

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, March 7, 2006 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Mark Chilton
Aldermen	Dan Coleman
	Jacquelyn Gist
	John Herrera
	Randee Haven-O'Donnell
	Alex Zaffron
Town Manager	Steven E. Stewart
Town Attorney	Michael B. Brough
Town Clerk	Sarah C. Williamson

Absent:

Alderman	Joal Hall Broun
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PROCLAMATION ISSUED

Mayor Chilton read a proclamation proclaiming March 8, 2006 as Rolland Wrenn Day in the Town of Carrboro.

REQUEST FOR A POOPER-SCOOPER LAW

David Beck asked if Carrboro has a pooper-scooper law, and if not, requested that the town adopt one.

Mayor Chilton asked the town staff to respond.

REQUEST FOR FUNDING – SISTER CITY

Katherine Zeman asked that the town consider involvement in a project affiliated with the UNC Med School involving the town's Sister City (Juventino Rosas, Guanajuato, Mexico). She provided information on the project for the Board's consideration.

TOBACCO CESSATION PROGRAM

Melva Okun presented information on a tobacco cessation program and offered information for distribution to town employees.

Alderman Coleman asked if Ms. Okun would provide information to the town's Human Resources Department for distribution to employees.

CITIZEN REQUESTS

Jay Bryan asked that the Board consider an award for volunteer of the year.

Alderman Gist asked that the Board consider Mr. Bryan's proposal.

He also requested a status report on the Northern Transition Area Advisory Committee's request that the town's lighting policy be reviewed. He asked that this portion of the comprehensive review of the land use ordinance be pulled and considered separately and in a timely manner.

Alderman Gist asked for a staff report within the next month and move forward with this.

Mr. Bryan also requested that the Board set up a design committee to look at the design of the new fire station.

Mayor Chilton asked that the town staff schedule a Board discussion of this matter.

Mr. Bryan also requested that the Board consider amending the charge of the town's Appearance Commission to include design issues.

Mr. Bryan stated that the town had requested NCDOT reduce the speed limit on Old 86 from Eubanks Road and Hillsborough as well as on Union Church Road. He asked that a representative from NCDOT explain to the Board why the speed limit could not be reduced.

CHARGES ISSUED

The Town Clerk issued charges to the following recent board appointees:

David Harrison – Human Services Commission
Carolyn Buckner – Environmental Advisory Board
Mary Rabinowitz – Planning Board

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOHN HERRERA TO APPROVE THE FEBRUARY 21, 2006 MINUTES. VOTE: AFFIRMATIVE SIX, ABSENT ONE (BROUN)

A REQUEST TO APPROVE A BUDGET AMENDMENT

The Board was requested to approve a budget amendment that provides sufficient funds for the Town to process refunds for the prorated portion of the county fire district taxes for the period February 2006 through June 2006 previously paid by residents in the areas of town recently annexed in January.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOHN HERRERA TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE FY2005-06 BUDGET ORDINANCE." VOTE: AFFIRMATIVE SIX, ABSENT ONE (BROUN)

APPOINTMENT TO THE AIR QUALITY ADVISORY GROUP

The Board of Aldermen entered into a Memorandum of Agreement with Chapel Hill and Orange County in June 2005 to participate in a countywide Greenhouse Gas (GHG) Emissions Inventory and Reduction Plan. On November 15, the Board of Aldermen appointed two citizens and one Board of Aldermen member to the Air

Quality Advisory Group (AQAG). A resolution appointing energy industry representative to the group was provided.

