

Town of Carrboro

301 W. Main St., Carrboro, NC 27510



Meeting Agenda - Final

Tuesday, March 21, 2023

7:00 PM

Council Chambers - Room 110

Town Council

7:00-7:05**A. POETRY READING, RESOLUTIONS, PROCLAMATIONS, AND ACKNOWLEDGEMENTS****1. [23-99](#) 2023 Earth Hour Resolution**

Attachments: [Earth Hour Resolution](#)

7:05-7:10**B. ANNOUNCEMENT OF UPCOMING MEETINGS****7:10-7:20****C. PUBLIC COMMENT**

Comments are limited to three minutes per speaker.

7:20-7:30**D. CONSENT AGENDA****1. [23-82](#) Approval of a Resolution Authorizing Town Manager to Sign Greene Tract Deeds**

PURPOSE: The purpose of this agenda item is for the Town Council to approve a resolution authorizing the Town Manager to sign the Greene Tract deeds associated with the property recombination to allow for the transfer of property with the Towns of Carrboro and Chapel Hill.

Attachments: [A - Resolution on Greene Tract Deeds](#)
[B - Draft Deeds](#)
[C - Recombination Plat and Conceptual Plan](#)
[D - Greene Tract Inter-Local Agreement \(2021\)](#)
[E - Greene Tract Resolution \(11-16-21\)](#)

2. [23-96](#) A Request to Set a Quasi-Judicial Public Hearing for Consideration of a Special Use Permit-A Subdivision Project at 8522 Old NC 86

PURPOSE: The purpose of this agenda item is to request that Town Council adopt a resolution setting a public hearing date for consideration of a Special Use Permit-A for a subdivision project at 8522 Old NC 86. If approved, the permit will allow for the construction of 72 single-family homes.

Attachments: [Attachment A - Resolution](#)
[Attachment B - Vicinity Map](#)

3. [23-100](#) Appointments to the Stormwater Advisory Commission

PURPOSE: The purpose of this agenda item is for the Town Council to make appointments to the Stormwater Advisory Commission.

Attachments: [Attachment A- Resolution for SWAC Appointments 3.21.23](#)
[Attachment B- Combined Applicant Forms \(Hardesty, Vollins, Kurz\) for 3.21.23 TC Mtg](#)
[Attachment C- SWAC Information Matrix for 3.21.23 TC Mtg](#)
[Attachment D- Racial Equity Pocket Questions- Adv Bd Appointments](#)

4. [23-101](#) Appointment to the Racial Equity Commission

PURPOSE: The purpose of this item is to make an appointment to the Racial Equity Commission.

Attachments: [Attachment A- Resolution for REC Appointment \(D Hawkins\) 3.21.23](#)
[Attachment B- Donald Hawkins REC Application Info 3.21.23 TC Mtg](#)
[Attachment C- REC Information Matrix for 3.21.23 TC Mtg](#)
[Attachment D- Racial Equity Pocket Questions- Adv Bd Appointments](#)

E. OTHER MATTERS

7:30-7:50

1. [23-86](#) Consideration of Additional 2023-2024 Legislative Priorities

PURPOSE: The purpose of this agenda item is to request that the Town Council discuss and consider additional legislative priorities for 2023-2024.

Attachments: [Attachment A- Resolution to Endorse NCLM Legislative Goals for 2023-24 Biennium approved 1.10.2023](#)
[Attachment B- 2021 Council Legislative Priorities - Adopted 1-26-2021](#)

F. MATTERS BY COUNCIL MEMBERS



Town of Carrboro

301 W. Main St., Carrboro,
NC 27510

Agenda Item Abstract

File Number: 23-99

Agenda Date: 3/21/2023
In Control: Town Council
Version: 1

File Type: Agendas

2023 Earth Hour Resolution



Resolution

A RESOLUTION FOR PARTICIPATION IN EARTH HOUR ON MARCH 25th, 2023

WHEREAS, 8:30 pm on March 25, 2023, has been designated as “Earth Hour” by the World Wildlife Fund as a reminder that, through collective action, individuals can make a positive impact in the fight against climate change; and

WHEREAS, Earth Hour 2023 aims to increase awareness and spark global conversations on protecting nature, tackling the climate crisis, and working together to shape a brighter future; and

WHEREAS, Earth Hour engages supporters in more than 190 countries and territories annually in support of conservation and climate action, making it one of the largest grassroots environmental movements in the world; and

