

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, April 5, 2005 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Michael Nelson
Aldermen	Joal Hall Broun
	Mark Chilton
	Diana McDuffee
	John Herrera
	Alex Zaffron
Town Manager	Steven E. Stewart
Town Attorney	Michael B. Brough
Deputy Town Clerk	Sharmin Mirman

Absent:

Alderman: Jacquelyn Gist

### **CONSENT AGENDA ITEMS**

Mayor Nelson said that it was only necessary for the Town Manager to read the titles and not the text of the consent agenda.

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

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO APPROVE THE MARCH 15 AND 22, 2005 MINUTES. VOTE: AFFIRMATIVE SIX, ABSENT ONE (GIST)

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### **APPOINTMENTS TO THE RECREATION AND PARKS COMMISSION**

The Chair of the Recreation and Parks Commission recommended that Eric Allman and Alfred Montalvo be appointed to the Recreation and Parks Commission. It was recommended that the Board consider adopting a resolution making these appointments.

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

A RESOLUTION MAKING APPOINTMENTS  
TO THE RECREATION AND PARKS COMMISSION  
Resolution No. 122/2004-05

WHEREAS, there are seven (7) vacant seats on the Recreation and Parks Commission; and

WHEREAS, Eric Allman and Alfred Montalvo have applied for seats; and

WHEREAS, these applications were reviewed by the Chair of the Recreation and Parks Commission and she is recommending their appointments.

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

Section 1. The Mayor and Board of Aldermen hereby appoint Eric Allman and Alfred Montalvo to seats on the Recreation and Parks Commission. Mr. Allman's term shall expire in February 2008, and Mr. Montalvo's term shall expire in February 2007.

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 5th day of April, 2005:

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

Noes: None

Absent or Excused: Jacquelyn Gist

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**BUDGET AMENDMENT TO PAY CENTURY CENTER FEES FOR THE INDIA-UTSAV CELEBRATION OF INDIA CULTURE EVENT**

The purpose of this agenda item was for the Board of Aldermen to consider amending the budget to pay the Century Center rental fee (\$333) from the Town's Contingency Fund for the India-Utsav – Celebration of India Culture Event.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE FY2004-05 BUDGET ORDINANCE." VOTE: AFFIRMATIVE SIX, ABSENT ONE (GIST)

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**BUDGET TRANSFER TO COVER CD AND RECORD SHOW EXPENSES**

The purpose of this item was to recognize estimated donations for the Spring CD and Record Show by \$975 to cover expenses associated with producing the show. A budget amendment was required to appropriate the revenues and expenditure budgets.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE FY2004-05 BUDGET ORDINANCE." VOTE: AFFIRMATIVE SIX, ABSENT ONE (GIST)

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**REQUEST TO SET A PUBLIC HEARING: CONTINUATION OF THE PUBLIC HEARING FOR CHAPEL HILL-CARRBORO HIGH SCHOOL #3**

The Chapel Hill-Carrboro School District has submitted conditional use permit plans for the proposed High School #3 to be located 201 Rock Haven Road. The Chapel Hill-Carrboro City School System has requested a continuation of the public hearing for the project, opened on June 8, 2004, for April 26, 2005. That meeting will be a formal permit hearing.

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

A RESOLUTION CONTINUING THE PUBLIC HEARING ON THE PROPOSED  
CHAPEL HILL-CARRBORO HIGH SCHOOL #3 LOCATED  
AT 201 ROCK HAVEN ROAD  
Resolution No. 124/2004-05

WHEREAS, the Carrboro Board of Aldermen seeks to provide ample opportunities for the public to comment on proposed projects; and

WHEREAS, an application has been received for a conditional use permit for the Chapel Hill-Carrboro High School #3 to be located at 201 Rock Haven Road, and;

WHEREAS, the public hearing for the project was opened on June 8<sup>th</sup>, 2004,

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen continue the public hearing on April 26, 2005 to consider the Conditional Use Permit for the proposed Chapel Hill-Carrboro High School #3 project.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5th day of April, 2005:

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

Noes: None

Absent or Excused: Jacquelyn Gist

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**REQUEST TO SET A PUBLIC HEARING FOR A MINOR MODIFICATION TO THE CELLULAR TOWER AT 515 SOUTH GREENSBORO STREET**

Nextel Communications and Cingular Wireless have applied for a minor modification to the Crown Caste Telecommunications Tower conditional use permit located at 515 South Greensboro Street. The proposed minor modification will consist of two steps: (i) improvements to the existing foundation of the cell tower in order to allow the addition of further co-location; and (ii) the addition of two new antennas to the tower and expansion of the fenced-in area in order to accommodate additional equipment within the leased area at the base of the tower. The town staff recommended that the Board set a public hearing for April 26, 2005.

