

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, June 24, 1997 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Michael Nelson
Aldermen	Hank Anderson
	Hilliard Caldwell
	Jacquelyn Gist
	Diana McDuffee
	Frances Shetley
	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 JUNE 17, 1997 MINUTES. VOTE: AFFIRMATIVE ALL

APPOINTMENT TO OWASA BOARD OF DIRECTORS

The Town has been notified by the Orange Water and Sewer Authority that Joal Hall's term on the OWASA Board of Directors expires on June 30, 1997. Ms. Hall has been contacted and she has expressed her desire to be re-appointed.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY HANK ANDERSON TO RE-APPOINT JOAL HALL TO THE OWASA BOARD OF DIRECTORS. VOTE: AFFIRMATIVE ALL

CERTIFICATION OF FIRE DEPARTMENT ROSTER

To satisfy N.C. General Statute 58-86-25 which requires that all certified fire departments certify a complete roster of its qualified firefighters annually to the Firemen's Pension Fund, the Board of Aldermen was requested to authorize the Mayor to sign the annual certification of firemen.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY ALEX ZAFFRON TO AUTHORIZE THE MAYOR TO SIGN THE CERTIFICATION. VOTE: AFFIRMATIVE ALL

RESOLUTION DESIGNATING THE INSTALLMENT PURCHASE CONTRACT FOR THE PURCHASE OF COMPUTER HARDWARE AND SOFTWARE ASSOCIATED WITH THE INSTALLATION OF A LOCAL AREA NETWORK AS A TAX-EXEMPT OBLIGATION OF THE TOWN

The administration requested that the Mayor and Board of Aldermen consider adopting a resolution designating the installment purchase contract for the purchase of computer hardware and software associated with the installation of a local area network as a tax-exempt obligation of the town.

The following resolution was introduced by Alderman Alex Zaffron and duly seconded by Alderman Hank Anderson .

A RESOLUTION DESIGNATING AN INSTALLMENT PURCHASE CONTRACT AS A TAX-EXEMPT OBLIGATION OF THE TOWN

Resolution No.66/96-97

WHEREAS, the Town of Carrboro, through its duly elected Mayor, with the consent and approval of the Board of Aldermen, will be entering into a contract with BB& T Governmental Finance for the purchase of computer hardware and software associated with the installation of a local area network; and

WHEREAS, the said contract qualifies as a tax-exempt obligation of the town, pursuant to the Internal Revenue Code of 1986.

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

Section 1. The aforesaid contract by and between the Town of Carrboro and BB&T Governmental Finance, together with the amounts to be paid thereunder, be and the same are hereby designated as a qualified tax-exempt obligation of the town for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986.

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 24th day of June, 1997:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Frances Shetley

Noes: None

Absent or Excused: None

PUBLIC HEARING/PROPOSED AGREEMENT WITH NATIONS BANK/FINANCING OF ACQUISITION AND IMPROVEMENTS TO CARRBORO BAPTIST CHURCH AND REPAIRS TO TOWN HALL

On June 17, 1997, the Mayor and Board of Aldermen voted to purchase and renovate the Carrboro Baptist Church to make repairs to the masonry walls of the Town Hall building. In addition, the Mayor and Board authorized the Town administration to make application to the Local Government Commission for the installment purchase contracts for these projects through Nations Bank. The Board also set a public hearing for tonight's meeting to consider approving the agreement with Nations Bank.

The Mayor announced that this was the hour, day and place fixed for the public hearing for the purpose of considering whether the Board should approve a proposed installment purchase agreement and certain related documents under which the Town would obtain financing pursuant to G.S. §160A-20, as amended, for the acquisition of the Carrboro Baptist Church property, and for repairs to the Town Hall, as described in the notice of such public hearing which was published in The Chapel Hill Herald on June 14, 1997, and under which the Town would secure the repayment by it of moneys advanced pursuant to such installment purchase agreement by granting a security interest in the property purchased.