WHEREAS, Earth Hour involves a simple action—turning off lights for one hour and giving an hour for Earth by spending 60 minutes doing something—anything—positive for our planet to make this Earth Hour the Biggest Hour for Earth; and

WHEREAS, Carrboro has recognized Earth Hour for the past 12 years, joined Cities for Climate Protection, and is committed to reducing greenhouse emissions; and

WHEREAS, Carrboro made its first commitment to climate protection in 2001 through joining the Cities for Climate Protection and conducted its first greenhouse gas emissions inventory in 2005; and

WHEREAS, the Town Council adopted a climate protection resolution in December 2009, accepted the Energy and Climate Protection Plan in 2014, and accepted the Community Climate Action Plan in 2017; and

WHEREAS, cities and states across the country and around the world are joining with Carrboro to demonstrate a commitment to addressing climate action by supporting Earth Hour.

NOW THEREFORE BE IT RESOLVED that the Town Council hereby designates March 25, 2023, from 8:30 to 9:30 pm as Earth Hour in Carrboro and encourages all residents and businesses of Carrboro to join in supporting the aims and goals of this effort.

BE IT FURTHER RESOLVED that the Town Council directs staff to send out a public service announcement to publicize Earth Hour.

BE IT FURTHER RESOLVED that the lights in front of Town Hall will be turned off March 25, 2023, from 8:30 to 9:30 pm in recognition of Earth Hour.

This 21st day of March, 2023.

Damon Seils

Damon Seils, Mayor





Agenda Item Abstract

File Number: 23-82

Agenda Date: 3/21/2023
In Control: Town Council
Version: 1

File Type: Agendas

Approval of a Resolution Authorizing Town Manager to Sign Greene Tract Deeds

PURPOSE: The purpose of this agenda item is for the Town Council to approve a resolution authorizing the Town Manager to sign the Greene Tract deeds associated with the property recombination to allow for the transfer of property with the Towns of Carrboro and Chapel Hill.

DEPARTMENT: Planning

CONTACT INFORMATION: Trish McGuire, Planning Director, pmcguire@carrboronc.gov <<mailto:pmcguire@carrboronc.gov>>, 919-918-7327; Marty Roupe, Development Review Administrator, mroupe@carrboronc.gov <<mailto:mroupe@carrboronc.gov>>, 919-918-7333

COUNCIL DIRECTION:

☒ Race/Equity ☐ Climate ☐ Comprehensive Plan ☒ Other

Adopted resolutions and interlocal agreements provide the policy direction for ongoing work in the Rogers Road community and specifically related to future uses of the Greene Tract. This work continues from the 2012 re-initiation of several previous efforts to satisfy commitments made to the historically Black neighborhood in relation to siting the regional landfill there in 1972. The 2012 task force work led to the 2021 adoption of a resolution on the Greene Tract's future uses and preservation, as well as development of a community center, planning process that was formulated and directed by community members, installation of public sewer, and implementation of zoning uniformity in the Carrboro and Chapel Hill portions of the Rogers Road community. See [Rogers Road Neighborhood Projects | Carrboro, NC - Official Website \(townofcarrboro.org\)](http://www.townofcarrboro.org/1170/Rogers-Road-Neighborhood-Projects) <<http://www.townofcarrboro.org/1170/Rogers-Road-Neighborhood-Projects>> for more information.

The most recent reporting and action occurred on November 16, 2021 ([Town of Carrboro - File #: 21-367 \(legistar.com\)](https://carrboro.legistar.com/LegislationDetail.aspx?ID=5215146&GUID=592A55AC-BA7B-4DDD-972A-5DD7528808DE&Options=ID|Text|Attachments|Other|&Search=Greene) <<https://carrboro.legistar.com/LegislationDetail.aspx?ID=5215146&GUID=592A55AC-BA7B-4DDD-972A-5DD7528808DE&Options=ID|Text|Attachments|Other|&Search=Greene>>) when the Town Council approved a resolution to approve a draft recombination plan and a conceptual plan for the property, which included designated uses. The resolution was approved that same evening by the Orange County Board of Commissioners and the following evening, November 17, 2021, by the Chapel Hill Town Council. The resolution authorized the Towns and Managers to sign the final recombination plat which has been completed. As the plat advanced to recordation, the need to prepare accompanying deeds was identified to specify the transfer of ownership of portions of the property from jointly owned by all three parties to County-owned, and vice versa. Draft deeds (Attachment B) mirror the modifications specified in the 2021 resolution and represented on the recombination plat (Attachment C). Orange County, Carrboro, and Chapel Hill legal staff have reviewed the draft deeds. Once completed and signed, the recombination plat and related deeds may be recorded with the Orange County Register of Deeds.

