

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, March 3, 1998 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      |
|               | Allen Spalt         |
|               | Alex Zaffron        |
| Town Manager  | Robert W. Morgan    |
| Town Clerk    | Sarah C. Williamson |
| Town Attorney | Michael B. Brough   |

**REQUEST FOR FENCE/BALDWIN PARK**

Maxine Mitchell, on behalf of Broad Street Neighborhood Association, requested that a fenced be installed at the rear of the park to discourage drug dealers from using the park.

Alderman Zaffron suggested that Ms. Mitchell meet with the Recreation and Parks Director and the Police Chief to discuss this matter.

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**APPROVAL OF MINUTES**

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO APPROVE THE FEBRUARY 17, 1998 MINUTES. VOTE: AFFIRMATIVE ALL

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**REQUEST TO SET PUBLIC HEARING/CONDITIONAL USE PERMIT REQUEST/STATE EMPLOYEES CREDIT UNION**

The Mayor and Board of Aldermen are requested to set a public hearing for March 17, 1998 to consider a conditional use permit request which would allow the construction of the State Employees Credit Union on an existing out parcel located near the intersection of Old Fayetteville Road and Highway 54.

Alderman McDuffee requested that a location map be included in the notice to surrounding property owners.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO SET A PUBLIC HEARING FOR MARCH 17, 1998. VOTE: AFFIRMATIVE ALL

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**APPOINTMENT TO TRANSPORTATION ADVISORY BOARD**

The Chair of the Transportation Advisory Board recommended that Seth Elliott be appointed to the vacant seat on the TAB.

It was the consensus of the Board to delay action on this appointment until after the March 17th worksession with the advisory board chairs.

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**PROCLAMATION - VOCATIONAL EDUCATION WEEK**

Mayor Nelson read a proclamation proclaiming March 4, 1998 to be VOCATIONAL APPRECIATION DAY in the Town of Carrboro.

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**ADVERTISEMENT FOR BIDS**

Alderman Caldwell announced the publication of a new minority newspaper entitled the Triangle Tribune. Alderman Caldwell requested that the town staff add this publication to its list of newspapers for bid advertisements.

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**PRINCE STREET/PARKING ALONG 200 BLOCK**

The Mayor and Board of Aldermen reviewed the parking along the 200 block of Prince Street following the 30-day trial period, which restricted parking along this portion of the street.

Kenneth Withrow, the town's Transportation Planner stated that a petition had been presented requesting that the parking restrictions be removed.

Alderman Anderson requested to know whether there are abandoned cars parked on the street.

Chris Peterson, Public Works Director, stated that the problems with garbage trucks accessing this area have been alleviated with the parking prohibitions.

Sadie Dula, a resident of 202 Prince Street, stated that she was unaware of problems with parking on the streets. Ms. Dula stated that parking is limited in driveways so they have to park on the street. In addition, visitors have no place to park.

Annie Horton, a resident of 204 Prince Street, stated that she had spoken with the garbage man and he said he did not have a problem getting in and out.

Marjorie Page, a resident of Prince Street, stated that when the petition was presented to her, the only thing on the petition was "for" and "against". It did not state for or against what. Since the parking has been limited to one side of the street, the street sweeper has been able to sweep the street. Ms. Page requested that the police department patrol their street. Ms. Page expressed concern about rescue vehicles accessing the end of the street if cars are parked on the street. Ms. Page also expressed concern about abandoned vehicles parked on the street.

Alberta Neely, a resident of Prince Street, stated that there have been times when the trash truck, garbage truck and street sweeper have neglected to come down to the 200 block of Prince Street because of cars parked on both sides of the street. Ms. Neely stated that some people were not contacted to sign the petition. Ms. Neely suggested that this matter be referred to the Dispute Settlement Center.

Penny Weaver, a resident of 207 Prince Street, stated that the parking prohibition helped them. Ms. Weaver stated that they are affected by the parking from the beauty shop. Ms. Weaver stated that the street is too narrow for parking on both sides.

**MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE CARRBORO TOWN CODE TO PROHIBIT PARKING ON THE WEST SIDE OF PRINCE STREET," TO EXPIRE ON APRIL 7, 1998 AND THAT THE TOWN STAFF OFFER THE SERVICES OF THE DISPUTE SETTLEMENT CENTER IF SO DESIRED BY THE RESIDENTS OF PRINCE STREET AT THE TOWN'S EXPENSE. VOTE: AFFIRMATIVE ALL**

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**ESTABLISHMENT OF A TRIANGLE AREA RECYCLING MARKETS DEVELOPMENT WORKING GROUP**

The Mayor and Board of Aldermen were requested to adopt a resolution endorsing the establishment of Triangle Area Recycling Markets Development Working Group.

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman Allen Spalt.