The Town Manager and the Town Attorney then described the project as currently proposed, which project includes acquisitions and improvements expected to cost approximately \$3,080,000. Thereupon, the Town Manager and the Town Attorney presented and described a proposal with respect to such installment purchase agreement from NationsBank, N.A., dated June 6, 1997, which the Town had selected pursuant to a request for proposals and which described certain provisions of such proposed installment purchase agreement.

The Mayor then announced that the Board would immediately hear anyone who might wish to be heard on such matter.

David Collins appeared before the Board and questioned whether this would be a simple interest loan and whether there would be a penalty for an early pay off.

Mr. Morgan stated that there was no penalty for early pay off.

The Town Clerk announced that no written statement relating to such matter had been received.

Thereupon, the Board determined to proceed with the proposed financing of such project and to approve an installment purchase agreement and certain related documents with respect thereto with provisions substantially as proposed by NationsBank, N.A. in its proposal dated June 6, 1997.

Thereupon, the Mayor announced that the public hearing was closed.

Thereupon, Alderman Jacquelyn Gist introduced the following resolution, a copy of which had been provided to each Board Member and which was read by title:

**RESOLUTION APPROVING PROPOSED AGREEMENT CONCERNING FINANCING FOR
THE ACQUISITION AND IMPROVEMENT OF THE CARRBORO BAPTIST CHURCH
PROPERTY AND REPAIRS TO TOWN HALL, APPROVING CERTAIN OTHER
DOCUMENTS AND ACTIONS RELATING THERETO AND AUTHORIZING CERTAIN
ACTIONS IN CONNECTION THEREWITH**
Resolution No. 67/96-97

WHEREAS, the Town of Carrboro, North Carolina, a municipality and political subdivision of the State of North Carolina (the "Town"), has previously approved a plan for the acquisition, improvement and financing of a project to provide for the acquisition of the Carrboro Baptist Church property and the making of certain repairs to Town Hall (the "Project"); and

WHEREAS, the Town is authorized to finance the acquisition and improvement of the Project by contracts that create in the Project and certain related property a security interest to secure repayment of moneys made available for such purpose; and

WHEREAS, the Town has determined to proceed with the proposed financing of such project and to approve an installment payment agreement and certain related documents with respect thereto with provisions substantially as proposed by NationsBank, N.A. in its proposal dated June 6, 1997, of which a copy is attached to this resolution (the "Proposal"); and

WHEREAS, there have been presented for consideration by the Town copies of the following documents relating to such matter:

(a) a draft of an Installment Purchase Contract, between the Town and NationsBank, N.A. (the "Installment Purchase Contract"), under which NationsBank, N.A. (the "Lender") would advance funds for the acquisition and improvement of the Project and the Town would be obligated to make Installment Payments (as defined therein) to repay the funds advanced to it and to make certain other payments, among other requirements, such obligations being subject to termination by the Town under certain circumstances as provided therein; and

(b) a draft of a Deed of Trust and Security Agreement (the "Deed of Trust") which the Company would execute and deliver to a trustee for the benefit of the Lender and which would encumber the Project and certain related property as security for the Town's obligation to repay the funds advanced to it pursuant to the Installment Purchase Contract; now, therefore,

BE IT RESOLVED by the Board of Aldermen of the Town of Carrboro;

Section 1. The Board of Aldermen of the Town of Carrboro, North Carolina (the "Board") hereby finds and determines in connection with the proposed Installment Purchase Contract that (a) the proposed Installment Purchase Contract is necessary or expedient for the Town, (b) the proposed Installment Purchase Contract, under current circumstances, is preferable to a bond issue of the Town for financing the acquisition, construction and equipping of the Project, (c) the sums to fall due under the proposed Installment Purchase Contract are adequate and not excessive for the proposed purpose, (d) the Town's debt management procedures and policies are good and its debt will continue to be managed in strict compliance with law, (e) although the taxing power of the Town is not and may not be pledged directly or indirectly to secure any sums to fall due under the proposed Installment Purchase Contract, the proceeds of taxes might be used to meet the sums to fall due under the proposed Installment Purchase Contract and any increase in taxes necessary to meet such sums will not be excessive and (f) the Town is not in default regarding any of its debt service obligations.

