

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, September 17, 2002 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

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

### **APPROVAL OF MINUTES OF PREVIOUS MEETINGS**

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN TO APPROVE THE SEPTEMBER 3, 2002 MINUTES. VOTE: AFFIRMATIVE ALL

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### **APPOINTMENT TO THE PLANNING BOARD**

The Mayor and Board of Aldermen were requested to consider appointing James Carnahan to the vacant in-town seat on the Planning Board.

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

A RESOLUTION APPOINTING JAMES CARNAHAN  
TO THE PLANNING BOARD  
Resolution No. 17/2002-03

WHEREAS, there is currently one vacant in-town seat on the Planning Board; and

WHEREAS, this position has been advertised and James Carnahan has submitted an application for a seat on the Planning Board; and

WHEREAS, Mr. Carnahan's application was forwarded to the Chair of the Planning Board for review and consideration; and

WHEREAS, Adam Searing, Chair of the Planning Board, has reviewed Mr. Carnahan's application and is recommending that he be appointed to the vacant in-town seat on the Planning Board.

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

Section 1. The Board of Aldermen hereby appoints James Carnahan to a seat on the Planning Board. Mr. Carnahan's term shall expire in February 2004.

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 17<sup>th</sup> day of September, 2002:

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

Noes: None

Absent or Excused: None

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**REQUEST TO SCHEDULE 2003 ASSEMBLY OF GOVERNMENTS AND JOINT PLANNING PUBLIC HEARING MEETING DATES**

The Mayor and Board of Aldermen were requested to consider setting Assembly of Governments and Joint Planning Public Hearing meeting dates for 2003.

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

A RESOLUTION SETTING  
ASSEMBLY OF GOVERNMENTS AND  
JOINT PLANNING PUBLIC HEARING DATES FOR 2003  
Resolution No. 20/2002-03

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF CARRBORO:

Section 1. The following meeting dates are hereby scheduled for the year 2003:

**Assembly of Governments**

Tuesday, April 29<sup>th</sup>  
Tuesday, September 30<sup>th</sup>

**Joint Planning Public Hearings**

Wednesday, April 9<sup>th</sup>  
Wednesday, October 15<sup>th</sup>

Section 2. A copy of this resolution shall be forwarded to the Orange County Board of Commissioners.

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 17<sup>th</sup> day of September, 2002:

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

Noes: None

Absent or Excused: None

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**A REQUEST TO ADOPT A BUDGET ORDINANCE**

The Board was requested to approve the transfer of \$5,000 from the Capital Reserve Fund to the General Fund to reimburse OWASA for providing public sewer to existing residences within the corporate limits of the Town.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'2002-03 BUDGET ORDINANCE."  
VOTE: AFFIRMATIVE ALL

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**A REQUEST TO AMEND THE SUN TRUST INSTALLMENT PURCHASE CONTRACT TO ENABLE THE PURCHASE OF AN ADDITIONAL POLICE VEHICLE**

The Board, in adopting the annual fiscal year budget, approves the use of installment purchase (informally known as lease-purchasing financing) funding for numerous vehicles and equipment. Town staff has identified additional lease proceeds in its Sun Trust contract that is available for "draw down" to purchase an additional police vehicle. The Board was requested to adopt a resolution amending the installment purchase contract with Sun Trust Bank to enable the purchase of the additional police vehicle and to amend the budget to enable the purchase of the vehicle with lease purchase proceeds.

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

A RESOLUTION TO AMEND LEASE INSTALLMENT CONTRACTS  
WITH SUN TRUST BANK  
Resolution No. 19/2002-03

WHEREAS, the Town Manager, Robert W. Morgan, has described to the Board the opportunity to amend the Sun Trust contract; and

WHEREAS, the contract, dated June 20, 2002 in the amount of \$349,550 will be amended to add a police vehicle at an estimated cost of \$26,000 (and related equipment including video camera, police sirens, etc.); and

WHEREAS, the Board authorizes the Assistant Town Manager to execute any documents necessary to amend the contract.

BE IT RESOLVED by the Board of Aldermen as follows:

Section 1. The police vehicle is added to the amended Sun Trust contract.

