

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, August 18, 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 STREET NAME CHANGE

Richard Ellington, a resident of 109 Bruton Drive, addressed the Board concerning the street named Autumn Drive in Williams Woods. Mr. Ellington reiterated his request to have this second Autumn Drive renamed.

Mr. Morgan stated that the town staff is in the process of making this change.

SERVICE ENTRANCE/MCDOUGLE SCHOOLS

Richard Ellington expressed concern about the service entrance to McDougle School which is being used by parents to drop off children. Mr. Ellington requested that the town intervene to prevent parents from using this entrance.

Alderman Caldwell stated that the Principal of McDougle Elementary has taken action to notify parents that this is a service entrance only.

The Board requested that Mayor Nelson forward letters to the principals of McDougle Middle and Elementary Schools requesting that they ask parents not to use the service entrance off Hillsborough Road.

NOISE FROM VEHICLES

Alderman Gist requested that the Police Chief notify his officers to enforce the noise ordinance on vehicles with very loud bass speakers.

APPROVAL OF MINUTES

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO APPROVE THE JUNE 23, 1998 MINUTES. VOTE: AFFIRMATIVE ALL

REQUEST TO SET DATE OF 1999 PLANNING RETREAT

The administration requested that the Mayor and Board of Aldermen set the date for the 1999 Planning Retreat

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO HOLD THE 1999 PLANNING RETREAT ON JANUARY 24TH AND 25TH. VOTE: AFFIRMATIVE ALL

REQUEST TO SET PUBLIC HEARING/VOLUNTARY ANNEXATION/UCC LIVING CENTER, PHASES I, II, AND III

Malcolm Hunter and Phillip Laucks, representing United Church of Christ Living Centers, Inc. and United Church Retirement Homes, Inc., have submitted three (3) separate petitions requesting annexation of the UCC

Living Center. The administration requested that a resolution, which sets a public hearing for September 8, 1998 be adopted.

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

**A RESOLUTION SETTING A PUBLIC HEARING TO CONSIDER
THE ANNEXATION OF
UCC LIVING CENTER, PHASES I, II, AND III
UPON THE REQUEST OF THE PROPERTY OWNERS
Resolution No. 1/98-99**

WHEREAS, the Town of Carrboro has received a petition from the owners of the UCC Living Center, Phases I, II and III requesting that their property be annexed into the Town of Carrboro; and

WHEREAS, the Town Clerk has certified that the petition requesting the annexation of this property is sufficient in all respects under G.S. 160A-31.

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

Section 1. The Board of Aldermen hereby accepts this petition and shall hold a public hearing on September 8, 1998 to consider the voluntary annexation of this property.

Section 2. The Town Clerk shall cause a notice of this public hearing to be published once in the Chapel Hill News at least ten (10) days prior to the date of the public hearing.

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 18th day of August, 1998:

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

Noes: None

Absent or Excused: None

Alderman Spalt asked whether there is a small portion of property between Phases 2 and 3 that is not being annexed.

REQUEST TO SET PUBLIC HEARING/BUREAU OF JUSTICE ASSISTANCE BLOCK GRANT

The Police Department has received notification of the availability of funds from the Bureau of Justice, which can be used to finance five (5) video cameras for patrol vehicles. Receipt of these funds require a public hearing as part of the grant process. This grant will provide \$19,490 with a 10/% matching requirement. The administration requested that a public hearing be set for August 25, 1998.

Alderman Zaffron requested to know whether one of these cameras could be used by citizens to videotape traffic problems.

