Adopted Version

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, February 8, 2000 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor Michael Nelson
Aldermen Mark Dorosin
Jacquelyn Gist
Diana McDuffee
Allen Spalt

Alex Zaffron

Town Manager Robert W. Morgan Town Clerk Sarah C. Williamson

Town Attorney William Morgan for Michael B. Brough

Absent:

Alderman Joal Hall Broun (attending school for newly elected officials)

PENALTY FOR DISCHARGING FIREARMS WITHIN THE TOWN

Jackie Allen, a resident of Pine Street, asked that the penalty for discharging firearms within the town limits be strengthened to require jail time. Ms. Allen expressed concern that a rifle is being fired in her neighborhood.

The Board requested a report from the police chief concerning this matter, including whether complainants are required to get involved to prosecute individuals discharging firearms. In addition, the Board requested a memo from the Town Attorney on options for penalties.

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY MARK DOROSIN TO APPROVE THE FEBRUARY 1, 2000 MINUTES, AS AMENDED. VOTE: AFFIRMATIVE SIX, ABSENT ONE (BROUN)

PRESENTATION OF REPORT: "RATING LAND IN ORANGE COUNTY BY ITS WILDLIFE VALUE, A LANDSCAPE WITH WILDLIFE, PART 2"

Livy Ludington and Haven Wiley with the Triangle Land Conservancy, presented a report to the Mayor and Board of Aldermen entitled, "Rating Land in Orange County by its Wildlife Value, A Landscape with Wildlife, Part 2".

Alderman McDuffee requested that the area located within Carrboro's planning district be extracted so that the Vision 2020 document could address protection of those areas.

Ms. Ludington suggested that Carrboro might wish to have its own wildlife rating areas.

The following resolution was introduced by Alderman Allen Spalt and duly seconded by Alderman Alex Zaffron.

A RESOLUTIONACCEPTING THE REPORT ENTITLED "RATING LAND IN ORANGE COUNTY BY ITS WILDLIFE VALUE A LANDSCAPE WITH WILDLIFE: PART 2" Resolution No. 100/1999-2000

BE IT RESOLVED by the Carrboro Mayor and Board of Aldermen:

Section 1. That the report presented by the Triangle Land Conservancy entitled, "Rating Land in Orange County by its Wildlife Value, A Landscape with Wildlife: Part 2", be accepted.

Section 2. That this report be referred to the Environmental Advisory Board and Planning Board to develop Carrboro-specific criteria, conservation map and plan for Carrboro.

Section 3. That the Triangle Land Conservancy, specifically Livy Ludington, Steve Hall and Haven Wiley, be commended for their work in preparing this report.

Section 4. 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 8th day of February, 2000:

Ayes: Mark Dorosin, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

A RESOLUTION ADOPTING THE CHARGE FOR THE VERNACULAR ARCHITECTURAL STANDARDS REVIEW COMMITTEE

On February 1, 2000, the Board of Aldermen held a worksession on the Vernacular Architectural Standards. The Board also discussed a charge for a review committee that specifies areas of inquiry and a proposed time frame. A draft of a resolution detailing the VAS Review Committee charge and directing staff to identify advisory board members and citizens interested in serving on the committee was presented. The Administration recommended that the Board adopt the resolution.

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

A RESOLUTION ADOPTING A CHARGE FOR THE VERNACULAR ARCHITECTURAL STANDARDS (VAS) REVIEW COMMITTEE Resolution No. 101/1999-2000

WHEREAS, the Carrboro Board of Aldermen seeks ample opportunities to review existing policy and regulations.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen establishes a VAS Review Committee and charges this committee to:

- 1) Examine and comment on the manner in which the Vernacular Architectural Standards would satisfy general community interests, specifically:
 - a) The appropriateness and content of the standards individually and as a whole;
 - b) The compatibility of the standards with environmentally-friendly/innovative/cost-effective construction techniques and materials, as well as the town's goals of housing affordability;
 - c) The desired degree of flexibility and/or rigidity in the nature and application of the criteria.
- 2) Examine the extent to which any standards should be recommended or required in 1) village mixed use, conditional use developments, 2) major subdivisions (90 percent of the units), and 3) affordable housing, density bonus situations.
- 3) Examine options for incentives to encourage and offset the application of the standards.
- 4) Complete and present a report within five months of the formation of the committee.
- The committee will include a maximum of 15 members including a representative from the Planning Board, Appearance Commission, Northern Transition Area Advisory Committee, and the Environmental Advisory Board, and up to 11 citizen members. In addition, the Board of Aldermen will appoint one of its members to serve as a liaison with the committee.
- 6) In conducting its evaluation, the VAS Review Committee will consider comments and correspondence previously received by the Town.

