

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, Tuesday, August 16, 2005 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
	Diana McDuffee
	Alex Zaffron
Town Manager	Steven E. Stewart
Town Attorney	Michael B. Brough
Town Clerk	Sarah C. Williamson

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO APPROVE THE JUNE 28, 2005 MINUTES. VOTE: AFFIRMATIVE ALL

REQUEST TO CANCEL SEPTEMBER 27TH PUBLIC HEARING

The purpose of this item was to request that the Board of Aldermen cancel the September 27th Public Hearing as no hearings have been scheduled for that date.

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

A RESOLUTION CANCELING THE SEPTEMBER 27TH PUBLIC HEARING
Resolution No. 06/2005-06

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

Section 1. The Board of Aldermen hereby cancels its public hearing scheduled for September 27, 2005.

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 16th day of August, 2005:

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

Noes: None

Absent or Excused: None

APPOINTMENT TO THE ENVIRONMENTAL ADVISORY BOARD

The purpose of this item was for the Mayor and Board of Aldermen to consider appointing Brian Elderbroom to the Environmental Advisory Board.

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

**A RESOLUTION MAKING AN APPOINTMENT TO THE ENVIRONMENTAL ADVISORY BOARD
Resolution No. 01/2005-06**

WHEREAS, there is currently one vacant seat on the Environmental Advisory Board (EAB); and

WHEREAS, this position has been advertised and Erin Burg, Brian Elderbroom, and Joe Rybka have submitted applications; and

WHEREAS, the Chair of the EAB is recommending that Brian Elderbroom be appointed to the vacant seat.

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

Section 1. The Board of Aldermen hereby appoints Brian Elderbroom to a seat on the Environmental Advisory Board. Mr. Elderbroom’s term shall expire in February 2008.

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 16th day of August, 2005:

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

Noes: None

Absent or Excused: None

CHARGES ISSUED

The Town Clerk issued charges to Stan Babiss and Bill Soeters, recent appointees to the Economic Sustainability Commission.

REVIEW OF DRAFT REGIONAL PRIORITY LIST FOR THE 2007-2013 STATE TRANSPORTATION IMPROVEMENT PROGRAM

The purpose of this item was for the Board of Aldermen to review and comment on the draft regional priority list for the 2007-2013 State Transportation Improvement Program (TIP).

Trish McGuire, the town’s Planning Administrator, made the presentation.

Alderman Gist expressed concern about the impact of improvements to Estes Drive to existing affordable housing.

The following resolution was introduced by Alderman Alex Zaffron and duly seconded by Alderman John Herrera.

A RESOLUTION PROVIDING COMMENTS ON THE REGIONAL PRIORITY LIST FOR
THE 2006-2012 TRANSPORTATION IMPROVEMENT PROGRAM
Resolution No. 02/2005-06

WHEREAS, the Carrboro Board of Aldermen seeks ample opportunities to review regional transportation policy, and;

WHEREAS, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization are currently accepting comments on the draft regional priority list for the 2007-2013 Transportation Improvement Program.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen provide the following comments to the Transportation Advisory Committee (TAC) of the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization:

1. Rearrange the Carrboro projects in the regional priority list as necessary to match the order in the local priority list.
2. Divide the Estes Drive project into two phases. Phase 1 would be from Greensboro to Seawell School Road and Phase 2 would be from Seawell School Road to Airport Road.
3. Ensure that points have been assigned consistently to all projects on the regional list and ask the MPO to continue to refine the methodology for ranking projects on the regional list.
4. That NCDOT apply any funds resulting from savings realized from the reduced scale of the Smith Level Road project to Estes Drive, Phase I.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 16th day of August, 2005:

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

Noes: None

Absent or Excused: None

WORKSESSION ON CONSERVATION MAPPING

The purpose of this item was to: 1) share 'live' geographic information system data related to conservation goals in the Town of Carrboro planning jurisdiction, and 2) present a ****draft**** map of conservation areas for the upper Bolin Creek watershed.

