A regular meeting of the Carrboro Board of Aldermen was held on Tuesday, October 4, 2011 in the Board Room of the Carrboro Town Hall.

Present and presiding:

Mayor Mark Chilton
Aldermen Joal Hall Broun
Dan Coleman

Dan Coleman Jacquelyn Gist

Randee Haven-O'Donnell

Lydia Lavelle Sammy Slade

Interim Town Manager C. Matthew Efird Catherine C. Wilson Town Attorney Michael B. Brough

## **FIRE PREVENTION WEEK PROCLAMATION**

Mayor Chilton proclaimed the week of October 9-15 as "Fire Prevention Week" in the Town of Carrboro.

Rob Maddry, the Town's Fire Inspector, noted that the Fire Department is wearing pink shirts as part of their uniform during the month of October to promote Breast Cancer Awareness. Board members were presented with pink Town of Carrboro Fire Department t-shirts.

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## **JAY BRYAN**

Jay Bryan, the Town's poet laureate, read a poem entitled, "Ode to the Town Tree." He thanked Public Works for their work on the Elm Tree and presented a framed copy of the poem to the Public Works Department.

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# HILLSBOROUGH ROAD CROSSWALK CONCERNS

Frances Shetley, of 1130 Hillsborough Road, requested improvements to the pedestrian crossing on Hillsborough Road. She suggested the following: 1) that the crosswalk is repainted with additional stripes that resemble a ladder; 2) that additional signage be erected, and; 3) that arrows be added to the roadway that will alert motorists that the crossing is approaching.

Catherine Dean, of 1132 Hillsborough Road, stated that she has witnessed children encounter problems at the crosswalk and asked that the Board consider this a priority.

Christine Stanley, of 415 James Street, stated that she is the mother of several young children and that they use the crosswalk quite often. She has encountered problems at the crosswalk with motorists being unsure if they are required to stop. She asked that the crosswalk have additional stripes that make it look more like a ladder.

Kyle Gray, of 802 Hillsborough Road, stated that he agrees with Frances Shetley's suggestions and asked that the crosswalk become a priority. He stated that he has four young children that use the crosswalk often and they too have encountered problems with vehicles in that area.

MOTION WAS MADE BY ALDERMAN COLEMAN AND SECONDED BY ALDERMAN GIST TO HAVE TOWN STAFF REPAINT THE CROSSWALK AND LOOK INTO ADDING ADDITIONAL SIGNAGE AS SOON AS POSSIBLE. STAFF SHOULD ALSO REPORT BACK TO THE BOARD WITH ANY OTHER SUGGESTED IMPROVEMENTS FOR THE CROSSWALK AREA. VOTE: AFFIRMATIVE ALL

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## COMMENTS REGARDING THE TOWN CODE AND CYCLISTS

Charlie Hileman, of 507 Hillsborough Road, requested that the Board amend the Town Code, regarding bicyclists, so that the Town's language does not conflict with State Law. He also stated that the regulations are different that those in Chapel Hill. He explained that cyclists are required to stay to the right within the Town but that State Law allows bikers to travel with traffic. He also stated that the rules prohibit bikers from passing stopped cars even when they are in the bike lane. He is working to obtain a grant that will allow the Carrboro Bicyclists Coalition to purchase lights for bicyclists to use after dark and to develop a program that will reintroduce cycling to adults.

MOTION WAS MADE BY ALDERMAN COLEMAN AND SECONDED BY ALDERMAN LAVELLE TO REFER THE CONCERNS TO STAFF FOR FOLLOW-UP. VOTE: AFFIRMATIVE ALL

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## APPROVAL OF MINUTES OF PREVIOUS MEETINGS

MOTION WAS MADE BY ALDERMAN GIST AND SECONDED BY ALDERMAN COLEMAN TO APPROVE THE SEPTEMBER 6, SEPTEMBER 13, AND SEPTEMBER 27, 2011 BOARD OF ALDERMEN MEETING MINUTES. VOTE: AFFIRMATIVE ALL

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## REQUEST TO CANCEL THE NOVEMBER 8, 2011 BOARD MEETING

Town staff requested that the Board of Aldermen consider cancelling the November 8, 2011 meeting.

