/TREE PRUNING

Phil Ray, with Duke Power Company, made a presentation on Duke Power's tree pruning policy and answered the Board's questions. Mr. Ray stated that citizens are notified with a door hanger packet of information 48 hours in advance of any tree cutting.

Carrie Monette, a resident of 302 Lindsay Street, stated that the contractor for Duke Power Company, had cut three young oak streets down without her permission.

Michael Savino, a resident of 306 Lindsay Street, asked if it is worth taking down trees because of the possibility of a power outage. Mr. Savino suggested that electric lines be placed underground.

Mary Savino, a resident of 306 Lindsay Street, urged the town to work out a franchise agreement with Duke Power to clarify the right-of-way owned by Duke Power.

It was the consensus of the work to ask that the town staff work out an agreement with Duke Power on tree cutting to include the legal parameters.

Alderman Anderson suggested that a memorandum of understanding be worked out with Duke Power where the Town Manager is notified before tree cutting takes place.

It was the consensus of the Board to request Duke Power to replace the three trees at 302 Lindsay Street.

Chris Gerry stated that he is contacted by Carrboro citizens about tree cutting and care. Mr. Gerry stated that Duke Power notifies him on a daily basis of their tree cutting schedule.

CREATING COMMUNITY GARDENS

At the 1996 Planning Retreat the Board of Aldermen assigned the Recreation and Parks Department a project of investigating the potential of creating community gardens within public parks. The purpose of this agenda item was to discuss the recommended proposal for initiating this project.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO APPROVE THE PROGRAM AND DIRECT THE TOWN STAFF TO PROCEED WITH THE PROGRAM VOTE: AFFIRMATIVE ALL

CONDITIONAL USE PERMIT MINOR MODIFICATION/CARRBORO COMMUNITY PARK

The Town of Carrboro has requested a minor modification of the conditional use permit for the Carrboro Community Park which would allow for the installation of lights on ball field #1. A public hearing was held on November 21, 1995 to allow the adjacent property owners to have an opportunity to provide input in the review process. These neighbors have now withdrawn their opposition to the installation of the ball field lights. The administration recommends approval of the minor modification.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY ALEX ZAFFRON TO APPROVE THE MODIFICATION AS PRESENTED. VOTE: AFFIRMATIVE ALL

Richard Kinney, Recreation and Parks Director, stated that the town staff will seek bids for this work and prepare a planting plan for the Board's review.

REQUEST FOR ENABLING LEGISLATION REQUIRING INSTALLATION OF SPRINKLER SYSTEMS IN FRATERNITY AND SORORITY HOUSES

Mayor Nelson stated that the Town Attorney had prepared a proposed bill which would require the installation of sprinkler systems in fraternity and sorority houses.

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY ALEX ZAFFRON TO APPROVE THE PROPOSED BILL FOR SUBMISSION TO THE TOWN'S LEGISLATIVE DELEGATION. VOTE: AFFIRMATIVE ALL

ADDITIONAL PARKING AREAS FOR USE BY THE FARMERS' MARKET

The administration conducted a site review of the Carrboro Farmers' Market parking during their peak hours on Saturday mornings. The analysis revealed that additional parking can be accommodated in the area surrounding the Market. The administration recommended adoption of ordinance amendments for Bim Street, Fidelity Street and Laurel Avenue.

It was the consensus of the Board to ask the Transportation Advisory Board to review the proposed ordinance.

RECOMMENDATION FOR HEALTH INSURANCE COVERAGE FOR FISCAL YEAR 1996-97

The administration recommended that the town continue to offer Kaiser Permanente and Healthsource, North Carolina as health insurance options for Fiscal Year 1996-97. The administration further recommended that the town continue to pay for the cost of individual coverage and contribute 25% toward the cost of dependent health care.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY ALEX ZAFFRON TO CONTINUE TO OFFER KAISER PERMANENTE AND HEALTHSOURCE, NORTH CAROLINA AS HEALTH INSURANCE OPTIONS FOR FISCAL YEAR 1996-97, AND THAT THE TOWN CONTINUE TO PAY FOR THE COST OF INDIVIDUAL COVERAGE AND CONTRIBUTE 25% TOWARD THE COST OF DEPENDENT HEALTH CARE. VOTE: AFFIRMATIVE ALL

DISCUSSION OF RE-ORGANIZATION OF THE LANDFILL OWNERS GROUP

Mayor Nelson requested that this item be placed on tonight's agenda for the Board to discuss the latest proposal for re-organization of the Landfill Owners Group. Mayor Nelson stated that it was his understanding that the Chapel Hill Town Manager was going to propose to the Chapel Hill Town Council that representation on the Solid Waste Agency be based on a proportional basis.

Alderman Bryan requested that the Town Manager supply a copy of the Chapel Hill Town Manager's recommendation to the Board of Aldermen prior to it being considered by the Chapel Hill Town Council.

It was the consensus of the Board that the Mayor send a letter to the jurisdictions expressing the Board's concerns about Chapel Hill's proposal.

REQUEST FOR INFORMATION ON VEDCO SYSTEM OF WASTE MANAGEMENT

Alderman McDuffee requested that copies of the Vedco system for waste management be sent to the Board members.

CABLE T.V. RECOMMENDATION ON USE OF LOCAL ORIGINATION SETTLEMENT FUNDS

Alderman McDuffee requested that the Cable T.V. Committee provide a recommendation on improvements to the Board Room prior to the Board's summer break in order that those improvements could be done during the summer break.

STANDARDS FOR SWIMMING POOLS

Alderman Bryan requested that the Chair of the Board of Adjustment meet with the Board of Aldermen following the Board's summer break to discuss standards for swimming pools.

APPOINTMENTS TO BUDGET REVIEW COMMITTEE

Alderman Anderson requested that appointments to the Budget Review Committee be delayed in order to obtain additional applicants.

INCREASE IN ORANGE COUNTY IMPACT TAX

Alderman Zaffron requested that the Board's previous action on this matter be researched.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY HILLIARD CALDWELL TO ADJOURN AT 11:15 P.M. VOTE: AFFIRMATIVE ALL

Michael R. Nelson
Mayor

Town Clerk