A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, April 1, 2008 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
	Lydia Lavelle
Town Manager	Steven E. Stewart
Town Attorney	Michael B. Brough
Town Clerk	Sarah C. Williamson
Absent:	

Aldermen

John Herrera Randee Haven-O'Donnell

## PROCLAMATION ISSUED

Mayor Chilton read a proclamation proclaiming April as Sexual Assault Awareness Month.

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## APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO APPROVE THE MARCH 18 AND 25, 2008 MINUTES: VOTE: AFFIRMATIVE FIVE, ABSENT TWO (HERRERA, HAVEN-O'DONNELL)

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## A REQUEST TO APPROVE A BUDGET AMENDMENT

The Board was requested to approve a budget amendment to establish a project budget for the reconstruction of Weaver Street. The Town is beginning to incur small costs associated with review of this project effort. A project budget reflecting what was approved in the Capital Improvement Plan in November 2007 needs to be established to capture all costs associated with this effort.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'2007-08 BUDGET ORDINANCE." VOTE: AFFIRMATIVE FIVE, ABSENT TWO (HERRERA, HAVEN-O'DONNELL)

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## TOWN CODE AMENDMENT RELATED TO THE ARTS COMMITTEE MEMBERSHIP

The Carrboro Arts Committee requested that the Board of Aldermen amend the Town Code related the Arts Committee to designate one seat on the Committee for an ArtsCenter representative. The Board was requested to adopt an ordinance making this change.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE TOWN CODE TO PROVIDE THAT ONE OF THE MEMBERS OF THE ARTS COMMITTEE SHALL BE A PERSON DESIGNATED BY THE

# EXECUTIVE DIRECTOR OF THE CARRBORO ARTS CENTER." VOTE: AFFIRMATIVE FIVE, ABSENT TWO (HERRERA, HAVEN-O'DONNELL)

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## A RESOLUTION SUPPORTING SMITHFIELD FOODS WORKERS' RIGHTS

The purpose of this item was for the Board of Aldermen to consider adopting a resolution supporting Smithfield Foods workers' rights.

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

### A RESOLUTION SUPPORTING SMITHFIELD FOODS WORKERS' RIGHTS Resolution No. 124/2007-08

WHEREAS, the Town of Carrboro is committed to the right of all workers to have dignity in their lives, safe conditions at work, a living wage, and health benefits, and supports responsible employers who follow the law and treat their workers fairly; and

WHEREAS, the factory farming industry is known for its poor treatment of workers, disregard of workers' rights, environmental pollution, dubious product quality, and horrendous treatment of animals; and

WHEREAS, Smithfield Foods is the largest pork producer and processor in the world and the largest turkey processor and fifth largest beef processor in the U.S.; and

WHEREAS, the largest of Smithfield's facilities is in Tar Heel, North Carolina, where approximately 5,500 workers slaughter and process 32,000 hogs a day; and

WHEREAS, Smithfield Foods has created an environment of intimidation, racial tension, fear and sometimes, violence, for workers who desperately want a voice on the job. The company in Tar Heel, N.C., has been found liable by the National Labor Relations Board of physically assaulting workers, threatening bodily harm, and causing the false arrest of workers for exercising their legal rights; and

WHEREAS, the right to form trade unions has been recognized as a human right under the UN's Universal Declaration of Human Rights, yet it has been repeatedly ignored by Smithfield Foods. From the first attempt to organize in 1993 through today, Smithfield has met workers' attempts to organize with tactics that include racism, violence, and intimidation.

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

Section 1. The Town of Carrboro supports the workers at the Smithfield processing plant in Tar Heel, North Carolina in their struggle for dignity, fair wages and safe working conditions, and their right to organize into a union.

Section 2. The Town of Carrboro encourages markets within the town to consider suspending their purchases of any Smithfield products until such time as these critical issues are resolved, and

Section 3. Members of the Carrboro Board of Aldermen will refrain from purchasing or consuming Smithfield Foods' products until such time as these critical issues are resolved.

Section 4. The Town Clerk is hereby requested to forward a copy of this resolution to Chairman Joseph Luter and CEO Larry Pope, Smithfield Foods, Inc. and the United Food and Commercial Workers International Union on behalf of the Board of Aldermen.

Section 5. 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 1st day of April 2008:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, Lydia Lavelle

Noes: None

Absent or Excused: John Herrera, Randee Haven-O'Donnell

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## REQUEST TO THE CANCEL MAY 6<sup>TH</sup> BOARD MEETING

The Mayor and Board of Aldermen are asked to cancel the regular May 6, 2008 meeting of the Board of Aldermen due to that date being Primary Election Day.

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

### A RESOLUTION CANCELLING THE MAY 6, 2008 MEETING OF THE BOARD OF ALDERMEN Resolution No. 122/2007-08

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

Section 1. The Board of Aldermen hereby cancels its regular meeting scheduled for May 6, 2008.