The following resolution was introduced by Alderman Gist and seconded by Alderman Coleman:

A RESOLUTION CANCELLING THE NOVEMBER 8, 2011 MEETING OF THE BOARD OF ALDERMEN Resolution No. 22/2011-12

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

Section 1. The Board of Aldermen hereby cancels its meeting scheduled for November 8, 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 4<sup>th</sup> day of October 2011:

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

Randee Haven-O'Donnell

Noes: None

Absent or Excused: None

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## REQUEST TO MAKE AN APPOINTMENT TO THE APPEARANCE COMMISSION

The purpose of this item was for the Mayor and Board of Aldermen to consider making an appointment to the Appearance Commission.

The following resolution was introduced by Alderman Gist and seconded by Alderman Coleman:

A RESOLUTION MAKING AN APPOINTMENT TO THE APPEARANCE COMMISSION Resolution No. 29/2011-12 WHEREAS, there are currently three vacant, in-town seats on the Appearance Commission; and

WHEREAS, these positions have been advertised and the application has been forwarded to the Appearance Commission Chair for summary; and

WHEREAS, the Chair of the Appearance Commission has prepared a Summary of the Application.

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

Section 1. The Board of Aldermen hereby appointments Sheryl Forbis to the Appearance Commission.

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 4<sup>th</sup> day of October 2011:

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

Randee Haven-O'Donnell

Noes: None

Absent or Excused: None

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# A REQUEST TO MAKE AN APPOINTMENT TO THE CARRBORO NORTHERN TRANSITION AREA ADVISORY COMMITTEE

The Mayor and Board of Aldermen were requested to consider recommending to the Orange County Board of Commissioners that Brian Decker be appointed as an Orange County representative on the Northern Transition Area Advisory Committee.

The following resolution was introduced by Alderman Gist and seconded by Alderman Coleman:

# A RESOLUTION RECOMMENDING THAT THE ORANGE COUNTY BOARD OF COMMISSIONERS MAKE AN APPOINTMENT TO THE NORTHERN TRANSITION AREA ADVISORY COMMITTEE

Resolution No. 23/2011-12

WHEREAS, Brian Decker has submitted an application to serve on the Town's Northern Transition Area Advisory Committee (NTAAC); and,

WHEREAS, There is a vacancy on the NTAAC; and,

WHEREAS, Section 15-27 (a) of the Town Code reads, "There shall be a Northern Transition Area Advisory Committee consisting of five members, three appointed by the Orange County Board of Commissioners and two by the Board of Aldermen. If the Board of Commissioners fails to make these appointments within ninety days after receiving a resolution from the Board of Aldermen requesting that they be made, the Board of Aldermen may make them. All members shall be residents of the Northern Transition Area;" and,

WHEREAS, Staff has verified that Brian Decker meets the residency requirements; and,

THEREFORE BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF CARRBORO THAT:

Section 1: Brian Decker's application is hereby forwarded to the Board of Orange County Commissioners and recommended for appointment to the Town of Carrboro's Northern Transition Area Advisory Committee; and,

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Section 2: Brian Decker's appointment be made to an unexpired term; and,

Section 3: Pursuant to Section 15-27(b) of the Carrboro Town Code, Brian Decker shall be eligible for two additional three-year appointments; and,

Section 4: The Town Clerk shall forward a copy of this resolution to the Orange County Board of Commissioners; and,

Section 5: This resolution is effective immediately upon adoption.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 4<sup>th</sup> day of October 2011:

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

Randee Haven-O'Donnell

Noes: None

Absent or Excused: None

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# <u>AN ORDINANCE ESTABLISHING THE PENALTIES FOR VIOLATION OF SECTION 10-17.2 OF THE TOWN CODE DEALING WITH THE TETHERING OF DOGS</u>

The Board was requested to adopt an ordinance establishing the penalties for violation of Section 10-17.2 of the Carrboro Town Code dealing with the tethering of dogs.

The following resolution was introduced by Alderman Gist and seconded by Alderman Coleman:

AN ORDINANCE ESTABLISHING THE PENALTIES FOR VIOLATION OF SECTION 10-17.2 OF THE TOWN CODE DEALING WITH THE TETHERING OF DOGS Ordinance No. 6/2011-12

#### THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Subsection (a) of Section 10-39 of the Carrboro Town Code (Penalties and Remedies) is amended to read as follows:

(a) A violation of any of the following provisions of this chapter shall constitute a misdemeanor punishable as provided in G.S. 14-4:

10-10, 10-12(a), 10-14(b), 10-17, <u>10-17.2</u>, 10-25

Section 2. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 3. This ordinance shall become effective upon adoption.