Section 2. The Board hereby further finds and determines that it is in the best interest of the Town to enter into the Installment Purchase Contract and the Deed of Trust in order to execute the plan for the acquisition and improvement of the Project and the financing thereof as described above.

Section 3. The terms and provisions of the Proposal, the Installment Purchase Contract and the Deed of Trust are hereby approved in all respects and the Mayor of the Town, the Town Manager of the Town, the Finance Director of the Town and the Town Clerk are hereby authorized and directed to execute and deliver the Installment Purchase Contract and the Deed of Trust, as may be applicable, in substantially the forms presented to the Town, together with such additions, changes, modifications and deletions as they, with the advice of counsel, may deem necessary and appropriate, and such execution and delivery shall be conclusive evidence of the approval and authorization thereof by the Board and the Town; provided, however, that the Town Manager or the Finance Director of the Town or his respective designee shall determine that the provisions of the Installment Purchase Contract and the Deed of Trust are

consistent with the provisions of the Proposal; and that, under the Installment Purchase Contract, the final Installment Payment is due not later than July 3, 2017, the maximum stated interest rate with respect to any tax-exempt interest component of the Installment Payments does not exceed 5.49% per annum and the aggregate amount of the principal components of the Installment Payments does not exceed \$3,080,000.

Section 4. The Board hereby approves, ratifies and confirms the actions of the Town Manager, the Finance Director and the Town Attorney of the Town in connection with this matter.

Section 5. The officers and employees of the Town are authorized and directed (without limitation except as may be expressly set forth herein) to take such other actions and to execute and deliver such other documents, certificates, undertakings, agreements or other instruments as they, with the advice of counsel, may deem necessary or appropriate to effectuate the transactions contemplated by the Installment Purchase Contract and the Deed of Trust.

Section 6. The Town covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended (the "Code"), as applicable to the Installment Purchase Contract except to the extent that the Town obtains an opinion of nationally-recognized bond counsel to the effect that noncompliance would not result in the interest components of the Installment Payments which are tax-exempt being includable in the gross income of the Lender or its assignees for purposes of federal income taxation.

Section 7. The Town hereby represents that it reasonably expects that it and all subordinate entities thereof will not issue more than \$10,000,000 of tax-exempt obligations (not counting private-activity bonds except for qualified 501(c)(3) bonds as defined in the Code) during calendar year 1997. In addition, the Town hereby designates each of the Installment Payments as a "qualified tax-exempt obligation" for the purposes of the Code.

Section 8. This resolution shall take effect immediately upon its passage.

Upon motion duly made and seconded by Alderman Diana McDuffee, the foregoing resolution was passed by the following votes:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Frances Shetley

Noes: None

Absent or Excused: None

Alderman Caldwell asked for a list of minority lending institutions for the Board's information.

BUREAU OF JUSTICE ASSISTANCE BLOCK GRANT

On June 18, 1997, the Mayor and Board of Aldermen scheduled a public hearing for tonight's meeting to receive comment on a proposed block grant from the Bureau of Justice Assistance. This grant would finance a photo identification module for the Police Department's computer system, the purchase of eight portable radios, and the upgrading of the Police Department's computer work stations.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY HANK ANDERSON THAT THE PUBLIC HEARING BE CLOSED AS NO ONE WISHED TO SPEAK. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY ALEX ZAFFRON TO ACCEPT THE BUREAU OF JUSTICE GRANT IN THE AMOUNT OF \$19,404 AND AUTHORIZE THE RE-ALLOCATION OF \$1,600 IN THE 1997-98 POLICE DEPARTMENT FOR THE MATCHING FUNDS REQUIRED BY THE GRANT. VOTE: AFFIRMATIVE ALL

