

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, May 4, 2004 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Michael Nelson
Aldermen	Joal Hall Broun
	Mark Chilton
	Jacquelyn Gist
	John Herrera (arrived at 7:40 p.m.)
	Diana McDuffee
	Alex Zaffron
Town Manager	Steven E. Stewart
Town Attorney	Michael B. Brough
Town Clerk	Sarah C. Williamson

HANGERS CLEANERS

Jenny Capparella, a resident of Village Square, stated that Hangers Cleaners had told residents of her neighborhood that they would be running their new machinery 24 hours per day.

Bob Proctor, a resident of Village Square, asked that the Board appeal the Superior Court decision which overturned the October 15th Board of Adjustment ruling in favor of Village Square. He requested that the Board amend the land use ordinance to limit the hours of operation of dry cleaning businesses.

Mayor Nelson stated that the Board had declined the opportunity to pursue an appeal.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO INSTRUCT STAFF DRAFT AN ORDINANCE THAT ACCOMPLISHES THE REQUEST BY THE VILLAGE SQUARE NEIGHBORS AND THAT THE NOISE ORDINANCE BE EXAMINED TO DETERMINE WHETHER ITS PROVISIONS WOULD HAVE AN AFFECT ON HANGER'S CLEANERS' HOURS OF OPERATION.
VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (NELSON)

The Board requested copies of the information from the Board of Adjustment's review of the Hangers Cleaners case.

CARRBORO PARKS PROJECT

Robert Morris, on behalf of the Carrboro Parks Project, requested authorization to proceed with fundraising to provide additional landscaping and a shade sail on the Town Commons.

It was the consensus of the Board to authorize the Carrboro Parks Project to proceed with fundraising.

Approval of Minutes of Previous Meetings

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO APPROVE THE APRIL 20 AND 27, 2004 MINUTES. VOTE: AFFIRMATIVE ALL

AWARD OF CONTRACT AND BUDGET AMENDMENT FOR OLEANDER ROAD DRAINAGE IMPROVEMENT PROJECT

The purpose of this agenda item was to award a contract and approve a budget amendment for the Oleander Road Drainage Improvement Project. A budget amendment was required to transfer funds set aside in the Capital Reserve Fund for this project to the General Fund.

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

**RESOLUTION TO AWARD CONTRACT TO NARRON CONSTRUCTION FOR THE OLEANDER DRAINAGE IMPROVEMENT PROJECT
Resolution No. 150/2003-04**

WHEREAS, the Oleander Road Drainage Improvement Project consists of the installation of drainage structures and associated piping, headwall, curbing, asphalt repairs, restorations and associated appurtenances along Oleander Road; and

WHEREAS, the Town requested and received bids for the construction of this project and the low bidder is Narron Construction, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Board of Alderman that a contract is awarded to: Narron Construction, Inc. in the amount of \$60,000.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 4th day of May, 2004:

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

Noes: None

Absent or Excused: None

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'2003-04 BUDGET ORDINANCE." VOTE: AFFIRMATIVE ALL

REQUEST TO SET A PUBLIC HEARING: LAND USE ORDINANCE TEXT AMENDMENTS REVISING THE INVASIVE PLANT LIST AND LIST OF RECOMMENDED TREES AND SHRUBS

The Board of Aldermen reviewed advisory board recommendations to modify the lists of invasive plant species and recommended trees and shrubs on April 6 and directed staff to prepare a text amendment that incorporated those recommendations. A draft ordinance has been prepared. A resolution setting a public hearing for June 22, 2004 was provided to the Board.

