

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, November 28, 2000 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Michael Nelson
Aldermen	Joal Hall Broun
	Jacquelyn Gist
	Diana McDuffee
	Allen Spalt
	Alex Zaffron
Town Manager	Robert W. Morgan
Town Clerk	Sarah C. Williamson
Town Attorney	Michael B. Brough

Absent:

Alderman	Mark Dorosin
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ORANGE COUNTY MASTER AGING PLAN

Jerry Passmore, Director of the Council on Aging, requested that the Orange County Master Aging Plan be placed on a future Board agenda for discussion.

The Board referred this matter to the Agenda Planning Committee to schedule.

REVISIONS TO NOISE ORDINANCE

Laurie Flowers, with the Chamber of Commerce, requested that the Board schedule a public hearing to discuss any changes to the town's noise ordinance.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO APPROVE THE NOVEMBER 14, 2000 MINUTES WITH CHANGES. VOTE: AFFIRMATIVE SIX, ABSENT ONE (DOROSIN)

MID-OCTOBER TO MID-NOVEMBER ACTIVE PROJECTS REPORT

The Zoning Division is responsible for preparing a monthly report outlining the construction activities of various projects of interest within the Town of Carrboro's jurisdiction. The report for the period October 16 – November 15, 2000 was presented for the Board's review.

Alderman Broun requested that the town staff consider hiring temporary personnel to complete the parking analysis for the University Commons Condominium project.

REQUEST TO CANCEL DECEMBER 26TH BOARD MEETING

The Board was requested to cancel its meeting scheduled for December 26, 2000 due to the Christmas holiday.

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman Joal Hall Broun.

A RESOLUTION CANCELING THE DECEMBER 26, 2000 MEETING OF THE CARRBORO BOARD OF ALDERMEN Resolution No. 66/2000-01

BE IT RESOLVED by the Board of Aldermen of the Town of Carrboro that the December 26, 2000 meeting of the Carrboro Board of Aldermen is hereby canceled due to the Christmas holiday.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted
this
28th day of November, 2000:

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

Noes: None

Absent or Excused: Mark Dorosin

A REQUEST TO ADOPT A RESOLUTION RELEASING ECONOMIC DEVELOPMENT FUNDS TO TRIANGLE J COUNCIL OF GOVERNMENTS

The Board was requested to consider adopting a resolution releasing \$1,106.85 appropriated by the 1999 General Assembly to Lead Regional Organizations to assist local governments with grant applications, economic development, and community development, and to support local industrial development activities and other activities as deemed appropriate by their local governments.

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman Joal Hall Broun.

A RESOLUTION RELEASING ECONOMIC DEVELOPMENT FUNDS TO TRIANGLE J COUNCIL OF GOVERNMENTS Resolution No. 68/2000-01

WHEREAS, in North Carolina the Lead Regional Organizations, as voluntary organizations serving municipal and county governments, have established productive working relationships with the cities and counties across the state; and

WHEREAS, the General Assembly continued to recognize this need through the appropriation of \$990,000 to help the Lead Regional Organizations assist local governments with grant applications, economic development, community development, support of local industrial development and other activities as deemed appropriate by their local governments; and

WHEREAS, these funds are not intended to be used for payment of members' dues or assessments to a Lead Regional Organization or to supplant funds appropriated by the member governments; and

WHEREAS, in the event that a request is not made by a unit of government for release of these funds to our Regional Council, the available funds will revert to the State's General Fund; and

WHEREAS, in Region J funds in the amount of \$55,000 will be used to carry out the community and economic development plan approved by the COG Board of Delegates and especially to improve the economy of the counties and towns of the Region.

NOW, THEREFORE BE IT RESOLVED that the Town of Carrboro requests the release of its \$1,106.85 share of these funds to the Triangle J Council of Governments at the earliest possible time in accordance with the provisions of Section 16.27 of House Bill 168, the 1999 ratified budget bill.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 28th day of November, 2000:

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

Noes: None

Absent or Excused: Mark Dorosin

PUBLIC HEARING/CONDITIONAL USE PERMIT REQUEST/WILLOW CREEK OFFICE PROJECT

Mr. Dan Jewell, with Coulter Jewel Thames, PA, representing Morris Commercial, Inc. and Willow Creek Office, LLC, has submitted an application for a conditional use permit to allow an office building to be constructed at 610 Jones Ferry Road. The request consists of a three-story office building with parking on the ground floor and offices on the upper two floors. The Board of Aldermen must hold a public hearing to receive input before reaching a decision on a conditional use permits application. The administration requested that the Board of Aldermen review, deliberate and make a decision regarding the conditional use permit.