Mr. Morgan stated that these cameras would be mounted in the police cars.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO SET A PUBLIC HEARING FOR AUGUST 25, 1998. VOTE: AFFIRMATIVE ALL

REQUEST TO SET PUBLIC HEARING/COMMUNITY DEVELOPMENT BLOCK GRANT

Each year funds are made available through the N.C. Community Assistance Program to address community needs for low-income families and individuals. These funds are available through a competitive grant process, which requires citizen participation. The citizen participation process requires two (2) public hearings. The

purpose of this item was to set the two public hearings to meet the requirements of the application process to apply for the revitalization funds.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO SET PUBLIC HEARINGS FOR AUGUST 25 AND SEPTEMBER 22, 1998. VOTE: AFFIRMATIVE ALL

REQUEST FOR BONDING/INCOMPLETE SITE WORK/CARRBORO PLAZA SHOPPING CENTER

Vijay Shah, on behalf of the owners of the Carrboro Plaza Shopping Center, has requested to bond for incomplete site work (primarily planting of trees) at Carrboro Plaza so that the certificate of occupancy may be issued for Food Lion on August 21, 1998. The Board of Aldermen may authorize the posting of a bond for incomplete work, and the issuance of a certificate of occupancy for a project permitted by a conditional use permit. The administration recommended that the Board authorize the posting of a bond and the issuance of a certificate of occupancy.

Alderman Spalt stated that he had observed an OSHA violation at the shopping center.

Alderman Zaffron requested a status report on the pedestrian crossing at this shopping center.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO AUTHORIZE THE POSTING OF A BOND AND ISSUANCE OF THE CERTIFICATE OF OCCUPANCY. VOTE: AFFIRMATIVE ALL

AMENDMENT TO TOWN HALL RENOVATION CONSTRUCTION BUDGET

The purpose of this item was to authorize an amendment to the construction budget for the Town Hall renovations.

Alderman Zaffron expressed concern about the cost of the additional work.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO AUTHORIZE THE TWO CHANGE ORDERS TO ADD 4,000 AND 3,000 BRICKS TO COMPLETE THE TOWN HALL RENOVATIONS FOR A TOTAL COST OF \$80,500 FOR LABOR AND \$1,329 FOR BRICK. VOTE: AFFIRMATIVE ALL

ALUMINIUM CAN DRIVE

Alderman Spalt encouraged citizens to bring aluminum cans to the Fire Dept. to benefit the UNC Burn Center.

UPDATE ON HILLSBOROUGH ROAD WIDENING PROJECT

The purpose of this item was to provide the Mayor and Board of Aldermen an update on the Hillsborough Road widening (NCDOT Project U-3100A).

Mr. Morgan stated that at the Board's last meeting the Town Administration gave a report on a meeting with the Project Manager, Kathy Lassiter. The Town was promised in that meeting a copy of revised plans indicating changes that were agreed upon. These plans are now not going to be available in a timely manner allowing the Town to have input while right-of way is being negotiated. NCDOT also reviewed the design of the project at Old Fayetteville Rd. intersection without any input from the Town Administration. No changes in the design were recommended from this review.

Having made no progress on the matters reported to the Board on June 23, the Town Manager spoke with Douglas Galyon, Board Member NCDOT Board of Transportation, about the problems the Town had with the project. He indicated that he was going to Raleigh for NCDOT Board Meeting and would look into the matter. The Town Manager faxed a letter to Mr. Galyon on August 5, 1998 and copied the Town's legislative delegation.

On August 13, the Town Manager spoke again with Mr. Galyon. He indicated that he had spoken with John Watkins, District Engineer and NCDOT staff in Raleigh and they were looking into our concerns. The Town Manager requested a meeting with the design staff to explain the Town's position. Mr. Galyon indicated that he would make the arrangements for that meeting. Mr. Morgan stated that a meeting had been set for Friday, August 28th.

Alderman Zaffron requested that a representative from Secretary Tolson's office be invited to attend this meeting.

Mayor Nelson stated that he had drafted a letter to Governor Hunt requesting his assistance in resolving the town's concern about this project.

Alderman Gist urged citizens to organize to march arm-in-arm to show the devastation if NCDOT's proposed improvements are made.

It was the consensus of the Board to authorize the Mayor to forward a letter to Governor Hunt requesting his assistance in resolving the town's concerns about this matter.

REQUEST TO PERMANENTLY CLOSE A 43.83-FOOT PORTION OF HILLVIEW STREET

An unopened public right-of-way exists between 206 and 300 Pleasant Drive. This unopened right-of-way is approximately 43.83 feet in width and 150.50 feet in length and has never been dedicated to the town. The property owners of 206 and 300 Pleasant Drive have requested that this right-of-way be permanently closed and that all right, title and interest be vested to them. The administration requested adoption of a resolution declaring the intent of the town to close this right-of-way.

