

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, September 5, 2006 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Mark Chilton
Aldermen	Joal Hall Broun
	Dan Coleman
	Jacquelyn Gist
	John Herrera (arrived at 7:35 p.m.)
	Alex Zaffron
Town Manager	Steven E. Stewart
Town Attorney	Michael B. Brough
Town Clerk	Sarah C. Williamson

Absent:

Alderman	Randee Haven-O'Donnell
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### **INTRODUCTION OF NEW STAFF PERSON**

Mr. Stewart introduced Kendall Brown, a new planner for the town.

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### **TOWN CHARTER AMENDMENT REF. FILLING BOARD VACANCIES**

Sharon Cook asked that the Board consider the town charter issue dealing with filling Board vacancies before the end of 2006.

Alderman Coleman informed Ms. Cook that the Board would be discussing this matter at its September 19<sup>th</sup> meeting.

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### **CITIZEN REQUEST**

Ellen Perry announced that she is circulating petitions in support of funds to assist individuals following medical treatment.

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

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO APPROVE THE AUGUST 15 AND 22, 2006 MINUTES. VOTE: AFFIRMATIVE SIX, ABSENT ONE (HAVEN-O'DONNELL)

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### **A REQUEST TO ISSUE A PERMIT TO ALLOW THE TEMPORARY CLOSING OF STREETS TO ACCOMMODATE THE CARRBORO 10K ROAD RACE**

Cardinal Track Club has submitted a Street Closing Permit Application for the temporary closing and usage of streets for the Carrboro 10K Road Race scheduled for Saturday, October 7, 2006 from 7:45 AM to 9:30 AM. A

public hearing is not required for this request, and the town staff recommended adoption of a resolution authorizing the temporary closing of the requested streets.

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

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSING AND USAGE OF  
STREETS TO ACCOMMODATE THE CARRBORO 10K ROAD RACE  
Resolution No. 29/2006-07

Section 1. The following streets shall be temporarily closed Saturday, October 7, 2006 from 7:45 am to 9:30 am to accommodate the *Carrboro 10K Road Race*. This event is to be held in accordance with the permit issued by the Board of Aldermen pursuant to Article III of Chapter 7 of the Town Code.

1. Old Fayetteville Road from Winsome Lane intersection to Carol Street intersection
2. Carol Street from Old Fayetteville Road intersection to James Street intersection
3. James Street from Carol Street intersection to Lorraine Street intersection
4. Lorraine Street from James Street intersection to Hillsborough Road intersection
5. Hillsborough Road from Lorraine Street intersection to Simpson Street intersection
6. Simpson Street from Hillsborough Road intersection to West Main Street intersection
7. West Main Street from Simpson Street intersection to Hillsborough Street intersection
8. Hillsborough Street from West Main Street intersection to Oak Street intersection
9. Oak Street from Hillsborough Road intersection to North Greensboro Street intersection
10. North Greensboro Street from Oak Street intersection to Morningside Drive intersection
11. Morningside Drive from North Greensboro Street intersection to Blueridge Road intersection
12. Blueridge Road from Morningside Drive intersection to Spring Valley Road intersection
13. Spring Valley Road from Blueridge Road intersection to Pathway Drive intersection
14. Pathway Drive from Spring Valley Road intersection to Parkview Drive intersection
15. Parkview Drive from Pathway Drive intersection to Hillsborough Road intersection
16. Hillsborough Road from Parkview Drive intersection to James Street intersection
17. James Street from Hillsborough Road intersection to Rainbow Drive intersection
18. Rainbow Drive from James Street intersection to Lisa Drive intersection
19. Lisa Drive from Rainbow Drive intersection to Carol Street intersection
20. Carol Street from Lisa Drive intersection to Old Fayetteville Road intersection
21. Old Fayetteville Road from Carol Street intersection to Winsome Lane intersection

Section 2. The Town shall supply the appropriate traffic control devices to give notice of the temporary traffic controls.

