

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, April 21, 1998 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

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|---------------|---------------------|
| 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 |

TOUR OF LANDFILL

Seth, a member of the UNC Student Environmental Action Coalition, invited the Board to tour the landfill on May 3, 1998 at 4:30 p.m.

EMPOWERMENT BUSINESS INCUBATOR

Myles Pressler, on behalf of Empowerment, Inc., asked that the town consider combining its efforts to create a business incubator. Mr. Pressler stated that he did not anticipate asking for any funding from the town.

It was the consensus of the Board to request that Empowerment present its proposal to the town staff to review in conjunction with the town's business incubator feasibility study.

PRESENTATION OF AWARD

Doris Murrell, Chair of the Recreation and Parks Commission, stated that the town's Recreation and Parks Department had been awarded the Dorothy Mullens Arts and Humanities Award by the National Recreation and Park Association.

1998 CARRBORO DAY

Sharon Worthington, Co-Chair of the Carrboro Day Committee, announced that the 1998 Carrboro Day will be held on May 2, 1998 from 2:00 to 8:00 p.m.

Richard Taylor invited citizens to attend the 1998 Carrboro Day celebration.

APPROVAL OF MINUTES

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY ALEX ZAFFRON TO APPROVE THE APRIL 7, 1998 MINUTES. VOTE: AFFIRMATIVE ALL

AWARD OF BID/ASBESTOS REMOVAL AT TOWN CENTER

The administration recommended that the contract for asbestos abatement in the Town Center be awarded to Delta Industrial Services, Inc. for a total cost of \$105,839.

A representative of Delta Industrial Services stated that the town will always own the asbestos, that the asbestos is placed in an EPA approved landfill, and that North Carolina probably has the strictest regulations governing removal of asbestos of any state.

Kathy Duncan, the town's purchasing officer, answered the Board's questions about minority participation in the bidding process.

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY ALEX ZAFFRON TO AWARD THE BID TO DELTA INDUSTRIAL SERVICES, INC. FOR A TOTAL COST OF \$105,839. VOTE: AFFIRMATIVE ALL

TOWN CODE AMENDMENTS/PURCHASE AND DISPOSAL OF PROPERTY-DELEGATION OF AUTHORITY TO TOWN MANAGER

The Town Attorney has prepared two amendments to Town Code dealing with property purchase and property disposal which implements the provisions of Session Law 1997-174 entitled, "An Act to Update and Revise the Laws Affecting Local Government Contracting". The administration recommended adoption of the two ordinances.

MOTION WAS MADE BY HANK ANDERSON AND SECONDED ALEX ZAFFRON TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE PRESCRIBING PROCEDURES FOR DISPOSING OF PERSONAL PROPERTY VALUED AT LESS THAN \$5,000," VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY HANK ANDERSON AND SECONDED BY DIANA MCDUFFEE TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE DELEGATING TO THE MANAGER AUTHORITY RELATING TO PURCHASE OF APPARATUS, SUPPLIES, MATERIALS OR EQUIPMENT, AS AMENDED TO DELETE SUBSECTION (4) "AWARD CONTRACTS FOR THE PURCHASE OF THE ITEM(S) AND WHERE APPLICABLE, AWARD CONTRACTS FOR THE PURCHASE OF THE ITEM(S) AND THE SALE OF TRADE-IN PROPERTY" AND SUBSECTION (B) "AT THE FIRST REGULAR MEETING OF THE BOARD FOLLOWING THE AWARD OF ANY CONTRACT(S) PURSUANT TO THIS SECTION, THE MANAGER SHALL SUBMIT A REPORT TO THE BOARD SUMMARIZING THE BIDS RECEIVED AND CONTRACT(S) AWARDED. SUCH REPORT SHALL BE INCLUDED IN THE MINUTES OF THE MEETING AT WHICH IT IS RECEIVED." VOTE: AFFIRMATIVE ALL

PUBLIC HEARING/PERMANENT CLOSING OF RAND ROAD

The Mayor and Board of Aldermen received public comment on whether to permanently close Rand Road located between Triem Electric and Village Self Storage, and to vest all right, title, and interest to the property owners according to property lines.

Chris Peterson, the town's Public Works Director, stated that the agreement between Triem Electric and the developers of Roberson Place has not yet been signed, so the administration recommended that this public hearing be continued until that agreement is received by the town.

