

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, June 4, 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 HILLIARD CALDWELL TO APPROVE THE MINUTES OF MAY 28, 1996, WITH CORRECTIONS. VOTE: AFFIRMATIVE ALL

REQUEST TO SET PUBLIC HEARING/CONDITIONAL USE PERMIT REQUEST/HIGHLANDS NORTH

It was requested that a public hearing be set for June 18, 1996 to review an application for a conditional use permit which would allow for the creation of 18 lots at the northwestern corner of the intersection of Rogers Road and Tallyho Trail.

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

PROCLAMATION ISSUED

Alderman Caldwell read a proclamation proclaiming June 8th and 9th as Youth Days in the Town of Carrboro.

Mayor Nelson issued a proclamation proclaiming June 15th to be SOUTH ORANGE EMS AND RESCUE SQUAD Day in Carrboro.

REQUEST FOR CHANGE IN LAND USE ORDINANCE REQUIREMENTS/TREES

Lillian Anderson and Hannah Watson, students at Carrboro Elementary School, presented a report to the Board requesting that the town change its tree ordinance requiring that trees 15 inches and greater be saved.

The Board requested that the town staff prepare a report on this matter and that Ms. Anderson and Ms. Watson be notified when the staff report is available.

WORKSESSION WITH OWASA REPRESENTATIVES

The Board of Aldermen held a worksession with the town's OWASA representatives to discuss the expansion of the American Stone Quarry. In addition, the Board of Aldermen at its meeting on May 14, 1996 expressed its desire to discuss with the OWASA representatives the possibility of OWASA lowering its fees for sprinkler hookups.

Barry Jacobs, Chair of the OWASA Board Directors, Joal Hall and Frank Hamill, the Town of Carrboro's representatives on the OWASA Board of Directors, meet with the Board in worksession.

Ed Holland, an employee of OWASA, gave a brief history of OWASA's proposal to expand the American Stone Quarry.

Mayor Nelson requested that the mediation process be completed by October 1, 1996.

Barry Jacobs stated that the OWASA Board was committed to reviewing the fees for sprinklers with a recommendation available by the Fall of 1996.

Mayor Nelson stated that he would like to see a 30% reduction in sprinkler fees with elimination of monthly charges.

Alderman Bryan stated that he felt it was a joint responsibility of Chapel Hill, Carrboro and OWASA to resolve the issues related to sprinklers.

Alderman Gist suggested that a member of the Carrboro Board of Aldermen and the Fire Chief serve on the committee to review sprinkler fees after a charge for that committee is formulated.

Alderman Bryan expressed concern about OWASA selling water to other jurisdictions.

Barry Jacobs stated that the OWASA Board will be meeting with the Chatham County Board of Commissioners to discuss water and sewer issues soon but that OWASA is fully aware of the fact that OWASA's water is a precious commodity.

Ed Holland stated that the new Director of OWASA, Ed Curwin, will be working at OWASA on June 24th and invited the members of the Board of Aldermen to meet with Mr. Curwin for lunch that day.

BUS PAD AND SHELTER/SOUTH GREENSBORO STREET

The N.C. Department of Transportation has awarded the Town of Carrboro an encroachment agreement to build a bus pad and shelter along South Greensboro adjacent to the Rocky Brook Trailer Park. The administration requested that the Board of Aldermen adopt the TAB's recommendation to utilize the transit shelter being offered to the Town by Chapel Hill Transit.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY HANK ANDERSON TO ACCEPT THE OFFER BY CHAPEL HILL TRANSIT TO INSTALL A BUS PAD AND SHELTER ALONG SOUTH GREENSBORO STREET ADJACENT TO THE ROCKY BROOK TRAILER PARK. VOTE: AFFIRMATIVE ALL

REPORT ON CARRBORO PRIORITY FOR YOUTH ATHLETIC REGISTRATION

Richard Kinney, the town's Recreation and Parks Director, stated that Mr. Keith Burwell, a resident of 112 Yeargen Place, requested that the Board of Aldermen consider a procedure that would allow Carrboro residents to sign their children up first for Carrboro recreation programs. The Board referred this matter to the Recreation and Parks Commission. The Recreation and Parks Commission recommended that the Board adopt a registration procedure allowing Carrboro residents a 24-hour registration period prior to general registration beginning for Orange County citizens. This measure is to be of a temporary nature and only involving the specific duplicated programs of Youth Basketball and Spring Baseball beginning in the Fall of 1996. Other programs may be added dependent upon their future availability and only with Board of Aldermen review and action. The Recreation and Parks Department will work out the administrative system, i.e., timing, advertising, etc., and report such items to the Commission for its review and approval.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST TO ADOPT THE RECREATION AND PARKS COMMISSION'S RECOMMENDATION AND AUTHORIZE THE MAYOR TO FORWARD LETTERS TO THE CHAPEL HILL TOWN COUNCIL AND ORANGE COUNTY BOARD OF COMMISSIONERS OUTLINING THE REASONS FOR TAKING THIS ACTION. VOTE: AFFIRMATIVE ALL

1996-97 HOME PROGRAM DESIGN REVISION

The administration requested the Board to adopt a resolution approving the revised Home Program design for 1996-97.

