

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, November 21, 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
	Randee Haven-O'Donnell
	Alex Zaffron (left during break)
Town Manager	Steven E. Stewart
Town Attorney	Michael B. Brough
Deputy Town Clerk	Sharmin Mirman

ORANGE COUNTY HUMAN RELATIONS COMMISSION

Josephine Harris, Carrboro's representative to the Orange County Human Relations Commission, presented a brief report on the charge of the Commission and stated that she would be bringing the Board quarterly reports on the work of the Commission.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO APPROVE THE OCTOBER 17 AND 24, 2006 MINUTES. VOTE: AFFIRMATIVE ALL

REQUEST TO SET JOINT PLANNING PUBLIC HEARINGS AND ASSEMBLY OF GOVERNMENTS MEETING DATES FOR 2007

The Mayor and Board of Aldermen were requested to adopt a resolution setting Joint Planning Public Hearings and Assembly of Governments meeting dates for 2007.

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

A RESOLUTION SETTING
JOINT PLANNING PUBLIC HEARING DATES
AND ASSEMBLY OF GOVERNMENT MEETING DATES FOR 2007
Resolution No. 71/2006-07

BE IT RESOLVED by the Board of Aldermen of the Town of Carrboro to set Joint Planning Public Hearing dates for:

Thursday, Thursday, April 26th
Thursday, October 25th

BE IT FURTHER RESOLVED that Assembly of Governments meetings be set for:

Thursday, March 29th
Thursday, September 20th

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 21st day of November, 2006:

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

Noes: None

Absent or Excused: None

Alderman Broun asked that Mayor Chilton discuss with the Mayors and Chair of the County Commissioners the possibility of having a discussion about economic development at the next Assembly of Governments meeting.

A RESOLUTION REASSIGNING ADVISORY BOARD TERMS

The purpose of this item was to request that Board of Aldermen adopt a resolution reassigning terms for recent advisory board appointees.

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

**A RESOLUTION REASSIGNING TERMS
FOR RECENT ADVISORY BOARD APPOINTEES
Resolution No. 72/2006-07**

WHEREAS, four advisory board appointments have been made over the last two months; and

WHEREAS, these appointments were made to fill unexpired terms whose terms are due to expire in February 2007.

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

Section 1. The Board of Aldermen hereby makes the following term reassignments:

APPOINTEE	BOARD	TERM EXPIRATION
Matthew Barton	Planning Board	February 2010
Audrey de Nazelle	Transportation Advisory Board	February 2010
Mark Hertzog	Human Services Commission	February 2010
Nic Beery	Arts Committee	February 2010

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 21st day of November, 2006:

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

Noes: None

Absent or Excused: None

A RESOLUTION ENDORSING THE N.C. LEAGUE OF MUNICIPALITIES' STRATEGIC DIRECTIONS INITIATIVE

The purpose of this item was to request that the Board of Aldermen adopt a resolution endorsing the N.C. League of Municipalities' Strategic Directions Initiative.

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

A RESOLUTION ENDORSING THE
NORTH CAROLINA LEAGUE OF MUNICIPALITIES'
STRATEGIC DIRECTIONS INITIATIVE
Resolution No. 73/2006-07

WHEREAS, the North Carolina League of Municipalities has undertaken a strategic visioning process to determine how to continue to meet the needs of its members as the League approaches its second century of operation; and

WHEREAS, the Strategic Directions Initiative Steering Committee studied the history of the organization, the forces that shaped the League and the trends that are likely to occur; and

WHEREAS, the NCLM Strategic Directions Initiative Steering Committee has examined the strengths, weaknesses, opportunities and threats that face the League in the years ahead; and

WHEREAS, the committee has talked with municipal elected and appointed officials, as well as NCLM staff members, to determine what members value about the League; and

WHEREAS, the committee has proposed to strengthen the League by developing a mission statement that makes explicit why the League exists; and

WHEREAS, the committee is proposing core values that define how the League lives its mission, with these being: ethical; fair and equitable; financially sound; good government and public service are valuable; inclusive, collaborative, engage partners, stakeholders and external actors; innovative and forward-thinking; municipalities matters; nonpartisan; open and transparent; and unity; and

WHEREAS, the committee is proposing that the League focus on strengthening member communication, participation and engagement; strengthening the League's governance capacity; and strengthening policy development and representation of municipal interests in an increasingly regional, global and intergovernmental world; and

WHEREAS, the Carrboro Board of Aldermen has reviewed the proposed mission statement, core values and strategic directions developed by the Strategic Directions Initiative Steering Committee.