Copies of the 2021 Interlocal Agreement and Resolution are included as Attachments D and E.

FISCAL IMPACT: There are no fiscal or staff impacts associated with authorizing the Town Manager to sign the

Agenda Date: 3/21/2023
In Control: Town Council
Version: 1

File Type: Agendas

deeds on the town's behalf.

RECOMMENDATION: The Town Manager recommends that the Town Council approve the resolution included as Attachment A.

Attachment A

**A RESOLUTION AUTHORIZING THE TOWN MANAGER TO SIGN THE GREENE TRACT
PROPERTY TRANSFER DEED**

WHEREAS, the Carrboro Town Council supports community infrastructure, planning and related remediation efforts related to impacts of the 1972 landfill siting in the Historic Rogers Road Neighborhood, and

WHEREAS, the Carrboro Town Council is a joint owner of the 107-acre portion of the Greene Tract with Orange County and the Town of Chapel Hill; and

WHEREAS, the Carrboro Town Council has adopted a resolution to recombine portions of the Greene Tract from owned jointly by the Towns of Carrboro and Chapel Hill and Orange County to owned solely by Orange County, and vice-versa, and

BE IT HEREBY RESOLVED that the Town Council authorizes the Town Manager to sign the accompanying deed that recombines portions of the Greene Tract, together with any required supporting documentation, on its behalf.

This is the 21st day of March in the year 2023.

**ORANGE COUNTY
BOARD OF COMMISSIONERS
ACTION AGENDA ITEM ABSTRACT
Meeting Date: March 7, 2023**

**Action Agenda
Item No. 8-I**

SUBJECT: Signature Authorization for Greene Tract Deeds Property Transfer

DEPARTMENT: Planning and Inspections

ATTACHMENT(S):

1. Draft Deeds
2. Recombination Plat
3. 2021 Greene Tract Resolution

INFORMATION CONTACT:

Cy Stober, Planning Director, 919-245-2575
Ashley Moncado, Planner III, 919-245-2589

PURPOSE: To authorize the Chair to sign the Greene Tract deeds to allow for the transfer of property with the Town of Chapel Hill and the Town of Carrboro.

BACKGROUND: The Greene Tract is a 167 acre parcel of which 107 acres is jointly owned by Orange County/Chapel Hill/Carrboro and 60 acres is owned by Orange County (Headwaters Preserve). The parcel is located east of the Rogers Road community within the Town of Chapel Hill's ETJ (Extra-Territorial Jurisdiction).

On November 16, 2021, the BOCC adopted the Greene Tract Resolution Approving the Draft Recombination Plat and Conceptual Plan. The resolution authorized the Managers to sign the final recombination plat as the property owners for the three local governments. The recombination plat has been completed and signed by the Managers.

During the recording process, it was brought to staff's attention that new property deeds would need to be drafted and signed by the three local governments. The new deeds would need to address the transfer of acreage for the two Greene Tract parcels from Joint Owned to County Owned and County Owned to Joint Owned. Draft property deeds are provided at Attachment 1. The draft deeds reflect modifications to the 60 acres (County Owned) parcel and 107 acre (Joint Owned) parcel as contained in the 2021 Greene Tract Resolution and recombination plat (Attachment 2).

The draft deeds have been reviewed by the Orange County Attorney's Office. In addition, legal staff from the Town of Carrboro and the Town of Chapel Hill have reviewed the draft deeds.

Once completed and signed, the recombination plat and deeds may be recorded at the Orange County Register of Deeds office.

FINANCIAL IMPACT: There is no direct financial impact associated with this item.

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal associated with this item.

ENVIRONMENTAL IMPACT: There is no Orange County Environmental Responsibility Goal impact applicable to this item:

RECOMMENDATION(S): The Manager recommends the Board:

1. Review the draft deeds; and
2. Authorize the Chair to sign the final deeds, together with any required supporting documentation, for recordation.

**NORTH CAROLINA
SPECIAL WARRANTY DEED**

Excise Tax: **\$EXEMPT**

Parcel Identifier No.