COURTESY REVIEW FOR CARR RIDGE DEVELOPMENT

Greg Shepard with Phil Post and Associates, requested an opportunity to present a sketch plan of the proposed Carr Ridge development for the Board's review. This development is proposed on the Odom tract located west of the Chapel Hill Tennis Club and Weatherhill/Tennis Club Estates Subdivision and south of Old Fayetteville Road and the Sterling Brook Apartments. Mr. Shepard would specifically like to discuss relief from crossing

Tom's Creek with a connector road as proposed by Carrboro's Connector Road Plan. According to his June 4, 1997 memorandum, he envisions his request for relief to be referred to the Transportation Advisory Board for consideration.

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY HILLIARD CALDWELL TO REFER THIS MATTER TO THE TRANSPORTATION ADVISORY BOARD FOR CONSIDERATION.
VOTE: AFFIRMATIVE ALL

RESOLUTION ESTABLISHING A TASK FORCE/DEVELOPMENT OF A SOLID WASTE RECYCLING, REUSING, AND REPAIRING MARKET BASED ECONOMY

The Board was requested to adopt a resolution establishing a joint task force to research and make recommendations regarding the development of a solid waste recycling, reusing, and repairing market-based economy.

Don Willhoit stated that this would be a unique opportunity to get life cycle analysis into recycling.

The following resolution was introduced by Alderman Hilliard Caldwell and duly seconded by Alderman Diana McDuffee.

A RESOLUTION REGARDING ESTABLISHMENT OF
A CITIZENS'/ELECTED OFFICIALS' TASK FORCE
TO RESEARCH AND MAKE RECOMMENDATIONS REGARDING
DEVELOPMENT OF A SOLID WASTE RECYCLING, REUSING,
AND REPAIRING MARKET-BASED ECONOMY
Resolution No. 61/96-97

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

Section 1. The Board of Aldermen endorses the establishment of a citizens'/elected officials' task force to research and make recommendations regarding development of a solid waste recycling, reusing, repairing market-based economy.

Section 2. The Board of Aldermen endorses approaching the City of Durham and Durham County to join Orange County governments in this effort.

Section 3. The Board of Aldermen does not support the hiring of a consultant to assist this task force.

Section 4. The Board of Aldermen requests that a report be forthcoming from this task force within twelve months from the establishment of the task force.

Section 5. The Board of Aldermen hereby appoints Jacquelyn Gist and Alex Zaffron to a small committee of elected officials, which shall meet as a public body to further develop a proposed charge and process for such a task force. The Chair of the Landfill Owners' Group is authorized to convene the latter committee's first meeting.

The foregoing resolution, having been submitted to a vote, received the following vote and was duly adopted this 24th day of June, 1997:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Frances Shetley

Noes: None

Absent or Excused: None

**ADOPTION OF AN INTEGRATED SOLID WASTE MANAGEMENT PLAN, REVISION OF
LOCALLY ADOPTED SOLID WASTE REDUCTION GOALS, AND AUTHORIZE TOWN OF
CHAPEL HILL TO SUBMIT SOLID WASTE PLAN TO THE STATE OF NORTH CAROLINA**

Chris Peterson, the town's Public Works Director, explained the framework of the solid waste management plan recommended by the Landfill Owners' Group, to revise the locally adopted solid waste reduction goals to conform to the standards and timetable established by the State, and to authorize the Chapel Hill Town Manager to submit a solid waste plan to the State of North Carolina.

Gayle Wilson answered the Board's question concerning the base year to calculate waste reduction against.

Don Willhoit stated that he had previously offered Old Well Condominiums as a pilot recycling project. Mr. Willhoit requested that the ban on cardboard be lifted on multi-family projects until the details are worked out.