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

Section 1. The Board hereby endorses the findings of the committee, encourages the NCLM Board of Directors to move the League forward to its preferred future.

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 21st day of November, 2006:

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

Noes: None

Absent or Excused: None

Alderman Broun stated that she is the Lobbying Compliance Director for the State of North Carolina and regulates the League's lobbyists.

REQUEST TO WAIVE REQUEST FOR PROPOSALS AND TO AWARD A CONTRACT FOR ENGINEERING SERVICES FOR THE BREWER LANE SIDEWALK ENHANCEMENT PROJECT PHASE I ENVIRONMENTAL SITE ASSESSMENT

The purpose of this agenda item was to waive the request for proposal process for the Brewer Lane Sidewalk Enhancement Project, and to award an engineering contract to Terra Tech Engineers for the Phase I Environmental Site Assessment.

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

A RESOLUTION WAIVING THE REQUEST FOR PROPOSALS PROCESS FOR THE PHASE I ENVIRONMENTAL SITE ASSESSMENT AND TO ENTER INTO A CONTRACT WITH TERRA TECH ENGINEERS FOR RELATED ENGINEERING SERVICES

Resolution No. 75/2006/07

WHEREAS, the Town of Carrboro needs to select an engineering firm to perform engineering services for a Phase I Environmental Site Assessment as part of the Brewer Lane Sidewalk Enhancement project;

WHEREAS, Article 3D, Chapter 143 of the General Statutes allows the Town to select an engineering firm without using the bidding process; and

WHEREAS, Town staff feels that it will be more expedient and cost effective for the Town to waive the bidding process for engineering services for the environmental site assessment.

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

Section 1. That the bidding process for selecting engineering firm for the Phase I Environmental Site Assessment is waived.

Section 2. That the Town staff is directed to enter into a contract with Terra Tech Engineers of Raleigh, N.C. in the amount of \$1,500 to perform all engineering associated with Phase I Environmental Site Assessment.

Section 3. 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 21st day of November, 2006:

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

Noes: None

Absent or Excused: None

A REQUEST TO APPROVE A REVISED CAPITAL BUDGET POLICY AND TO APPROVE A BUDGET AMENDMENT

The Board of Aldermen was requested to approve a resolution that approves the proposed capital budgeting policy that ensures project ordinances will be adopted in compliance with the North Carolina Fiscal Control Act and will provide budgetary flexibility necessary to accomplish projects in a cost-effective manner. The policy provides authority to the Town Manager to transfer funds between line items in a project as long as the project can still be achieved without increasing the total funding of the project. If project cost changes, a budget amendment is required. In addition, the Board is requested to approve a budget amendment for sidewalk and greenway projects that reflect current cost estimates.

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

**A RESOLUTION ADOPTING REVISED CAPITAL BUDGETING POLICIES
FOR THE TOWN OF CARRBORO
Resolution No. 74/2006-07**

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

Section 1: The Board of Aldermen recognizes the importance of capital budgeting policies that establish complete and accurate records for capital project budgets in compliance with the North Carolina Fiscal Control Act (GS 159-26 (b) (8) and to provide budgetary flexibility necessary to accomplish projects in a cost-effective manner.

Section 2: The Town's capital budget objectives address capital projects budgeted in a project ordinance. This ordinance applies only to capital items budgeted in a multi-year grant or capital fund.

Section 3: The policy supersedes the language written in the FY06-07 adopted budget ordinance. The new policy creates flexibility for the Town Manager to approve line item transfers within a project as long as the project can still be achieved without increasing the total funding of the project. An amendment is required when the budget established for the project is not sufficient to complete the project in its entirety.

