

A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, September 2, 2008 at 7:30 p.m. in the Town Hall Board Room.

Present and presiding:

Mayor	Mark Chilton
Aldermen	Joal Hall Broun
	Dan Coleman
	Lydia Lavelle
Town Manager	Steven E. Stewart
Town Attorney	Michael B. Brough
Town Clerk	Sarah C. Williamson

Absent:

Aldermen	Randee Haven-O'Donnell
	Jacquelyn Gist
	John Herrera

CHARGE ISSUED

The Town Clerk issued a charge to Loren Brandford, a recent appointee to the Appearance Commission/ Neighborhood Preservation District Commission.

APPOINTMENT TO THE ENVIRONMENTAL ADVISORY BOARD

The purpose of this item was for the Mayor and Board of Aldermen to consider making an appointment to the Environmental Advisory Board. The Chair of the EAB recommended that Dana Stidham be appointed.

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

A RESOLUTION MAKING AN APPOINTMENT TO THE
ENVIRONMENTAL ADVISORY BOARD
Resolution No. 03/2008-09

WHEREAS, there is currently one vacant seat on the Environmental Advisory Board (EAB); and

WHEREAS, this position has been advertised and Dana Stidham has submitted an application; and

WHEREAS, the Chair of the EAB is recommending that Ms. Stidham 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 appointments Dana Stidham to the Environmental Advisory Board. Her term will expire in February 2011.

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 2nd day of September 2008:

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

Noes: None

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

RE-ASSIGNMENT OF BOARD OF ALDERMEN LIAISONS FOR THE TRANSPORTATION ADVISORY BOARD AND TRANSPORTATION ADVISORY COMMITTEE

The purpose of this item was for the Board of Aldermen to make committee re-assignments for the Transportation Advisory Board and Transportation Advisory Committee. The Board of Aldermen was requested to adopt a resolution making Board of Aldermen committee reassignments.

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

A RESOLUTION MAKING BOARD OF ALDERMEN
COMMITTEE REASSIGNMENTS
Resolution No. 08/2008-09

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

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

Transportation Advisory Board – Dan Coleman, Board Liaison
Joal Hall Broun, Alternate Board Liaison

Transportation Advisory Committee – Lydia Lavelle, Delegate
Mark Chilton, Alternate Delegate

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 2nd day of September 2008:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, John Herrera, Lydia Lavelle

Noes: None

Absent or Excused: Jacquelyn Gist, Randee Haven-O'Donnell

AN ORDINANCE AMENDING THE TOWN CODE TO REMOVE THE PUBLIC HEARING REQUIREMENTS BEFORE CLOSING STREETS FOR THE FRANGELISM IN THE PARK EVENT AND APPROVING THE STREET CLOSING PERMIT APPLICATION FOR THIS YEAR'S EVENT

The Board of Aldermen was requested to adopt an ordinance amending Section 7-19(c) of the Carrboro Town Code to remove the requirements for a public hearing before closing streets for the Frangelism in the Park event. The Board was also requested to consider a street closing permit application submitted by St. Joseph AME Church for Frangelism in the Park.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY DAN COLEMAN TO ADOPT THE ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE TOWN CODE TO REMOVE THE REQUIREMENTS FOR A PUBLIC HEARING BEFORE CLOSING THE STREET FOR THE ANNUAL

FRANGELISM IN THE PARK EVENT.” VOTE: AFFIRMATIVE FOUR, ABSENT THREE (GIST, HAVEN-O’DONNELL, HERRERA)

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

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSING AND USAGE OF
BROAD STREET BETWEEN FOWLER AND HILL STREETS TO
ACCOMMODATE THE FRANGELISM IN THE PARK EVENT
Resolution No. 10/2008-09

Section 1. The following street shall be temporarily closed and used Saturday, September, 13th 2008 from 7:30 am to 4:00 pm to accommodate the Frangelism in the Park Event:

Broad Street, between Fowler and Hill Street

Section 2. 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.

Section 3. The Town shall supply the appropriate traffic control devices to give notice of the temporary traffic controls.

Section 4. No person may operate any vehicle contrary to the traffic control devices installed in accordance with Section 3 of this resolution.

Section 5. The Event Coordinator will be responsible for notifying Central Communications when the street is closed and when it is reopened to vehicular traffic.

Section 6. Applicant shall distribute flyers of notification, to persons occupying property abutting the streets where the event is to take place, of the contents of any resolution passed.

Section 7. Applicant will be responsible for all costs incurred by the Public Works Department to facilitate this event. Applicant will be sent an itemized bill for the final costs incurred by Public Works.

Section 8. 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 2nd day of September 2008:

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

Noes: None

Absent or Excused: Jacquelyn Gist, Rande Haven-O’Donnell, John Herrera

APPOINTMENTS TO THE GREENWAYS COMMISSION

The purpose of this item was for the Mayor and Board of Aldermen to consider reappointing Salli Benedict and Johnny Randall to the Greenways Commission. In addition, the Board was requested to appoint Kathryn Schwing as the Transportation Advisory Board’s representative on the Greenways Commission.

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

A RESOLUTION MAKING APPOINTMENTS TO THE
GREENWAYS COMMISSION
Resolution No. 11/2008-09

WHEREAS, the Chair of the Greenways Commission is recommending that Salli Benedict and Johnny Randall be appointed to the Greenways Commission; and

WHEREAS, Kathryn Schwing has volunteered to serve as the Transportation Advisory Board's representative on the Greenways Commission to replace Tom High.