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

A RESOLUTION SETTING A PUBLIC HEARING ON THE REQUEST FOR  
A MINOR MODIFICATION TO THE CONDITIONAL USE PERMIT  
FOR THE CELLULAR TOWER AT 515 SOUTH GREENSBORO STREET  
Resolution No. 120/2004-05

WHEREAS, the Carrboro Board of Aldermen seeks to provide ample opportunities for the public to comment on proposed conditional use permit projects; and

WHEREAS, the 515 South Greensboro Street cellular tower includes a specific condition stating that a public hearing shall be held before any changes are made to the existing cellular tower; and an application has been received for a minor modification to the conditional use permit for the cellular tower at 515 South Greensboro Street.

NOW THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen call a public hearing on April 26, 2005 to consider a minor modification to the conditional use permit request for the cellular tower at 515 South Greensboro Street.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5th day of April, 2005:

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

Noes: None

Absent or Excused: Jacquelyn Gist

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**A REQUEST TO SET A PUBLIC HEARING ON THE ADDITION OF LIGHTS TO THE SOCCER FIELDS AT SMITH MIDDLE SCHOOL**

When the Smith Middle School Soccer Fields conditional use permit was approved on May 22, 2001, a condition was included requiring a public hearing before lights were added to the playfields. Pursuant to this condition, a lighting plan has been developed. The town staff recommended that the Board set a public hearing for April 26, 2005 to consider the lighting plan.

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

**A RESOLUTION CALLING A PUBLIC HEARING ON THE ADDITION OF LIGHTS TO THE SOCCER FIELDS AT SMITH MIDDLE SCHOOL**

Resolution No. 125/2004-05

WHEREAS, the Carrboro Board of Aldermen seeks to provide ample opportunities for the public to comment on proposed changes within the Town's jurisdiction; and

WHEREAS, the Carrboro Board of Aldermen placed a condition on the CUP for the Smith Middle School Athletic Fields project, which requires that a public hearing be held prior to the placement of lights on the site.

NOW THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen call a public hearing on April 26, 2005 to consider a lighting plan for the Smith Middle School soccer fields.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5th day of April, 2005:

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

Noes: None

Absent or Excused: Jacquelyn Gist

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**TOWN CODE AMENDMENT SETTING SPEED LIMITS**

Town staff has prepared an amendment to the Town Code setting a speed limit on streets that have recently been accepted onto the town's street maintenance system. The town staff recommended that the Board of Aldermen adopt the ordinance amending the Town Code.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE SPEED LIMITS SECTION OF CHAPTER 6 OF THE CARRBORO TOWN CODE." VOTE: AFFIRMATIVE SIX, ABSENT ONE (GIST)

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**REVIEW AND APPROVAL: ENHANCEMENT AGREEMENT FOR THE MAIN STREET SIDEWALK**

In 2004, the N.C. Department of Transportation approved the town's requests for transportation enhancement funding to construct a sidewalk on Main Street in front of the Carrboro Post Office. NCDOT has prepared an Enhancement Agreement for this project. A resolution recommending that the Board of Aldermen authorize the Mayor and Town Clerk to execute the agreement was recommended for the Board's approval.

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

A RESOLUTION TO AUTHORIZE THE MAYOR AND TOWN CLERK TO SIGN AND EXECUTE THE ENHANCEMENT AGREEMENT FOR PROJECT E-4942, PEDESTRIAN IMPROVEMENTS AT MAIN STREET AND NC 54  
Resolution No. 123/2004-05

WHEREAS, the Municipality has requested enhancement funding for the construction of Pedestrian Improvements at Main Street and NC 54 in Carrboro, Orange County, North Carolina; and,

WHEREAS, the Department of Transportation has programmed funding in the 2004-2010 Transportation Improvement Program, as revised, for said construction under Project E-4942, Orange County; and

WHEREAS, the Municipality proposes to enter into an Agreement with the North Carolina Department of Transportation for said improvements as described in said Agreement; and,

WHEREAS, under the proposed Agreement and subject to the Agreement provisions, the Department shall reimburse the Municipality to the extent of eighty percent (80%) of the approved eligible costs covered under this Agreement up to the maximum federal award of \$6,042.00; and,

WHEREAS, the Municipality shall provide at least twenty percent (20%) matching funds and all costs that exceed the federal award of \$6,042.00.