Section 3. No person may operate any vehicle contrary to the traffic control devices installed in accordance with Section 2 of this resolution.

Section 4. The Event Coordinator will be responsible for notifying Central Communications when the street is closed and when it is reopened to vehicular traffic.

Section 5. Applicant shall post signs at roadway intersections along race course, 5-7 days before the event, to notify the public about the running race.

Section 6. Applicant will be responsible for all costs incurred by Police and Public Works to facilitate this event. Applicant will be sent an itemized bill for the final costs incurred by Police and Public Works.

Section 7. 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 September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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**A MINOR MODIFICATION TO THE CONDITIONAL USE PERMIT FOR THE CROWN CASTLE TELECOMMUNICATIONS TOWER LOCATED AT 625 OLD FAYETTEVILLE ROAD**

Cricket Communications has applied for a minor modification to the Crown Castle Telecommunications Tower located at 625 Old Fayetteville Road. The proposed minor modification consists of the addition of new antennas to the tower as well as installing equipment within the existing fenced in area at the base of the tower. Per Section 15-176 (15) of the Land Use Ordinance additional antenna arrays located on existing towers must be approved through the minor modification process. The town staff requested that the Board of Aldermen approve the minor modification.

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

**A RESOLUTION APPROVING THE MINOR MODIFICATION TO THE CONDITIONAL USE PERMIT FOR THE CROWN CASTLE TELECOMMUNICATION TOWER LOCATED AT 625 OLD FAYETTEVILLE ROAD  
Resolution No. 11/2005-06**

WHEREAS, the Carrboro Board of Aldermen approved a Conditional Use Permit for a telecommunications tower at 625 Old Fayetteville Road on February 9, 1999; and

WHEREAS, the Town of Carrboro Land Use Ordinance requires that additional users on a tower shall constitute a minor modification to the original Conditional Use Permit; and

WHEREAS, the Board of Aldermen finds that the applicant has satisfied the requirements related to minor modifications for towers contained in the Land Use Ordinance.

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

Section 1. The Board hereby approves the minor modification to the Crown Castle Telecommunication Tower located at 625 Old Fayetteville Road allowing Cricket Communications to install additional antennas on the tower and install additional equipment within the fenced in area at the base of the tower.

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 September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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**A REQUEST TO AUTHORIZE THE WAIVER OF THE BIDDING PROCEDURES FOR THE PURCHASE OF A RECORDS MANAGEMENT SYSTEM FOR THE POLICE DEPARTMENT**

The purpose of this agenda item was to authorize the purchase of a Records Management System for the Police department. The Board was requested to allow the Town staff to waive the formal bidding procedures using the streamlined piggybacking procedures allowed by the General Statutes (GS 143-129(g)).

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

**A RESOLUTION AUTHORIZING THE WAIVER OF THE BIDDING PROCEDURES  
FOR THE PURCHASE OF A RECORDS MANAGEMENT SYSTEM FOR  
THE POLICE DEPARTMENT  
Resolution No. 22/2006-07**

BE IT RESOLVED by the Board of Aldermen of the Town of Carrboro:

Section 1: The Board of Aldermen hereby authorizes the Town staff to waive the bidding procedures.

Section 2: The Board of Aldermen authorizes the purchase of the RMS from SunGard HTE, Inc. in the amount of \$285,463.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5th day of September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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**APPOINTMENTS TO THE PLANNING BOARD**

The Chair of the Planning Board recommended that Lydia Lavelle and Matthew Barton be appointed to the Planning Board. It was recommended that the Board consider adopting a resolution making these appointments.

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

**A RESOLUTION MAKING APPOINTMENTS  
TO THE PLANNING BOARD  
Resolution No. 25/2006-07**

WHEREAS, there are currently two (2) vacant in-town seats on the Planning Board; and

WHEREAS, these positions have been advertised and Robert Kirschner, Sriv Navaratnam, Lydia Lavelle, Chas Gaertner, Syed Alom, David Shoup, Steven Rose, Matthew Barton, and Jack Haggerty have submitted applications expressing interest in serving on the Planning Board; and

WHEREAS, these applications were forwarded to the Chair of the Planning Board for review and consideration; and

WHEREAS, James Carnahan, Chair of the Planning Board, has reviewed these applications and is recommending that Lydia Lavelle and Matthew Barton be appointed to the vacant seats.