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

Section 1. The Board of Aldermen hereby makes the following appointments to the Greenways Commission:

Salli Benedict	At-Large	July 1, 2011
Johnny Randall	Morgan Creek Valley Alliance	July 1, 2009
Kathryn Schwing	Transportation Adv. Board	July 1, 2011

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 2nd day of September 2008:

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

Noes: None

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

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.

Ed Kerwin, Executive Director of OWASA, stated that the reservoirs are currently 79% full, customer demand is down, and the risk of a water shortage is low at this time. He stated that the OWASA staff will be holding open meetings to solicit input on possible changes to the water conservation program. He encouraged OWASA customers to participate in the Taste of Hope program to help customers in need of assistance with their water bills.

UPDATE ON THE GREENBRIDGE PROJECT FROM THE DEVELOPER

The purpose of this item was to allow Greenbridge Developments an opportunity to update the Board of Aldermen on the status of Greenbridge project with regards to the scheduling of night work and potential impacts on traffic and noise.

Frank Pheonix, one of the Greenbridge partners, stated that the focus of tonight's presentation was the pouring of concrete.

Brad Snider with Weaver Cooke Wilson stated that they will be pouring concrete between September 2008 and May 2009 between the hours of 2:00 a.m. and 7:00 a.m. There will be 50 street closings (28 on Graham and 22 on Merritt Mill Road). He stated that driveways will not be blocked, that EMS will be notified of closings, that most of the noise will be from the trucks and concrete pump, and lights will be pointed away from the residential area.

TRANSPORTATION ADVISORY BOARD LETTER TO TRANSIT PARTNERS

The Transportation Advisory Board offered suggestions for improving the annual transit forum and has prepared a letter to that effect.

Heidi Perry, a member of the TAB, presented the request. She stated that the TAB has the following recommendations to improve the transit forums:

1. Have two representatives from the Carrboro Board of Aldermen and Chapel Hill Town Council present at the forums.
2. Provide a publicly available list of requests and comments from past forums with current responses and actions from Chapel Hill Transit.
3. Announce prior to the forums that there will be a review of past issues and begin the forum with a recap of the previous year.
4. That the TAB prioritize the requests received at the forums and present them to the Board of Aldermen for review.
5. Invite university representatives to attend the forum or consider combining the Carrboro forum with the university transit forum.

Alderman Coleman asked that the transit partners receive an itemized response from transit staff, and that those attending the forum receive copies of the response.

Mayor Chilton asked that the transit partners consider changing the name of Chapel Hill Transit to Carolina Transit.

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

A RESOLUTION IN SUPPORT OF THE TRANSPORTATION ADVISORY BOARD'S TRANSIT FORUM RECOMMENDATIONS Resolution No. 05/2008-09

WHEREAS, the Carrboro Board of Aldermen appoint members of the Transportation Advisory Board to assist in all matters concerning transportation with the Town of Carrboro and the surrounding area, and

WHEREAS, the town of Carrboro participates in an annual Transit Forum, and

WHEREAS, the Transportation Advisory Board has prepared a letter with recommendations to the Partner's Transit Committee,

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

1. That the Board of Aldermen accepts the Transportation Advisory Board's letter.

2. That the Board of Aldermen representatives to the Partner's Transit Committee will share the letter with the committee.
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 2nd day of September 2008:

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

Noes: None

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

Alderman Coleman asked that the TAB's request be forwarded to the Chapel Hill Transit Director with the request that this matter be placed on an upcoming agenda of the transit partners...

SMITH LEVEL ROAD – U-2803 – NCDOT RESPONSE TO JUNE 19, 2007 TOWN RESOLUTION

Town Staff recently received the North Carolina Department of Transportation response to the Board of Aldermen's comments on the revised draft design of Transportation Improvement Program project U-2803: Smith Level Road. The response was provided for Board of Aldermen review and comments.

Adena Messinger, the town's transportation planner, answered the Board's questions and presented a timeline of this project.

Mayor Chilton asked that the town staff investigate the impact of this project on the property located at the intersection of Smith Level Road and the southern end of Berryhill.

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

A RESOLUTION RECEIVING THE 8/13/2008 NCDOT LETTER ON THE
U-2803 DESIGN AND PROVIDING ADDITIONAL COMMENTS TO NCDOT
Resolution No. 06/2008-09

WHEREAS project U-2803: Smith Level Road has been in the local TIP priority list since 1990, and

WHEREAS NC DOT shared a revised design of project U-2803: Smith Level Road; and

WHEREAS the Carrboro Board of Aldermen submitted comment to NC DOT on the revised design;

NOW THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that:

Section 1. The Board of Aldermen has received the North Carolina Department of Transportation's reply to their comments.

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 2nd day of September 2008:

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

Noes: None

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

MOTION WAS MADE BY DAN COLEMAN AND SECONDED BY JOAL HALL BROUN TO ADJOURN TO CLOSED SESSION TO DISCUSS A MATTER INVOLVING ATTORNEY-CLIENT PRIVILEGE AND PROPERTY ACQUISITION. VOTE: AFFIRMATIVE FOUR, ABSENT THREE (GIST, HAVEN-O'DONNELL, HERRERA)

ASSEMBLY OF GOVERNMENTS MEETING

Mayor Chilton stated that he had met with the Chair of the County Commissioners and Mayors of Chapel Hill and Hillsborough to discuss the agenda for the upcoming Assembly of Governments meeting.

MOTION WAS MADE BY JOAL HALL BROUN AND SECONDED BY LYDIA LAVELLE TO ADJOURN THE MEETING AT 8:46 P.M. VOTE: AFFIRMATIVE FOUR, ABSENT THREE (GIST, HAVEN-O'DONNELL, HERRERA)

Mayor

Town Clerk