



Town of Carrboro

Town Hall
301 W. Main St.
Carrboro, NC 27510

MINUTES

Board of Aldermen

Tuesday, June 4, 2013

7:30 PM

Board Chambers - Room 110

Present: Mayor Mark Chilton, Alderman Jacquelyn Gist, Alderman Randee Haven-O'Donnell, Alderman Michelle Johnson, Alderman Lydia Lavelle, Alderman Sammy Slade and Alderman Damon Seils

Also Present: David Andrews, Town Manager, Catherine Wilson, Town Clerk, Mike Brough, Town Attorney

A. REQUESTS FROM VISITORS AND SPEAKERS FROM THE FLOOR

ELLEN PERRY – VARIOUS ISSUES

Ellen Perry stated that she was very proud of Mayor Chilton and Aldermen Johnson, Slade, and Seils for their involvement in "Moral Monday" at the State General Assembly. She invited Board members to come speak at a lunch at Jade Palace on Friday at 12:00 noon. She also asked for an update on the bedbug taskforce. Mayor Chilton stated that he has recruited a graduate student at UNC to assist with the taskforce. She also asked that the tennis shoes on the power lines be removed.

PRESENTATION BY THE YOUTH COMMUNITY PROJECT

Representatives with the Youth Community Project made the presentation to the Board. They asked the Town to provide partnership opportunities for youth services.

MOTION WAS MADE BY ALDERMAN LAVELLE, SECONDED BY ALDERMAN HAVEN-O'DONNELL FOR THIS ITEM TO BE FORWARDED TO THE TOWN'S RECREATION AND PARKS DEPARTMENT FOR FOLLOW-UP. VOTE: AFFIRMATIVE ALL

B. RESOLUTIONS, PROCLAMATIONS, AND ACKNOWLEDGEMENTS

PARKS AND RECREATION MONTH

Mayor Chilton proclaimed the month of July as "Parks and Recreation Month" in Carrboro.

JUNETEENTH

Mayor Chilton proclaimed observance of Juneteenth day in Carrboro and encouraged residents to participate in the observation.

CHARGE ISSUED

The Town Clerk issued a charge to Bevin Ramsey, the ESC liaison to the Arts Commission.

C. CONSENT AGENDA

APPROVAL OF MINUTES

MOTION WAS MADE BY ALDERMAN LAVELLE, SECONDED BY ALDERMAN SLADE, THAT THE MINUTES OF MAY 7TH, 14TH, AND 21ST, 2013 BE APPROVED AS AMENDED. VOTE: AFFIRMATIVE ALL

A RESOLUTION MAKING ADVISORY BOARD APPOINTMENTS TO VACANT SEATS

The Mayor and Board of Aldermen discussed appointments to the Town's advisory boards.

A motion was made by Alderman Lavelle, seconded by Alderman Haven-O'Donnell, that this resolution be approved.

APPOINTMENTS TO ADVISORY BOARD VACANT SEATS

NOW, THEREFORE, BE IT RESOLVED BY THE CARRBORO BOARD OF ALDERMEN THAT THE FOLLOWING APPOINTMENTS ARE MADE:

Planning Board - 2 In-Town Seats

- 1. Ed Eldred – Term to Expire 2/2014
- 2. Dana Davis – Term to Expire 2/2015

Transportation Advisory Board - 2 Seats

- 1. Colleen Barclay – Term to Expire 2/2016

This the 4th day of June, 2013.

The motion carried by the following vote:

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

SOUTH ORANGE FIRE DISTRICT UPDATE

The purpose of this agenda item was to brief the Board of Aldermen on recent changes with the South Orange Fire District contract with Orange County.

A motion was made by Alderman Lavelle, seconded by Alderman Haven-O'Donnell, that this resolution be approved.

RESOLUTION APPROVING FIRE PROTECTION AND EMERGENCY SERVICES AGREEMENT WITH ORANGE COUNTY FOR SOUTH ORANGE FIRE DISTRICT

WHEREAS, Orange County has created the South Orange Fire Service District (District) and desires to contract with the Town of Carrboro for fire protection and other services; and,

WHEREAS, Orange County will levy a special tax to pay the Town of Carrboro for providing fire protection and other services to the District; and

WHEREAS, the Town of Carrboro has historically provided fire protection services to this District; and,

WHEREAS, the Town of Carrboro, desires to enter into this contract with Orange County to continue providing fire protection and other services for this District;

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

Section 1. The Board of Aldermen hereby accepts the report from staff on the revised contract with Orange County.

Section 2. The Board of Aldermen authorizes the Town Manager to execute this contract with Orange County and make changes and/or modifications as necessary provided the original intent of the contract is unchanged.

Section 3. This resolution shall become effective upon adoption.

This the 4th day of June, 2013.

The motion carried by the following vote:

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

D. OTHER MATTERS

A RESOLUTION ADOPTING A CHARGE FOR, AND MAKING APPOINTMENTS TO, THE CARRBORO TOURISM DEVELOPMENT AUTHORITY

The purpose of this item was for the Board of Aldermen to adopt a charge and consider making appointments to the three seats on the Carrboro Tourism Development Authority (CTDA).

