

Activity	Exempt	Allowable	Allowable with Mitigation
Non-electric utility, other than perpendicular crossings <sup>3, 6, 5</sup> : <ul style="list-style-type: none"> <li>• Impacts greater than 50 feet from surface waters</li> <li>• Impacts within 30-50 feet of surface waters</li> <li>• Impacts within 30 feet of surface waters<sup>5, 8</sup></li> </ul>	X	X	X

This the 4th day of March, 2014

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Johnson, Alderman Gist, Alderman Seils, Alderman Haven-O'Donnell, and Alderman Slade

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**UPDATE ON IMPLEMENTATION OF IMPROVEMENTS IN THE HISTORIC ROGERS ROAD AREA - PRELIMINARY ENGINEERING AND OUTREACH EFFORTS**

The purpose of this agenda item was to provide the Board of Aldermen an opportunity to consider information on the next phase of planning for the extension of sewer service to the Historic Rogers Road area, and on an outreach effort that will seek to clarify the vision for development in the area.

Trish McGuire, the Town's Planning Administrator, made the staff presentation.

Alderman Slade asked for the Town Managers to meet to further discuss the community outreach component and for the attorney to determine if there have been alternative methods identified that will allow the Town of Chapel Hill to financially participate. He expressed concern that the outreach proposal will address any future "changes that may occur in the Community" and stated that he does not want the effort to engage in any scare tactics with the citizens.

Rev. Robert Campbell asked the Board to move forward with the preliminary engineering study.

<sup>8</sup> The width of the corridor that is maintained to exclude woody vegetation will not exceed 20 feet in width except to accommodate vehicle turnaround, preparedness for emergency situations, and state and federal regulatory standards. Permanently maintained areas will generally not exceed 20 feet in width. Occasional wider widths are allowable to accommodate vehicle turnaround.

Alderman Seils recommended that the Board discuss the community outreach further after a meeting between the managers. He also recommended that the County administer the agreement with the Jackson Center and be reimbursed by the Towns. He asked for the manager to confirm the \$130,000 - \$150,000 quoted amount from OWASA. He also asked that if a larger district is being considered, be clear that Carrboro is interested in financial contribution for only those 86 parcels.

It was requested that the Town Manager also suggest the concept of a utility district in the meetings.

Alderman Johnson asked for the Manager to make sure that RENA is included in future conversations and to note that they were left out of the conversations between the Town of Chapel Hill and the Jackson Center. She also asked for the manager to report back to the Board with additional timeline information regarding the public outreach portion of the work.

Alderman Haven-O'Donnell agreed that RENA should be involved in the conversations regarding community outreach. She also asked for staff to confirm that the preliminary engineering includes the original 86 parcels in the Historic Rogers Road Area and that Carrboro's previously agreed upon portion of 14%, to come from the \$900,000 pledged amount, is being used for that scope of work.

**MOTION WAS MADE BY ALDERMAN SEILS, SECONDED BY ALDERMAN JOHNSON FOR THE TOWN TO:**

**A RESOLUTION SPECIFYING FOLLOW-UP ACTIONS RELATED TO PRELIMINARY ENGINEERING AND OUTREACH EFFORTS FOR HISTORIC ROGERS ROAD SEWER PROJECT**

WHEREAS, the Board of Aldermen has supported efforts to make improvements in the Historic Rogers Road area, most recently evidenced by active participation in the work of the Historic Rogers Road Neighborhood Task Force; and

WHEREAS, the Board of Aldermen has previously adopted resolutions expressing its commitment to allocating \$900,000 towards Rogers Road improvements; and

WHEREAS, the Board of Aldermen appropriated \$450,000 from the Town's fund balance to support Rogers Road-related improvements on April 2, 2013; and

WHEREAS, following the consensus from the November 21, 2013 Assembly of Governments meeting to move forward with further analysis of the mechanics/feasibility of the sewer alignments that were identified through preliminary investigations, OWASA staff has provided a preliminary scope of work and cost for this next step; and

WHEREAS, The Town of Chapel Hill has also estimated the cost of a public outreach effort, a concept identified by the Managers and also endorsed by the HRRTF that would seek to identify action steps to provide sewer service to the neighborhood.

NOW, THEREFORE BE IT RESOLVED that the Board of Aldermen directe the Town Manager to work with staff of OWASA, Orange County and Chapel Hill to refine the scopes of services for sewer extension and outreach, prepare appropriate agreements, and sign relevant agreements on behalf of the Town with the following conditions:

1) PROCEED WITH THE PRELIMINARY ENGINEERING

2) FOR THE TOWN MANAGER TO SCHEDULE A MEETING WITH THE MANAGERS TO DISCUSS:

- a. OUTREACH PROPOSAL – MAKE SURE THE TOWN IS INVOLVED IN THE DISCUSSION TO DEFINE THE SCOPE OF WORK.
- b. MAKE SURE RENA IS INVOLVED IN THE DISCUSSIONS. POINT OUT THAT THEY WERE LEFT OUT OF PREVIOUS DISCUSSIONS B/W CH AND JACKSON CENTER
- c. ANSWER: WHO WILL ADMINISTER? WHO WILL DO THE WORK? WHO WILL PAY? THE BOARD EXPRESSED A DESIRE FOR OC TO ADMINISTER THE CONTRACT AND FOR THE TOWN’S TO REIMBURSE OC FOR THEIR PREVIOUSLY AGREED UPON PERCENTAGE.
- d. REPORT BACK TO THE BOARD WITH ADDITIONAL TIMELINE INFORMATION REGARDING THE PUBLIC OUTREACH PORTION OF THE WORK.

3) FOR THE TOWN MANAGER TO CONFIRM :

- a. THE \$130,000-\$150,000 QUOTED AMOUNT WITH OWASA AND REPORT BACK TO THE BOARD
- b. THAT PRELIMINARY ENGINEERING INCLUDES ORIGINAL 86 PARCELS IN THE HISTORIC ROGERS ROAD AREA AND THAT CARRBORO’S PREVIOUSLY AGREED UPON PORTION OF 14% (\$900,000) IS BEING USED FOR THAT SCOPE OF THE WORK. IF IT IS A LARGER DISTRICT THAT IS BEING CONSIDERED, BE CLEAR THAT CARRBORO IS INTERESTED IN FINANCIAL CONTRIBUTION FOR ONLY THOSE 86 ORIGINAL PARCELS.

4) FOR THE TOWN ATTORNEY TO DETERMINE FROM THE CHAPEL HILL ATTORNEY IF THE TOWN IS INTERESTED IN SEEKING ADDITIONAL MEASURES FOR PARTICIPATION. ARE THEY CONSIDERING A UTILITY DISTRICT?

This the 4th day of March, 2014

**The motion carried by the following vote:**

**Aye:** Mayor Lavelle, Alderman Johnson, Alderman Gist, Alderman Seils, Alderman Haven-O'Donnell, and Alderman Slade

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