**A RESOLUTION ENDORSING THE ESTABLISHMENT OF THE  
TRIANGLE AREA RECYCLING MARKETS DEVELOPMENT WORKING GROUP  
AS RECOMMENDED BY THE LANDFILL OWNERS GROUP AND  
ADOPTING THE MISSION STATEMENT FOR THE WORKING GROUP**

Resolution No. 25/97-98

WHEREAS, the markets for recyclable and re-useable materials in this region are limited and thereby limit the types of economic growth that could occur based on collecting more of these materials, and

WHEREAS, the local economy and solid waste management programs could benefit from the development of additional markets for recyclable and re-usable materials diverted from the solid waste stream, and

WHEREAS, it is environmentally and economically beneficial to create local means to put these resources back into production locally.

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

**Section 1. The endorsement of establishing a Recycling Markets Development Working Group with the following mission statement:**

The mission of the recycling markets development working group is to investigate creative approaches to promoting and assisting businesses, providing technical assistance and recommending policies that encourage reuse, repair, recycling, composting, waste reduction and other programs to minimize solid waste in an environmentally sound manner that generates jobs and economic development for the region.

**Section 2. The membership in the task force should include representatives of area governments, including at least those in Chatham, Durham, and Orange counties, businesses, construction industry, agriculture, the solid waste industry, local colleges and universities, utilities, environmental groups as well as other citizens and organizations interested in economic development using recycled, reused, composted and repaired materials.**

**Section 3. The Orange County Economic Development Commission be requested to provide staffing for the Working Group.**

**Section 4. The endorsement of the scope of work for the Working Group to include but not be limited to the following:**

**1. Develop a vision and broad overview of an approach to developing a recycling and reuse materials economy for the area that could include the following:**

- a. Investigate development of a joint Materials Recovery Facility (ies) which could serve the communities of Chatham, Durham and Orange Counties and manage both public and private sector materials using both public and private sector resources.
- b. Analyze potential for development of manufacturing and end us facilities using recyclable or compostable materials as well as other industrial byproducts generated in this region (and elsewhere). This analysis would include determining the amount of material demand, infrastructure needs, land and resource requirements, markets and other parameters that would impact locating such facilities in the region. Triangle J Council of Governments has received a grant from the US Environmental Protection Agency to conduct an industrial ecosystem assessment which evaluates the potential for industrial use of byproducts by other nearby industries in the region and that the industries identified in the Triangle J study could be integrated into this analysis of potential end users.

**II. Consider the following tasks:**

- a. Create a database of existing recycling/repair/reuse/composting, etc. businesses in the Triangle J. region including collectors, distributors, processors, manufacturers, purchasers of products using recycled materials. Use existing databases and other resources to compile this database. The purposes of the new database are to assess the ability of existing facilities to handle increased materials tonnages and determine strengths and weaknesses of the current recycling/reuse/etc. infrastructure. Some of this work has already been accomplished in the North Carolina Recycling Business Study by the State of North Carolina and by others including Triangle J Council of Governments.
- b. Evaluate the State of North Carolina tax law that presently exempts recycling facilities from property taxes and some other state taxes. Some local governments have considered this exemption negatively when considering promoting the siting of recycling facilities in their jurisdiction. Presumably the industries have viewed the tax exemptions as an asset. Pursuant to the mission statement on recommending policies, it could be fruitful to

determine if the benefits of the tax exemptions continue to outweigh the loss of revenues to the government for promoting recycling.

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 this 3<sup>rd</sup> day of March, 1998:

Ayes: Hank Anderson, Hilliard Caldwell, Diana McDuffee, Michael Nelson, Jacquelyn Gist, Allen Spalt

Noes: Alex Zaffron

Absent or Excused: None

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**RESOLUTION AUTHORIZING THE TOWN OF CHAPEL HILL TO SEARCH FOR A CONSTRUCTION AND DEMOLITION DISPOSAL FACILITY**

The Mayor and Board of Aldermen were requested to adopt a resolution approving the Landfill Owners' Group recommendation regarding locating a construction and demolition disposal facility in Orange County.

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

**A RESOLUTION APPROVING THE RECOMMENDATION OF  
THE LANDFILL OWNERS' GROUP  
FOR LOCATING A CONSTRUCTION & DEMOLITION  
DISPOSAL FACILITY IN ORANGE COUNTY  
Resolution No. 27/97-98**

WHEREAS, the Construction and Demolition Disposal Facility at the Orange Regional Landfill will reach capacity sometime in the second half of 1999; and

WHEREAS, the Landfill Owners' Group has made a recommendation to the governing boards that would initiate a process for acquiring a new Construction and Demolition disposal facility in Orange County;

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

Section 1. The Board of Aldermen authorizes the Chapel Hill Town Manager to search for freely offered property within Orange County which could be acquired for use as a Construction and Demolition disposal facility.