The foregoing ordinance having been submitted to a vote received the following vote and was duly adopted this 4<sup>th</sup> day of October 2011:

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

Randee Haven-O'Donnell

Noes: None

Absent or Excused: None

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# AN ORDINANCE AMENDING ARTICLE IX OF CHAPTER 8 OF THE CARRBORO TOWN CODE DEALING WITH THE TOWING OF MOTOR VEHICLES FROM PRIVATE PROPERTY

The Board was requested to adopt an ordinance amending Article IX of the Carrboro Town Code dealing with the towing of motor vehicles from private property.

Joy Preslar, of 9417 Bethel-Hickory Grove, stated that she has been a victim of predatory towing. She also stated that she was unable to use her debit card to pay for the towing expense with Bob's Towing Company. She also expressed concerns with signage at private businesses within the Town. She asked that the Board consider adding language to the Town Code that requires towing companies to communicate where the vehicle is being towed to the vehicle owner.

Jackie Barnes, with Barnes Towing, stated that he is ok with a \$100.00 towing fee but that he does not feel that companies should be required to take cards. He expressed concern with the costs associated with using credit card companies. He agrees that private properties should have adequate towing signage. He stated that he was unaware of the credit card requirement until the meeting tonight.

Matt Efird, Interim Town Manager, stated that staff will work on re-educating the towing companies on the current Town Code requirements.

Gil Day, of 2809 White Cross Road, stated that he has been involved with the towing business in Carrboro for over 20 years. He explained that he does not agree with predatory towing but that he has to tow from private property when the property owner calls. He explained that he reports all of the vehicles that are towed from private property to the Carrboro Police Department. He stated that credit cards are very costly for small businesses. He asked that the requirements for the \$100.00 towing fee and acceptance of credit cards be applied to companies that come from out-of-town to do business. He explained that companies that are called from Durham can charge around \$180.00 for their service but that he is limited to charging \$100.00.

Alderman Broun asked what triggers the requirement for a company to obtain a privilege license.

Mike Brough, Town Attorney, explained that all businesses that are doing business in the Town are required to obtain a privilege license from the Town. He also stated that companies on the Town's rotation wrecker contract list should be required to have a privilege license.

Alderman Lavelle suggested that towing signs include language that requires towing companies to have a privilege license with the Town.

Alderman Broun asked that the Economic Development Director send a letter to private property owners that frequently tow, explaining how the system is supposed to work and that the towing companies are required to obtain a privilege license.

Alderman Gist suggested that major private property owners know which towing companies have a privilege license.

Alderman Slade suggested that the Town website have a map showing all public parking and that towing signs could have a QR code that will link to a map showing public parking.

Alderman Coleman suggested that the towing company amend their agreements with private owners so that the property owner assumes some of the risks associated with the use of the credit cards.

The following ordinance was introduced by Alderman Gist and seconded by Alderman Broun:

AN ORDINANCE AMENDING ARTICLE IX OF CHAPTER 8 OF THE CARRBORO TOWN CODE DEALING WITH THE TOWING OF MOTOR VEHICLES FROM PRIVATE PROPERTY Ordinance No. 7/2011-12

#### THE CARRBORO BOARD OF ALDERMEN ORDAINS:

Section 1. Subsections (a) and (b) of Section 8-80 of the Town Code are amended to read as follows:

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- A violation of the following sections of Subchapter II shall constitute a misdemeanor, punishable as provided in G.S. 14-4: 8-41, 8-51(a), 8-52, 8-53, 8-61(a), 8-62(a) and (b), 8-63 through 8-66, 8-70 through 8-77, and 8-78 through 8-78.3-8-78.4.
- A violation of the provisions listed in subsection (a), other than Sections 8-78 through 8-78.3 8-78.4, shall also subject the offender to a civil penalty of twenty-five dollars (\$25.00). A violation of the provisions of Sections 8-78 through 8-78.3 8-78.4 shall subject the offender to a civil penalty of fifty dollars (\$50.00) for the first offense, one hundred dollars (\$100.00) for the second offense, and two hundred fifty dollars (\$250.00) for each subsequent offense. If the offender fails to pay this penalty within ten days after being cited for a violation, the penalty may be recovered by the town in a civil action in the nature of debt.