Section 4: 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 21st day of November, 2006:

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

Noes: None

Absent or Excused: None

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JACQUELYN GIST TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'2006-07 BUDGET ORDINANCE." VOTE: AFFIRMATIVE ALL

A RESOLUTION APPROVING AMENDMENTS TO OWASA'S SEWER USE ORDINANCE

The Orange Water and Sewer Authority's Sewer Use Ordinance needs to be amended to comply with Federal and State regulations. State law requires that Orange County, Carrboro and Chapel Hill must be provided an opportunity to offer comments on the proposed changes to the Orange Water and Sewer Authority for their consideration prior to amending the ordinance. Staff has reviewed the draft ordinance and has no comments on the draft ordinance.

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

A RESOLUTION OFFERING THE TOWN'S CONSENT IN ADOPTING THE PROPOSED
AMENDMENTS TO THE OWASA SEWER USE ORDINANCE
Resolution No. 76/2006-07

WHEREAS, on September 22, 2006, OWASA staff sent a letter to Town staff making notification of the OWASA Board of Directors' adopted declaration of intent to amend the Sewer Use Ordinance; and

WHEREAS, after reviewing the Sewer Use Ordinance, the Town of Carrboro has no objections to the proposed amendments;

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen offer OWASA the Town's consent in adopting the proposed changes to the Sewer Use Ordinance.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 21st day of November, 2006:

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

Noes: None

Absent or Excused: None

A REQUEST TO RESET THE PUBLIC HEARING ON THE CONDITIONAL USE PERMIT REQUEST FOR ELEMENTARY SCHOOL #10

Chapel Hill-Carrboro City Schools have submitted an application to build an 89,800 sf, 30-classroom, elementary school on the south portion of Eubanks Road. The school is part of the northern most portion of the proposed Orange County, Twin Creeks Park facility. Prior to reaching a decision on a request for a CUP, the

Board must hold a public hearing to receive input. Originally the Board set this hearing for November 28th. However, the applicant is requesting that the Board *reset* the public hearing date for the conditional use permit request to January 9, 2007.

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

A RESOLUTION RESCHEDULING A PUBLIC HEARING ON THE PROPOSED
CHAPEL HILL-CARRBORO ELEMENTARY SCHOOL #10
TO BE LOCATED ON EUBANKS ROAD
Resolution No. 83/2006-07

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 Elementary School #10 to be located on Eubanks Road; and

WHEREAS, the Board of Aldermen previously set a public hearing on this project for November 28, 2006.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the public hearing on the proposed Elementary School #10 project be rescheduled for January 9, 2007.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 21st day of November, 2006:

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

Noes: None

Absent or Excused: None

A RESOLUTION IN SUPPORT OF NCDOT BICYCLE PLANNING GRANT APPLICATION

The North Carolina Department of Transportation is accepting applications for bicycle planning grants. On June 20, the Board reserved \$19,500 in fund balance to provide a match for a bicycle planning grant. A resolution in support of a planning grant application was presented for the Board's consideration.

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

A RESOLUTION IN SUPPORT OF AN NCDOT
BICYCLE PLANNING GRANT APPLICATION
Resolution No. 86/2006-07

WHEREAS, the North Carolina Department of Transportation has issued a call for projects for the 2007 Bicycle and Pedestrian Planning Grant Initiative; and

WHEREAS, the Town of Carrboro has a long history of developing bicycle facilities and is recognized by the League of American Bicyclists as a Bicycle Friendly Community ; and

WHEREAS, *Vision 2020* included a goal that the Town's bicycle plan should identify links needed now as well as links that will be needed by 2020.; and

WHEREAS, the Board of Aldermen recognizes that an update of the 1989 bicycle plan will help the Town in achieving this goal and qualifies as a project under the NCDOT grant initiative.

NOW THEREFORE, BE IT RESOLVED, by the Board of Aldermen of the Town of Carrboro that the Board endorses the Town's 2007 North Carolina Department of Transportation Bicycle and Pedestrian Planning Grant Application for the Development of a Comprehensive Bicycle Plan.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 21st day of November, 2006:

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

Noes: None

Absent or Excused: None

TRAFFIC CALMING REQUEST FROM ROBERSON PLACE NEIGHBORHOOD

Residents of the Roberson Place neighborhood have submitted a petition under the Town's Residential Traffic Management Plan. Town staff has collected data and evaluated traffic conditions in order to make a recommendation on the neighborhood's request. A resolution has been prepared for the Board's adoption.

Dale McKeel, the town's Transportation Planner, addressed the Board.