Section 2. The Assistant Town Manager, L. Bingham Roenigk, is authorized to sign the documents necessary to execute the amended contracts.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 17<sup>th</sup> day of September, 2002:

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

Noes: None

Absent or Excused: None

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'2002-03 BUDGET ORDINANCE." VOTE: AFFIRMATIVE ALL

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**PUBLIC HEARING/VOLUNTARY ANNEXATION OF WINMORE/UNC HOMESTEAD AND HORACE WILLIAMS AREA**

The purpose of this item was to receive comments regarding petitions for the voluntary annexation of the Winmore/UNC Homestead & Horace Williams Area.

Roy Williford, the Town's Planning Director, made the presentation.

Dave Otto, a resident of 1503 Pathway Drive and Chairman of the Friends of Bolin Creek, read a statement from the Friends of Bolin Creek. The statement spoke of concern that the rapid annexation of this land will lead to development and rezoning that will compromise the Bolin Creek corridor. They questioned the wisdom of annexation because of its unknown but enormous potential impact on water demand. They proposed that Carrboro, Chapel Hill and Orange County enact a 6-month moratorium on all annexation, rezoning, road projects and new building and development within a 1/4-corridor along Bolin Creek until a master plan is developed that protects the creek and adjacent watershed areas.

Randy Dodd, a Carrboro citizen, read a statement urging protection of Bolin Creek. He suggested that Carrboro work cooperatively with other local government jurisdictions and the University to identify a corridor of land along Bolin Creek for conservation in perpetuity through a master planning process.

Marty Mandell, a resident of 116 Pine Street, urged that this land be handled by joint planning. She expressed concern that development of this property would require a new fire station. She expressed concern about the affect on Bolin Creek if this property is developed.

Alderman Zaffron asked for a report on cost of service based on what is currently on the ground.

Mary Jane Young, a resident of 8221 Huntsman Circle, expressed concern about additional traffic on Homestead Road if additional development occurs.

Jonathan Parkinson, a resident of 312 Bolin Forest Drive, expressed concern about the affect on Bolin Creek if this property is developed. He expressed concern about the inadequacy of the Carrboro land use ordinance as far as protection of stream buffers. He encouraged a six-month moratorium on development along the Bolin Creek corridor.

Nancy Salmon, a resident of Claymore Road, spoke in opposition to annexation of these properties. She requested that the character of the flood plain of Bolin Creek be reviewed before any development is done on these properties. She feels the floodplain maps are not up to date and that the Small Area Plan will not be followed if this property is annexed. She urged the Board not to annex this property at this time.

Donald McDonnell, a resident of Camden Place, representing the Camden Homeowners Association, urged respect for the Small Area Plan and urged the Board to follow it. He stated that the neighbors surrounding this property would not have a voice unless this development follows the joint planning process.

Kathy Kaufman, a resident of the Northern Transition Area, stated that this is the wrong time for annexation. It would be a disservice to all those who participated in the Small Area Plan to annex this property at this time. Rezoning in the Northern Transition Area were supposed to go through the joint planning process. The Northern Transition Area Advisory Committee voted at its September 16<sup>th</sup> meeting to request that the Board delay annexation of this property until after the rezoning takes place through the joint planning process.

Chris Potter, a resident of the Northern Transition Area and a member of the NTAAC, stated that he had voted against the resolution approved by the NTAAC. He stated that Carrboro needs to annex this property.

Debbie Gross, a resident of Lake Hogan Farms, expressed concern about additional traffic on Homestead Road.

Jean Earnhardt, a resident of the Northern Transition Area, stated that the proposed Winmore development is the kind of development that the Small Area Plan called for.

Mr. Otto stated that there is an area around the mill where things have been buried.

Mayor Nelson requested that the Town's Environmental Planner take a look at this site.

James Carnahan, a Carrboro resident, stated that density of the proposed Winmore development endorses the village mixed use concept which will preserve the small town character of the community by using density.

Brian Voyce expressed concern about the lack of representation by residents of the Northern Transition Area if these properties are annexed. Any annexation should be a plus for Carrboro. Asked that the Board reject the petition for annexation at this time.

The Board delayed action on this matter until September 24, 2002.

Alderman McDuffee requested that Mayor Nelson ask the Orange County Board of Commissioners to submit comments for the Board's consideration next week.