The following resolution was introduced by Alderman Hank Anderson and duly seconded by Alderman Hilliard Caldwell.

A RESOLUTION AUTHORIZING THE REVISED
1996-97 HOME PROGRAM DESIGN
Resolution No. 44/95-96

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The Town of Carrboro, as a member of the Orange County Home Consortium, approves the following activities for the 1996-97 Home program:

Transitional Housing	\$337,000
Site Improvements	66,000
Acquisition	40,000
Administration	<u>39,500</u>
	\$482,500

Section 2. The Town Manager is designated as the authorized representative of the Town of Carrboro to act in connection with the submission of this revision and to provide such additional information as may be required by the U.S. Department of Housing and Urban Development.

Section 3. 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 June, 1996:

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

Noes: None

Absent or Excused: None

ORANGE HOME CONSORTIUM AGREEMENT

The administration requested the Board of Aldermen adopt a resolution authorizing the Town Manager to execute a revised Orange County Home Consortium agreement for the period beginning July 1, 1996 through June 30, 1999.

The following resolution was introduced by Alderman Hilliard Caldwell and seconded by Alex Zaffron.

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO
EXECUTE AN AGREEMENT WITH THE
ORANGE COUNTY HOME CONSORTIUM
Resolution No. 45/95-96

WHEREAS, on Jne 23, 1992, the Carrboro Board of Aldermen approved participation of the Town of Carrboro in the Orange Home Consortium; and

WHEREAS, the Towns of Carrboro, Hillsborough, Chapel Hill, and Orange County are current members of the Orange County Home Consortium, established on or about August 3, 1992; and

WHEREAS, the original Orange County Home Consortium Agreement expires on June 30, 1996; and

WHEREAS, the Orange County Home Consortium desires to continue to be considered for eligibility under the federal Home Program operated by the US Department of Housing and Urban Development, as authorized under the National Affordable Housing Act, as amended.

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

Section 1. The Board of Aldermen authorized the Town manager to execute the approved Home Consortium Agreement for the period July 1, 1996 to June 30, 1999, subject to approval as to form by the Town Attorney.

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 4th day of June, 1996:

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

Noes: None

Absent or Excused: None

WORK PLAN FOR YOUTH COORDINATOR

Leticia Lumpkins, the town's part-time Youth Coordinator, introduced herself and stated that the following are her goals:

Dissemination of information to the public about available services for youth using the Orange Resource Connection program.

Develop a Carrboro Youth Board (Youth Alliance).

Publish a quarterly news article in the Town of Carrboro Newsletter.

Facilitate the development of and connect community youth to programs and activities.

Serve on youth related agency boards as needed, representing the interest of Carrboro parents and youth.

Alderman Gist requested that the Board of Aldermen receive quarterly reports on the Youth Coordinator's work.

WORKSESSION/TELECOMMUNICATIONS TOWERS AND ANTENNAS

On May 14, 1996 the Board of Aldermen requested that a worksession be held to review telecommunication towers and antennas before proceeding with reviewing applications for new towers or modifications to existing towers. That worksession was scheduled for tonight's meeting.

Roy Williford, the town's Planning and Economic Development Director, and Keith Lankford, the town's Zoning Administrator, answered the Board's questions concerning towers and antennas.

Gray Stilers, an attorney representing Bell South, answered the Board's questions concerning the number of towers needed to meet public need.

Al Benschaw, with 360° Communications, requested that the Board schedule a public hearing on their request.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY HANK ANDERSON TO SET PUBLIC HEARINGS FOR JUNE 18, 1996 TO CONSIDER: (1) MODIFICATION OF THE EXISTING 360° COMMUNICATIONS TOWER LOCATED AT 515 SOUTH GREENSBORO STREET; (2) MODIFICATION OF THE EXISTING TOWER LOCATED AT THE TOWN HALL. VOTE: AFFIRMATIVE ALL

Alderman Bryan requested that the Town Attorney prepare an amendment to the Land Use Ordinance to strengthen the provisions dealing with the appearance and safety of towers and antennas.

The Board delayed action on setting the public hearing on the modification of the existing tower located at the Lake Hogan Farms Subdivision until after the Board considers amendments to the regulations for towers and antennas.

Alderman Zaffron requested information on the ambient exposure to radio frequencies in comparison to cellular phone radio frequency exposure.

APPOINTMENTS TO SMALL AREA PLAN STEERING COMMITTEE

The administration requested that the Board of Aldermen consider making appointments to the Small Area Plan Steering Committee and direct the Town Manager to secure Andrew Sachs' assistance with the Facilitation Steering Committee through a contract with the Dispute Settlement Center.