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

Section 1. The Board of Aldermen hereby appoints Lydia Lavelle and Matthew Barton to the Planning. Ms. Lavelle's term shall expire in February 2009 and Mr. Barton'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 September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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### **APPOINTMENT TO THE ARTS COMMITTEE**

The Chair of the Arts Committee recommended that Nic Berry be appointed to the Arts Committee. It was recommended that the Board consider adopting a resolution making this appointment.

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

#### A RESOLUTION MAKING AN APPOINTMENT TO THE ARTS COMMITTEE Resolution No. 26/2006-07

WHEREAS, there is currently one vacant seat on the Arts Committee; and

WHEREAS, this position has been advertised and Nic Berry, Joseph Mathis, and Susan Siegel have submitted applications expressing interest in serving on the Arts Committee; and

WHEREAS, these applications were forwarded to the Chair of the Arts Committee for review and consideration; and

WHEREAS, Victoria Ralston, Chair of the Arts Committee, has reviewed these applications and is recommending that Nic Berry 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 Nic Berry to the Arts Committee. His term shall expire on January 31, 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 September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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**APPOINTMENT TO THE TRANSPORTATION ADVISORY BOARD**

The Chair of the Transportation Advisory Board (TAB) recommended that Audrey de Nazelle be appointed to the TAB. It was recommended that the Board consider adopting a resolution making this appointment.

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

**A RESOLUTION MAKING AN APPOINTMENT  
TO THE TRANSPORTATION ADVISORY BOARD  
Resolution No. 28/2006-07**

WHEREAS, there is currently one (1) vacant seat on the Transportation Advisory Board (TAB); and

WHEREAS, this position has been advertised and Charles Burdick, Audrey de Nazelle, and Stephen Clossick have submitted applications expressing interest in serving on the TAB; and

WHEREAS, these applications were forwarded to the Chair of the TAB for review and consideration; and

WHEREAS, Heidi Perry, Chair of the TAB, has reviewed these applications and is recommending that Audrey de Nazelle 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 Audrey de Nazelle to the Transportation Advisory Board. Her 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 September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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**REQUEST TO SET A PUBLIC HEARING ON LAND USE ORDINANCE TEXT AMENDMENTS TO COMPLY WITH RECENT CHANGES TO THE N.C. GENERAL STATUTES**

Two bills were enacted during the 2005 session of the North Carolina General Assembly necessitate changes to the Town’s planning and development regulations. A draft ordinance that includes amendments to the Town Code and Land Use Ordinance has been prepared. A resolution that sets the public hearing on the draft ordinance and refers the ordinance for Orange County and advisory board review was recommended for the Board’s adoption.

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

A RESOLUTION CALLING A PUBLIC HEARING ON AN ORDINANCE AMENDING  
THE CARRBORO TOWN CODE AND LAND USE ORDINANCE  
TO COMPLY WITH RECENT CHANGES TO THE  
NORTH CAROLINA GENERAL STATUTES  
Resolution No. 21/2006-07

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 October 24, 2006 to consider adopting “AN ORDINANCE AMENDING THE CARRBORO TOWN CODE AND LAND USE ORDINANCE TO COMPLY WITH RECENT CHANGES TO THE NORTH CAROLINA GENERAL STATUTES .”