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

**A RESOLUTION ADOPTING A FRAMEWORK FOR A
COUNTY-WIDE SOLID WASTE PLAN
SPECIFYING PERCENTAGES IN PER CAPITA WASTE REDUCTION GOALS
WHICH CONFORM TO THE STATE STANDARD,
ESTABLISHING A TIMETABLE BY WHICH TO MEET THE GOALS,
CHANGING THE PREVIOUSLY ADOPTED 50% WASTE REDUCTION GOAL
TO CONFORM TO THIS STANDARD AND AUTHORIZING
THE TOWN OF CHAPEL HILL'S TOWN MANAGER
TO SUBMIT THE SOLID WASTE PLAN TO THE STATE
Resolution No. 62/96-97**

WHEREAS, the Town of Carrboro has previously adopted a general solid waste reduction goal as part of its overall solid waste goals and has also adopted a specific 50 % per capita waste reduction goal for mixed solid waste; and

WHEREAS, the Orange Regional Landfill Owners' Group has adopted goals for solid waste reduction of 45 % by 2001 and 61 % by 2006 when compared to 1991-92; and

WHEREAS, the State of North Carolina requires a solid waste management plan with specific solid waste reduction goals for 2001 and 2006; and

WHEREAS, the Landfill Owners' Group and its member governments, including the Town of Carrboro, have conducted an integrated solid waste plan study to develop options for reducing and managing solid waste in Carrboro and all of Orange County; and

WHEREAS, the Town has previously considered a solid waste management plan that includes waste prevention measures, collection programs and processing methods described in Attachment A to this resolution; and

WHEREAS, successful implementation of a solid waste plan that meets the waste reduction goals would also require cooperation and coordination with all of the local governments and waste generators throughout Orange County; and

WHEREAS, the Town of Carrboro may need to further regulate and control solid waste in order to fully accomplish the waste diversion goals; and

WHEREAS, the Town of Chapel Hill's Solid Waste Staff has been authorized as the lead agency representing the governing boards of Chapel Hill, Carrboro, Hillsborough, and Orange County in the matter of the solid waste management plan required by the State of North Carolina.

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

Section 1. The Board of Aldermen hereby adopts the framework for a solid waste management plan as described in Attachment A.

Section 2. The Town of Carrboro adopts a base year of 1991-92 to calculate waste reduction against, and County-wide goals of 45 % solid waste reduction per capita by 2001 and 61 % reduction per capita by 2006.

Section 3. The Town of Carrboro will cooperate with other local governments in Orange County in implementing a solid waste management plan that will achieve these goals.

Section 4. Since the Town of Chapel Hill Solid Waste Staff was authorized to be the lead agency representing the governing boards of Carrboro Chapel Hill, Hillsborough and Orange, the Town of Carrboro authorizes the Town of Chapel Hill's Town Manager to submit the solid waste plan to the State of North Carolina.

Section 5. This resolution shall become effective upon adoption.

The foregoing resolution, having been submitted to a vote, received the following vote and was duly adopted 24th day of June, 1997:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Frances Shetley

Noes: None

Absent or Excused: None

RESOLUTION ADOPTING REVISED LANDFILL TIPPING FEES

The administration requested adoption of a resolution approving the proposed tipping fee schedule for the Orange Regional Landfill for the 1997-98 Fiscal Year.

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

**RESOLUTION APPROVING
THE ORANGE REGIONAL LANDFILL
TIPPING FEE SCHEDULE FOR 1997-98 FISCAL YEAR
Resolution No. 64/96-97**

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The Board of Aldermen hereby approves the following tipping fee schedule for the Orange Regional Landfill and Recycling Program Fees:

Mixed Solid Waste	\$ 35.00/ton
Construction and Demolition Waste	\$ 35.00/ton
"Clean" wood/yard waste	\$ 12.00/ton
"Clean" wood/yard waste delivered by automobile	\$ 3.00 minimum
"Clean" wood/yard waste delivered by pickup trucks	\$ 5.00 minimum
"Clean" wood/yard waste delivered by utility trailers	\$ 5.00 minimum
Tires (not eligible for free disposal)	\$100.00/ton or \$ 1.00/tire
Trash and garbage delivered by automobile	\$ 5.00 minimum
Trash and garbage delivered by pickup trucks	\$ 10.00 minimum
Trash and garbage delivered by utility trailers	\$ 10.00 minimum
Additional Recycling Bin	\$ 7.00