Bill Spang, representing Roberson Place, stated that the conditional use permit for Roberson Place had required an emergency access through the Triem property to South Greensboro Street. Mr. Spang stated this public hearing will let them know if there are any outstanding issues that need to be addressed before the agreement is signed between them and Triem.

It was the consensus of the Board to continue the public hearing until such time that the town receives the agreement between Triem and the developers of Roberson Place.

REQUEST FOR FUNDING/EIGHTH GRADE GRADUATION CELEBRATION

Ms. Dianne Lemasters approached the Board of Aldermen on March 17, 1998 to convey the Chapel Hill Parks and Recreation Commission's request that Carrboro assist in the funding and providing certain services for graduation celebration open to all 8th graders in the Chapel Hill-Carrboro City School System. The Board asked that the administration bring forth a recommendation on this request. This matter was before the Board of Aldermen to give consideration to the request and recommendation.

Richard Kinney, the town's Recreation and Parks Director, stated that the Police Chief had indicated that the community police officers' schedules could be adjusted to avoid overtime given advance notice of the event date.

Alderman Spalt requested that the planning committee consider the following:

- Shouldn't eighth graders be involved in planning the event?
- What is the policy for students coming and going during the event?

➤ Shouldn't the event be cost free to students?

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'97-98 BUDGET ORDINANCE," TRANSFERRING \$500 FROM CONTINGENCY TO GOVERNANCE SUPPORT AS THE TOWN'S CONTRIBUTION TOWARDS THIS EVENT, THAT THE RECREATION AND PARKS DEPARTMENT PROVIDE A CONTRACT ARTIST DEPENDENT ON AVAILABILITY, THAT THE RECREATION AND PARKS COMMISSION BE ASKED TO PROVIDE A REPRESENTATIVE TO SERVE ON THE PLANNING COMMITTEE, AND THAT THE BOARD CONTINUE THIS FUNDING AS A LINE ITEM IN THE GOVERNANCE SUPPORT FUND FOR FISCAL YEAR 1998-99, AND THAT THE TWO REQUESTED COMMUNITY POLICE OFFICERS BE SCHEDULED FOR THE EVENT AT THE DISCRETION OF THE POLICE CHIEF. VOTE: AFFIRMATIVE ALL

Alderman Gist volunteered to be a chaperon at the event.

ENHANCEMENT AGREEMENT WITH NCDOT/CONSTRUCTION OF SIDEWALK AND RETAINING WALL/SOUTH SIDE OF JONES FERRY ROAD

The administration requested that the Board of Aldermen consider adopting a resolution which authorizes the Mayor to execute an enhancement agreement with the N.C. Department of Transportation for the construction of a concrete sidewalk and retaining wall on the south side of Jones Ferry Road, from the existing retaining wall to Davie Road.

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

**A RESOLUTION AUTHORIZING THE MAYOR
TO EXECUTE AN ENHANCEMENT AGREEMENT WITH
THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
FOR THE CONSTRUCTION OF SIDEWALKS AND A RETAINING WALL
ALONG SR 1005 (JONES FERRY ROAD)
Resolution No. 34/97-98**

WHEREAS, the North Carolina Department of Transportation and the Town of Carrboro have agreed to the construction of sidewalks on the south side of SR 1005 (Jones Ferry Road) from the retaining wall to Davie Road, at no expense to the Town of Carrboro; and

WHEREAS, the Town of Carrboro shall be responsible for any necessary right-of-way, easements and/or utility adjustments and assume all maintenance responsibilities upon completion of the project.

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

Section 1. North Carolina Department of Transportation Project E-2971 G, Orange County, is hereby formally approved by the Board of Aldermen of the Town of Carrboro

Section 2. The Mayor and Clerk of the Town of Carrboro are hereby empowered to sign and execute the Agreement with the North Carolina Department of Transportation.

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 21st day of April, 1998:

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

Noes: None

Absent or Excused: None

DISCUSSION OF PROPOSED ORANGE REGIONAL LANDFILL BUDGET FOR 1998-99

The Board of Aldermen discussed the 1998-99 tipping fee schedule for the Orange Regional Landfill and potential budget additions to be presented to the Landfill Owners Group at its meeting on April 22, 1998.