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

BE IT FURTHER RESOLVED that the draft ordinance is also referred to the following advisory boards and commissions for consideration and recommendation prior to the specified public hearing date:

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|--|---|
| <input checked="" type="checkbox"/> Appearance Commission              | <input type="checkbox"/> Recreation and Parks Commission                        |
| <input checked="" type="checkbox"/> Transportation Advisory Board      | <input checked="" type="checkbox"/> Northern Transition Area Advisory Committee |
| <input checked="" type="checkbox"/> Environmental Advisory Board       | <input type="checkbox"/> _____  |
| <input checked="" type="checkbox"/> Economic Sustainability Commission | <input type="checkbox"/> _____  |

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5th day of September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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**AN ORDINANCE AMENDING CHAPTER 14 OF THE TOWN CODE**

The purpose of this agenda item was for the Board to review and approve an amendment to Chapter 14 of the Town Code to prohibit the advertising of events on town property until such property has been properly reserved and to provide for additional sanctions for violation of the provisions of this chapter. Staff recommended that the Board of Aldermen adopt the ordinance adopting the changes to Chapter 14 of the Town Code.

John Devins spoke in favor of the Really Really Free Market.

Vinci Daro distributed a mission statement for the Really Really Free Market.

Bryan Dingleline suggested that not for profits groups be allowed to use the Town Commons free of charge.

Alderman Coleman pointed out that current regulations state that if food is prepared off the premises and brought to an event and given away, insurance is not required. He suggested waiving fees for very low profit groups. He suggested that the town staff contact individuals to inform them that the town has a reservations policy and request that they sign up.

Mayor Chilton asked that a representative with the Really Really Free Market contact the town staff to reserve the Town Commons for the October 7<sup>th</sup> market.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO REFER THIS MATTER BACK TO THE TOWN STAFF FOR FURTHER REVISIONS TO THE DRAFT ORDINANCE, AND THAT ALDERMAN COLEMAN MEET WITH STAFF AND A REPRESENTATIVE OF THE REALLY REALLY FREE MARKET REGARDING THIS MATTER. VOTE: AFFIRMATIVE SIX, ABSENT ONE (HAVEN-O'DONNELL)

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**CHARGES ISSUED**

Charges were issued to Justin Abbott and David Markiewicz, recent appointees to the Appearance Commission/Neighborhood Preservation District Commission, and to Tom Cors and Ryan Elting, recent appointees to the Environmental Advisory Board.

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**REPORT ON CHAPEL HILL TRANSIT FLEET RECOMMENDATIONS AND PASSENGER AMENITIES PROGRAM**

Steve Spade, Transportation Director for Chapel Hill Transit, discussed the condition of the Chapel Hill Transit fleet and recommendations for future bus purchases and a transit passenger amenities program.

Mr. Spade stated that there would be a transit forum on September 21<sup>st</sup> at the Carrboro Century Center to take input on route changes/additions.

Alderman Broun requested that information about the forum be placed on the town's website.

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

A RESOLUTION RECEIVING THE REPORT ON CHAPEL HILL TRANSIT FLEET  
RECOMMENDATIONS AND A PASSENGER AMENITIES PROGRAM  
Resolution No. 30/2006-07

WHEREAS, the Transportation Director for Chapel Hill Transit has provided a report on the condition of the Chapel Hill Transit fleet and recommendations for future bus purchases, and a transit passenger amenities program.

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Board of Aldermen that the Board receives the report.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5th day of September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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**REPORT ON THE REQUEST FOR CREATION OF A SMITH LEVEL ROAD TASK FORCE**

On June 20<sup>th</sup>, Terri Buckner submitted a petition requesting that the Board of Aldermen consider establishing a task force to identify measures to improve pedestrian and vehicular safety on Smith Level Road. The Board of Aldermen referred the petition to staff for consideration. A resolution accepting the staff report was recommended for the Board's adoption.

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

Dale McKeel, the town's Transportation Planner, stated that the NCDOT staff is working on a new forecast for the projected 2030 traffic on Smith Level Road as a beginning point of scoping the Smith Level Road project along the lines of what the Board has requested with a smaller cross-section between Morgan Creek and Rock Haven Road.

Terri Buckner requested that the Board direct the town staff to establish a task force, and stated that the County Commissioners are waiting for Carrboro to take action on this matter.