Alderman Gist said that coming out of Rand Rd. onto S. Greensboro St. and dealing with merging traffic during a busy time of day seems dangerous.

Dale McKeel said there would be additional striping and signage.

Alderman Herrera asked if the bike path could be completely separate from the road.

Dale McKeel said that the right-of-way is so narrow that it would not be possible to separate the bike path from the road.

Mayor Chilton said that the amount of money available from the original developer is \$28,500 and asked what would happen to the money if the road was not built.

Mike Brough said that if it were obtained for the purpose of constructing that road, we would have to return it.

Mayor Chilton asked if it would be a permissible use of the money to have a bicycle and pedestrian connection rather than a public street for motor vehicles.

Mike Brough said that if we were to construct it for the purpose of bicycle access, it would still be in the same fashion.

Mr. Stewart stated that we would use the same design and call it something else. It is still a provision for emergency access. The bids that were received last week are good for 45 days. After 45 days, they can take the offer off the table.

Gary Kramling, a resident of 303 Sweet Bay Place, spoke representing the Roberson Place Homeowners Association and 81% of residents affected by the proposed vehicular connector. He thanked the Board for answering their phone calls and emails, visiting, and listening to their concerns. He thanked Dale McKeel for being helpful. The unofficial, unimproved connection between Rand Road and Purple Leaf Place is viable for pedestrians and cyclists. Cyclists use it daily, especially from Smith Level Road, to avoid unsafe conditions on South Greensboro Street. If vehicles are added, it will compromise safety and will be a step backward and not forward for promoting connectivity for the citizens of Carrboro. The Rogers-Triem property is an abandoned industrial site and there is nothing worth connecting to at the site right now. The only purpose is for vehicular traffic. They are concerned about new cut-through traffic in their neighborhood. Roberson Place is an infill development – not a planned one and cannot be compared to planned neighborhoods built on a grid that benefit by absorbing traffic efficiently and effectively by sharing the load among many cross streets. In this design, the only viable alternative is to travel through their neighborhood. The new commercial developments downtown e.g., 300 E. Main Street will have a parking garage with 900 spaces and they are concerned about Roberson Street becoming backed up when people leave the Arts Center/Cats Cradle. The Rogers-Triem property is now abandoned and it is likely that it will be re-developed in the future. The Town will require a developer to pay to realign the road with a curb and gutter at the developer's expense. They believe in connectivity and in the benefits that it brings. As a complicated/town-financed connector catering to vehicles and encouraging cut-through traffic, it does not seem like good policy. He asked the Board to look at it as a temporary solution that caters to vehicles at the expense of pedestrians and bicycles and not to continue to fund this.

James Carnahan addressed the Board and asked for clarification on the neighbors' position about what happens when the Triem property is developed.

Gary Kramling said that it depends on what the nature of the development is.

James Carnahan supports the connector policy and said it should be exercised as it was intended. The original vote was unanimous and the compromise was egress only. It is important to apply it consistently unless it is clear that it does not make sense. The town invested considerable funds and, as a citizen, he would like to get the value of that investment. If you go ahead and implement the connector now, also go ahead and implement the traffic calming devices from day one and not have to get used to them later on.

Alderman Coleman said he finds the position of the neighborhood very compelling. It seems very likely that something will come in on that property in the future that would pay for a proper complete connection if we choose to do one. There is no urgency to do so at this time. Eighty-one percent are happy with the status quo and he is inclined to wait and put off any action on the connection at this time.

Alderman Gist said that she agrees with Alderman Coleman and wants to respect the neighborhood's wishes.

Alderman Zaffron stated that he and Alderman Gist were on the Board when the CUP was approved and there was significant discussion about the design of neighborhood and the changes to land use ordinance which allowed for a narrower street design and one of the key elements was the provision of a secondary access. The staff report recommended that they go ahead with the entire proposal and put the infrastructure in place and provide flexible barriers to allow for emergency vehicle access but preclude regular vehicle access for the time being as opposed to bollards that emergency personnel would have to get out and remove.

Mr. Stewart stated that the Town has spent \$25,000 on the right-of-way and \$10,000 on engineering. The money for the asphalt is the developer's money that was put into a bond with the town. If we wait until it is re-developed, we will have to give the money back, so we are not saving the town any money.