Cathy Wilson, the Town Clerk, made the presentation to the Board.

A motion was made by Alderman Gist, seconded by Alderman Haven-O'Donnell, that this resolution be approved.

A RESOLUTION ADOPTING A CHARGE AND MAKING APPOINTMENTS TO THE CARRBORO TOURISM DEVELOPMENT AUTHORITY

WHEREAS, the Carrboro Tourism Development Authority was established by Chapter 8A of the Carrboro Town Code.

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

Section 1. The Town's Community and Economic Development Director is hereby appointed as the staff liaison to the Carrboro Tourism Development Authority.

Section 2. The following charge is hereby adopted:

As a member of the Carrboro Tourism Development Authority (CTDA), I will, to the best of my ability, ensure that:

1. The CTDA shall expend the net proceeds of the tax levied under this Chapter for the purposes provided in Section 8A-4 of the Carrboro Town Code.
2. The CTDA shall promote travel, tourism, and conventions in the town, sponsor tourist-related events and activities in the town, and finance tourist-related capital projects in the town.
3. The CTDA shall report quarterly, and at the close of the fiscal year to the Board of Aldermen, on its receipts and expenditures for the preceding quarter and for the year in such detail as the Board may require.
4. The CTDA will abide by all laws and regulations as set forth by the Local Government Budget and Fiscal Control Act.

Section 3. The following applicants are hereby appointed to the Carrboro Tourism Development Authority for a term that shall expire on January 31, 2014.

1. Barbara Leedy
2. Phaedra Kelly

This the 4th day of June, 2013.

The motion carried by the following vote:

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

MOTION WAS MADE BY ALDERMAN GIST, SECONDED BY ALDERMAN SLADE TO APPOINT PHAEDRA KELLY AS THE CHAIR OF THE CTDA. VOTE: AFFIRMATIVE ALL

SOLID WASTE AND RECYCLING ISSUES

The purpose of this item was to provide the Board of Aldermen an opportunity to review and discuss various recycling options as proposed by Orange County staff to the Board of County Commissioners in April of 2013.

George Seiz, the Town's Public Work's Director made the presentation to the Board.

MOTION WAS MADE BY ALDERMAN JOHNSON, SECONDED BY ALDERMAN SEILS THAT THE BOARD OF ALDERMEN ARE IN FAVOR OF RECONSTITUTING THE SOLID WASTE ADVISORY BOARD (SWAB). VOTE: AFFIRMATIVE ALL

Although no vote was taken, the Board also concurred with the Mayor when he stated that they are not in support of option 4 - "Elimination of curb side and multi-family recycling with the reliance upon the County's convenience centers and drop off sites."

Alderman Haven-O'Donnell presented a recommendation for curbside recycling in Orange County from herself and Chapel Hill Councilmember Sally Greene. That document is included below for incorporation into the minutes:

“Recommendation for Curbside Recycling in Orange County

To Mayor Mark Kleinschmidt, Chapel Hill

and Mayor Mark Chilton, Carrboro

From Randee Haven-O'Donnell, Alderman, and Sally Greene, Town Council Member

The County should impose a county-wide recycling district.

The County should provide roll-carts. Advantages:

--Cost-effectiveness. If carts are purchased for all three towns, the total cost would be about \$930,000. The new contract cost for collection could be \$2.96 per household per month (total \$661,000/year). It is currently \$3.73 per household per month (total about \$832,000/year). Savings = about \$171,000 in collection costs.

--Increased recycling results. Solid waste staff's reading of informal reports found evidence from other communities' experiences of increased participation and volume per capita.

Increases were ascribed to changing to roll carts. Noted were Asheville, which realized an approximately 20 percent increase in recycling tonnage. Raleigh and Durham found the same increases in tonnage. Mebane, Burlington, and Graham, which recently went to carts, are currently experiencing increases in volume.¹

From the residents' point of view: Orange County has an open-top, two-bin system; residents carry the bins to the end of their driveway. Together they are only 36 gallons. They fill quickly.

Not everyone can carry the full bins. Roll carts are easier to navigate. Recommended are minimum 95 lidded gallon capacity carts. A roll cart of this size gives residents more space, promoting more recycling and facilitating greater recycling of cardboard. Making recycling easier increase recycling volume.

--Labor efficiencies/lower workers compensation costs. Workers compensation claims are likely to decrease because workers no longer have to lift heavy bins at every driveway. There may be a decrease in need for trucks and drivers. Collection for urban curbside recycling is conducted by a private hauler. All other collections, including collections at county drop-off sites, businesses, apartments/condos, and government buildings, are conducted by the County with County staff. County staff includes local employees. The urban program will most likely continue to be a private contractor as we transition to carts because it will not be feasible for the County and towns to put up the capital for the program. The private hauler in the towns brings all material back to Eubanks Road. Notably, the county is already collecting the total haul and delivering it for processing. This arrangement would not change.