Chris Murphy, the town's Development Review Administrator, was sworn in. Mr. Murphy stated that the administration recommended approval of the conditional use permit with the following conditions:

1. That a pedestrian crosswalk be provided across the entrance driveway.
2. That either the Phase 2 parking area along Jones Ferry Road be eliminated and the presumptive parking standards for this project be lowered to 132 spaces or the Phase 2 parking area along Jones Ferry Road be 'paved' in 'turfstone' or some other similar porous paving product that encourages vegetation.
3. That the applicant provide a public access easement along the eastern property line. The easement should be 60 feet in width and should be dedicated to the Town of Carrboro for use as a public access.
4. That the applicant stakes the FEMA floodway/floodplain elevation on the property prior to beginning construction (prior to the on-site, pre-construction meeting).

Henry Wells, the town's engineer, was sworn in. Mr. Wells explained how the four- bay stormwater detention pond would work. Mr. Wells also explained the stormwater history for this property.

Mike Brough stated that the easement would need to be in the form of a request from the applicant.

Dan Jewell and Johnny Morris were sworn in. Mr. Morris stated that they are about 75% sold prior to construction of this project. Mr. Morris stated that they are delighted to donate the easement along the creek and would be willing to donate additional acreage along the creek to the town.

Dan Jewell stated that 40% of the parking would be under the building. Mr. Jewell stated that 30% of the site would be undisturbed. Mr. Jewell stated that it may be possible in the future to install a walking trail to the shopping center, but crossing the creek would be a problem.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY JACQUELYN GIST TO CLOSE THE PUBLIC HEARING. VOTE: AFFIRMATIVE SIX, ABSENT ONE (DOROSIN)

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN THAT THE APPLICATION IS COMPLETE. VOTE: AFFIRMATIVE SIX, ABSENT (ONE)

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN THAT THE APPLICATION COMPLIES WITH ALL APPLICABLE REQUIREMENTS OF THE LAND USE ORDINANCE. VOTE: AFFIRMATIVE SIX, ABSENT ONE (DOROSIN)

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN THAT IF THE APPLICATION IS GRANTED, THE PERMIT SHALL BE ISSUED SUBJECT TO THE FOLLOWING CONDITIONS:

1. The applicant shall complete the development strictly in accordance with the plans submitted to and approved by this Board, a copy of which is filed in the Carrboro Town Hall. Any deviations from or changes in these plans must be submitted to the Zoning Administrator in writing and specific written approval obtained as provided in Section 15-64 of the Land Use Ordinance.
2. If any of the conditions affixed hereto or any part thereof shall be held invalid or void, then this permit shall be void and of no effect.
3. That a pedestrian crosswalk be provided across the entrance driveway.
4. That the Phase 2 parking area along Jones Ferry Road be reserved for potential future parking. If the additional parking becomes necessary in the future, it should be paved in 'turfstone' or some other similar porous paving product that encourages vegetation.
5. That the applicant provides a public access easement along the eastern property line. This easement should be 60 feet in width and should be dedicated to the Town of Carrboro for use as a public access.
6. That the applicant stakes the FEMA floodway/floodplain elevation on the property prior to beginning construction (prior to the on-site, pre-construction meeting).
7. That the developer uses mildew-resistant cultivars wherever possible. (Note: Watermelon Red Crape Myrtle is not mildew-resistant.)

8. That the developer make every effort to minimize the visibility of the backflow preventer and transformer either by relocating them to a location behind the building or by using screening (i.e., plantings).
9. That the developer use shoebox type lights and add shields inside the lights to direct light downward.
10. If the additional overflow parking is constructed, that it be at the sole discretion of the developer and not require any additional transportation studies.

