A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, January 15, 2008 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor Mark Chilton
Aldermen Joal Hall Broun
Dan Coleman

Dan Coleman Jacquelyn Gist John Herrera

Randee Haven-O'Donnell

Lydia Lavelle

Town Manager Steven E. Stewart
Town Attorney Michael B. Brough
Town Clerk Sarah C. Williamson

CODE RED SYSTEM

Mayor Chilton announced that Carrboro along with sister local governments in Orange County are participating in a reverse 911 system called Code Red. If citizens have not received a message from Code Red, citizens need to sign up and can do so by going to the town's website.

REQUEST FOR AN AMENDMENT TO THE ANIMAL CONTROL ORDINANCE

Susan Simone requested that the Board consider amending the town's animal control ordinance to prohibit noisy fowl, including roosters, ducks, gees or other such birds or fowl that by loud and habitual crowing, quacking or honking or in any other manner constitute a public nuisance.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY JOHN HERRERA TO REFER THIS REQUEST TO THE TOWN STAFF FOR CONSIDERATION. VOTE: AFFIRMATIVE ALL

CHARGES ISSUED

The Town Clerk issued charges to the following recently appointed advisory board members:

Gary Kramling – Economic Sustainability Commission Kevin Fuerst and Shirlene Parker – Recreation and Parks Commission

INTRODUCTION OF NEW STAFF MEMBER

Mr. Stewart introduced Randy Dodd, the town's new Environmental Planner.

APPROVAL OF MINUTES OF PREVIOUS MEETING

MOTION WAS MADE BY DAN COLEMAN AND SECONDED BY JOAL HALL BROUN TO APPROVE THE DECEMBER 4, 2007 MINUTES. VOTE: AFFIRMATIVE ALL

<u>CLEAN WATER MANAGEMENT TRUST FUND MINI GRANT PROJECT RESULTS AND 319</u> GRANT APPLICATION FOR WATERSHED RESTORATION

In January 2007, the Board of Aldermen approved a grant application for Clean Water Management Trust Fund support of a geomorphic analysis of Bolin Creek. The study has been successfully completed. The purpose of this agenda item was to summarize key findings of the study and the recommendation that staff cooperate with Chapel Hill to submit a grant proposal to secure funding for ongoing watershed restoration efforts. The town staff recommended that the Board of Aldermen adopt a resolution authorizing the Town Manager to enter into a Memorandum of Agreement with Chapel Hill to submit the application that has been prepared.

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

A RESOLUTION SUPPORTING A GRANT APPLICATION UNDER SECTION 319 OF THE CLEAN WATER ACT Resolution No. 85/2007-08

WHEREAS, the Town of Carrboro is an active participant in the Bolin Creek Watershed Restoration Team, and;

WHEREAS, the Town has been pursuing watershed restoration opportunities for many years, and;

WHEREAS, the Town submitted a grant application to the CWMTF to identify restoration opportunities, and is committed to pursuing the highest priority opportunities identified by the BCWRT and to restoration efforts which will take many years, and;

WHEREAS, the Town of Chapel Hill has agreed to submit a grant application to North Carolina Department of Environment and Natural Resources under Section 319 of the Clean Water Act, and invited the Town of Carrboro to participate in the submittal via a Memorandum of Agreement.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen approve Town staff entering into a Memorandum of Agreement with Chapel Hill for participation in the submission of this grant application:

BE IT FURTHER RESOLVED by the Board of Aldermen that staff continue to work with the BCWRT to identify watershed restoration opportunities in the Bolin Creek Watershed

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 15th day of January 2008:

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

Noes: None

Absent or Excused: None

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO SIGN A STATEMENT OF UNDERSTANDING WITH THE ORANGE COUNTY CHAPTER OF THE AMERICAN RED CROSS TO ALLOW THE CENTURY CENTER TO BE USED AS AN EMERGENCY SHELTER

The purpose of this agenda item was to authorize the Town of Carrboro to work jointly with the Orange County Chapter of the American Red Cross in opening the Century Center as an emergency shelter during times of extreme need. The town staff recommended that the Board of Aldermen adopt a resolution authorizing the Town Manager to sign the Statement of Understanding.