Noah Ranells, the town's Environmental Planner, made the presentation.

Mayor Nelson suggested that a public comment session be held on the conservation map at a later date and expressed his desire to have the conservation map adopted this fall.

Alderman Broun requested that the power point presentation be placed on the town's website.

Alderman Gist suggested that signs be installed in the parks and along Bolin Creek highlighting conservation areas.

Alderman Zaffron suggested that the Board discuss the idea of having a bond referendum to purchase conservation areas.

Alderman Chilton suggested that the portion of the county parkland slated for construction of schools not be included as conservation areas. He stated that there should be discussion of what uses are appropriate for conservation areas, that the county be asked to endorse the conservation map, and that Chapel Hill be asked to designate conservation areas downstream from Carrboro.

Alderman Herrera asked if any of the land use ordinance provisions need to be beefed up to provide more protection.

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

A RESOLUTION ACCEPTING THE DRAFT MAP OF CONSERVATION AREAS
IN THE UPPER BOLIN CREEK WATERSHED
Resolution No. 03/2005-06

WHEREAS, the Carrboro Board of Aldermen seeks to ensure that its existing and proposed policies and regulations are ensure strong stewardship of natural areas in the Bolin Creek Watershed, and

WHEREAS, staff has prepared a draft map for Conservation Areas in the Upper Bolin Creek Watershed,

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen accept this draft map for Conservation Areas in the Upper Bolin Creek Watershed and that the town staff schedule a public comment session on the conservation map in September and that the following information be included in that agenda item:.

- Alderman Zaffron's memo regarding a bond referendum
- An update on the recreation and parks master plan
- The Village Project proposal for Carolina North
- Report on Saving the Goodliest Land
- Dave Otto's memo

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 16th day of August, 2005:

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

Noes: None

Absent or Excused: None

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

A RESOLUTION REQUESTING THAT THE ORANGE COUNTY BOARD OF COUNTY
COMMISSIONERS CONSIDER OWNERSHIP TRANSFER
HAVE SELECTED COUNTY-OWNED PARCELS
WITHIN THE CARRBORO CITY LIMITS
Resolution No. 04/2005-06

WHEREAS, the Carrboro Board of Aldermen seeks to create contiguous areas within the town that provide for integrated natural resource stewardship as well as recreational opportunities for its residents and visitors, and

WHEREAS, Orange County currently has title to a parcel (PIN 9778-97-5883; 0.2 acres) adjacent to Baldwin Park in the downtown area of Carrboro, and

WHEREAS, Orange County currently has title to an open space in the Fox Meadow subdivision (PIN 9870-14-9741; 5.0 acres), and

WHEREAS, the Town of Carrboro Recreation & Parks, Public Works, and Planning departments carefully evaluate land use in the Town of Carrboro and maintain all park properties owned by the Town of Carrboro,

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen respectfully request that the Orange County Board of County Commissioners consider transfer of these properties to the Town of Carrboro.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 16th day of August, 2005:

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

Noes: None

Absent or Excused: None

NEW HOPE FIRE DEPARTMENT FIRST RESPONDER AGREEMENT FOR NORTHEAST ANNEXATION AREAS "A" AND "B"

The purpose of this item was for the Carrboro Board of Aldermen to review, approve and authorize the Town Manager to sign the first responder agreement between the Town of Carrboro and the New Hope Fire Department for the provision of fire protection services within Northeast Annexation Areas "A" and "B".

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

John Kramer, a resident of Highlands North, asked that fire hydrants be installed in the annexed areas.

Mayor Nelson requested that Mr. Kramer forward his comments to the town staff for review.