VOTE: AFFIRMATIVE SIX, ABSENT ONE (DOROSIN)

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN TO GRANT THE APPLICATION SUBJECT TO THE ABOVE CONDITIONS. VOTE: AFFIRMATIVE SIX, ABSENT ONE (DOROSIN)

VISION 2020 POLICIES

The purpose of this agenda item was for the Board of Aldermen to receive public comment on the draft Carrboro Vision2020 policies. A staff review of the document, in comparison to existing policies and goals, was presented.

Trish McGuire, the town's Planning Administrator, made the staff presentation.

Shirley Marshall, Co-Chair of the Vision 2020 Task Force, stated that the Vision 2020 report does not stand alone, but goes hand in hand with the Year 2000 Task Force, Small Area Plan and Recreation and Parks Master Plan. It also leaves room for the Downtown Renaissance Plan.

Robert Dowling affirmed the goals for affordable housing contained within the report. Mr. Dowling suggested that section 6.12 be expanded to include low interest loan pools for individuals and nonprofits that wish to buy and rehabilitate dilapidated housing. Mr. Dowling suggested that all concerned should advocate for inclusionary zoning (6.14). That is the only way we will ever get the amount of affordable housing we will ever need.

Stephanie Padilla requested the last sentence of the introduction under section 2.0 be amended to encourage communication between the town and the citizens who live around a development and making the process more transparent and accessible to citizens. This may be matter of updating the town's website. In addition, Ms. Padilla requested that section 2.11 be revised to encourage communication and transparency between developers, the town staff, the Board of Aldermen, and residents of existing neighborhoods. Ms. Padilla asked that section 4.12 be amended to state: "The town should review and update its connector roads policy."

Jay Bryan stated that the Year 2000 Task Force Report got Carrboro where it is today. The policies in that document have made Carrboro the wonderful place that it is. The following policies from the Year 2000 Task Force Report should be retained and included in the Carrboro Vision 2020 document:

Section 1.32 – (The town should work toward the goal of joint planning for human services needs in Orange County.....) The county is the primary agency in the county responsible for meeting human services needs. Carrboro with its own needs, should be careful about what it expends. The issue of collaboration to promote efficiency is an important principle.

Under “Development” - should exclude preface that states: “Development should take place in a manner consistent with the following.” The last sentence of the prologue to the issue of development that reads: “The interests of all members of the community, including property owners, neighbors and other interested citizens should be considered in making development decisions” should be used.

Section 2.11 – “The town should develop ordinances to restrict development by limiting density and requiring retention of vegetation relative to slope in potentially hazardous areas, such as floodplains and on steep slopes” Requiring retention of vegetation relative to slope in potentially hazardous areas, such as floodplains and on steep slopes should be included.

Section 2.12 – The statement about development in the watershed – this should be included.

Section 2-21 (Preservation of the Natural Environment) – The last sentence should be included that states: “In particular, the town should require use of wooded buffers and preservation of natural vegetation as a means of ensuring sensitivity to the blending of both the natural and developed environment.

Section 2.31 and 2-32 (Attractiveness of Developed Environment) – the town should formulate, adopt and strengthen aesthetic standards regarding architecture and landscaping. New development that blends single-family and multi-family units should be carefully designed and landscaped to ensure aesthetic compatibility.

Section 2-41 (Small town character) – the Vision 2020 documents speaks more to the downtown rather than the whole town. The small town character principle should be retained.

Section 2.62 - should state that “the infrastructure should not be adversely affected by growth.”

Section 3-10 –questioned what “it must not compromise the integrity of established neighborhoods” means in the Vision 2020 document.

Section 3.21 – should include the second sentence (The town should gain more authority to control architectural and general appearance features of buildings in the downtown.)

Section 3.41 – should include “Strip development along major roads should be discouraged.”

Section 3.42 – should include this section dealing with convenience stores.

Page 10 of the Vision 2020 document (Section 1.26) add continued support of Carrboro Day.

Page 16 of the Vision 2020 document (Section 4.14) should state: “Carrboro should consider supporting a passenger rail connection between the Horace Williams’ property.....”

Page 13 of the Vision 2020 document (Section 2.51) feels this is too directive.

Mr. Bryan expressed concern that the average citizen understands what the Vision 2020 proposes.