Steve Marshall stated that rapid changes are being made to Smith Level Road and something needs to be done now.

John Butcher stated that residents of the Damascus and Dogwood Acres precincts are very concerned about the traffic issues on Smith Level Road and he feels the task force is needed to protect this road.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO WORK WITH THE PETITIONERS TO ESTABLISH THE TASK FORCE AND TO DEVELOP A CHARGE FOR THE TASK FORCE, ALONG WITH A DEADLINE FOR COMPLETION OF THE WORK OF THE TASK FORCE. IN ADDITION, THAT ALDERMAN ZAFFRON ASSIST IN THE DEVELOPMENT OF THE

TASK FORCE. VOTE: AFFIRMATIVE FIVE, NEGATIVE ONE (HERRERA), ABSENT ONE (HAVEN-O'DONNELL)

Mayor Chilton suggested that the petition also be presented to the Chapel Hill Town Council.

Alderman Coleman stated that the Board should be clear about how to prioritize the work of the town staff.

Alderman Coleman asked that the MPO discuss disallowing the Lee-Moore Oil Company a driveway permit until the task force has an opportunity to meet and make a recommendation.

Alderman Broun suggested that the Assembly of Governments or MPO discuss consolidation of the NCDOT offices.

Alderman Zaffron stated that the lines of the MPO have nothing to do with the NCDOT division lines and it would be worthwhile to discuss consolidation.

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### **A REVIEW OF THE REPORT ON THE BOLIN CREEK WATERSHED RESTORATION TEAM**

Section 303(d) of the Clean Water Act requires states to maintain a list of impaired waters. In January 2006 the NC Division of Water Quality released the most recent draft 303d list. Although more downstream portions of Bolin Creek had been on the list in previous cycles, this year's list extended the impaired rating upstream into Carrboro's jurisdiction, to Pathway Drive. Based on the rating, Town staff was invited by NC Department of Environment and Natural Resources staff to participate in a watershed restoration effort. Staff would like to advise the Board on this ongoing effort and ask the Board's support for continued participation in this project.

Will Autry, the town's Environmental Planner, made the presentation.

Mr. Stewart stated that any potential storm water retrofit sites would have to be approved by the Board of Aldermen.

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

**A RESOLUTION ACCEPTING A REPORT ON THE BOLIN CREEK WATERSHED RESTORATION  
TEAM AND PLEDGING SUPPORT TO THE TEAM'S EFFORTS**  
Resolution No. 20/2006-07

WHEREAS, the Carrboro Board of Aldermen has established protecting our environment, especially our major watercourses and their watersheds, as a high priority; and

WHEREAS, the Town of Carrboro seeks to ensure that its existing and proposed policies and regulations related to water quality are as conducive to strong stewardship of riparian areas and protective of water quality within and downstream of the Town as is feasible; and

WHEREAS, the Bolin Creek Watershed includes scenic, cultural, recreational, and wildlife resources including valuable ecosystems from its upper reaches, its course through town, its passage through neighboring Chapel Hill, to its confluence with Booker Creek to form Little Creek before entering Jordan Lake; and

WHEREAS, the Carrboro Board of Aldermen have made clear their commitment to the sensitive ecology of Bolin Creek through contracting with Chapel Hill for stream water quality monitoring since 1994, funding of

annual benthic macroinvertebrate studies since September 2001, the acceptance of the Map of Conservation Areas in the Upper Bolin Creek Watershed in 2005, and ongoing planning, watershed management, and land preservation; and

WHEREAS, the Town of Carrboro seeks to fulfill its shared responsibility to maintain and improve the water quality of Jordan Lake and is participating with other stakeholders in the development of a strategy that will strive to achieve that goal; and

WHEREAS, the construction of structural stormwater best management practice retrofits and/or stream restoration activities will enhance water quality in Bolin Creek; and

WHEREAS, the enhancement of Bolin Creek water quality could remove the creek from the 303d list, in addition to being consistent with the goals of our ongoing NPDES program and pending Jordan Lake rules; and