BE IT FURTHER RESOLVED by the Carrboro Board of Aldermen that the Aldermen selects an Alderman liaison and directs staff to request a representative from the Planning Board, Appearance Commission, and Northern Transition Area Advisory Committee, and Environmental Advisory Board. Further, staff shall, through advertisements and a direct mailing to all who commented previously, request citizen and building/development representatives for selection and appointment by the Board of Aldermen.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 8th day of February, 2000:

Ayes: Mark Dorosin, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

REVIEW OF REPORT ON BENEFITS FOR COUNTY COMMISSIONERS

The Board of Aldermen requested that the Agenda Planning Committee schedule a discussion of the policy adopted by the Orange County Board of Commissioners concerning county contributions for commissioners' benefits. The purpose of this item was to review the adopted county policy and provide direction to the town administration.

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Alderman Spalt requested information on the county commissioners' salaries.

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman Diana McDuffee .

A RESOLUTION PROPOSING BENEFITS FOR THE MAYOR AND THE BOARD OF ALDERMEN Resolution No. 102/1999-2000

WHEREAS, members of the Board of Aldermen have an interest in the Town providing to Board Members the same benefits that are provided to full time Town employees,

WHEREAS, providing these benefits may attract additional interest in serving on the Board of Aldermen.

THEREFORE, BE IT RESOVED, by the Carrboro Mayor and Board of Aldermen that the Town Administration is to determine which benefits provided to full time Town employees may also be provided to the Mayor and Board of Aldermen and to include the cost of providing such benefits in the 2000-2001 Proposed Budget.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 8th day of February, 2000:

Ayes: Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: Mark Dorosin

Absent or Excused: Joal Hall Broun

REPORT ON THE INTERFAITH COUNCIL'S SITE SEARCH

Alderman Jacquelyn Gist, as a member of the Task Force on Alternative Location for IFC Facilities, presented a brief report on the IFC's site search.

COMPLETION BOND REQUEST FOR THE STATE EMPLOYEES CREDIT UNION

A Conditional Use Permit (CUP) was issued by the Board of Aldermen on March 17, 1998 to the State Employee's Credit Union (SECU). This CUP authorized the construction of an SECU branch at the 100 Highway 54 property. Obrien/Atkins, representing SECU, submitted a request to bond for the completion of the landscaping materials and installation and the construction of the bus stop and associated improvements at the 100 Highway 54 property (corner of Highway 54 and Old Fayetteville Road). If approved, all other work (both on the site and on/in the building) must be completed prior to receiving a Certificate of Occupancy (CO). The Board of Aldermen was requested to review the bond material and make a decision regarding the acceptance of the completion bond.

The following resolution was introduced by Alderman Alex Zaffron and duly seconded by Alderman Diana McDuffee.

A RESOLUTION AUTHORIZING TOWN STAFF TO ACCEPT A COMPLETION BOND COVERING THE LANDSCAPING MATERIALS AND INSTALLATION AND THE CONSTRUCTION OF THE BUS STOP AND ASSOCIATED IMPROVEMENTS AT THE STATE EMPLOYEE'S CREDIT UNION PROJECT LOCATED AT 100 HIGHWAY 54

Resolution No. 103/1999-2000

WHEREAS, the Carrboro Board of Aldermen has approved a Conditional Use Permit for the State Employee's Credit Union (SECU) located at 100 Highway 54 on March 17, 1998; and

WHEREAS, Section 15-60 (a) of the Land Use Ordinance authorizes the Board of Aldermen (for CUP projects) to approve performance bonds or other forms of security (including cash) to ensure the completion of a project within a specified period of time; and

WHEREAS, the applicant (Obrien/Atkins) has submitted a bond request letter with detailed cost estimates for the State Employee's Credit Union project located at 100 Highway 54.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that:

Section 1. Town staff be authorized to accept a bond for the completion of the landscaping materials and installation and the construction of the bus stop and associated improvements for the SECU site located at 100 Highway 54. The amount of the bond will be the figure indicated by the applicant (\$45,168) or the amount determined to be necessary by the Town Engineer and Public Works Department, whichever is greater; and

Section 2. The work must be completed within ninety (90) days (by May 13, 2000); and

Section 3. In accepting the bond, the Board of Aldermen hereby informs the applicant that all other requirements contained on the approved CUP and CUP plans, the approved construction plans, the building permit, the erosion control permit and the North Carolina State Building Code must be completed prior to receiving a Certificate of Occupancy (CO).

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 8th day of February, 2000:

Ayes: Mark Dorosin, Diana McDuffee, Jacquelyn Gist, Michael Nelson, Allen Spalt, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

WORKSESSION ON PLANNING RETREAT ACTION AGENDA

Mr. Morgan suggested that the Board postpone its February 15th worksession to discuss the planning retreat action agenda. Mr. Morgan stated that he would like to spend additional time preparing complete descriptions of the goals and objectives.

It was the consensus of the Board to proceed with February 15th worksession in order for the Board to consider deleting items and prioritizing items.

BUDGET HEARING SCHEDULED

The Board scheduled a public hearing for March 7, 2000 to receive community input on the proposed budget for 2000-2001.

Alderman Spalt requested that this public hearing be widely advertised.

REPORT ON CHEEK STREET SUBDIVISION

Alderman Gist requested a report from the town staff on the contiguous open space requirement for the Cheek Street Subdivision.

TIME WARNER MERGER WITH AMERICA ON LINE

Mr. Morgan informed the Board that Time Warner would have to receive approval from the town for the merger with America On Line.

The Board requested that the Town Attorney review the proposal from Rothman Gordon (cable t.v. attorneys).

PROPOSAL FOR LIBRARY SERVICES IN THE COMMUNITY CENTER

Mayor Nelson requested authorization from the Board to forward the proposal for library services in the Community Center to the County Commissioners for consideration.

It was the consensus of the Board to authorize the Mayor to forward the letter to Moses Carey and proposal for library services in the Community Center to the Orange County Board of Commissioners for consideration.

BUDGET AMENDMENT/CP&L'S EXPANSION PROJECT

Alderman Spalt gave a report on a meeting which had been held with Senator Edwards concerning the request for a hearing to explore fully the health and safety aspects of CPL's proposed doubling of high level nuclear waste storage at its Shearon Harris nuclear plant. In addition, Alderman Spalt requested that the Board allocate funds to assist Orange County in this matter.

MOTION WAS MADE BY ALLEN SPALT AND SECONDED BY DIANA MCDUFFEE TO ALLOCATE \$3,000 FROM THE TOWN'S CONTINGENCY FUND TO SUPPORT TECHNICAL AND LEGAL EFFORTS BY ORANGE COUNTY TO EXPLORE FULLY THE HEALTH AND SAFETY ASPECTS OF CPL'S PROPOSED DOUBLING OF HIGH LEVEL NUCLEAR WASTE STORAGE AT ITS SHEARON HARRIS NUCLEAR PLANT IN WAKE COUNTY. VOTE: AFFIRMATIVE ALL

<u>SUBCOMMITTEE TO PREPARE RECOMMENDATION FOR UPGRADES TO MICROPHONE AND LIGHTING IN THE BOARD ROOM</u>

Aldermen Dorosin and Spalt volunteered to serve on a subcommittee to prepare a recommendation for upgrades to the microphones and lighting in the Board Room.

VISION 2020 STEERING COMMITTEE

Alderman McDuffee informed the Board that the Vision 2020 Steering Committee was meeting the fourth Monday of each month at 7:00 p.m. at the Town Hall and invited the Board members to attend these meeting. In addition, Alderman McDuffee stated that the committee has tentative set March 25th as the community input day for the 2020 visioning process.

MOTION WAS MADE B	Y JACQUELYN GIST	AND SECONDED BY	Y MARK DOROSIN TO .	ADJOURN
THE MEETING AT 9:50 F	.M. VOTE: AFFIRM	ATIVE SIX, ABSENT C	ONE (BROUN)	