Lisa Bloom-Pruitt, the town's Senior Planner, stated that Larry Reid and Rev. McMillan were contacted from the Rogers Road neighborhood, but no applications were received.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY TO APPOINT FOLLOWING INDIVIDUALS TO THE SMALL AREA PLAN FACILITATION STEERING COMMITTEE AND THAT THE COMMITTEE COMPLETE ITS WORK AND PRESENT A REPORT TO THE BOARD OF ALDERMEN BY AUGUST 20, 1996:

NAME	ADDRESS	NEIGHBORHOOD REPRESENTED
Jean Earnhardt	600 Bolin Brook Farm Rd. Chapel Hill, N.C. 27516	Talbryn
Donald Kutty	2004 Camden Lane Chapel Hill, N.C. 27516	Camden
Susan Poulton	8720 Union Grove Church Rd. Chapel Hill, N.C. 27516	Union Grove
Kathy Kaufman	7431 Old N.C. 86 Chapel Hill, N.C. 27516	Old N.C. 86
Erwin Gutzwiller*	1310 Tallyho Trail Chapel Hill, N.C. 27516	Fox Meadow
Laura Wenzel*	1015 Tallyho Trail Chapel Hill, N.C. 27516	Fox Meadow
Peggy Baker	420 Britton Drive Chapel Hill, N.C. 27516	Britton Woods
Curtis McLaughlin	8823 Drew Lane Chapel Hill, N.C. 27516	Homestead Hills
Arne Johnson	1005 Staffield Lane Chapel Hill, N.C. 27516	Highland Meadows
Carol-Ann Greenslade	417 Stony Hill Chapel Hill, N.C. 27516	Stony Hill
Linda Brockwell Roberts	8909 Old N.C. 86 Chapel Hill, N.C. 27516	Calvander
Bruce Runberg	CB #1090 UNC-Chapel Hill Chapel Hill, N.C. 27599	UNC
Bonny Moellenbrock	111 Hanna Street Carrboro, N.C. 27510	Hanna Street
Chris Derby	313 Tripp Farm Road Chapel Hill, N.C. 27516	Fairoaks
Brad Rigdon	114 Watters Road Carrboro, N.C. 27510	Watters Road
Steve Gallo	110 Stratford Drive Chapel Hill, N.C. 27516	Wexford
Tim Tippin	102 Barington Hills Rd. Chapel Hill, N.C. 27516	Barington Hills
Debbie Wahlen	1905 N. Hawick Court Chapel Hill, N.C. 27516	The Highlands
(unknown)**		Rogers Road

*The Board stated that only one of these individuals should serve since they are from the same neighborhood.

**Alderman Anderson to supply the name of a representative for Rogers Road.

VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO APPROVE THE MEMORANDUM OF AGREEMENT BETWEEN THE TOWN AND THE DISPUTE SETTLEMENT CENTER FOR AN EXPENDITURE OF UP TO \$1,750. VOTE: AFFIRMATIVE ALL

Alderman Bryan requested a report following the first meeting of the Steering Committee estimating the amount of mediation required.

APPOINTMENTS TO SHAPING ORANGE COUNTY STEERING COMMITTEE

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JAY BRYAN TO APPOINT MARTY MANDELL AND ERROL MCCAULEY TO THE SHAPING ORANGE COUNTY STEERING COMMITTEE. VOTE: AFFIRMATIVE ALL

UPDATE ON PROJECT U-3100 (HILLSBOROUGH ROAD)

Alderman Zaffron stated that a draft of the 1997-2003 State Transportation Improvement Program (TIP) showed the right-of-way acquisition and construction of Project U-3100 was to begin in the years 1998 and 1999 respectively. Upon following up on this, it was determined by NCDOT that the right-of-way and construction timetables that had been established for Project U-3100 are to begin in the years of 1997 and 1998 respectively. This project will consist of improvements along Hillsborough Road from Lorraine Street to the Hillsborough Road/Old Fayetteville Road intersection. Construction along Old Fayetteville Road below McDougle Middle School will be scheduled for the years beyond 2003. Dr. Gorman Gilbert has indicated that improvements to the east side of Old Fayetteville Road from its intersection with Hillsborough Road to the McDougle School property will be constructed with Small Urban Funds. Intersection improvements will also be made with the installation of a traffic signal as well as modifying the existing intersection to allow Hillsborough Road to intersect into Old Fayetteville Road.

It was the consensus of the Board to authorize Alderman Zaffron to vote favorably on this project as proposed at the upcoming Transportation Advisory Committee meeting.

REQUEST FOR "POOPER SCOOPER" LAW

Mayor Nelson stated that the town had received a letter from Linda Browner requesting the town consider adopting a pooper scooper law.

It was the consensus of the Board to refer this matter to the Neighborhood Forum for consideration.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY HILLIARD CALDWELL TO ADJOURN AT 10:08 P.M. VOTE: AFFIRMATIVE ALL

Michael R. Nelson
Mayor

Town Clerk