NOW, THEREFORE, BE IT RESOLVED that the Agreement for Project E-4942 in Orange County is hereby formally approved by the Board of Aldermen of the Town of Carrboro, and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the required Agreement with the Department of Transportation.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5<sup>th</sup> day of April, 2005:

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

Noes: None

Absent or Excused: Jacquelyn Gist

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**BUDGET AMENDMENT TO RECOGNIZE A GRANT FOR THE POETRY FESTIVAL**

The purpose of this item was to amend the budget by \$1,500 to recognize a grant for the Poetry Festival. A budget amendment was required to appropriate the revenues and expenditure budgets.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE FY2004-05 BUDGET ORDINANCE." VOTE: AFFIRMATIVE SIX, ABSENT ONE (GIST)

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**TOWN CODE AMENDMENT: ON-STREET PARKING ON BIM STREET AND LAUREL AVENUE FOR THE WEDNESDAY FARMERS' MARKET**

Town staff has prepared an amendment to the Town Code to allow on-street parking on portions of Laurel Avenue and Bim Street during the Wednesday Farmers' Market. Staff recommended that the Board of Aldermen adopt the ordinance amending the Town Code.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DIANA MCDUFFEE TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING CHAPTER 6 OF THE CARRBORO TOWN CODE RELATED TO ON-STREET PARKING ON BIM STREET AND LAUREL AVENUE." VOTE: AFFIRMATIVE SIX, ABSENT ONE (GIST)

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**PRESENTATION OF ORANGE COUNTY ECONOMIC DEVELOPMENT COMMISSION'S FIVE-YEAR STRATEGIC PLAN: INVESTING IN INNOVATION**

The purpose of this item was to receive a presentation from the Orange County Economic Development Commission on its Five-Year Strategic Plan: Investing in Innovation. The Orange County Director of Economic Development asked for an opportunity to share the draft report with the Board of Aldermen and relevant Town of Carrboro advisory boards to receive comments.

Ruffin Slater addressed the Board.

Mayor Nelson asked why we need 5,000 new jobs. Our county is recession proof, folks feel comfortable and, relatively speaking, we have higher taxes and housing costs. Why a special effort to create the new jobs?

Ruffin Slater stated that 40% of residents leave the county to find work and that a more sustainable system would be to not have people leaving the county. The goal is to have 5,000 highly targeted jobs that are desirable to existing residents.

Mayor Nelson said it is a good answer but only a start. Why should our county commissioners be wasting time on this? He stated that people would wonder about this. We need to diversify our tax bases. We are narrowly focused on a couple of segments. There is a lack of diversity in our workforce. In terms of marketing, why do we need to do this? We need a fuller explanation for upward of 1,000 people to buy into it. It is a good report.

Alderman McDuffee said that re: people leaving county to find jobs, when she read in Carolina North discussion, they talked about creating 30,000 new jobs - when we think about the rail corridor and the possibility for public transit, you could say the commissioners would not have to absorb room for 30,000 new households and for that kind of job. It is at a scale level. When you get up to that scale and it is coming in this one sector/chunk, it does not put more importance on good public transit. She asked if their group had a copy of the economic development study that Mike Luger did in 2001? When Dan Burden did the thing about the downtown visioning, his group did an economic study for Carrboro.

Ruffin Slater said they looked at the report at the beginning of the process. He stated that they need to look at all factors together.

Alderman McDuffee said that we gave attention to that view when we had that report done. We have since focused on economic development and looking further as to what specific businesses we would like to attract to Carrboro. How do we connect with a broader study of the county as a whole? We need to do that. The town has worked with Jim Johnson and Mike Luger - maybe there is some sharing across those various groups - county, university and two towns and Hillsborough also. Not all 30,000 have to live here.