Section 2. Subsection 8-17(a) of the Town Code is amended by adding the following as a second sentence:

The town manager may also revoke a license to operate a motor vehicle towing business within the town if the manager concludes that the licensee has violated the provisions of Article IX of this chapter.

Section 3. Subsection 8-17(c) of the Town Code is amended by replacing the period at the end of the subsection with a semi-colon and adding thereafter the following phrase: "provided that, if a license to operate a motor vehicle towing service has been revoked because the licensee has violated the provisions of Article IX of this chapter, a new or renewal license may not be issued for a period of three months after the effective date of the revocation."

Section 4. Section 8-78 of the Town Code is amended to read as follows:

The provisions of this article (other than Section 8-78.4) shall apply only to persons who tow a motor vehicle from private property at the request of a person who is not the owner or operator of the motor vehicle that is towed.

Section 5. Article IX of Chapter 8 of the Town Code is amended by adding a new Section 8-78.4 to read as follows:

## Section 8-78.4 Signs Informing that Credit and Debit Cards Okay for Towing Fees

Not more than ten motor vehicles within a twelve month period may be towed from private property at the request of the property owner or a person in possession of the property or an agent thereof unless the signs that are posted to warn that vehicles may be towed also state that the town requires that towers accept payment by cash or major credit/debit cards.

Section 6. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 7. This ordinance shall become effective upon adoption.

The foregoing ordinance having been submitted to a vote received the following vote and was duly adopted this 4<sup>th</sup> day of October 2011:

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

Randee Haven-O'Donnell

Noes: None

Absent or Excused: None

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# <u>AN AMENDMENT TO THE FY 2011-12 BUDGET – ORANGE COUNTY ABC BOARD GRANT</u>

The Board was requested to approve a budget amendment to: 1) recognize additional grant funds received in FY 2011-12 from the Orange County ABC Board; and 2) approve the carryover of unspent grant funds received in FY 2010-11.

Carolyn Hutchison, the Police Chief, explained that the funds can be used for compliance checks inside of convenience stores or bars, DWI patrols, and for the purchase of additional equipment.

The following ordinance was introduced by Alderman Coleman and seconded by Alderman Gist:

# AMENDMENT TO FY 2011-12 ANNUAL BUDGET ORDINANCE

Ordinance No. 5/2011-12

WHEREAS, the Town Board of the Town of Carrboro on June 21, 2011 adopted annual budget ordinance number 23/2010-11 for the fiscal year beginning July 1, 2011 and ending June 30, 2012; and

WHEREAS, it is appropriate to amend the budget accounts in the funds listed to provide for increased expenses for the reasons stated.

NOW, THEREFORE, BE IT ORDAINED, that in accordance with authority contained in G.S. 159-15, the following revenue and expense accounts are amended as shown and that the total amount for the funds are herewith appropriated for the purposes shown:

	CURRENT	INCREASE	REVISED
ACCOUNT NAME	BUDGET	(DECREASE)	BUDGET
ABC Board Grant Award	\$ 6,500.00	\$6,000	\$12,500
Fund Balance Appropriated for ABC Grant Carryover	\$ 717,163.00	\$2,950	\$720,113
ABC Board Grant Expenditures	\$ 6,500.00	\$8,950	\$15,450

REASON: To recognize additional grant revenues and transfer unspent grant funds from FY 2010-11 to FY 2011-12.

The foregoing ordinance having been submitted to a vote received the following vote and was duly adopted this 4<sup>th</sup> day of October 2011:

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

Randee Haven-O'Donnell

Noes: None

Absent or Excused: None

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# REQUEST TO SET A PUBLIC HEARING FOR 403 WEST WEAVER STREET CONDITIONAL USE PERMIT

Jack Haggarty, consultant, is requesting a CUP be issued for the property located at 403 West Weaver Street, further identified as Orange County PIN 9778-76-4491. At this time, the Board of Aldermen was asked to set a public hearing date. Town staff recommended that the Board set a public hearing for October 25, 2011 for consideration of the conditional use permit request.

