

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, September 17, 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
Deputy Town Clerk	James E. Spivey
Town Attorney	Michael B. Brough

**APPROVAL OF MINUTES OF PREVIOUS MEETING**

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY HANK ANDERSON TO APPROVE THE MINUTES OF SEPTEMBER 10, 1996. VOTE: AFFIRMATIVE ALL.

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**REQUEST TO SET PUBLIC HEARING/LAND USE ORDINANCE TEXT AMENDMENT PROVIDING THE MANAGER WITH THE AUTHORITY TO ACCEPT BONDING**

The administration requested that the Board of Aldermen set a public hearing for October 8, 1996 on a proposed amendment to the Land Use Ordinance which would allow the Town Manager to authorize the commencement of the intended use or the occupancy of buildings or the sale of subdivision lots if the permit recipient provides a performance bond.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY HANK ANDERSON TO SET A PUBLIC HEARING FOR OCTOBER 8, 1996. VOTE: AFFIRMATIVE ALL.

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**REQUEST TO SET PUBLIC HEARING/LAND USE ORDINANCE TEXT AMENDMENT/ COMPLIANCE WITH STATE WATER SUPPLY WATERSHED REGULATIONS**

The administration requested that the Board of Aldermen set a public hearing for October 8, 1996 on a proposed amendment to the Land Use Ordinance to comply with the minimum statewide requirements as stated in a letter from the N.C. Department of Environment, Health and Natural Resources, Division of Water Quality.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY HANK ANDERSON TO SET A PUBLIC HEARING FOR OCTOBER 8, 1996. VOTE: AFFIRMATIVE ALL.

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**REQUEST TO SET PUBLIC HEARING/LAND USE ORDINANCE TEXT AMENDMENT/ RECREATION AND OPEN SPACE REQUIREMENTS SHALL NOT APPLY TO RENOVATION OF PRE-EXISTING UNITS**

The administration requested that the Board of Aldermen set a public hearing for October 8, 1996 on a proposed amendment to the Land Use Ordinance which would clarify that requirements for the provision of recreation facilities and open space shall not be applicable to residential projects that involve only the renovation of pre-existing dwelling units.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY HANK ANDERSON TO SET A PUBLIC HEARING FOR OCTOBER 8, 1996. VOTE: AFFIRMATIVE ALL.

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**PROCLAMATION ISSUED**

Mayor Nelson issued a proclamation proclaiming the month of October 1996 as **DISABILITY EMPLOYMENT AWARENESS MONTH** in the Town of Carrboro.

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**INTRODUCTION OF OWASA DIRECTOR**

Barry Jacobs, Chairman of the OWASA Board of Directors, introduced William "Ed" Kerwin, the new executive director of OWASA. Mr. Jacobs also informed the Board that OWASA would be submitting a report regarding Hurricane Fran.

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**REQUEST TO STOCKPILE WOOD FROM HURRICANE FRAN**

James Neville, a Carrboro citizen, requested that the hardwood debris from Hurricane Fran be stockpiled to be used for heat and lumber during the winter months instead of being disposed of by burning as is currently being done.

The Board directed staff to present a report, at the next Board meeting, regarding the best way to stockpile wood debris left by Hurricane Fran for use as lumber and firewood. Additionally, the Board requested that the staff to mail a copy of the report to Mr. Neville.

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**SCAM PRECAUTIONS**

Alderman Caldwell referenced a newspaper editorial regarding a Carrboro citizen who was a victim of a scam artist as the cleanup from Hurricane Fran continues in the area. Alderman Caldwell urged the Board to initiate some measures to protect Carrboro citizens from being victims of scam artists.

The Board directed staff:

1. To issue a Press Release itemizing certain "do's" and "don'ts" for citizens when dealing with people offering their services for hire during the cleanup from Hurricane Fran.
2. To refer this matter to the Neighborhood Forum.
3. That the Police Department establish a voluntary registration process for people offering their services for hire during the cleanup from Hurricane Fran.

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**REGISTRY FOR THE ELDERLY AND DISABLED**

Ellen Perry, a Carrboro resident, urged the Board to secure parking on Laurel Avenue for the Farmers' Market. Additionally, Ms. Perry encouraged the Board to establish a registry for the elderly and the mentally and physically challenged citizenry of Carrboro so that in emergency situations, i.e., hurricanes, ice storms, severe adverse weather, etc.; registrants can be contacted regarding their well-being.

The Board directed staff to present a report regarding existing programs/services for the elderly and the mentally and physically challenged during emergency situations. The Board also suggested that Ms. Perry's request be forwarded to Orange County and the Neighborhood Forum for review and comment.

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**REPORT FROM SMALL AREA PLAN STEERING COMMITTEE/FACILITATION MEETING PROCESS FOR STUDY AREA**

The Mayor and Board of Aldermen considered the Facilitation Steering Committee's areas of consensus for a Facilitated Process for the Small Area Planning study area

Alderman Bryan summarized the activities of the Steering Committee to date, reviewed the charge of the Facilitation Steering Committee, and explained the proposed three-day conference agenda. Alderman Bryan informed the Board that the proposed facilitated conference is to take place in January or February 1997 and the possible location will be McDougle School.

Alderman McDuffee presented the preliminary cost estimates for the proposed three-day conference.

Alderman Caldwell stated that this process will impact OWASA and the Chapel Hill/Carrboro School System, therefore, they should be included in the process and simultaneously should be responsible for sharing the cost of the three-day facilitated conference.

Alderman Bryan stated that this process would seem to be more of a local governments-county government process.