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

A RESOLUTION APPROVING AND AUTHORIZING THE TOWN MANAGER TO SIGN THE NEW
HOPE FIRE DEPARTMENT FIRST RESPONDER AGREEMENT SERVING NORTHEAST
ANNEXATION AREAS "A" AND "B"
Resolution No. 05/20050-06

WHEREAS, the Carrboro Board of Aldermen, on September 14, 2004 initiated procedures for the annexation of two areas generally located northeast of Carrboro's city limits, Annexation Area "A" and Annexation Area "B", through the adoption of a Resolution of Intent; and

WHEREAS, on January 21, 2005 the Board of Aldermen adopted an annexation ordinance incorporating NE Annexation Areas "A" and "B" into the Town of Carrboro effective January 31, 2006; and

WHEREAS, both NE Annexation Areas "A" and "B" are presently located in the New Hope Rural Fire District and served by the New Hope Fire Department of Orange County, Inc.; and

WHEREAS, North Carolina annexation statute (G. S. 160A-49.1) requires the Town to make a good faith effort to negotiate a 5-year contract with the rural fire department (Orange New Hope Volunteer Fire Department) if the Chief Officer makes a written, signed request delivered to the Town Clerk no later than 15 days before the November 16, 2004 Public Hearing on the annexation; and

WHEREAS, the Town of Carrboro received a letter dated October 5, 2004 from the New Hope Fire Department requesting a good faith first responder agreement for the Northeast Annexation Areas; and

WHEREAS, the Town of Carrboro has prepared a "Supplemental Fire Protection Agreement" acceptable to the New Hope Fire Department that constitutes a contractual first responder agreement between the Town of Carrboro and the New Hope Fire Department of Orange County, Inc. (New Hope).

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

Section 1. The "Supplemental Fire Protection Agreement" is approved as a five-year contract with the New Hope Fire Department of Orange County, Inc. for the provision of "First Responder Fire Protection Services" within Northeast Annexation Areas "A" and "B".

Section 2. The Carrboro Town Manager is hereby authorized to sign the "Supplemental Fire Protection Agreement" contract on behalf of the Town of Carrboro.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 16th day of August, 2005:

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

Noes: None

Absent or Excused: None

REPORT ON POSSIBLE CHANGES TO ARCHITECTURAL GUIDELINES

In follow-up to a March worksession, the Board of Aldermen requested that staff prepare a separate report on changes to the architectural guidelines.

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

Mayor Nelson asked that the town staff inform the Board as to what the schedule is for the comprehensive review of the land use ordinance.

The following resolution was introduced by Alderman Alex Zaffron and duly seconded by Alderman John Herrera.

A RESOLUTION DIRECTING STAFF TO PREPARE ORDINANCE PROVISIONS THAT MODIFY
SITE DESIGN AND ARCHITECTURAL STANDARDS FOR DEVELOPMENT IN
DOWNTOWN COMMERCIAL ZONING DISTRICTS
Resolution No. 08/2005-06

WHEREAS, the Carrboro Board of Aldermen seeks to consider fully policies, plans and regulations pertaining to development opportunities; and

WHEREAS, the Board of Aldermen has considered information related to architectural and site design guidelines and standards.

NOW, THEREFORE BE IT RESOLVED that the Board of Aldermen directs staff to prepare ordinance provisions that modify and/or establish site design and architectural standards for development in downtown commercial zoning districts (B-1(c), B-1(g), CT, and M-1) and that provides for an alternative architectural review process.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 16th day of August, 2005:

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

Noes: None

Absent or Excused: None

The Board requested that the Appearance Commission, Economic Sustainability Commission and Planning Board review the draft ordinance.

REVIEW OF DRAFT AGENDA FOR THE SEPTEMBER 29TH ASSEMBLY OF GOVERNMENTS MEETING

Alderman Broun will present a draft of the agenda for the September 29th Assembly of Governments meeting for the Board's review.

Alderman Broun requested that this matter be delayed until August 23rd.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY JACQUELYN GIST TO
ADJOURN THE MEETING AT 9:45 P.M. VOTE: AFFIRMATIVE ALL

Mayor

Town Clerk