Alderman Zaffron said that we will have to do the whole thing again when application for the property comes in and we should get it over with now and use flexible barriers for emergency vehicle access.

Mayor Chilton said that there are three options: Not build at present, move forward as planned, move forward but treat it as a bicycle and pedestrian connection only with appropriate emergency vehicle access. The nature of connection between neighborhood and developer should depend on what the development is.

Alderman Zaffron said that the infrastructure is not currently there to support safe bike/pedestrian access over the long term. It is reasonable to think that it will be half a decade for a substantial change on ground. Place infrastructure on the ground to present future boards with flexibility to meet changing conditions. We have already spent money on right-of-way.

Alderman Haven-O'Donnell said that there is a sense that the connectivity process is fragile but she does not think so.

Alderman Zaffron said the language in the ordinance is clear and allows for flexibility. The record indicates that in many instances, the application of the policy has been massaged to meet specific needs of the circumstances and conditions.

Alderman Coleman said there is a serious environmental cost to laying asphalt and tearing it up and disposing of it in a few years. Where will our waste go? It is a facet to take very seriously when we think about the value of a connection that will last only a few years unless we have a very compelling reason to make that connection at this time.

Alderman Herrera said we need to go by the book and it does not connect to anything we want it to connect to today. He would like to support the neighbors' decision and go to phase two with traffic calming devices for the safety of neighbors.

Alderman Zaffron wanted to clarify that we instruct staff to put structure on the ground and erect bollards to allow for emergency vehicle access and pedestrian/bike access.

Alderman Broun said that she has relationships with three people in the neighborhood. She cannot support the expectation that there will never be a connector. She supports Alderman Herrera's idea to build the original design with bollards. The reason why the development was approved is because of that egress. When you see something on a CUP there is an expectation and when you fumble with it there is difficulty in the future. We need to abide by what we put down if we vote for it. At a minimum, we need bike path and emergency vehicles to get where they need to get.

Alderman Zaffron said that when we attach conditions to conditional use permits there are strong reasons behind them. The expectation issue is important and suggested that in addition to the bollards, appropriate signage be placed that ultimately it will be a vehicular connection so folks understand what conditions were going in

Mayor Chilton suggested that the sign state: "temporarily closed to motor vehicles".

Jacquelyn Gist said that the original CUP was 10 years ago and a lot has happened that we did not foresee before. The increase in proposed downtown development has changed and pressure on an individual neighborhood has increased.

Alderman Broun stated that she would not support changing the conditional use permit.

Alderman Herrera said he is concerned about abandoned property and the safety of everyone. What is our legal recourse/liability? Can we ask the owner of the property to upgrade?

Mike Brough said there are different recourses depending on the circumstances but the mere fact that the property is vacant does not give remedies or rights.

Alderman Broun said she is concerned about erosion on the bank on the other side of bridge and creek area, the hilly area with all the kudzu by Brewer Lane and that neighborhood. She asked if the town could look at that. She also asked if animal control could do a vermin check.

Alderman Haven-O'Donnell stated that she was concerned that because there is so much bicycle/pedestrian traffic to Frank Porter Graham and Roberson Place neighborhood, the signage could be more protective and needs to be more clearly delineated.

Alderman Gist asked for the current status on landscape issue on the bike path.

Mr. Stewart stated that the town never had plans to do landscaping. There is no right of way. We were barely able to fit in the bike path and the bridge. Paul Hellwig, landscape supervisor, is working on a landscape plan with someone in homeowners association.

Anne Aylward, the Property Manager and resident of Roberson Place, addressed the Board. She said that she met with George Seiz and Dale McKeel before the bike path was put in to discuss the plans. She wanted to be very clear about what was up and they showed her pictures. They took out 50 trees by the bridge. She said that she was advised that things would be put back the way they were and that they were surprised when they did a walk-through afterwards and were told that they would not be given any money for the 50 trees and they did not expect to have to buy them. She met with Paul Helwig and was told that trees cost about \$75 each.

Mayor Chilton asked that the town staff present a report on the landscaping at the December 5th meeting.