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

A RESOLUTION AUTHORIZING THE TOWN MANAGER
TO SIGN THE STATEMENT OF UNDERSTANDING
BETWEEN THE TOWN OF CARRBORO AND THE
ORANGE COUNTY CHAPTER OF THE AMERICAN RED CROSS
Resolution No. 75/2007-08

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

Section 1. The Town Manager is hereby authorized to sign the Statement of Understanding between the Town of Carrboro and the Orange County Chapter of the American Red Cross to allow the Century Center to be used as an emergency shelter.

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 15th day of January 2008:

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

Lydia Lavelle

Noes: None

Absent or Excused: None

TOWN CODE AMENDMENT PROHIBITING TREE REMOVAL AND CLEARING ON TOWN PROPERTY

Staff has identified a gap in the current town code provisions dealing with Town property. An ordinance amending the code to clarify the prohibition of tree removal and other land clearing activities on Town property was presented for the Board's adoption.

MOTION WAS MADE BY DAN COLEMAN AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING CHAPTER 14 OF THE TOWN CODE TO CLARIFY THAT NO PERSON MAY REMOVE TREES OR SHRUBS FROM TOWN PROPERTY WITHOUT THE EXPRESS PERMISSION OF THE TOWN, AMENDED TO DELETE THE FOLLOWING LANGUAGE FROM SECTION 12-16(B): 'OR OTHERWISE REMOVING OBSTRUCTIONS FROM'." VOTE: AFFIRMATIVE ALL

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A REQUEST TO SET A PUBLIC HEARING FOR THE TEMPORARY STREET CLOSING PERMIT APPLICATION FOR THE CARRBORO CLASSIC ENDURANCE SPORTS FESTIVAL

The purpose of this agenda item was to set a public hearing for a <u>Street Closing Permit Application</u> submitted by Endurance Magazine for the temporary closing and usage of streets from 8:00 am to 11:30 am on Sunday, April 6, 2008 to accommodate the *Carrboro Classic Endurance Sports Festival*.

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

A RESOLUTION SETTING A PUBLIC HEARING ON A TEMPORARY STREET CLOSING REQUEST Resolution No. 73/2007-08

BE IT RESOLVED by the Board of Aldermen of the Town of Carrboro that January 22, 2008 at 7:30 PM is hereby set as the date for a public hearing on a request by Endurance Magazine to temporarily close and use the following streets on Saturday, April 6, 2008 from 8:00 AM to 11:30 AM for the Carrboro Classic Endurance Sports Festival event:

Running Portion

- 1. Hillsborough Road from McDougle School rear service road to Lorraine Street
- 2. Lorraine Street from Hillsborough Road to James Street
- 3. James Street from Lorraine Street to Quail Roost Drive
- 4. Quail Roost Drive from James Street to McDougal School property

Biking Portion

- 5. Old Fayetteville Road from McDougal School entrance to Hillsborough Road
- 6. Hillsborough Road from Old Fayetteville Road to city limits (and continuing into county)

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 15th day of January 2008:

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

Lydia Lavelle

Noes: None

Absent or Excused: None

CERTIFICATION OF CARRBORO FIRE-RESCUE DEPARTMENT ROSTER

North Carolina General Statute 58-86-25 requires all certified fire departments to annually submit a complete roster of its qualified fire personnel to the North Carolina Firemen's Pension Fund. The roster must be signed by a representative of the Department's governing body. The Town staff recommended that the Board of Aldermen adopt a resolution authorizing the Mayor to sign the certification.

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

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE ANNUAL CERTIFICATION OF FIREMEN Resolution No. 76/2007-08

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

Section 1. The Mayor is hereby authorized to sign the 2007 Annual Certification of Firemen.

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 15th day of January 2008:

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

Lydia Lavelle

Noes: None

Absent or Excused: None

A REQUEST TO AUTHORIZE THE WAIVER OF THE BIDDING PROCEDURES AND PURCHASE OF AN AERIAL FIRE TRUCK

The purpose of this agenda item was to authorize the purchase of an aerial fire truck for the Fire - Rescue department. The Board was requested to allow the Town to waive the formal bidding procedures using the streamlined piggybacking procedures allowed by the General Statutes 143-129(g).