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

A RESOLUTION MAKING AN ENERGY INDUSTRY REPRESENTATIVE APPOINTMENT TO THE AIR QUALITY ADVISORY GROUP FOR THE GREENHOUSE GAS INVENTORY AND REDUCTION PLANNING PROJECT

Resolution No. 84/2005-06

WHEREAS, Carrboro, Chapel Hill, and the County are all members of the International Council of Local Environmental Initiatives (ICLEI) and the Cities (Counties) for Climate Protection (CCP) program; and

WHEREAS, as members of ICLEI and CCP, the County, Carrboro, and Chapel Hill are all required to conduct an inventory and action plan for reducing GHG emissions, which are a contributor to diminished air quality and ground level ozone; and

WHEREAS, Chapel Hill, Carrboro, and the County, recognizing the mutual benefits and economies that would be received by developing a joint Countywide plan, have entered into a Memorandum of Agreement to do so; and

WHEREAS, the Scope of Work for the project involves the creation of an Air Quality Advisory Group to work with staff and the consultant on the project. The group is to consist of representatives of community stakeholder groups, including the general public, energy industry, elected officials, university representatives.

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

Energy Industry Representative: Evan Ashworth

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 7th day of March, 2006:

Ayes: Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Randee Haven-O'Donnell, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

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

Wireless, LLC has applied for a minor modification to the Crown Castle Telecommunications Tower Conditional Use Permit located at 515 South Greensboro Street. The proposed minor modification will consist of the addition of a three-foot by three-foot cabinet within the fenced-in area at the base of the tower and the addition of an antenna array at 116 feet. The town staff recommended that the Board set a public hearing for March 28, 2006 for consideration of a minor modification to the original CUP.

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

A RESOLUTION CALLING 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. 85/2005-06

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 for March 28, 2006 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 7th day of March, 2006:

Ayes: Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Randee Haven-O'Donnell, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

APPOINTMENT TO THE ARTS COMMITTEE

The Chair of the Arts Committee recommended that Casey Robertson be appointed to a seat on the Arts Committee. The town staff recommended that the Board adopt a resolution appointing Mr. Robertson to the Arts Committee.

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

A RESOLUTION MAKING AN APPOINTMENT TO THE ARTS COMMITTEE
Resolution No. 87/2005-06

WHEREAS, Casey Robertson has applied for membership on the Arts Committee; and

WHEREAS, the Chair of the Arts Committee is recommending that Mr. Robertson be appointed to the Arts Committee.

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

Section 1. The Board of Aldermen hereby appoints Casey Robertson to a seat on the Arts Committee. His term shall expire on January 31, 2009.

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 7th day of March, 2006:

Ayes: Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Randee Haven-O'Donnell, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

COURTESY REVIEW: TWIN CREEKS PARK MASTER PLAN

The Orange County Board of Commissioners has requested that the Board of Aldermen conduct a courtesy review a conceptual master plan for a regional park and educational campus to be located at 7906 Old NC Highway 86. Materials related to the conceptual master plan are attached. Town staff requested that the Board of Aldermen review the information and discuss the potential project with representatives of Orange County government.

Barry Jacobs, Chair of the Orange County Board of Commissioners, addressed the Board and introduced Orange County staff working on this project.

Dave Stancil, Director of Orange County Environment and Natural Resource Conservation Dept., gave a history of this property and presented the proposed site plan for the project.

Jeannette Moore, a resident adjacent to the proposed park property, requested that a 20-30-foot screen be planted with trees and shrubs at the entrance located close to her property.

Mayor Chilton expressed his desire to see the red line trail run along Bolin Creek.

Dale McKeel explained where the trails run from Lake Hogan Farms.

Mayor Chilton asked if the connector road is important and asked if the road could stub out to the Jessie Hogan property.

Barry Jacobs stated that the County Commissioners would be thrilled if Carrboro would re-examine whether the connector road is necessary.

Mr. Stewart asked that the town staff be able to bring a report back on this matter.

A REQUEST TO APPROVE A REVOLVING LOAN FOR CYCLING SPECIFICS

The purpose of this item was to present to the Board of Aldermen the Cycling Specifics, LLC Revolving Loan Fund application. The expanding business, which was located at 118 E. Main Street, has relocated to 403 W. Weaver Street. The applicant requested a \$45,000 loan for six (6) years at 5.5% with interest only payments for the first six months. The Board was asked to, based upon the information provided in the application and the recommendation from the ESC, approve the funding request and associated budget amendment.