Mail after recording to: Beemer, Hadler & Willett, P.A.

This instrument was prepared by: Wayne R. Hadler, Esq. (WITHOUT TITLE EXAMINATION)

THIS DEED made this ____ day of March, 2023 by and between

GRANTOR

THE COUNTY OF ORANGE, a body politic and corporate,
a political subdivision of the State of North Carolina

GRANTEE

TOWN OF CARRBORO, a North Carolina municipal corporation, TOWN OF CHAPEL HILL,
a North Carolina municipal corporation and THE COUNTY OF ORANGE, North Carolina

P.O. Box 8181
Hillsborough, NC 27278

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the

Grantee in fee simple, all that certain lot or parcel of land situated in Orange County, North Carolina, and more particularly described as follows:

See Exhibit "A" Attached hereto and incorporated herein by reference.

The property hereinabove described was acquired by Grantor by instrument recorded in Book 2894, Page 283, Orange County Registry.

A map showing the above-described property was previously recorded in Plat Book 86, Page 128, Orange County Registry.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor has done nothing to impair such title as Grantor received, and that Grantor will warrant and defend the title against the lawful claims of all persons claiming by, under or through Grantor, except for the exceptions hereinafter stated.

Title to the property hereinabove described is subject to the following exceptions:
Easements, conditions and restrictions of record, if any.

IN WITNESS WHEREOF, the Grantors has duly executed the foregoing as of the day and year set forth below.

SIGNATURE PAGE TO FOLLOW

**THE COUNTY OF ORANGE,
a body politic and corporate,
a political subdivision of the State of North Carolina**

_____(Seal)

Chair
Orange County, North Carolina
Board of Commissioners

_____(Seal)

Laura Jensen, Clerk
Orange County, North Carolina
Board of Commissioners

STATE OF NORTH CAROLINA

COUNTY OF _____

I, _____, Notary Public for the County of _____, State of North Carolina, certify that LAURA JENSEN, personally appeared before me on the ____ day of _____, 2023 and acknowledged that she is the Clerk to the Board of Orange County, North Carolina, Board of County Commissioners, and to verify _____ execution of this North Carolina Special Warranty Deed, conveying real property, that _____ is Chair of the Orange County Board of Commissioners and signed in that capacity.

Witness my hand and official stamp or seal, this the ____ day of _____, 2023.

Notary Public
My Commission Expires:

EXHIBIT "A"

Tract I

BEING all that certain 15.76 acres more or less and containing 686,476 square feet more or less and labeled Lot B (Area 1B) all as shown on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT", dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same.

It being the intent of this conveyance to merge this tract with that certain 8.40 acres and containing 365,890 square feet more or less and labeled Lot B (Area 1A)" on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT", dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same. THE MERGE TRACTS ARE SHOWN ON THE SITE DATA TABLE of the map and survey recorded in Plata Book ____, Page ____, Orange County Registry as AS NEW LOT B (AREA 1) AND CONTAINING A TOTAL OF 24.16 ACRES.

Tract II

BEING all that certain 6.85 acres more or less and containing 298,579 square feet more or less and labeled Lot B (Area 2B) all as shown on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT", dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same.

It being the intent of this conveyance to merge this tract with that certain 76.38 acres and containing 3,326,961 square feet more or less and labeled Lot B (Area 2A)" on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT" dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same. THE MERGE TRACTS ARE SHOWN ON THE SITE DATA TABLE of the map and survey recorded in Plata Book ____, Page ____, Orange County Registry as AS NEW LOT B (AREA 2) AND CONTAINING A TOTAL OF 83.23 ACRES.

TRACTS I & II are intended to be merged as the 107.39-acre tract shown on the plat recorded in Plat Book ____, Page ____, Orange County Registry.

**NORTH CAROLINA
SPECIAL WARRANTY DEED**

Excise Tax: **\$EXEMPT**

Parcel Identifier No.

Mail after recording to: Beemer, Hadler & Willett, P.A.

This instrument was prepared by: Wayne R. Hadler, Esq. (WITHOUT TITLE EXAMINATION)

THIS DEED made this ____ day of March, 2023 by and between

GRANTOR

TOWN OF CARRBORO, a North Carolina municipal corporation, TOWN OF CHAPEL HILL,
a North Carolina municipal corporation and THE COUNTY OF ORANGE, a body politic and corporate,
a political subdivision of the State of North Carolina

GRANTEE

THE COUNTY OF ORANGE, North Carolina
P.O. Box 8181
Hillsborough, NC 27278

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of

which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in Orange County, North Carolina, and more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE

The property hereinabove described was acquired by Grantor by instrument recorded in Book 459, Page 340, Orange County Registry.