MOTION WAS MADE BY JOHN HERRERA AND SECONDED BY JOAL HALL BROUN TO PROCEED WITH THE CONNECTION, THAT FLEXIBLE BOLLARDS BE INSTALLED, THAT STAFF PROCEED WITH IMPLEMENTING PHASE TWO TRAFFIC CALMING, AND THAT A SIGN BE INSTALLED SAYING "ROAD TEMPORARILY CLOSED TO MOTOR VEHICLES." VOTE: AFFIRMATIVE ALL

TRAFFIC CALMING REQUEST FROM SPRING VALLEY NEIGHBORHOOD

Residents of the Spring Valley neighborhood have submitted a petition under the Town's Residential Traffic Management Plan requesting three-way stops at two intersections. Town staff has collected data and evaluated traffic conditions and recommends that a three-way stop be installed at one of the intersections. A town code amendment has been prepared for the Board's adoption.

Dale McKeel addressed the Board.

Alderman Broun stated that she lives at 107 Creekview and her husband signed the petition.

Dixon Phillips, president of the homeowners association, addressed the Board and thanked staff for their attention to the petition. He stated that the sloping on Waterside is a threat when kids come down on their bikes/scooters. Speeds are under the speed limit but if you are going the speed limit, you are going too fast. The streets are narrow and were originally built as private streets.

Laura Case, a resident of 203 Waterside Drive, said she does not have kids but thinks it is very dangerous and wants a stop sign. It is downhill and drivers do not stop.

Ken Thorn, a resident of 100 Waterside Drive, addressed the Board. He stated that he has a good observation of that intersection and sees at least 5-10 kids playing there every day. It is downhill towards Waterside and when balls get loose, they roll into Waterside Drive and kids run into the street. He stated that he is concerned about children. We are not impeding traffic to any other community – it only affects our community and he asked that the Board approve both stop signs.

Mayor Chilton asked why the staff did not recommend placing a 3-way stop at the southern intersection.

Dale McKeel said it does not meet the town's criteria for traffic calming. Based on the criteria in the manual, it looked like we were on solid ground to recommend the northern intersection. The manual says stop signs are not to be used for traffic calming.

Alderman Broun stated that she would endorse the second stop sign. There is a tremendous amount of bicycle traffic for people coming to the neighborhood and riding their mountain bikes along Bolin Creek.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY ALEX ZAFFRON TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING CHAPTER 6 OF THE CARRBORO TOWN CODE TO INSTITUTE A THREE-WAY STOP AT THE SOUTHERN AND NORTHERN INTERSECTIONS OF CREEKVIEW CIRCLE AND WATERSIDE DRIVE." VOTE: AFFIRMATIVE ALL

[Aldermen Gist and Zaffron left the meeting.]

SPEAKER FROM THE FLOOR

Sally Gurner, a resident of Chapel Hill and one of the founders of ACE (Alliance for Community Economics) addressed the Board. She presented a book written by Michael Shuman entitled, "Small Mart Revolution." She stated that she had looked over the town's economic development report and feels it is quite wonderful. She encouraged the Board to build from within. Long-term vitality will do better in that sense. Carrboro has a huge creative class and you should be able to develop a lot from that.

Mayor Chilton said that the Board is planning its January retreat and our economic development strategy will be a key item discussed, so the planning committee will consider Mr. Shuman's book.

REVIEW OF THE RECREATION AND PARKS COMPREHENSIVE MASTER PLAN

The purpose of this agenda item was for the Board to revisit the Recreation and Parks Comprehensive Master Plan. The proposed plan was presented on June 13, 2006. During that presentation, the Board asked the consultant to make some changes to the draft plan. Jon Wood of HadenStanziale will make this presentation.

Jon Wood, with HadenStanziale, addressed the Board.

Mayor Chilton thanked Mr. Wood and the Recreation and Parks staff.

Alderman Coleman asked about the connection from Eubanks through Twin Creeks Park to Lake Hogan and if people in Fox Meadow, east of there, are still connected.

Jon Wood said they both end up coming through Twin Creeks.

Alderman Haven O'Donnell asked about containers for doggie litter bags. Chapel Hill has them on several of their trails.

Jon Wood said an item like that is fairly simple and can be added.

Alderman Haven O'Donnell asked if there will be any discussion of invasives put into this document.

Mr. Stewart stated that would require a higher level of planning.

Mayor Chilton said they will be reviewing this in a year or two when considering the management plan for Adams Tract.