The four governments should enter an inter-local agreement for five years minimum (ideally more).

- To lock down the roll-cart purchase with a guaranteed funding stream for purchasing them over the five year-term.
 - Orange County will not want to buy \$930,000 worth of carts the towns have a chance to walk away before they are paid for.
 - A five-year term will avoid the need for a clause in the agreement stating that the towns would need to buy the depreciated carts from the county.
- To maximize the potential for grant-funded purchases of the carts. The County has already identified, within DENR, grant funding for purchasing roll carts for each of the three towns.²
- For private hauler contract efficiency. Private haulers will not want to purchase equipment and hire new employees for a contract that could end in less than five years. Finding a private hauler without such an agreement would be expensive and inefficient.
- To allow time for the partners to adequately explore the potential option of an authority.

¹ Via Rob Taylor, of NC DENR, Education and Outreach Assistance Dept.

--To create the flexibility for transitioning a countywide recycling program into the developing comprehensive solid waste plan.

--To continue a uniform program so that the county as a whole benefits from the same high level of efficiency and effectiveness.

² DENR curbside Recycling Roll-Out Cart Grant Program; see Rob Taylor above.”

Mayor Chilton asked that RFID data collection be researched to see how that data usage complies with NC Public Records Laws.

MOTION WAS MADE BY ALDERMAN SLADE, SECONDED BY ALDERMAN LAVELLE FOR THE BOARD TO RECOMMEND OPTION 3, "THE CREATION OF LIMITED COUNTY SOLID WASTE DISTRICT" AS PRESENTED AND THAT TO CONVEY THAT CARRBORO IS INTERESTED IN PARTICIPATING IN THE TAX DISTRICT. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY ALDERMAN HAVEN-O'DONNELL, SECONDED BY ALDERMAN JOHNSON TO RECOMMEND THE EXPLORATION OF A TRANSFER OR DISPOSAL FACILITY IN ORANGE COUNTY. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY ALDERMAN HAVEN-O'DONNELL, SECONDED BY ALDERMAN JOHNSON TO EXPRESS THE TOWN'S SUPPORT FOR AN INTERLOCAL AGREEMENT. VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY ALDERMAN HAVEN-O'DONNELL, SECONDED BY ALDERMAN JOHNSON TO REQUEST THAT THE COUNTY MOVE FORWARD WITH PURCHASE OF ROLLOUT CARTS AS SOON AS POSSIBLE, FOR STAFF TO INCLUDE THE MEMO PROVIDED BY ALDERMAN HAVEN-O'DONNELL TO THE COUNTY, AND TO RESEARCH THE USE OF BROWN CARTS FOR COMPOSTING. VOTE: AFFIRMATIVE ALL

ESTABLISHMENT OF A NEW BUSINESS LOAN FUND

The purpose of this item was to have the Board consider establishing a new Business Loan Fund with funds that were set aside in the current FY 2012-13 Budget.

Annette Stone, the Town's Economic and Community Development Director, made the presentation and answered questions from the Board.

Alderman Slade stated that, in reference to guideline #11, he would prefer for the business to be locally owned, or majority owned, by an Orange County resident as a requirement. Alderman Seils concurred and expressed his desire for the loan to reflect the values of the local living economy taskforce.

MOTION WAS MADE BY ALDERMAN SLADE, SECONDED BY ALDERMAN SEILS TO MAKE THE PURPOSE OF THE BUSINESS LOAN FUND TO BE FOR BUSINESSES THAT ARE LOCALLY, OR MAJORITY OWNED, BY AN ORANGE COUNTY RESIDENT. VOTE: AFFIRMATIVE ALL

UPDATE ON TOWN'S TOWING REGULATIONS

Alderman Gist stated that she wanted to continue enforcing the Town's towing regulations. Mayor Chilton asked for a report on the Town's current regulations as they pertain to signage.

FINGER PRINTING TECHNOLOGY/ANIMAL CONTROL REGULATIONS

Alderman Slade asked about further information on the County's enforcement of the Town's animal control rules. He also asked for an update on the Town's technology and use of fingerprinting technology.

CLOSED SESSION

MOTION WAS MADE BY ALDERMAN JOHNSON, SECONDED BY ALDERMAN HAVEN-O'DONNELL TO ENTER INTO CLOSED SESSION FOR THE PURPOSES OF DISCUSSING A CONFIDENTIAL ECONOMIC DEVELOPMENT MATTER. VOTE: AFFIRMATIVE ALL

OPEN SESSION

MOTION WAS MADE BY ALDERMAN SEILS, SECONDED BY ALDERMAN HAVEN-O'DONNELL TO ENTER INTO OPEN SESSION. VOTE: AFFIRMATIVE ALL

ADJOURNMENT

MOTION WAS MADE BY ALDERMAN HAVEN-O'DONNELL, SECONDED BY ALDERMAN JOHNSON TO ADJOURN THE MEETING AT 10:00 PM. VOTE: AFFIRMATIVE ALL

Town Clerk

Mayor