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

A RESOLUTION AUTHORIZING THE WAIVER OF THE BIDDING PROCEDURES AND PURCHASE OF AN AERIAL FIRE TRUCK Resolution No. 78/2007-08

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 an aerial fire truck from Sutphen Corporation in the amount of \$911,854.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 15th day of January 2008:

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

Lydia Lavelle

Noes: None

Absent or Excused: None

A REQUEST TO AUTHORIZE THE PURCHASE OF A SOLID WASTE TRUCK AND DECLARING A 2000 CRANE CARRIER/ LOADMASTER AS SURPLUS PROPERTY FOR THE PURPOSE OF A TRADE-IN

The purpose of this agenda item was to authorize the purchase of a 2008 Condor Chassis/Labrie Body solid waste truck for the Public Works department. The Board was also requested to declare the 2000 Crane Carrier/Loadmaster currently owned by the Town as surplus property and to authorize the use of this as a trade-in for the new solid waste truck purchase.

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

A RESOLUTION DECLARING A 2000 CRANE CARRIER/LOADMASTER AS SURPLUS PROPERTY AND AUTHORIZING THE PURCHASE OF A 2008 CONDOR CHASSIS/LABRIE BODY SOLID WASTE TRUCK Resolution No. 84/2007-08

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

Section 1: The Board of Aldermen hereby declares the 2000 Crane Carrier/Loadmaster as surplus property to be used as a trade-in.

Section 2: The Board of Aldermen authorizes the purchase of a 2008 Condor Chassis/Labrie Body solid waste truck from Amick Equipment Company in the amount of \$233,371.

 1 Solid Waste Truck
 \$249,371

 Trade-in allowance
 \$ 16,000

 Total
 \$ 233,371

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 15th day of January 2008:

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

Lydia Lavelle

Noes: None

Absent or Excused: None

APPROVAL OF THE ANNUAL BOARD PLANNING RETREAT AGENDA

The purpose of this agenda item was to approve the agenda for the annual Board of Aldermen Planning Retreat to be held at OWASA on January 27th and 28th.

MOTION WAS MADE BY DAN COLEMAN AND SECONDED BY JACQUELYN GIST TO CHANGE THE TOPIC FOR THE MONDAY DISCUSSION FROM THE NORTHERN STUDY AREA POLICY RECOMMENDATIONS TO DOWNTOWN PARKING. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (BROUN)

The following resolution was introduced by Alderman Joal Hall Broun and duly seconded by Alderman Randee Haven-O'Donnell.

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A RESOLUTION APPROVING AN AGENDA FOR THE 2008 BOARD OF ALDERMEN PLANNING RETREAT

Resolution No. 86/2007-08

WHEREAS the Board of Aldermen determined that their annual retreat is to be held on January 27th and 28th at OWASA; and

WHEREAS Alderman Hall-Broun and Alderman Haven-O'Donnell have worked with staff and the facilitator to create this draft agenda; and

WHEREAS any further discussion and changes have been made at this meeting.

NOW THEREFORE BE IT RESOLVED that the Board of Aldermen of the Town of Carrboro do hereby approve the agenda for their annual retreat, as amended to change the Monday discussion from Northern Study Area Policy Recommendations to Downtown Parking.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 15th day of January 2008:

Ayes: Mark Chilton, Randee Haven-O'Donnell, Jacquelyn Gist, John Herrera, Lydia Lavelle

Noes: Dan Coleman

Absent or Excused: None

Alderman Coleman asked for an overview of the current parking situation and implications of zoning. Alderman Haven-O'Donnell asked for a copy of the downtown traffic study.

PRESENTATION OF THE AUDIT REPORT FOR FISCAL YEAR ENDING JUNE 30, 2007 AND CHANGES IN AUDITING STANDARDS (NO. 104-111): "THE RISK ASSESSMENT SUITE OF STANDARDS"

The presentation tonight allowed the Board to receive the audit report and allows for LaVonne Montague, CPA, of Dixon Hughes, PLLC, who oversees the town's audit, to present the report and to discuss recent auditing changes that will become effective June 2008 and what those changes mean to the Town.

LaVonne Montague made the presentation.

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

A RESOLUTION ACCEPTING THE 2006-07 AUDIT REPORT AND PRESENTATION OF CHANGES IN AUDITING STANDARDS Resolution No. 74/2007-08

WHEREAS, the Carrboro Board of Aldermen have received the annual 2006-07 Audit Report; and

WHEREAS, the Aldermen were informed by the Town's auditors, Dixon Hughes, PLLC that the Town's financial statements are free of material misstatement and that the audit tests conducted by the firm did not

uncover any material weaknesses or any internal control deficiencies that are required to be reported under Government Auditing Standards;

WHEREAS, the Aldermen are informed about changes in auditing standards and changes in the content of management letters and other such communications about internal controls that may come forward in future years;

WHEREAS, the audit standard changes are designed with the intent of improving internal controls and financial processes to accurately and adequately reflect the financial statements and condition of the Town.