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 24th day of June, 1997:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Frances Shetley

Noes: None

Absent or Excused: None

ADOPTION OF 1997-98 BUDGET, MISCELLANEOUS FEES AND CHARGE SCHEDULE AND PAY PLAN

The purpose of this item was to provide for the Board’s adoption the following items: (1) a budget ordinance incorporating the changes directed by the Board on June 17th; (2) a resolution authorizing the town staff to implement the 2% market adjustment awarded by the Board of Aldermen and authorizing the town staff to rework the Pay Plan document to accommodate the 2% merit funding; and (3) the Miscellaneous Fees and Charges Schedule.

It was the consensus of the Board that the Mayor and Board members’ salaries should be increased by 4% during the 1997-98 budget year.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY HILLIARD CALDWELL TO ADOPT THE 1997-98 BUDGET ORDINANCE, AND THE 1997-98 MISCELLANEOUS FEES AND CHARGES SCHEDULE. VOTE: AFFIRMATIVE ALL

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

A RESOLUTION AUTHORIZING TOWN STAFF TO IMPLEMENT THE TWO PERCENT (2%) MARKET ADJUSTMENT AWARDED BY THE BOARD OF ALDERMEN AND REWORK THE PAY PLAN DOCUMENT TO ACCOMMODATE TWO PERCENT (2%) MERIT FUNDING
Resolution No. 65/96-97

WHEREAS, the Board of Aldermen has approved the funding of a two percent (2%) market adjustment and two percent (2%) merit funding to the Position Classification and Pay Plan, each in conjunction with adopting an annual budget ordinance; and

WHEREAS, the Administration will need to rework the current pay plan to accommodate these changes.

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

Section 1. The pay plan grid will be adjusted by two percent to reflect the market adjustment, giving all employees an increase in salary effective July 1, 1997.

Section 2. Staff will work within the Orange County payroll system to establish a grid to accommodate the two percent (2%) funding granted for merit increases, and make changes to the language in the current pay plan narrative to reflect such.

Section 3. Staff will prepare a pay plan for adoption by the Board of Aldermen when they reconvene in August.

Section 4. Merit increases will be awarded upon adoption of the pay plan, with any merits effective prior to this adoption awarded retroactively to the employee’s merit review date.

The foregoing resolution, having been submitted to a vote, received the following vote and was duly adopted this 24th day of June, 1997:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Frances Shetley

Noes: None

Absent or Excused: None

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO APPROVE THE HUMAN SERVICES ADVISORY COMMISSION’S RECOMMENDATIONS FOR HUMAN SERVICE FUNDING, AND THAT \$3,822 BE APPROPRIATED FROM THE LOCAL MATCH REQUIRED FOR THE COPS GRANT WHICH WILL REIMBURSE THE TOWN FOR ONE COMMUNITY POLICE OFFICER IN 1997-98. VOTE: AFFIRMATIVE ALL

AWARD OF CONTRACT FOR ARCHITECT/CHURCH RENOVATIONS AND REPAIRS TO TOWN HALL

The purpose of this item was to consider the execution of contracts with Cherry Huffman for services related to renovations of the Carrboro Baptist Church and repairs to the Town Hall.

Dan Huffman showed slides of the Social Services Building for Wake County designed by his firm in which energy conservation was utilized.

Hank Humane, with Progressive Design, explained that his firm had designed an active solar system for a law enforcement building in Fayetteville. Mr. Humane stated that his firm had added active solar systems to school buildings. Mr. Humane stated that installation of solar systems are high.

Dan Huffman stated that the first step would be to analyze the pay back to determine whether solar would be effective.