The following resolution was introduced by Alderman Gist and duly seconded by Alderman Coleman:

A RESOLUTION CALLING A PUBLIC HEARING ON THE CONDITIONAL USE PERMIT REQUEST FOR THE 403 WEST WEAVER STREET PROJECT

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#### Resolution No. 28/2011-12

WHEREAS, the Carrboro Board of Aldermen seek to provide ample opportunities for the public to comment on proposed conditional use permit projects; and

WHEREAS, an application has been received for a conditional use permit for the property located 403 West Weaver Street.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen call a public hearing on October 25, 2011 to consider the conditional use permit request.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 4<sup>th</sup> day of October 2011:

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

Randee Haven-O'Donnell

Noes: None

Absent or Excused: None

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## REQUEST TO MAKE APPOINTMENTS TO THE PLANNING BOARD

The purpose of this item was for the Mayor and Board of Aldermen to consider making appointments to the Town's Planning Board.

The following resolution was introduced by Alderman Lavelle and seconded by Alderman Broun:

# A RESOLUTION MAKING APPOINTMENTS TO THE PLANNING BOARD Resolution No. 20/2011-12

WHEREAS, there are currently three vacant, in-town seats on the Planning Board; and

WHEREAS, these positions have been advertised and applications have been forwarded to the Planning Board Chair for summary; and

WHEREAS, the Chair of the Planning Board has prepared a Summary of the Applications.

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

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

- 1) Bethany Chaney
- 2) Heather Hunt

Section 2. The Board directs the Town Clerk to contact Debra Fritz to determine if she is interested in serving on the Planning Board.

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 4<sup>th</sup> day of October 2011:

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

Noes: None

Absent or Excused: None

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# REQUEST TO MAKE APPOINTMENTS TO THE TRANSPORTATION ADVISORY BOARD

The purpose of this item was for the Mayor and Board of Aldermen to consider making appointments to the Transportation Advisory Board.

The following resolution was introduced by Alderman Gist and seconded by Alderman Coleman:

# A RESOLUTION MAKING APPOINTMENTS TO THE TRANSPORTATION ADVISORY BOARD Resolution No. 24/2011-12

WHEREAS, there are currently two vacant, in-town seats on the Transportation Advisory Board; and

WHEREAS, these positions have been advertised and applications have been forwarded to the Transportation Advisory Board Chair for summary; and

WHEREAS, the Chair of the Transportation Advisory Board has prepared a Summary of the Applications.

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

Section 1. The Board of Aldermen hereby makes the following appointments to the Transportation Advisory Board:

- 1) Carly Sieff
- 2) Linda Haac

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 4<sup>th</sup> day of October 2011:

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

Randee Haven-O'Donnell

Noes: None

Absent or Excused: None

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# DISCUSSION OF FUTURE DEVELOPMENT OF THE MARTIN LUTHER KING, JR. PARK PROPERTY

The purpose of this item is for the Board of Aldermen to discuss the potential future development of Martin Luther King, Jr. Park, scheduled for construction in 2013.

Daniel Smith, a concerned citizen, asked the Board to consider keeping the future development of the park compatible with the community gardens that are on the property. He presented the Board with a copy of his documentary called, "Growing It Here, Growing It Now" that features the Carrboro Community Garden and the Growing Healthy Kids Gardens at MLK Park.

Maria Hitt, the project manager for the Growing Healthy Kids Community Garden, asked that the Board continue to support the gardens at the MLK Park and consider including them, permanently, in the future master plan for the MLK Park site. She thanked the Board for allowing the gardens at MLK Park.

Alderman Lavelle asked how often the park is mowed and if there are trash containers. George Siez, the Town's Public Works director, stated that the park is on a regular mow schedule and that the multi-purpose field is cut lower than the other areas. There are no trash bins at the Park.

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Alderman Haven-O'Donnell asked staff to look into the cost of leveling and lining the multi-purpose field.

Alderman Slade asked staff to research why the pond was filled in and the feasibility of creating a new one.

Alderman Broun asked that the Community Garden rules be made available to the Board.

The following resolution was introduced by Alderman Gist and seconded by Alderman Coleman:

# A RESOLUTION ACCEPTING THE STAFF REPORT ON THE MARTIN LUTHER KING JR. PARK AND PROVIDING FURTHER DIRECTION Resolution No. 21/2011-12

WHEREAS, the Carrboro Board of Aldermen seek to ensure that its existing and proposed policies, regulations, actions and plans are appropriate and beneficial, and;

WHEREAS, the staff has prepared a report on the approved design of the Martin Luther King, Jr. Park and other information concerning the property.