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

Section 1: Accept the 2006-07 Audit Report;

Section 2: Receive an overview of changes in auditing standards and generally understand the purpose and impact of such changes.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 15th day of January 2008:

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

Lydia Lavelle

Noes: None

Absent or Excused: None

OWASA WATER AND SEWER MASTER PLAN UPDATE

The purpose of this item was for OWASA planning staff to allow the Board of Aldermen to review the 2007 update to the 2001 *Comprehensive Water and Sewer Master Plan*. The ongoing drought makes this particularly important.

Ed Holland, Director of Planning for OWASA, recognized William Stott and Braxton Foushee, the town's OWASA representatives, and Ed Kerwin, the OWASA Executive Director.

Mr. Holland made the presentation.

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

A RESOLUTION APPROVING THE REPORT AND UPDATE ON THE OWASA WATER AND SEWER MASTER PLAN Resolution No. 79/2007-08

WHEREAS the Board of Aldermen request periodic updates on any changes to OWASA's water and sewer master plan, and

WHEREAS the Board of Aldermen requested at their October 2, 2007, meeting to get an update particularly on long-range water use projections,

WHEREAS the current, ongoing drought makes a full understanding of water resource issues necessary, and

WHEREAS the staff of OWASA have been happy, whenever requested, to provide whatever updates and information the Board of Aldermen requests,

NOW THEREFORE BE IT RESOLVED that the Board of Aldermen of the Town of Carrboro do hereby accept the report given to them at this meeting.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 15th day of January 2008:

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

Lydia Lavelle

Noes: None

Absent or Excused: None

DISCUSSION OF POTENTIAL ARTIFICIAL TURF FOR SMITH SOCCER FIELDS

The Board was asked to consider several requests made by Orange County staff concerning resurfacing of the Smith Soccer Fields to artificial turf. This is a project that the County is interested in pursuing. Prior to making the decision to move forward with the project, County officials are seeking approval on several ways in which the Town of Carrboro can contribute to the project.

Anita Jones-McNair, the town's Recreation and Parks Director, made the presentation.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY RANDEE HAVEN-O'DONNELL TO REFER THIS MATTER BACK TO THE TOWN STAFF TO PREPARE FINANCIAL PROJECTIONS AS WELL AS A REPORT ON AVAILABLE SOCCER FIELDS, RENTAL FEES PAID BY GROUPS AND THE TIME USED. VOTE: AFFIRMATIVE SIX, NEGATIVE ONE (GIST)

MINOR MODIFICATION FOR THE CLAREMONT AIS CONDITIONAL USE PERMIT

Zinn Design/Build, developer of the 79 unit Claremont Architecturally Integrated Subdivision (AIS), located along Homestead Road, has submitted an application for a *Minor Modification* to the Conditional Use Permit issued for the AIS on November 22, 2005. Town staff requested that the Board review, deliberate and make a decision on the application.

Phil Post made the presentation.

Adam Zinn stated that he feels the request is a minor change and is not a housing diversity issue.

MOTION WAS MADE BY JOHN HERRERA AND SECONDED BY JOAL HALL BROUN TO TABLE THE REQUEST. VOTE: AFFIRMATIVE ALL

FOLLOW UP REPORT ON REMAINING RTS REPORT RECOMMENDATIONS

The purpose of this item was to provide the Board of Aldermen with the second follow-up report on the final three of seven selected recommendations made by RTS Inc. in their September 2006 report entitled "Creating Carrboro's Economic Future".

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

The following resolution was introduced by Alderman Randee Haven-O'Donnell and duly seconded by Alderman John Herrera.

A RESOLUTION ACCEPTING THE FOLLOW-UP REPORT ON THE REMAINING THREE OF SEVEN SELECTED RECOMMENDATIONS REFERRED TO THE PLANNING DEPARTMENT MADE BY RTS INC. IN THEIR SEPTEMBER-2006 REPORT ENTITLED "CREATING CARRBORO'S ECONOMIC FUTURE"

Resolution No. 82/2007-08

WHEREAS, the Carrboro Board of Aldermen as part of their 2007 Annual Retreat considered the recommendations made by the September 2006 RTS Inc. report entitled "Creating Carrboro's Economic Future"

WHEREAS, the Carrboro the Board of Aldermen requested a follow-up report from the planning staff addressing seven recommendation made by RTS on pages 48 and 49 of the report entitled "Creating Carrboro's Economic Future":

WHEREAS, the first in a series of two follow-up reports addressing four of seven recommendations was presented on June 12, 2007 by the Planning Staff and whereas this January 15, 2008 report addresses the remaining three recommendations.