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

A RESOLUTION CALLING A PUBLIC HEARING ON A LAND USE ORDINANCE TEXT
AMENDMENT TO REVISE THE LISTS OF INVASIVE PLANT SPECIES AND
RECOMMENDED TREES AND SHRUBS
Resolution No. 147/2003-04

WHEREAS, the Carrboro Board of Aldermen seeks to provide ample opportunities for the public to consider modifications to existing policies and regulations; and

NOW, THEREFORE BE IT RESOLVED that the Board of Aldermen calls a public hearing on June 22, 2004 to consider adopting "An Ordinance Amending the Carrboro Land Use Ordinance to Revise the Lists of Invasive Plant Species and Recommended Trees and Shrubs"

BE IT FURTHER RESOLVED that the draft amendment is referred to Orange County for review per the Joint Planning Agreement and to the Town of Carrboro Planning Board for its recommendations.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 4th day of May, 2004:

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

Noes: None

Absent or Excused: None

TOWN CODE AMENDMENT RELATED TO PARKING IN THE MUNICIPAL LOT LOCATED AT 106/108/110 EAST MAIN STREET

Town staff has prepared amendments to the Town Code related to parking in the municipal parking lot located at 106/108/110 East Main Street. The Administration recommended that the Board of Aldermen adopt the ordinance amending the Town Code.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING CHAPTER 6 OF THE CARRBORO TOWN CODE RELATED TO PARKING IN THE MUNICIPAL PARKING LOT AT 106/108/100 EAST MAIN STREET." VOTE: AFFIRMATIVE ALL

TOWN CODE AMENDMENTS RELATED TO SPEED LIMITS

Town staff has prepared amendments to the Town Code related to speed limits in Lake Hogan Farms and on Smith Level Road. The Administration recommended that the Board of Aldermen adopt the ordinance amending the Town Code.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING CHAPTER 6 OF THE CARRBORO TOWN CODE RELATED TO SPEED LIMITS." VOTE: AFFIRMATIVE ALL

REQUEST TO APPROVE A CONTRACT WITH ORANGE COMMUNITY HOUSING AND LAND TRUST

The purpose of this agenda item was for the Board of Aldermen to approve a contract for services to be provided by Orange Community Housing and Land Trust for the \$20,000 annual payment to that organization.

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

**A RESOLUTION APPROVING A SERVICE CONTRACT BETWEEN THE TOWN OF CARRBORO AND THE ORANGE COUNTY HOUSING AND LAND TRUST
Resolution No. 154/2003-04**

Whereas; the Orange Community Housing and Land Trust receives an annual allocation of funds in the amount \$20,000 to assist with the provision of affordable housing in the Town of Carrboro; and

Whereas; the Town of Carrboro was instrumental in the establishment of the organization to assist the local governments in the development of single family and multifamily housing in Orange County; and

Whereas; the Town of Carrboro may need assistance in working with developers to insure that when affordable housing is included in the proposed project and the Town of Carrboro accepts the proposed housing, that the housing price, design and location within the project is acceptable; and

Whereas; all non-profit grant recipients sign grant agreements committing a certain level of service for funds received from the town, and

Whereas; the Town of Carrboro continues to seek input into the annual work plan of the organization through the Board of Aldermen liaison and staff input.

NOW THEREFORE BE IT RESOLVED that the Board approves the contract as to form and directs the Town Manager to update and execute the contract on an annual basis.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 4th day of May, 2004:

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

Noes: None

Absent or Excused: None

PRESENTATION OF MANAGER'S RECOMMENDED BUDGET FOR FISCAL YEAR 2004-05

By state law, the Town Manager is responsible for submitting a balanced budget for the Carrboro community to the Mayor and Board of Aldermen by June 1st. Tonight the Board was presented with the FY2004-05 Recommended Budget. The recommended budget was submitted earlier than required by law so that the Board and community have sufficient time to discuss the initiatives put forth in the budget.

Mr. Stewart presented the Manager's proposed budget for fiscal year 2004-05. He stated that budget work sessions would be held on May 11th and May 20th.

REPORT ON RECEIPT OF THE 2003 TREE CITY USA AWARD

The Town of Carrboro has been named a Tree City USA by The National Arbor Day Foundation to honor its commitment to its community forestry activities. This was the 20th year Carrboro has received this national recognition. Staff presented the award to the Board.