Chris Peterson, the town's Public Works Director, stated the administration recommended the following priorities be included in the 1998-99 landfill budget:

1. Mixed Paper Collection - Recommend the Town of Chapel Hill take over the collections of OCR Commercial Glass, Drop-Off Program, Plastics and Mixed Paper thus allowing the addition of the item with no tipping fee increase to the proposed tipping fee schedule.
2. Plastic Bottle Collection - Commercial Glass Program - Recommend the Town of Chapel Hill take over the collections of OCR Commercial Glass, Drop-Off Program, Plastics and Mixed Paper thus allowing the addition of the item with no tipping fee increase to the proposed tipping schedule.
3. Carrboro Plaza Recycling Drop-Off Site - Recommend addition of this item.
4. Collection Ban Study - Town of Carrboro - Recommend the addition of this item.

Mr. Peterson stated that the administration recommended that the proposed tipping fee schedule be revised to set the Mixed Solid Waste tipping fee and the Construction & Demolition tipping fee both at \$38 per ton.

Blair Pollack answered the Board's questions about the cost of collecting recyclables.

Gayle Wilson answered the Board's questions concerning the tipping fee charges for construction and demolition materials.

Mr. Peterson stated that the collections ban is estimated to cost \$25,000.

Gayle Wilson stated that \$25,000 seems a bit high just for the Carrboro study.

Alderman Zaffron suggested that the scope of the study be expanded to include other methods of collection.

Alderman Anderson mentioned that the LOG had funded the county's study for use of the Green Tract.

Mayor Nelson suggested that since the town is part owner of the landfill, the LOG should fund the town's study.

Alderman Spalt stated that if the study is implemented, it will reduce the amount of waste going into the landfill.

Alderman Zaffron stated that he would like to see the tip fees reduced to cover precise costs.

MOTION WAS MADE BY ALEN SPALT AND SECONDED BY ALEX ZAFFRON TO DIRECT THE LOG REPRESENTES TO SUPPORT INCLUSION OF THE FOLLOWING PROGRAMS IN THE 1998-99 LANDFILL BUDGET:

1. Mixed Paper Collection
2. Plastic Bottle Collection - Commercial Glass Program
3. Carrboro Plaza Recycling Drop-Off Site
4. Collection Ban Study - Town of Carrboro

AND THAT THE LANDFILL TIPPING FEES FOR 1998-99 REFLECT THE ACTUAL COST OF ADDITIONAL PROGRAMS, NOT TO EXCEED \$38.00 PER TON - FOR MIXED SOLID WASTE AND CONSTRUCTION AND DEMOLITION MATERIAL. VOTE: AFFIRMATIVE ALL

DISCUSSION OF CONSTRUCTION AND DEMOLITION LANDFILL

The Board of Aldermen reviewed the issues surrounding construction and demolition landfills.

Chris Peterson, the town's Public Works Director, presented information concerning construction and demolition landfills.

Alderman Zaffron stated that Durham's new transfer station should be considered for construction and demolition materials.

Mayor Nelson stated that a public C&D landfill should be located in Orange County.

Alderman Spalt stated that he is in favor of locating a C&D landfill in Orange County on freely offered land, but does not have a philosophical problem with shipping waste out of county if it is done right.

PRINCE STREET PARKING

Mr. Morgan requested that the Mayor and Board of Aldermen consider extending the prohibition of parking on the west side of Prince Street until April 28, 1998 when that matter is next scheduled for review by the Board.

MOTION WAS MADE BY ALLEN SPALT AND SECONDED BY ALEX ZAFFRON TO EXTEND THE EXPIRATION DATE OF THE ORDINANCE UNTIL APRIL 28, 1998. VOTE: AFFIRMATIVE ALL

REQUEST FOR ADDITIONAL FUNDING/DAY CARE SERVICES

Mayor Nelson stated that Day Care Services had approached him with a proposal to purchase a building and a request for additional funding from the town.

The Board referred this matter to the Agenda Planning Committee to schedule a presentation by Day Care Services.

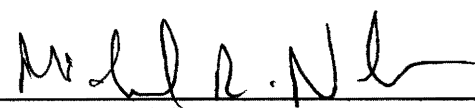
REQUEST FOR STATUS REPORT/HABITAT HOUSE

Alderman Gist requested a status report on the Habitat House and the use of seizure.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO ADJOURN THE MEETING AT 10:15 P.M. VOTE: AFFIRMATIVE ALL



Town Clerk



Mayor