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 3<sup>rd</sup> day of March, 1998:

Ayes: Hank Anderson, Hilliard Caldwell, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: None

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**RESIDENTIAL TRAFFIC CALMING ON PLEASANT DRIVE**

The residents of Pleasant Drive have submitted a petition to the town requesting that traffic management measures be implemented along their street. The administration recommended that the Board adopt an ordinance amending the Town Code designating a three-way stop at the intersection of Pleasant Drive with Mulberry Street.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY ALLEN SPALT TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE CARRBORO TOWN CODE DESIGNATING A THREE-WAY STOP AT THE INTERSECTION OF PLEASANT DRIVE WITH MULBERRY STREET." VOTE: AFFIRMATIVE ALL

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**AWARD OF WEAPON TO RETIRING POLICE OFFICER**

Police Officer II Mahlon Williams retired from the Carrboro Police Department on July 1, 1997 after 19 years service. The Police Department would like to award Officer Williams his service sidearm to recognize his service to the town.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY HANK ANDERSON THAT OFFICER WILLIAMS BE AWARDED HIS SERVICE SIDEAREM FOR A PRICE OF \$5.00 UPON HIS SECURING A PERMIT AS REQUIRED BY G.S. 402. VOTE: AFFIRMATIVE ALL

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**BUDGET AMENDMENT**

The purpose of this item was to request that the Board of Aldermen allocate additional funds to cover anticipated engineering costs, including funds for the preparation of a site plan for the Rosemary/Sunset Parking Lot and a review of the Morgan Creek Floodway.

Roy Williford, Planning Director, stated that the town is doing more site inspections, drainage issues, and street inspections, which is causing overruns.

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY HILLIARD CALDWELL TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE FY'97-98 BUDGET ORDINANCE." VOTE: AFFIRMATIVE ALL

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**RESOLUTION ENDORSING HABITAT FOR HUMANITY'S MILLENNIUM AFFORDABLE HOUSING CELEBRATION**

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

**A RESOLUTION ENDORSING HABITAT FOR HUMANITY'S  
MILLENNIUM AFFORDABLE HOUSING CELEBRATION  
Resolution No. 26/97-98**

WHEREAS, on February 3, 1998, Habitat for Humanity presented a proposal to the Carrboro Board of Aldermen for a community-wide Millennium Celebration focusing on the construction of eleven affordable homes in its Rogers Road Millennium Subdivision; and

WHEREAS, Habitat for Humanity intends to create eleven homeownership opportunities for lower-income households; and

WHEREAS, Habitat intends to spearhead a celebration that includes the participation of the broadest possible cross-section of the community, including employees and residents of the Town of Carrboro; and

**NOW, THEREFORE, THE BOARD OF ALDERMEN RESOLVES:**

Section 1. The Board of Aldermen endorses Habitat for Humanity's construction of eleven affordable homes through a community-wide Millennium Celebration.

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 3rd day of March, 1998:

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Ayes: Hank Anderson, Hilliard Caldwell, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: None

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**APPOINTMENTS TO UNC AIRPORT ADVISORY BOARD**

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY HILLIARD CALDWELL TO APPOINT STEVE SMALL AND ALDERMAN DIANA MCDUFFEE TO SERVE AS THE TOWN REPRESENTATIVES ON UNC'S AIRPORT ADVISORY BOARD. VOTE: AFFIRMATIVE ALL

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**WORKSESSION/SOLID WASTE MANAGEMENT ISSUES**

Mr. Morgan asked when the Board wished to meet to discuss solid waste management issues.

Alderman McDuffee distributed a list of topics for discussion by the Board concerning solid waste management issues.

It was the consensus of the Board to set a worksession for Thursday, March 26, 1998 at 7:30 p.m. to discuss solid waste management issues.

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**PURCHASE OF MATERIALS/ENVIRONMENTAL ADVISORY BOARD**

Alderman Spalt asked if there is a budget for the Environmental Advisory Board to purchase reference materials.

Mr. Morgan stated that he would check to see if there are funds budgeted for the Environmental Advisory Board, if not, a budget amendment would be prepared.

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**TRIANGLE J COG AIR QUALITY INITIATIVE**

Alderman Spalt requested information on Triangle J COG's air quality initiative.

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**REQUEST FOR TOWN ATTORNEY'S ATTENDANCE AT BOARD OF ADJUSTMENT MEETINGS**

Alderman Spalt requested that the Board consider providing an attorney when the Board of Adjustment considers a permit.

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**BUDGET AMENDMENT/ARTS COMMISSION**

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO ALLOCATE \$250.00 FROM THE CONTINGENCY FUND TO COVER EXPENSES FOR THE ARTS COMMISSION. VOTE: AFFIRMATIVE ALL

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**ASSEMBLY OF GOVERNMENTS MEETING**

It was the consensus of the Board to set June 1, 1998 as the date of an Assembly of Governments meeting to receive a report from the Shaping Orange County's Future Committee.

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**JOINT MEETING WITH ORANGE COUNTY BOARD OF COMMISSIONERS**

The Town Clerk reviewed a list of possible dates for the joint meeting with the County Commissioners.

It was the consensus of the Board to request that the meeting be held on Wednesday, April 29<sup>th</sup>.

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MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY HANK ANDERSON TO ADJOURN AT 9:22 P.M. VOTE: AFFIRMATIVE ALL

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Jack C. Williamson  
Town Clerk

Michelle N. Nelson  
Mayor