Chris Peterson, Public Works Director, requested that this agenda item be delayed for 3 to 6 weeks.

LAND USE ORDINANCE MAP AMENDMENT/103 SHORT STREET

Christopher and Janet Vickers have submitted a petition for change of zoning for the property located at 103 Short Street. The petition requests that the property be rezoned from R-7.5 to B-2. The administration recommended that the Board of Aldermen deny the petition for rezoning and direct the town staff to return all application materials, including fees, that have been submitted.

Roy Williford, Planning Director, suggested that the Board include the two adjacent properties for rezoning.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO SET A PUBLIC HEARING FOR OCTOBER 6, 1998. VOTE: AFFIRMATIVE FIVE, NEGATIVE TWO (NELSON, SPALT)

LICENSE AGREEMENT/ROBERSON PLACE BIKEPATH

The purpose of this agenda item was for the Board of Aldermen to authorize the Town Manager to execute a License Agreement between the Town of Carrboro and OWASA.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED HILLIARD CALDWELL TO AUTHORIZE THE TOWN MANAGER TO EXECUTE THE LICENSE AGREEMENT BETWEEN THE TOWN AND OWASA. VOTE: AFFIRMATIVE ALL

STATUS REPORT/SAP ORDINANCE DRAFTING COMMITTEE

Alderman Zaffron stated that the Town Attorney is presently drafting the ordinance amendments. When those are completed, the County Commissioners will need to be contacted to reschedule review by the Orange County Planning Board.

Mike Brough stated that he has set September 6th as his deadline to complete the ordinance amendments.

The Board requested that the SAP Ordinance Drafting Committee complete its final review of the amendments within two weeks after submission by the Town Attorney.

DISCUSSION OF SOLID WASTE MANAGEMENT PLAN

The Board requested that the September 1st meeting of the Board be devoted to discussion of the solid waste management plan. The Board requested that the Town Manager meet with Aldermen McDuffee and Gist along with the Public Works Director to discuss the strategy for the September 1st meeting.

REQUEST FOR REPORT ON COMMUNITY LAND TRUST

Alderman Zaffron requested a report from Alison Weiner on the community land trust.

MORATORIUM ON DEVELOPMENT/NORTHERN STUDY AREA

Alderman Spalt asked if the Board should consider what happens on September 30th when the moratorium ends.

The Board requested that the Town Attorney review the town's options when the September 30th development moratorium for the northern study area expires. In addition, the Board requested a schedule for completion of the Small Area Plan.

Mr. Morgan stated that he would present a schedule for completion of the Small Area Plan at next week's Board meeting.

REPORT FROM ORANGE COUNTY SCHOOLS AND LAND USE COUNCIL

Alderman Spalt gave a report from Orange County Schools and Land Use Council. Alderman Spalt stated that the Chapel Hill-Carrboro City School Board will be discussing the location of the new middle at its meeting on Thursday night and would like to present a report to the Board of Aldermen on August 25th concerning this matter.

EVALUATION PROCESS FOR STRATFORD DRIVE TRAFFIC CONTROL DEVICES

Alderman Spalt asked about the evaluation process for the Stratford Drive traffic control devices.

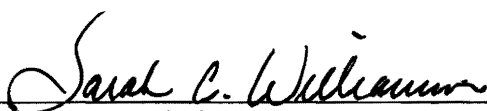
Kenneth Withrow stated that traffic counters had been put in place and will be put in place once again during the three-month study period. After that study time, the homeowners association will be contacted to determine which traffic control devices should be used.

REQUEST FOR CASH FLOW REPORTS

Alderman Spalt asked when the Board might expect to begin receiving monthly cash flow reports.

Mr. Morgan stated that he would have the new Asst. Town Manager work on this when she arrives later this month.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO ADJOURN THE MEETING AT 9:15 P.M. VOTE: AFFIRMATIVE ALL


Town Clerk

Mayor