George Seiz, the town's Public Works Director, made the presentation.

APPOINTMENT TO THE SOUTHERN ORANGE SENIOR CENTER DESIGN COMMITTEE

The Orange County Board of Commissioners has approved the Southern Orange Senior Center Planning Process and the associated Advisory Design Committee. The Commissioners requested that one of the members of the Carrboro Board of Aldermen serve on this committee. The Board was requested to appoint a representative to this committee.

Mayor Nelson stated that the meetings of this committee would be held during the day.

Mayor Nelson requested that Board members submit the names of potential appointees to the Town Clerk.

REPORT ON DIVERSIFYING CHILDCARE OPTIONS IN CARRBORO

One of the annual goals on the 2004-05 Work Plan is to improve options for childcare businesses. Alderman Chilton has prepared a report on this matter for the Board's consideration. The Board was requested to consider adopting a resolution establishing a Childcare Study Committee.

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

A RESOLUTION ESTABLISHING A CHILDCARE STUDY COMMITTEE Resolution No. 151/2003-04

WHEREAS, childcare opportunities for Carrboro families are limited; and

WHEREAS, childcare is often expensive and difficult for working families to afford; and

WHEREAS, a better quality of childcare, a greater range of opportunities and lower childcare costs are in the interest of Carrboro families and Carrboro businesses.

NOW THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Carrboro Childcare Study Committee is hereby established by the Carrboro Board of Aldermen.

BE IT FURTHER RESOLVED that the Town Clerk and Town Manager or their designee(s) shall solicit applications for appointment to the Committee.

BE IT FURTHER RESOLVED that the Committee shall be composed of relevant community stakeholders including but not limited to the following:

- A. One or more members of the Board of Aldermen,
- B. One or more home-based childcare facility operators,
- C. One or more state-licensed childcare facility operators,
- D. One or more unregulated not-home-based facility operators,
- E. A representative of Childcare Networks,
- F. A representative of the Orange County Partnership for Young Children,
- G. A representative from the Headstart and/or early Headstart program,
- H. Parent(s) of Carrboro children in daycare or preschool (or who would like to be in daycare or preschool), and
- I. Such other persons as the Board of Aldermen may choose to appoint.

BE IT FURTHER RESOLVED that the Childcare Study Committee is charged with gathering information and making a report to the Board of Aldermen regarding the following issues:

- A. Planning and zoning treatment of childcare facilities,
- B. Revenue neutral steps that the Town can take to increase childcare options in Carrboro, and
- C. Opportunities for improving working conditions for childcare workers.

BE IT FURTHER RESOLVED that this Committee shall dissolve within one year of the date of adoption of this resolution, unless its charge is extended by action of the Board of Aldermen.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 4th day of May, 2004:

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

Noes: None

Absent or Excused: None

REPORT FROM SUSTAINABILITY COMMITTEE

Alderman Broun requested that the Board schedule a discussion of the report from the Sustainability Committee that was presented at the recent Assembly of Governments meeting.

ARTICLE ON CARRBORO DAY

Alderman Gist requested that the Sunday, April 2nd Chapel Hill News article about Carrboro Day be entered into the town's historical record.

CROSSWALK SIGNS

Alderman Chilton complimented the town staff on the placement of crosswalk signs in the downtown, and requested that the staff consider placing signs on S. Greensboro Street at Carr Street and at N. Greensboro Street at Poplar Avenue.

BEST IN THE TRIANGLE AWARDS

Alex - congratulated Tylers, Go! Studios and Cats Cradle for receiving Best in the Triangle awards.

CARRBORO DAY AND FARM TOUR

Alderman Herrera thanked those who organized Carrboro Day and the Orange County Farm Tour.

MOTION WAS MADE JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADJOURN THE MEETING AT 9:20 P.M. VOTE: AFFIRMATIVE ALL

Mayor

Town Clerk