A map showing all or a portion of the above described property was previously recorded in Plat Book 86, Page 128, Orange County Registry.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor has done nothing to impair such title as Grantor received, and that Grantor will warrant and defend the title against the lawful claims of all persons claiming by, under or through Grantor, except for the exceptions hereinafter stated.

Title to the property hereinabove described is subject to the following exceptions:
Easements, conditions and restrictions of record, if any.

IN WITNESS WHEREOF, the Grantors have duly executed the foregoing as of the day and year set forth below.

SIGNATURE PAGES TO FOLLOW

**TOWN OF CHAPEL HILL,
a North Carolina municipal corporation**

BY: _____ (SEAL)

Name: _____

Title: Town Manager

Date: _____

ATTEST:
(SEAL)

By: _____

Name: Town Clerk

Title: _____

Date: _____

STATE OF NORTH CAROLINA

COUNTY OF ORANGE

I, _____, Notary Public for the County of _____, State of _____, certify that the _____, personally appeared before me this day and acknowledged that (s)he is _____ Town Clerk of the Town of Chapel Hill, a North Carolina municipal corporation, and that by authority duly given and as the act of the municipal corporation, the foregoing and annexed instrument was signed in its name by _____, its _____ Town Manager, sealed, and attested by (him) (her) as its _____ Town Clerk.
Witness my hand and official stamp or seal, this the ____ day of _____, 2023.

Notary Public
My Commission Expires:

**TOWN OF CARRBORO,
a North Carolina municipal corporation**

BY: _____ (SEAL)

Name: _____

Title: Town Manager

Date: _____

ATTEST:

(SEAL)

By: _____

Name: Town Clerk

Title: _____

Date: _____

STATE OF NORTH CAROLINA

COUNTY OF ORANGE

I, _____, Notary Public for the County of _____, State of North Carolina, certify that the _____, personally appeared before me this day and acknowledged that (s)he is _____ Town Clerk of the Town of Carrboro, a North Carolina municipal corporation, and that by authority duly given and as the act of the municipal corporation, the foregoing and annexed instrument was signed in its name by _____, its _____ Town Manager, sealed, and attested by (him) (her) as its _____ Town Clerk.

Witness my hand and official stamp or seal, this the ____ day of _____, 2023.

Notary Public

My Commission Expires:

**THE COUNTY OF ORANGE,
a body politic and corporate,
a political subdivision of the State of North Carolina**

_____(Seal)
Chair
Orange County, North Carolina
Board of Commissioners

_____(Seal)
Laura Jensen, Clerk
Orange County, North Carolina
Board of Commissioners

STATE OF NORTH CAROLINA

COUNTY OF _____

I, _____, Notary Public for the County of _____, State of North Carolina, certify that LAURA JENSEN, personally appeared before me on the ____ day of _____, 2023 and acknowledged that she is the Clerk to the Board of Orange County, North Carolina, Board of County Commissioners, and to verify _____ execution of this North Carolina Special Warranty Deed, conveying real property, that _____ is Chair of the Orange County Board of Commissioners and signed in that capacity.