Alderman McDuffee stated that the Vision 2020 Task Force had deliberated at length on several of the suggestions made by Mr. Bryan and the recommendations in the Vision 2020 document were very deliberate decisions. In addition, the Task Force was very inspired by the plan for downtown presented by Giles Blunden and James Carnahan that included an increase in density. The Task Force felt that the land use ordinance adequately addresses convenience stores. The Task Force did not spend a lot of time on matters related to the Small Area Plan because it is in the ordinances. The Task Force did not intend to say that development north of

Calvander should be different from development south of Calvander in terms of having concentrations of commercial and mixed use and office.

Mr. Bryan stated that he feels the Vision 2020 document should contain a statement that says that older downtown neighborhoods should be protected.

Alderman Zaffron asked if Section 2.42 “Development throughout Carrboro should be consistent with its distinctive town character” addresses Mr. Bryan’s concern about Section 2.41 of the 2000 Task Force document.

Mr. Bryan stated that he did not feel this adequately addresses his concern about small town character.

Alderman Zaffron stated that in Section 2.51 of the Vision 2020 document, he thinks the Vision 2020 Task Force felt that the provisions of the Small Area Plan and its operationalizing ordinances are fairly distinctive and unique and are layered on top of the provisions of the land use ordinance. Alderman Zaffron stated that he feels that Section 2.51 means that the ordinance sections which operationalize the Small Area Plan are ones that applicants and developers should be directed towards if they are looking at developing in the Northern Transition Area.

Alderman Zaffron stated that he agrees with Mr. Bryan’s comment protecting the older downtown neighborhoods. The next step will be to hold a facilitated workshop with an aggressive focus on obtaining input from downtown businesses and residents.

Alderman Spalt asked what Mr. Bryan’s point was in emphasizing the membership of the Year 2000 Task Force. The membership of the Vision 2020 Task Force was very similar but twice as long.

Mr. Bryan stated that Year 2000 report was a three-year process with a membership of people all of the Board knows and respects. What they said, how they looked forward and their views should be given weight.

Alderman Spalt stated that he feels the Vision 2020 document does not contradict the Year 2000 report, but extends it.

Mr. Bryan stated that the Vision 2020 document is a shift.

Connie Gates stated that she didn’t see much in the Vision 2020 document that reflects the racial, ethnic diversity of the community. According to the list of participants in the Vision 2020 process, it appears that there was a lack of participation from the Hispanic community. Ms. Gates stated that she would like to see Carrboro be proactive in integrating the diversity that we have in the community and that is growing every year. Section 1.24 speaks to honoring and celebrating the diversity of our citizenry. In addition, Section 2.41 speaks to the Century Center being a gathering place, but that seems to be a rather passive activity. Mr. Gates stated that she would like to see in the document something more about making us a community—making us an integrated community by helping us to understand each other, accept each other, appreciate each other, interact with each other, working, living, and recreating together. Section 1.33 speaks about the needs for special populations. Ms. Gates stated that she hopes that the special populations will identify those needs.

The Board requested that the town staff compile a list of suggested changes to the Vision 2020 policies from tonight’s meeting and from the meeting on June 27, 2000 for the Board’s consideration on December 5, 2000.

PUBLIC HEARING/LAND USE ORDINANCE TEXT AMENDMENT TO REVISE THE DENSITY AND RECREATIONAL FACILITIES REQUIRED FOR SINGLE-ROOM OCCUPANCY UNITS

Following a public hearing on October 10, 2000, the Board of Aldermen adopted amendments to the density requirements for single-room occupancy development in the B-1(g) and R-2 zoning districts, but decided to continue their deliberation of changes in other downtown zoning districts in order to evaluate several options and impacts further. The administration recommended that the Board adopt a resolution that specifies the Board's intent to take no further action on this issue until the effects of the changes to SRO provisions in the B-1(g) and R-2 zoning districts are evaluated.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY DIANA MCDUFFEE TO CLOSE THE PUBLIC HEARING. VOTE: AFFIRMATIVE SIX, ABSENT ONE (DOROSIN)

The following resolution was introduced by Alderman Alex Zaffron and duly seconded by Alderman Joal Hall Broun.

A RESOLUTION TAKING NO FURTHER ACTION ON
SINGLE-ROOM OCCUPANCY UNIT PROVISIONS
Resolution No. 71/2000-2001

WHEREAS, the Carrboro Board of Aldermen seeks to ensure that land use regulations are appropriate and beneficial to the community; and

WHEREAS, the Carrboro Board of Aldermen has considered and made substantial changes to regulations pertaining to SRO units in two downtown zoning districts.