Section 2. This resolution shall become effective upon adoption.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 1st day of April 2008:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, Lydia Lavelle

Noes: None

Absent or Excused: John Herrera, Randee Haven-O'Donnell

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## A REQUEST TO APPROVE A BUDGET AMENDMENT

A budget amendment was required to recognize a grant that will be awarded from North Carolina Department of Justice for the Police Department to purchase a live scan fingerprint system. The total cost for the purchase of this system is \$37,908, of which \$23,780 is funded by the grant and \$14,200 is funded with seized funds.

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING FY'2007-08 BUDGET ORDINANCE." VOTE: AFFIRMATIVE FIVE, ABSENT TWO (HERRERA, HAVEN-O'DONNELL)

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## MONTHLY OWASA DROUGHT UPDATE

The purpose of this agenda item was for OWASA staff to give the Board of Aldermen a brief update on the status of our water supply during the ongoing drought.

Ed Kerwin, Executive Director or the Orange Water and Sewer Authority, stated that we are at 61% of our capacity, but that this is still an unprecedented low level for this time of year. We remain in a Stage 3 Shortage, but the OWASA board will discuss the current situation on April 10<sup>th</sup> to determine whether to step that down. He thanked the citizens of the community for meeting the 20% reduction goal under Stage 3.

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## <u>REPORT FROM THE FIRE-RESCUE DEPARTMENT ON FUTURE FIRE PROTECTION</u> <u>MEASURES</u>

Due to the number of fires that have occurred recently within the Town of Carrboro, the Carrboro Fire-Rescue Department proposes several enhancements to the Town Code. This is an effort to reduce the number of fires that have greatly impacted the safety of all citizens and town emergency responders. These recommendations target the specific problems that have killed 7 citizens from the 29 major incidents that have occurred since 1975.

Travis Crabtree, the town's Fire Chief, made the presentation. He made the following recommendations:

- 1. Enhance code enforcement of the NC Fire Code by performing inspections on all commercial buildings and businesses annually. In addition, we would request to increase the fire inspections of multi-family dwelling common areas to an every six month schedule.
- 2. On all newly built multi-family dwellings or those damaged by fire, we should require additional sprinkler heads to cover the decks, balconies, storage areas and breezeways. This cost is minimal (\$75-150 per unit) and is completely on the builder while under construction or renovation.
- 3. Multi-family buildings shall be required to have fire extinguishers in all exterior stairwells. These portable fire extinguishers shall be mounted between 3 and 5 feet above finished floor on every level of the stairwells.
- 4. All kitchen range hoods shall have Stove Top Fire Stops installed. About \$50 per home or apartment.
- 5. Require a 1-hour fire resistant rated ignition-resistant outer covering on all multi-family dwellings. This would include a Class A roof covering or a Class A roof assembly whenever a new building is built or maintenance is required to replace any outer sheathing.
- 6. Restrict the use of pine straw and other highly flammable decorative ground cover within 10 feet of any structure.
- 7. Mandate two (2) ways of access and egress into all new apartment complexes and subdivisions.
- 8. Install fully automatic fire alarm systems in the primary fire district and all multi-family dwellings.

- 9. Buildings built 20 feet or closer to each other shall be required to be sprinkled.
- 10. Finally, in 1997 Carrboro, Chapel Hill and Greenville all made a reactive move to have all fraternities and sororities retrofit fully automatic sprinkler systems. If we want to prevent future tragedies in our community, sprinkler systems should be required in all new residences as an engineering strategy. This can be accomplished at about 1% of the cost of a new home

Bob Kirschner spoke in favor of requiring sprinkler systems in new single-family homes and suggested that required alarm systems be relaxed in owner-occupied multi-family homes.

Mayor Chilton stated that he had reservations about not allowing builders or homeowners to use vinyl siding and spoke in favor of choosing between fire alarm systems and sprinkler systems. In addition, he asked for the staff's opinion on the value of carbon monoxide detectors.

Mr. Stewart stated that the town staff would prepare a follow up report on the Fire Chief's recommendations for the Board's consideration.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY DAN COLEMAN TO ACCEPT THE STAFF'S REPORT AND REFER IT TO THE TOWN MANAGER TO PREPARE RECOMMENDED TOWN CODE CHANGES AND REQUESTS FOR SPECIAL LEGISLATION. VOTE: AFFIRMATIVE FIVE, ABSENT TWO (HERRERA, HAVEN-O'DONNELL)

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## CHARGES ISSUED

The Town Clerk issued charges to Damon Seils and Rose Warner, recent appointees to the Planning Board.

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## **REQUEST FOR PEDESTRIAN-FRIENDLY ENTRANCE SIGNS**

Mayor Chilton stated that he had received a request from a visitor asking that the town's entrance signs be revised to indicate that the town is a pedestrian-oriented community and asking people to drive carefully.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY JACQUELYN GIST TO REFER THIS REQUEST TO THE TRANSPORTATION ADVISORY BOARD FOR CONSIDERATION. VOTE: AFFIRMATIVE FIVE, ABSENT TWO (HERRERA, HAVEN-O'DONNELL)

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MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY JOAL HALL BROUN TO ADJOURN THE MEETING AT 8:30 P.M. VOTE: AFFIRMATIVE FIVE, ABSENT TWO (HERRERA, HAVEN-O'DONNELL)

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Mayor