Alderman Broun stated that it is great that the County Commissioners have a goal to increase commercial profit. Re: new jobs, she questioned how the Orange County branch of community college can be used as a mechanism to attract the kind of employers that we want. Some places, such as the I 40/I85 juncture are perfect to have a plant - distribution network and workforce. Those are the jobs we want. She said that she would like everyone in the county to participate - something for people in the middle. Orange County is pushing the middle out - people with a lot of money and people with no money.

Alderman Zaffron stated that Ruffin and all the people who participated have gone a long way. Dysfunctional nature of commuting - in regional system there is going to be commuting and we need to address it with better regional transportation. There is a lack of social sustainability - folks commuting out are high-income people with high-income jobs. People commuting in are the opposite. There is a disconnect between job market and housing costs. The county, as part of an economic development strategy, needs to develop an aggressive stance on housing and affordability issues and give it a greater point of prominence. What is RTRP's role in identifying market clusters? He asked if they had identified what role they could play? They are a subset of the Commerce Department with significant state resources. Is it doing the work that it was designed to do? He asked if they had thought about how to use that resource?

Alderman John Herrera apologized for missing meetings. He thanked Ruffin and our staff and said we have benefited from his work in this area.

Mayor Michael Nelson said the timing is great. He said the Board had lengthy conversations at the retreat regarding economic development issues and will follow-up in more depth. This sets the stage for that conversation.

Ruffin Slater said that he would network with James Harris and keep track with the work that the town is doing.

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**PRESENTATION ON THE PROPOSED WEBSITE REORGANIZATION**

In an effort to better organize information on the town’s web site and to create a home page that gives web visitors a sense of place, a group of town employees have been working on redesigning the town’s web site. The purpose of this item was to present a proposed redesign of the town’s web site and to seek feedback from the Board of Aldermen.

Richard White addressed the Board.

Mayor Nelson said it looks sharp. He asked if they could do a version without the Town Seal. He does not think it adds a lot to the page and that it may be better without it.

Alderman McDuffee thinks that without the town seal, one might not know that it is the town site. It needs something that gives it the official look. The composition of the picture is really good.

Alderman Zaffron said that there is inconsistency in how one navigates the site. Once you get into the content, it is confusing. It is hard to go through departments with lexicons and it is hard to figure out where it is going to take you.

Steve Stewart said that the town staff continues to improve the website with limited staff. Many organizations have a designated Webmaster and Andy Vogel, the town IT Manager does all this in addition to many other things.

Mayor Michael Nelson said it is very sharp. Congratulations.

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**PUBLIC INPUT SESSION TO UPDATE THE RECREATION AND PARKS MASTER PLAN**

Steve Stewart reminded the Board that Saturday, April 9th at 9:30 a.m., there would be a public input session at the Century Center (for update of Recreation and Parks Master Plan). There is also a meeting scheduled for next Wednesday at 5:30 and 6:30-8:00.

Mayor Michael Nelson asked staff to send a reminder email to the Board on Friday.

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**APPOINTMENT TO ORANGE COUNTY SOLID WAST ADVISORY BOARD WORK GROUP**

Mayor Nelson stated that the town had received a letter from the Orange County Solid Waste Advisory Committee requesting that a member of the Board be appointed to serve on the Orange County Solid Waste Advisory Board Work Group, who will produce a new solid waste management plan.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN TO APPOINT MARK CHILTON TO SERVE AS THE TOWN’S REPRESENTATIVE ON THE WORK GROUP. VOTE: AFFIRMATIVE FIVE, ABSENT ONE (GIST)

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**PROPOSAL TO HONOR CATHERINE PEELE**

Alderman Zaffron mentioned a letter from Jay Bryan requesting that the town honor Catherine Peele, an active and concerned citizen of Carrboro, who recently passed away.

Mayor Nelson said that the town needs to do something because Mrs. Peele was an incredibly important person - especially in the 80's and she helped shape how Carrboro is today.

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**LATINO DAY IN THE STATE LEGISLATURE**

Alderman Herrera stated that tomorrow is Latino Day in the legislature. He encouraged and invited everyone to come and meet with legislators. There will be a free lunch served from 10:30-1:30.

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MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY DIANA MCDUFFEE TO AJOURN THE MEETING AT 8:27 P.M. VOTE: AFFIRMATIVE SIX, ABSENT ONE (GIST)

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Mayor

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Deputy Town Clerk