NOW, THEREFORE BE IT RESOLVED BY THE CARRBORO BOARD OF ALDERMEN:

Section 1. The Board wishes to allow time for the effects of these changes to be evaluated prior to making any further changes to regulations pertaining to SRO units and takes no further action at this time.

Section 2. The Board requested the town staff to draft an ordinance amendment to allow additional density for all SRO developments, subject to a cap or limit on the maximum intensity of any such development.

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 28th day of November, 2000:

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

Noes: None

Absent or Excused: Mark Dorosin

SMITH MIDDLE SCHOOL ATHLETIC FIELDS AGREEMENT

The Chapel Hill – Carrboro City School District is building the new Smith Middle School and associated athletic fields. The Town of Carrboro and Orange County committed to assist in the development of an additional soccer field within this athletic complex. Staffs have been working on an acceptable agreement for development and operation of this field. This matter was before the Board of Aldermen to consider a (1) Development and Joint Use Agreement and (2) Memorandum of Understanding associated with the additional field.

Richard Kinney, the town Recreation and Parks Director made the staff presentation. Mr. Kinney stated that a cost for restoration of the soccer field has not yet been given to the town.

Mr. Morgan stated that he would bring back a report to the Board on the costs for restoration of the field prior to signing the memorandum of understanding.

Alderman McDuffee requested that copies of the Orange County Soccer Task Force report be distributed to the Mayor and Board members.

Alderman Spalt requested that the town staff ask that the School System work with the town's Public Works Department on the installation of the sod on the soccer field.

The following resolution was introduced by Alderman Allen Spalt and duly seconded by Alderman Diana McDuffee.

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO
ENTER INTO AGREEMENTS FOR DEVELOPMENT AND JOINT USE
OF AN ADDITIONAL SOCCER FIELD AT SMITH MIDDLE SCHOOL
Resolution No.69/2000-01

WHEREAS, the Carrboro Board of Aldermen recognizes the value of and is committed to community use of public school buildings and grounds, and

WHEREAS, the Town of Carrboro, Chapel Hill - Carrboro School Board, Orange County Board of County Commissioners, and the Board of Trustees of the University of North Carolina at Chapel Hill are all contributing resources to the construction of the additional facilities at Smith Middle School; and

WHEREAS, the Board of Aldermen and the other governmental units recognize that these efforts represent savings in terms of tax dollars and increased opportunities for all of our citizens.

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

Section 1. That the Town Manager be authorized to execute the Development and Joint Use Agreement and Memorandum of Understanding entering into agreements with the Chapel Hill – Carrboro City School Board and the Orange County Board of Commissioners to develop an additional soccer field at the new Smith Middle School.

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 28th day of November, 2000:

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

Noes: None

Absent or Excused: Mark Dorosin

[Alderman Broun had to leave the meeting.]

REPORT ON BOLIN CREEK BENTHIC MACROINVERTEBRATE SURVEY

The purpose of this item was to receive a report on the Bolin Creek Benthic Macroinvertebrate Survey conducted on September 9, 2000. George Pesacreta, of Ecological Consultants, presented the report.

Alderman McDuffee requested that a copy of this report be forwarded to UNC.

The following resolution was introduced by Alderman Allen Spalt and duly seconded by Alderman Diana McDuffee.

A RESOLUTION ACCEPTING A REPORT TITLED:
“BENTHIC MICROINVERTEBRATE SURVEYS IN BOLIN CREEK
FROM CARRBORO, NORTH CAROLINA (SEPTEMBER 2000)”
Resolution No. 72/2000-2001

WHEREAS, the Town of Carrboro requested, through the annual Action Agenda, that a study be conducted to determine the health of Bolin Creek;

WHEREAS, Ecological Consultants surveyed three test sites along Bolin Creek in Carrboro’s planning jurisdiction;

WHEREAS, the study found a decrease in species diversity in two sampling sites below Homestead Road;

WHEREAS, the study recommends that three studies be conducted quarterly to determine if the decrease in species diversity is the result of an episode or due to a permanent change in water quality below Homestead Road at a cost of \$19,800 or \$6,600 per study.