NOW THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the follow-up report presented on January 15, 2008 on the last three of seven selected recommendations referred to the planning department by RTS Inc. in their September-2006 report entitled "Creating Carrboro's Economic Future" is hereby accepted.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 15th day of January 2008:

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

Noes: None

Absent or Excused: None

BOARD OF ALDERMEN COMMITTEE ASSIGNMENTS

The following resolution was introduced by Alderman John Herrera and duly seconded by Alderman Jacquelyn Gist.

A RESOLUTION MAKING BOARD OF ALDERMEN COMMITTEE ASSIGNMENTS Resolution No. 83/2007-08

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

Section 1. The following committee assignments are hereby made:

| Committee | Member(s) Assigned |
|--|------------------------|
| BOARD OF ADJUSTMENT LIAISON | Joal Hall Broun |
| PLANNING BOARD LIAISON | Lydia Lavelle |
| APPEARANCE COMMISSION/NPDC LIAISON | Jacquie Gist |
| TRANSPORTATION ADVISORY BOARD LIAISON | Joal Hall Broun |
| RECREATION & PARK COMMISSION LIAISON | Lydia Lavelle |
| HUMAN SERVICES COMMISSION LIAISON | Joal Hall Broun |
| ECONOMIC SUSTAINABILITY COMMISSION LIAISON | Dan Coleman |
| ENVIRONMENTAL ADVISORY BOARD LIAISON | Randee Haven-O'Donnell |
| ARTS COMMITTEE LIAISON | Jacquie Gist |
| ORANGE COUNTY ECONOMIC DEVELOPMENT | Randee Haven-O'Donnell |
| COMMISSION | |
| Triangle J COG | John Herrera |
| TRANSPORTATION ADVISORY COMMITTEE (TAC) | |
| DELEGATE | Mark Chilton |
| Alternate | Lydia Lavelle |
| ANIMAL CONTROL BOARD OF APPEALS | |
| Member | Lydia Lavelle |
| Alternate | Mark Chilton |
| INTERGOVERNMENTAL PARKS WORK GROUP | |
| MEMBER | Joal Hall Broun |
| MEMBER | Randee Haven-O'Donnell |
| N.C. METROPOLITAN COALITION | Mark Chilton |
| ORANGE COMMUNITY HOUSING AND LAND TRUST | Jacquelyn Gist |
| HOME Program Review Committee | |
| Member | John Herrera |
| Alternate | Dan Coleman |
| Transit Partners Work Group | Dan Coleman |
| | Lydia Lavelle |
| SIDEWALK REVIEW COMMITTEE | |
| BOARD OF ALDERMEN MEMBER | Jacquelyn Gist |
| BOARD OF ALDERMEN MEMBER | Joal Hall Broun |
| ORANGE COUNTY LIBRARY SERVICES TASK FORCE | Randee Haven-O'Donnell |
| TEN YEAR PLAN TO END HOMELESSNESS | Jacquelyn Gist |

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 15th day of January 2008:

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

Lydia Lavelle

Noes: None

Absent or Excused: None

BROCKWELL PROPERTY APPEAL TO THE BOARD OF ADJUSTMENT

Mike Brough asked for the Board's authorization to retain the services of an outside attorney to represent the town staff in a case coming before the Board of Adjustment later this month involving the Brockwell property. He stated that his firm would be representing the Board of Adjustment.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY JOHN HERRERA TO AUTHORIZE THE TOWN ATTORNEY TO ENGAGE THE SERVICES OF AN OUTSIDE ATTORNEY TO REPRESENT THE TOWN STAFF IN THE BROCKWELL MATTER. VOTE: AFFIRMATIVE ALL

TOWN OF CARRBORO V. KILLE

Mayor Chilton asked the Board if there was any interest in delaying enforcement of the summary judgment against Marilyn Kille while a land use ordinance text amendment to allow accessory residential units in the watershed zone is considered.

The Board indicated no interest in delaying enforcement of the summary judgment while the land use ordinance text amendment is considered.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADJOURN THE MEETING AT 10:27 P.M. VOTE: AFFIRMATIVE ALL

Mayor

Town Clerk

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