Mayor Nelson stated that his initial expectation of the process was not what the Steering Committee has developed.

Alderman Gist stated that this process was an effort to do community building so that any plan passed by the Board of Aldermen would at least have the support of the people most impacted by it.

Alderman Zaffron voiced concern regarding the goal of 100% consensus and what would happen if consensus was not reached.

Alderman Bryan stated that the facilitation process will hopefully bring about consensus.

Alderman McDuffee voiced concern regarding the morale of members of the Small Area Planning Work Group, who worked for three years executing a charge given by the Board of Aldermen to develop a Small Area Plan and now the facilitated process is proposed. Additionally, Alderman McDuffee stressed that the *DRAFT Small Area Plan for the Northern Transition Area*, developed by the Small Area Planning Work Group, be a central part of the facilitated process.

It was suggested that another Steering Committee member attend the next Small Area Planning Work Group meeting, with Alderman McDuffee, to assist in explaining the proposed facilitated process.

Alderman Anderson questioned the method to be used to make this facilitated process an all-inclusive process.

Staff explained that a mass mailing of 1700 was done in the initial mailing regarding the Open House held by the Small Area Planning Work Group. Alderman Bryan explained that the Committee consisted of representatives from each of the neighborhoods in the study area.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE \$1750.00 ALLOTTED IN THE 1996-97 BUDGET FOR MEDIATION SERVICES BE RELEASED TO FUND THE REMAINING ACTIVITIES OF THE FACILITATION PROCESS. VOTE: AFFIRMATIVE ALL.

MOTION WAS MADE BY JAY BRYAN AND SECONDED BY JACQUELYN GIST THAT THE BOARD OF ALDERMEN ENDORSES THE PROPOSED THREE-DAY FACILITATION PROCESS. VOTE: AFFIRMATIVE ALL.

The Board requested that the Minutes regarding this matter be forwarded to the Steering Committee.

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#### DISCUSSION OF THE REORGANIZATION OF THE LANDFILL OWNERS' GROUP

The Landfill Reorganization Work Group has been evaluating options for ownership, financing and administration of solid waste facilities and activities for over a year. On May 25, 1996, the Landfill Owners' Group approved an "Outline of a New Agency to Oversee Solid Waste Activities." The consensus that reorganization is necessary seems strong. However, a consensus as to the membership configuration of the agency's governing body has not been met. The administration requested that the Board of Aldermen comment and make recommendations for submission to the Landfill Owners' Group.

Mayor Nelson stated that two basic questions exist regarding the reorganization of the Landfill Owners' Group (LOG) which are: 1) Is an independent agency desired, if so, what should the composition of the agency be? 2) Should the agency be a part of the County?

Alderman Gist stated that there are three points that the LOG is bogged down when considering and they are: 1) If reorganized, what will the reorganized entity be? 2) Consensus on a solid waste management plan. 3) Location of a new landfill site.

Alderman Gist stated that a September 30, 1996 Assembly of Governments meeting will be held to discuss and reach consensus on the reorganization of the LOG. This will be a facilitated meeting held from 6:30 P.M. until 10:30 P.M.

Mike Brough, Town Attorney, explained his April 12, 1996 memorandum regarding the proposed joint solid waste management agency. Mr. Brough explained his comments regarding the Board of Aldermen ceding, to a proposed agency, authority which the Board presently has.

Alderman Zaffron voiced concern regarding compensation for people wronged in 1972 which is to be an issue to be discussed at the September 30, 1996 meeting.

The Board asked if other independent solid waste agencies exist in North Carolina.

Gayle Wilson, Solid Waste Director of Chapel Hill, informed the Board that three such solid waste arrangements exist in North Carolina. Mr. Wilson stated that of the three agencies; one (1) has equal representation and the two (2) others do not.

By Board-consensus, primary and secondary issues are to be specified on the Assembly of Governments' September 30, 1996 agenda.

Alderman Gist informed the Board that a September 23, 1996 meeting will be held to finalize the agenda for the September 30, 1996 meeting.

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### DISCUSSION OF SOLID WASTE MANAGEMENT

At its May 18, 1996 meeting the Landfill Owners' Group (LOG) requested that each governing board provide feedback regarding several implementation issues related to the Integrated Solid Waste Management Plan. The administration recommends that the Board discuss and formulate specific recommendations to the LOG, either at tonight's meeting or at a subsequent meeting, concerning the integrated solid waste management plan implementation issues identified in the June 13, 1996 LOG memo.

Alderman Zaffron expressed his opinion that if you are going to modify behaviors, you have to figure out whose behavior you are trying to modify citizens' behavior in dealing with public solid waste issues, but modification needs to apply equally to all citizens regardless of their income. The pay as you throw is untenable and unacceptable. This proposal would fail. Collection bans and mandatory recycling will have the greatest chance of succeeding.

Alderman McDuffee stated that she feels making a special program for a certain percentage of the poverty level does not address the problem of exempting those people for whom the money doesn't matter.

Mayor Nelson asked for a description of the bureaucracy that will have to be put into place to make this work. How many people will need to be hired? How are the bags going to be distributed?

Alderman Anderson stated that a disadvantage is having employees handling garbage and putting them at risk of contracting Hepatitis B.

[The Board's discussion of this matter was not concluded due to a power outage.]

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MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY HANK ANDERSON THAT THE MEETING BE ADJOURNED AT 10:35 P.M. VOTE: AFFIRMATIVE ALL.

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Michael R. Noh  
Mayor

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Deputy Town Clerk