WHEREAS, the Town has budgeted \$25,000 for this purpose and has spent \$8,540 for the first study leaving \$16,460 available for two more studies this fiscal year at a cost of \$13,200; and

WHEREAS, additional funds should be budgeted next fiscal year to complete the fourth study plus the yearly study;

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

1. They have received and accept the report entitled “*Benthic Macroinvertebrate Surveys In Bolin Creek From Carrboro, North Carolina (September 2000)*”; and
2. The staff should continue to work with the consultant to complete the remaining studies.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 28th day of November, 2000:

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

Noes: None

Absent or Excused: Joal Hall Broun, Mark Dorosin

AN ORDINANCE AMENDING THE TOWN'S NOISE ORDINANCE

The Board of Aldermen at its meeting on October 3, 2000 reviewed the town's noise ordinance and requested staff to amend the current ordinance to change the start up time for earth moving or clearing power equipment, chain saws, brush cutters, wood chippers or similar power equipment, and jackhammers from 7:00 a.m. to 8:00 a.m. The Town Attorney drafted an ordinance amendment for the Board's consideration.

Mayor Nelson requested that the Town Attorney draft alternative language for the revised ordinance to address persistent construction noises that go on for a long period of time.

David Morris, with the Home Builders Association, spoke against changing the start up time for construction equipment. Mr. Morris stated that it is important especially in the summer months for construction workers to begin work early in the morning because of the summer heat.

Suzie Holloway, one of the town's OWASA representatives, requested that a public hearing be held before any changes are made to the town's noise ordinance. Ms. Holloway requested a list of the types of noises that are a problem for the town.

Ed Kerwin spoke concerning OWASA's public relations program for notifying property owners of utility work.

The following resolution was introduced by Alderman Allen Spalt and duly seconded by Alderman Diana McDuffee.

**A RESOLUTION SETTING A PUBLIC HEARING
TO RECEIVE PUBLIC COMMENT ON AMENDING THE
TOWN'S NOISE ORDINANCE
Resolution No. 50/2000-01**

WHEREAS, the Board of Aldermen has discussed possible revisions to the town's noise ordinance specifically dealing with the start up time for large equipment; and

WHEREAS, the Board directed the town staff to revise the current noise ordinance and the Town Attorney has drafted amendments to that ordinance.

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

Section 1. A public hearing is hereby scheduled for January 2, 2001 to receive public comment on the ordinance amending the town's noise ordinance.

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 28th day of November, 2000:

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

Noes: None

Absent or Excused: Mark Dorosin, Joal Hall Broun

REPORT TO BOARD/2000-01 ACTION AGENDA STATUS REPORT

The purpose of this item was to receive the Town Manager's 2000-2001 Action Agenda Status Report.

Due to the lateness of the hour, the Board requested that this matter be placed on the December 5, 2000 agenda.

DEMOLITION OF OUT BUILDINGS ON HILLSBOROUGH ROAD NEIGHBORHOOD PARK PROPERTY

Mr. Morgan asked for authorization to have the two out buildings located on the Hillsborough Road Neighborhood Park property torn down.

The Board requested that the town staff advertise the availability of the two out buildings as potentially recyclable and available to the public. Suggested avenues to advertise included The Independent, Weaver Street Market, Salvage Shed and Community Bulletin Board.

REQUEST FOR A MEETING WITH THE UNIVERSITY

The Board expressed its desire to establish a relationship with the University independent from the Town of Chapel Hill. The Board requested that the Mayor send a letter to Chancellor Moeser requesting a meeting between the Town and the University.

PROPOSED TIME WARNER FRANCHISE AGREEMENT

Alderman Zaffron requested that a copy of the proposed Time Warner franchise agreement be distributed to the Board of Aldermen. In addition, Alderman Zaffron requested that the town staff draft a letter urging Carolina Broad Band to submit a franchise proposal to the Town of Carrboro.

BOARD MEETING SCHEDULE

It was the consensus of the Board to set aside the third Tuesday of each month for work sessions, lengthy public hearings, or “overflow” agenda items.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO ADJOURN THE MEETING AT 12:00 MIDNIGHT VOTE: AFFIRMATIVE SIX, ABSENT ONE (DOROSIN)

Mayor

Town Clerk