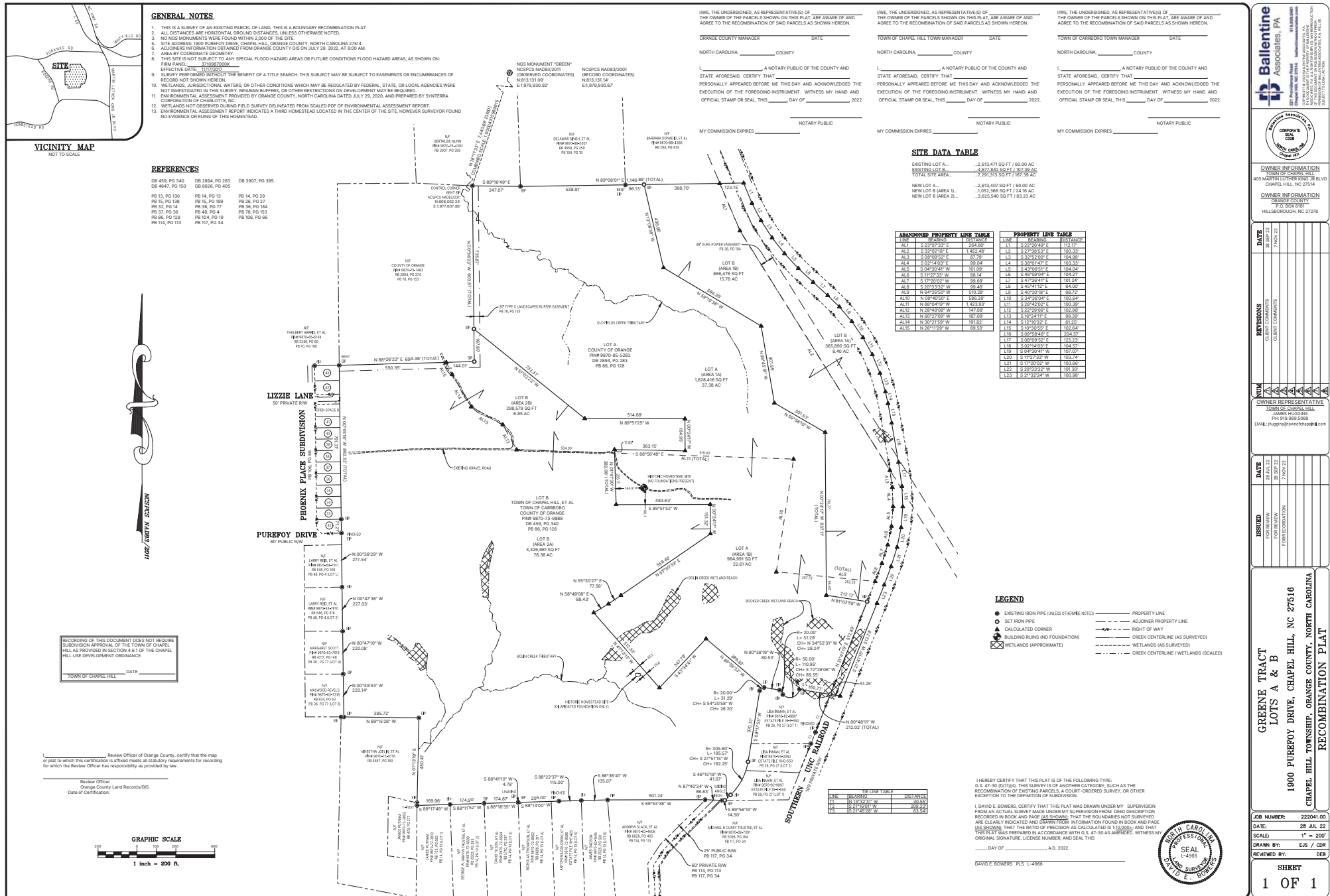
Witness my hand and official stamp or seal, this the ____ day of _____, 2023.

Notary Public
My Commission Expires:

EXHIBIT "A"

BEING all that certain 22.61 acres more or less and containing 984,991 square feet more or less and labeled Lot A (Area 1B) all as shown on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT", dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same.

It being the intent of this conveyance to merge this tract with that certain 37.38 Acres and containing 1,628,416 square feet more or less and labeled Lot A (Area 1A)" on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT" dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same. THE MERGE TRACTS ARE SHOWN ON THE SITE DATA TABLE of the map and survey recorded in Plata Book ____, Page ____, Orange County Registry as NEW LOT A AND CONTAINING A TOTAL OF 60.00 ACRES.



**ORANGE COUNTY
BOARD OF COMMISSIONERS
ACTION AGENDA ITEM ABSTRACT
Meeting Date: March 7, 2023**

**Action Agenda
Item No. 8-I**

SUBJECT: Signature Authorization for Greene Tract Deeds Property Transfer

DEPARTMENT: Planning and Inspections

ATTACHMENT(S):

1. Draft Deeds
2. Recombination Plat
3. 2021 Greene Tract Resolution

INFORMATION CONTACT:

Cy Stober, Planning Director, 919-245-2575
Ashley Moncado, Planner III, 919-245-2589

PURPOSE: To authorize the Chair to sign the Greene Tract deeds to allow for the transfer of property with the Town of Chapel Hill and the Town of Carrboro.