WHEREAS, the Board of Aldermen has received the staff report and discussed the future development of the Martin Luther King, Jr. Park.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that they accept the report and provide the following direction to Town staff:

- 1) Preserve space for the Community Gardens with the understanding that the Gardens will be incorporated into a future MLK Park master plan; and,
- 2) Remove the word "future" from the current sign; and,
- 3) Provide the Board with information on how, and if, attributes may be phased into the Park without triggering a development application. This information should also include estimated costs.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 4<sup>th</sup> day of October 2011:

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

Noes: None

Absent or Excused: None

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# <u>2016-2020 SURFACE TRANSPORTATION PROGRAM – DIRECT ATTRIBUTABLE CALL</u> <u>FOR PROJECTS AND 2016-2017 CONGESTION MITIGATION AND AIR QUALITY</u> <u>PROGRAM</u>

The Board of Aldermen received an update on federal Surface Transportation Program – Direct Attributable (STP-DA) funding for the 2016-2020 time period and Congestion Mitigation and Air Quality (CMAQ) funding for the 2016-2017 time period. The Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC-MPO) is preparing to issue a 2016-2020 STP-DA Call for Projects, and it is scheduled to submit CMAQ applications to NCDOT at the end of October.

Jeff Brubaker, the Town's Transportation Planner, made the presentation to the Board. The Town has used STPDA funds since the 1990's.

The following resolution was introduced by Alderman Lavelle and seconded by Alderman Haven-O'Donnell:

A RESOLUTION PROVIDING DIRECTION ON THE 2016-2020 SURFACE TRANSPORTATION PROGRAM-DIRECT ATTRIBUTABLE (STP-DA) CALL FOR PROJECTS AND CONGESTION MITIGATION AND AIR QUALITY (CMAQ) FUNDING

#### Resolution No. 27/2011-12

WHEREAS, federal Surface Transportation Program-Direct Attributable (STP-DA) funding is made available to metropolitan areas to support regional and local transportation priorities; and,

WHEREAS, STP-DA funding has been a significant source of funding for the Town of Carrboro's transportation priorities; and,

WHEREAS, the federal Congestion Mitigation and Air Quality (CMAQ) program supports transportation projects that reduce congestion and emissions of transportation-related air pollutants; and,

WHEREAS, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC-MPO) is expected by early 2012 to issue a Call for Projects for STP-DA funding for federal fiscal years 2016-2020; and,

WHEREAS, the Board recognizes the benefit of beginning the local project selection process in advance of the STP-DA Call for Projects to allow time for a thorough consideration of projects; and,

WHEREAS, CMAQ applications have been submitted to the MPO for the 2016-2017 project cycle;

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

- 1. The Board receives the report on the STP-DA and CMAQ programs.
- 2. The Board refers the development of a list of transportation projects to be considered for the STP-DA 2016-2020 Call for Projects to the Transportation Advisory Board. A TAB recommendation including such a list should be adopted no later than November 3, 2011. The TAB shall provide at least one advertised opportunity for public input.
- 3. This resolution is effective upon adoption.

The foregoing resolution having been submitted to a vote received the following vote and was duly adopted this 4<sup>th</sup> day of October 2011:

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

Noes: None

Absent or Excused: None

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## TOPICS FOR UPCOMING JOINT MEETING WITH ORANGE COUNTY

Mayor Chilton stated that the Orange County Board of Commissioners have asked for the Board's input on the proposed joint meeting agenda topics. It was the consensus of the Board to include the following subjects on the agenda: update on library process and sties, economic and community development and the ¼ cent sales tax, SAPFO and year-round schools, and an update on the landfill/Rogers Road issues, if necessary.

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### **CANCELLING THE OCTOBER 11, 2011 MEETING**

MOTION WAS MADE BY ALDERMAN COLEMAN AND SECONDED BY ALDERMAN HAVEN-O'DONNELL TO CANCEL THE OCTOBER 11, 2011 BOARD MEETING. VOTE: AFFIRMATIVE ALL

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# **ADJOURNMENT**

MOTION WAS MADE BY ALDERMAN GIST AND SECONDED BY ALDERMAN COLEMAN TO ADJOURN THE MEETING AT 10:07 P.M. VOTE: AFFIRMATIVE ALL

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		Mayor
Town Clerk		