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## **REPORT ON JOINT PLANNING AGREEMENT**

On September 22, 1987, three of Orange County's local governments endorsed a Joint Planning Agreement that established the methods for implementing coordinated and comprehensive planning in the southeastern portion of the county. The Joint Planning Land Use Plan, on which the agreement is based, has been updated and modified by joint action since that time. A resolution that receives this report is recommended for the Board's adoption.

Trish McGuire, the Town's Planning Administrator, made the presentation.

Shirley Marshall, a resident of 205-D W. Poplar Street, read a statement concerning the joint planning process. She stated that the word "joint" in the Joint Planning Agreement refers only to that document being "jointly" agreed to among Carrboro, Chapel Hill and Orange County officials. It did not encompass, and was never thought to encompass, jurisdictions planning together for an area already assigned extraterritorial jurisdiction status to municipalities by the state. Over the last 30 years our leaders have worked together with the attorneys to see our best ideas take form. No one of the jurisdictions has been imposed upon enough to pull out of joint

planning. That option was included, as was the necessity for reconsideration and renewal to insure the jurisdictional integrity of each of the participants.

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**WORKSESSION WITH THE TOWN'S OWASA REPRESENTATIVES**

The Town of Carrboro's OWASA representatives met in worksession with the Mayor and Board of Aldermen.

John Smith, one of the Town's representatives on the OWASA Board of Directors, made the presentation. He addressed the water supply issue caused by the drought and measures to be taken to conserve water.

Alderman Broun requested that the Manager develop a mechanism to encourage developers to submit water/sewer plans earlier.

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**REPORT ON PLACEMENT OF A TRAFFIC/PEDESTRIAN SIGNAL AT THE INTERSECTION OF E. MAIN AND ROSEMARY STREETS**

On August 27, 2002 the Mayor and Board of Aldermen received a request from Mr. Ted Bleeker for the Town to re-evaluate its decision to place a traffic signal on his property located on East Main Street. The town staff prepared a report on this matter for the Board's review. The administration requested adoption of a resolution approving Option 1 for the installation of a traffic/pedestrian crosswalk signal at the intersection of East Main and Rosemary Streets.

The following resolution was introduced by Alderman Jacquelyn Gist and duly seconded by Alderman John Herrera.

A RESOLUTION APPROVING OPTION 1 FOR THE  
INSTALLATION OF A TRAFFIC/PEDESTRIAN CROSSWALK  
AT THE INTERSECTION OF EAST MAIN AND ROSEMARY STREETS  
Resolution No. 14/2002-03

BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF CARRBORO:

Section 1. The Board hereby approves Option 1 for the installation of a traffic/pedestrian crosswalk at the intersection of East Main and Rosemary Streets.

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 17th day of September, 2002:

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

Noes: None

Absent or Excused: None

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**2025 REGIONAL TRANSPORTATION PLAN**

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

A RESOLUTION PROVIDING THE DURHAM-CHAPEL HILL-CARRBORO  
TRANSPORTATION ADVISORY COMMITTEE WITH A  
RECOMMENDATION ON THE 2025 REGIONAL TRANSPORTATION PLAN  
Resolution No. 24/2002-03

WHEREAS, the Town of Carrboro has participated in regional transportation planning as a member of the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization since the mid-1980s; and,

WHEREAS, the Durham-Chapel Hill-Carrboro Transportation Advisory Committee is preparing a 2025 Regional Transportation Plan; and,

WHEREAS, the Carrboro Board of Aldermen seeks ample opportunities to review and comment on regional transportation plans and policies; and

WHEREAS, Carrboro Vision 2020, adopted by the Board of Aldermen on December 5, 2000, includes a transit connection between the Horace Williams' property, through downtown Carrboro, to the UNC main campus (*see Attachment A*); and

WHEREAS, the Horace Williams' Committee Report, given to the Board of Aldermen on February 27, 2001, includes a transit connection between the Horace Williams' property, through downtown Carrboro, to the UNC main campus (*see Attachment B*); and

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen recommend to the Transportation Advisory Committee that the 2025 Regional Transportation Plan should include a transit connection from the Horace Williams' property, through downtown Carrboro, to the UNC main campus.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 17th day of September, 2002:

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

Noes: None

Absent or Excused: None

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MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO ADJOURN THE MEETING AT 11:40 P.M. VOTE: AFFIRMATIVE ALL

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Mayor

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Town Clerk