BACKGROUND: The Greene Tract is a 167 acre parcel of which 107 acres is jointly owned by Orange County/Chapel Hill/Carrboro and 60 acres is owned by Orange County (Headwaters Preserve). The parcel is located east of the Rogers Road community within the Town of Chapel Hill's ETJ (Extra-Territorial Jurisdiction).

On November 16, 2021, the BOCC adopted the Greene Tract Resolution Approving the Draft Recombination Plat and Conceptual Plan. The resolution authorized the Managers to sign the final recombination plat as the property owners for the three local governments. The recombination plat has been completed and signed by the Managers.

During the recording process, it was brought to staff's attention that new property deeds would need to be drafted and signed by the three local governments. The new deeds would need to address the transfer of acreage for the two Greene Tract parcels from Joint Owned to County Owned and County Owned to Joint Owned. Draft property deeds are provided at Attachment 1. The draft deeds reflect modifications to the 60 acres (County Owned) parcel and 107 acre (Joint Owned) parcel as contained in the 2021 Greene Tract Resolution and recombination plat (Attachment 2).

The draft deeds have been reviewed by the Orange County Attorney's Office. In addition, legal staff from the Town of Carrboro and the Town of Chapel Hill have reviewed the draft deeds.

Once completed and signed, the recombination plat and deeds may be recorded at the Orange County Register of Deeds office.

FINANCIAL IMPACT: There is no direct financial impact associated with this item.

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal associated with this item.

ENVIRONMENTAL IMPACT: There is no Orange County Environmental Responsibility Goal impact applicable to this item:

RECOMMENDATION(S): The Manager recommends the Board:

1. Review the draft deeds; and
2. Authorize the Chair to sign the final deeds, together with any required supporting documentation, for recordation.

**NORTH CAROLINA
SPECIAL WARRANTY DEED**

Excise Tax: **\$EXEMPT**

Parcel Identifier No.

Mail after recording to: Beemer, Hadler & Willett, P.A.

This instrument was prepared by: Wayne R. Hadler, Esq. (WITHOUT TITLE EXAMINATION)

THIS DEED made this ____ day of March, 2023 by and between

GRANTOR

THE COUNTY OF ORANGE, a body politic and corporate,
a political subdivision of the State of North Carolina

GRANTEE

TOWN OF CARRBORO, a North Carolina municipal corporation, TOWN OF CHAPEL HILL,
a North Carolina municipal corporation and THE COUNTY OF ORANGE, North Carolina

P.O. Box 8181
Hillsborough, NC 27278

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the

Grantee in fee simple, all that certain lot or parcel of land situated in Orange County, North Carolina, and more particularly described as follows:

See Exhibit "A" Attached hereto and incorporated herein by reference.

The property hereinabove described was acquired by Grantor by instrument recorded in Book 2894, Page 283, Orange County Registry.

A map showing the above-described property was previously recorded in Plat Book 86, Page 128, Orange County Registry.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor has done nothing to impair such title as Grantor received, and that Grantor will warrant and defend the title against the lawful claims of all persons claiming by, under or through Grantor, except for the exceptions hereinafter stated.

Title to the property hereinabove described is subject to the following exceptions:
Easements, conditions and restrictions of record, if any.

IN WITNESS WHEREOF, the Grantors has duly executed the foregoing as of the day and year set forth below.

SIGNATURE PAGE TO FOLLOW

**THE COUNTY OF ORANGE,
a body politic and corporate,
a political subdivision of the State of North Carolina**

_____(Seal)

Chair
Orange County, North Carolina
Board of Commissioners

_____(Seal)

Laura Jensen, Clerk
Orange County, North Carolina
Board of Commissioners

STATE OF NORTH CAROLINA

COUNTY OF _____

I, _____, Notary Public for the County of _____, State of North Carolina, certify that LAURA JENSEN, personally appeared before me on the ____ day of _____, 2023 and acknowledged that she is the Clerk to the Board of Orange County, North Carolina, Board of County Commissioners, and to verify _____ execution of this North Carolina Special Warranty Deed, conveying real property, that _____ is Chair of the Orange County Board of Commissioners and signed in that capacity.

Witness my hand and official stamp or seal, this the ____ day of _____, 2023.

Notary Public
My Commission Expires:

EXHIBIT "A"

Tract I

BEING all that certain 15.76 acres more or less and containing 686,476 square feet more or less and labeled Lot B (Area 1B) all as shown on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT", dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same.