Mr. Morgan stated that the flat roofs on the Carrboro Baptist Church were replaced ten years ago.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO AUTHORIZE THE TOWN MANAGER TO EXECUTE THE TWO CONTRACTS WITH CHERRY HUFFMAN FOR A TOTAL COST OF \$95,950. VOTE: AFFIRMATIVE THREE, NEGATIVE FOUR (SHETLEY, ANDERSON, NELSON, MCDUFFEE)

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO AWARD A CONTRACT FOR TOWN HALL REPAIRS TO CHERRY HUFFMAN FOR A TOTAL COST OF \$9,450. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO APPOINT A SUBCOMMITTEE CONSISTING OF MAYOR NELSON AND ALDERMEN MCDUFFEE AND ANDERSON TO PREPARE AND REVIEW REQUESTS FOR PROPOSALS FOR ARCHITECTURAL SERVICES FOR THE CHURCH RENOVATIONS. IN ADDITION, THAT A TASK FORCE BE ESTABLISHED CONSISTING OF MAYOR NELSON, ALDERMEN GIST AND SHETLEY, TWO MEMBERS OF THE RECREATION AND PARKS COMMITTEE AND TWO STAFF MEMBERS IDENTIFY THE PROCESS FOR PUBLIC INPUT FOR USE OF THE COMMUNITY CENTER AREA OF THE CHURCH PROPERTY. VOTE: AFFIRMATIVE ALL

BID AWARD/CONSTRUCTION OF BICYCLE PATHS

The purpose of this item was to request that the Board of Aldermen award the contract for the construction of the Estes Drive/Elm Street Bikepath and PTA/Carr Street Bikepath to White Oak Construction Corporation for a total cost of \$141,500.

Mr. Morgan stated that it was his understanding that the town will be receiving a \$50,000 grant toward the cost of this project but that information has not been confirmed.

Phil Post stated that the high bidder had consistently submitted a high bid on this project.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO AWARD THE BID TO WHITE OAK CONSTRUCTION CORP. FOR A TOTAL COST OF \$141,500, AND THAT THE ORDINANCE ENTITLED "AN ORDINANCE AMENDING FY'96-97 BUDGET ORDINANCE," BE ADOPTED, WHICH AUTHORIZES THE TRANSFER OF \$32,412 FROM THE CAPITAL RESERVE FUND TO PROJECT ACCOUNTS FOR THE BIKEPATH PROJECTS. VOTE: AFFIRMATIVE ALL

Alderman Gist requested that the contractors and subcontractors pay close attention to saving the trees.

SALARIES FOR TOWN MANAGER, TOWN CLERK AND TOWN ATTORNEY

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY DIANA MCDUFFEE TO APPROVE THE TOWN ATTORNEY'S CONTRACT FOR FISCAL YEAR 1997-98 FOR A TOTAL COST

OF \$69,504, AND THAT THE TOWN CLERK AND TOWN MANAGER BE AWARDED 2% COST-OF-LIVING INCREASE, EFFECTIVE JULY 1, 1997. VOTE: AFFIRMATIVE ALL

MINOR MODIFICATION/CONDITIONAL USE PERMIT/UNIVERSITY COMMONS

Phil Post stated that it had been realized that the University Commons property needs to be subdivided. Mr. Post requested that the Board permit the town staff to review the site plan for the subdivision.

Roy Williford, the town's Planning Director, stated that this project is in the Jordan Lake Watershed. In order to subdivide this property the Board would need to authorize a minor modification to subdivide. The percentage of imperviousness would need to be verified. In addition, building setbacks would have to be verified. All easements would have to be reviewed.