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen would like to accept this report and pledge as much support to the Bolin Creek Watershed Restoration Team as fiscal conditions allow.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 5th day of September, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Alex Zaffron

Noes: None

Absent or Excused: Randee Haven-O'Donnell

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**DISCUSSION OF REQUESTED LAND USE ORDINANCE TEXT AMENDMENT TO MODIFY STREET DEDICATION REQUIREMENTS**

A request to amend the text of the Land Use Ordinance was presented on June 20. The Board of Aldermen had requested that the item be scheduled for discussion prior to taking action on the amendment request. A resolution that sets a public hearing on the draft ordinance and refers the ordinance to the Planning Board and Orange County, the Transportation Advisory Board and the Economic Sustainability Commission was recommended for the Board's adoption.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY ALEX ZAFFRON TO NOT SEND THIS REQUEST FORWARD TO PUBLIC HEARING. VOTE: AFFIRMATIVE SIX, ABSENT ONE (HAVEN-O'DONNELL)

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**A RESOLUTION MAKING AN APPOINTMENT TO THE OWASA BOARD OF DIRECTORS**

The Mayor and Board of Aldermen were requested to consider making an appointment to one of the town's seats on the OWASA Board of Directors. The town staff recommended adoption of a resolution making this appointment.

Mayor Chilton stated that Alderman Haven-O'Donnell had requested that action on this item be delayed until she was present to participate in this discussion.

It was the consensus of the Board to ask that this matter be placed on the agenda for September 19<sup>th</sup>.

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**APPOINTMENT OF A REPRESENTATIVE TO SERVE ON THE CAROLINA NORTH FISCAL IMPACT STUDY COMMITTEE**

The purpose of this agenda item was for the Board to appoint a representative to a joint advisory committee that will play an advisory role throughout the fiscal impact study of the Carolina North development that UNC-Chapel Hill will be hiring a consultant to conduct. Carrboro, Chapel Hill, Orange County, and UNC-Chapel Hill have all been asked to make appointments to this advisory committee.

Alderman Gist asked about the scope of work.

Alderman Broun asked for a copy of a letter from Kevin Foy to Chancellor Moeser regarding fiscal equity.

Alderman Coleman stated that the Chapel Hill Town Council would be discussing this matter next week.

Mayor Chilton asked for a copy of the original fiscal impact study.

Alderman Coleman stated that there are two historical documents from Chapel Hill regarding fiscal equity issues that were given to the Leadership Advisory Committee recently that the Board might wish to review.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL BROUN TO CONTINUE DISCUSSION OF THIS MATTER ON OCTOBER 3, 2006. VOTE: AFFIRMATIVE SIX, ABSENT ONE (HAVEN-O'DONNELL)

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MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY DAN COLEMAN TO ADJOURN TO A CLOSED SESSION AT 10:06 P.M. TO DISCUSS ACQUISITION OF PROPERTY. VOTE: AFFIRMATIVE SIX, ABSENT ONE (HAVEN-O'DONNELL)

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**REQUESTS FROM ROGERS ROAD RESIDENTS**

Alderman Broun asked that the town staff contact Rev. Campbell regarding feeder buses for the Rogers Road neighborhood. In addition, she asked about the availability of rehab funds for the elderly citizens on the west side of Rogers Road.

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**ELEMENTARY SCHOOL #10**

Alderman Broun suggested that the Board/staff have early discussions with the school system about reducing the amount of impervious surface for Elementary School #10.

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**CARR MILL**

Mayor Chilton stated that he and Alderman Coleman had met with one of the owners of Carr Mill today to explore ways to compromise on the use of the Carr Mill property. The owner will be meeting with Bruce Thomas in two weeks.

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MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOHN HERRERA TO ADJOURN THE MEETING AT 10:16 P.M. VOTE: AFFIRMATIVE SIX, ABSENT ONE (HAVEN-O'DONNELL)

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Mayor

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Town Clerk