James Harris made the presentation.

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

A RESOLUTION APPROVING A REVOLVING LOAN
FOR CYCLING SPECIFICS
Resolution No. 83/2005-06

WHEREAS, the Town of Carrboro established a revolving loan fund in 1986 to provide incentives for individuals to start new businesses in the Town of Carrboro and create at least one job per \$10,000 borrowed from the fund; and

WHEREAS, the fund now has approximately \$306,128.00 available to be loaned to applicants with viable projects; and

WHEREAS, the applicant has completed the loan application and that loan application has been reviewed by the loan packager (NC SBTDC) and the Economic Sustainability Commission and was found to be an eligible project for the fund and has shown that at least 4.5 jobs will be created and

WHEREAS, a financial background check has been performed on the applicants and the applicants have been found to be financially sound at the time of the check, and

WHEREAS, the business will be located in downtown Carrboro and will not adversely impact similar type businesses, but instead will compliment other establishments that serve bicycle riders.

NOW THEREFORE, THE CARRBORO MAYOR AND BOARD OF ALDERMEN RESOLVES THAT:

Section 1. Based upon the review of the application by the Loan Packager and the recommendation from the Economic Sustainability Commission, the loan is approved in the amount of \$ 45,000 for six (6) years at an interest rate of 5.5% contingent upon the applicant signing all necessary documents and providing sufficient collateral to secure the loan.

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 7th day of March, 2006:

Ayes: Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Randee Haven-O'Donnell, Alex Zaffron

Noes: None

Absent or Excused: Joal Hall Broun

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DAN COLEMAN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'2005-06 BUDGET ORDINANCE." VOTE: AFFIRMATIVE SIX, ABSENT ONE (BROUN)

CONNECTOR ROADS POLICY – LLOYD STREET AND NORTH GREENSBORO STREET AREA

On January 17th, the Board of Aldermen held a worksession on connectivity between Lloyd Street and N. Greensboro Street. Due to absences that night and the Board vacancy, it was decided to continue the worksession at a later meeting. Staff recommended that the Board of Aldermen adopt the resolution receiving the report and provide guidance on next steps

Discussion of this item was delayed due to the absence of Alderman Broun.

ETJ AND TRANSITION AREA REPRESENTATION ON THE PLANNING BOARD

Mike Brough addressed a memorandum that he had written to the Mayor and Board of Aldermen regarding a possible land use ordinance amendment to require that only one ETJ resident and one transition area resident be appointed to the Planning Board.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY RANDEE HAVEN’O’DONNELL TO DIRECT STAFF TO SCHEDULE A PUBLIC HEARING. VOTE: AFFIRMATIVE SIX, ABSENT ONE (BROUN)

REQUEST FOR REPORT ON TRAFFIC CONGESTION IN DOWNTOWN

Alderman Gist requested a staff report on ways to deal with traffic congestion in the downtown that could occur in the next three to five years as a result of the upcoming construction projects.

CREATION OF THE NEW HORIZONS COMMITTEE

Alderman Haven-O’Donnell stated that she would be presenting a proposal for the creation of the New Horizons Committee at the Board’s March 21st meeting.

STATUS REPORT ON 2006 PLANNING RETREAT ACTION ITEMS

Alderman Coleman requested a status report from the town staff on the action items coming out of the 2006 Planning Retreat.

CLOSING OF 100 BLOCK OF WEAVER STREET ON SUNDAYS

Mayor Chilton asked that the town staff scheduled a public hearing on the idea of closing the 100 block of Weaver Street on Sundays during Weaver Street’s brunch event.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY RANDEE HAVEN-O'DONNELL
TO ADJOURN THE MEETING AT 9:30 P.M. VOTE: AFFIRMATIVE SIX, ABSENT ONE (BROUN)

Mayor

Town Clerk