Alderman Broun encouraged the Board to think about how to engage our children in athletics, especially 11-13 year olds. It is helpful in preventing gangs if they have a place to go. It is cost effective and athletics is a way to engage them. She asked that this be kept in mind at budget time.

Alderman Herrera thanked staff for getting translation equipment and said it is a great tool for outreach. He asked how many sets there are and where to go to pick them up.

Mr. Stewart said they are for town meetings. They are talking with Chicle about translation services. They are not available to just anyone. It would have to be a town-sponsored event.

Alderman Haven-O'Donnell thanked Anita and staff and folks on the Commission for their patience.

The following resolution was introduced by Alderman Dan Coleman and duly seconded by Alderman Joal Hall Broun.

A RESOLUTION APPROVING THE RECREATION AND PARKS COMPREHENSIVE MASTER PLAN
Resolution No.46/2006-07

WHEREAS, the Recreation and Parks Department has requested that the Mayor and Board of Aldermen review and approve the Recreation and Park Comprehensive Master Plan.

WHEREAS, the Mayor and Board of Aldermen reviewed the master plan

NOW, THEREFORE, THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF CARRBORO
RESOLVE

Section 1. The Board hereby approves the Recreation and Parks Comprehensive Master Plan.

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 21st day of November, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Randee Haven-O'Donnell, John Herrera,

Noes: None

Absent or Excused: Jacquelyn Gist, Alex Zaffron

REQUEST TO SET A PUBLIC HEARING ON A LAND USE ORDINANCE TEXT AMENDMENT TO REVISE PROVISIONS RELATED TO CHILD DAY CARE HOMES AND FACILITIES

The Town has received a request to amend the text of the Land Use Ordinance to revise several current restrictions on small child day care homes. The Carrboro Childcare Study Committee presented a report on child day care homes and facilities in the Carrboro area and the need for additional child day care spaces. The Committee recommended several changes to the LUO, which are described below. A draft ordinance that responds to the committee request and proposes revised definitions has been prepared. A resolution that sets a public hearing for January 23, 2007 is recommended for the Board’s adoption.

The following resolution was introduced by Alderman Joal Broun and duly seconded by Alderman John Herrera.

**A RESOLUTION SPECIFYING FOLLOW-UP TO A COMMITTEE RECOMMENDATION TO MODIFY LUO PROVISIONS RELATED TO CHILD DAY CARE HOMES AND FACILITIES
Resolution No. 77/2006-07**

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 sets a public hearing for January 23, 2007 to review a draft ordinance, and refers the draft ordinance to the Carrboro Planning Board and Orange County Board of Commissioners for consideration and recommendation prior to the public hearing date; and

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:

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

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 21st day of November, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Randee Haven-O’Donnell, John Herrera, Jacquelyn Gist, Alex Zaffron

Noes: None

Absent or Excused: None

HOUSE AT 120 WEST MAIN STREET

Alderman Herrera said that there is a house next to Auto Logic that is falling apart and is an eyesore. It is a public safety hazard Can we tear it down or fix it?

Mr. Stewart stated that the town staff would look into it.

FIT COMMUNITY PROGRAM

Alderman Coleman asked about the Fit Community Program that was mentioned in a letter from Ellie Kinnaird Do we initiate participation in this?

Mr. Stewart said that the first time he heard about was when he read the letter from Ellie Kinnaird and he needs more details.

REALLOCATION OF FUNDS FOR THE ESTES DRIVE BIKE PATH

Mayor Chilton said the TAB pointed out that the state allocated \$650,000 for the Seawell School Bike Lane project but it is estimated to cost \$2 million to build. It was suggested that a widened shoulder bike facility be added to Estes Dr. Extension instead, and the state estimates this to be a \$500,000 project. Carrboro and Chapel Hill both have to request that change. He asked that the Board consider this matter at the December 5th meeting. and he is hoping to have this as an agenda item for Dec. 5th He stated that he, Heidi Perry and a Chapel Hill resident addressed the Chapel Hill Town Council and they will discuss this matter on December 4th.

MOTION WAS MADE BY JOAL BROUN AND SECONDED BY JOHN HERRERA TO ADJOURN THE MEETING AT 10:02 PM. VOTE: AFFIRMATIVE ALL

Mayor

Deputy Town Clerk