MOTION WAS MADE BY HILLIARD CALDWELL AND SECONDED BY JACQUELYN GIST TO APPROVE A MINOR MODIFICATION OF THE CONDITIONAL USE PERMIT FOR THE UNIVERSITY COMMONS PROJECT TO ALLOW FOR SUBDIVISION OF THAT PROPERTY INTO TWO PARCELS, PROVIDED ALL PROVISIONS OF THE LAND USE ORDINANCE ARE MET. VOTE: AFFIRMATIVE FIVE, NEGATIVE TWO (ZAFFRON, SHETLEY)

RESOLUTION HONORING JAY BRYAN

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Hank Anderson.

A RESOLUTION HONORING JAY BRYAN

Resolution No. 68/96-97

WHEREAS, the good Lord, never truly intending for Jay Bryan to be a Yankee, lead him to move to North Carolina in 1971, and finding him truly worthy, lead him to move to Carrboro with his wife Carroll Kyser in 1974 where they began their family with the births of their children, Taylor and Amanda; and

WHEREAS, Jay Bryan quickly set about contributing to our fair town by co-founding the Friends of Old Carrboro and by filling his neighborhood with stop signs and one-way streets; and

WHEREAS, Jay Bryan's love of Carrboro caused him to successfully seek election to a seat on the Board of Aldermen in 1987 and again in 1991 and again in 1995, though he always thought that he would lose or come in last; and

WHEREAS, Jay Bryan has responded unfailingly to the concerns of individual citizens with grace, understanding and effectiveness; and

WHEREAS, Jay Bryan has worked to enhance and preserve the environment by advocating for the watershed protection ordinance, the forty (not fifty) percent open space ordinance and for the protection of the town's trees, greenways, creeks and wildlife; and

WHEREAS, Jay Bryan has worked to promote positive intergovernmental planning and relationships by serving on UNC Land Use Planning Committee and the Shaping Orange County Steering Committee, among many others; and

WHEREAS, Jay Bryan has promoted community building in Carrboro through efforts which have resulted in the establishment of Carrboro Day, the Neighborhood Forum, the town newsletter, and the use of facilitation to address community conflicts; and

WHEREAS, Jay Bryan has worked very hard towards the sound management of the town's finances by introducing leadership-based budgeting and by very carefully, cautiously watching every single, solitary penny ever spent or proposed to be spent by the town and if taxes are high, no one may ever blame him; and

WHEREAS, Jay Bryan, in nine and one-half years, has near perfect attendance at Board meetings; and

WHEREAS, Jay Bryan has contributed to Board meetings with a sharp eye for detail and a calm, thoughtful approach to problem solving; and

WHEREAS, Jay Bryan never breaks the “ground rules” for Board discussions, except sometimes #4; and

WHEREAS, the contributions made by Jay Bryan to the town through his initiation of new policies and service on committees and work groups is too lengthy to list in its entirety; and

WHEREAS, we thank Jay’s family, Wendy, Hadley, Taylor and Amanda, for sharing Jay’s time and energy with the town.

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

Section 1. The Board wishes to thank Jay Bryan for his service to the Town of Carrboro.

Section 2. The Board wishes Jay well in his new home.

Section 3. The Board wishes to declare that Jay Bryan in an A#1 kind of guy and a punster “extradinaire”.

Section 4. Jay Bryan will be sorely missed as a member of the Carrboro Board of Aldermen.

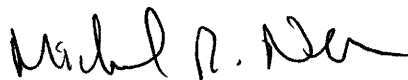
The foregoing resolution, having been submitted to a vote, received the following vote and was duly adopted this 10th day of June, 1997:

Ayes: Alex Zaffron, Hilliard Caldwell, Hank Anderson, Michael Nelson, Diana McDuffee, Jacquelyn Gist, Frances Shetley

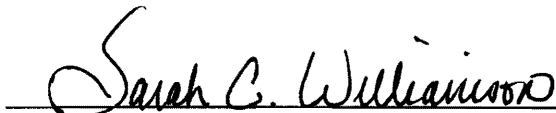
Noes: None

Absent or Excused: None

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY DIANA MCDUFFEE TO ADJOURN AT 9:53 P.M. VOTE: AFFIRMATIVE ALL



Mayor



Town Clerk