It being the intent of this conveyance to merge this tract with that certain 8.40 acres and containing 365,890 square feet more or less and labeled Lot B (Area 1A)" on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT", dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same. THE MERGE TRACTS ARE SHOWN ON THE SITE DATA TABLE of the map and survey recorded in Plata Book ____, Page ____, Orange County Registry as AS NEW LOT B (AREA 1) AND CONTAINING A TOTAL OF 24.16 ACRES.

Tract II

BEING all that certain 6.85 acres more or less and containing 298,579 square feet more or less and labeled Lot B (Area 2B) all as shown on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT", dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same.

It being the intent of this conveyance to merge this tract with that certain 76.38 acres and containing 3,326,961 square feet more or less and labeled Lot B (Area 2A)" on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT" dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same. THE MERGE TRACTS ARE SHOWN ON THE SITE DATA TABLE of the map and survey recorded in Plata Book ____, Page ____, Orange County Registry as AS NEW LOT B (AREA 2) AND CONTAINING A TOTAL OF 83.23 ACRES.

TRACTS I & II are intended to be merged as the 107.39-acre tract shown on the plat recorded in Plat Book ____, Page ____, Orange County Registry.

**NORTH CAROLINA
SPECIAL WARRANTY DEED**

Excise Tax: **\$EXEMPT**

Parcel Identifier No.

Mail after recording to: Beemer, Hadler & Willett, P.A.

This instrument was prepared by: Wayne R. Hadler, Esq. (WITHOUT TITLE EXAMINATION)

THIS DEED made this ____ day of March, 2023 by and between

GRANTOR

TOWN OF CARRBORO, a North Carolina municipal corporation, TOWN OF CHAPEL HILL,
a North Carolina municipal corporation and THE COUNTY OF ORANGE, a body politic and corporate,
a political subdivision of the State of North Carolina

GRANTEE

THE COUNTY OF ORANGE, North Carolina
P.O. Box 8181
Hillsborough, NC 27278

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of

which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in Orange County, North Carolina, and more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE

The property hereinabove described was acquired by Grantor by instrument recorded in Book 459, Page 340, Orange County Registry.

A map showing all or a portion of the above described property was previously recorded in Plat Book 86, Page 128, Orange County Registry.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor has done nothing to impair such title as Grantor received, and that Grantor will warrant and defend the title against the lawful claims of all persons claiming by, under or through Grantor, except for the exceptions hereinafter stated.

Title to the property hereinabove described is subject to the following exceptions:
Easements, conditions and restrictions of record, if any.

IN WITNESS WHEREOF, the Grantors have duly executed the foregoing as of the day and year set forth below.

SIGNATURE PAGES TO FOLLOW

**TOWN OF CHAPEL HILL,
a North Carolina municipal corporation**

BY: _____ (SEAL)

Name: _____

Title: Town Manager

Date: _____

ATTEST:
(SEAL)

By: _____

Name: Town Clerk

Title: _____

Date: _____

STATE OF NORTH CAROLINA

COUNTY OF ORANGE

I, _____, Notary Public for the County of _____, State of _____, certify that the _____, personally appeared before me this day and acknowledged that (s)he is _____ Town Clerk of the Town of Chapel Hill, a North Carolina municipal corporation, and that by authority duly given and as the act of the municipal corporation, the foregoing and annexed instrument was signed in its name by _____, its _____ Town Manager, sealed, and attested by (him) (her) as its _____ Town Clerk.
Witness my hand and official stamp or seal, this the _____ day of _____, 2023.

Notary Public
My Commission Expires:

**TOWN OF CARRBORO,
a North Carolina municipal corporation**

BY: _____ (SEAL)

Name: _____

Title: Town Manager

Date: _____

ATTEST:
(SEAL)

By: _____

Name: Town Clerk

Title: _____

Date: _____

STATE OF NORTH CAROLINA

COUNTY OF ORANGE

I, _____, Notary Public for the County of _____, State of North Carolina, certify that the _____, personally appeared before me this day and acknowledged that (s)he is _____ Town Clerk of the Town of Carrboro, a North Carolina municipal corporation, and that by authority duly given and as the act of the municipal corporation, the foregoing and annexed instrument was signed in its name by _____, its _____ Town Manager, sealed, and attested by (him) (her) as its _____ Town Clerk.

Witness my hand and official stamp or seal, this the ____ day of _____, 2023.

Notary Public

My Commission Expires:

**THE COUNTY OF ORANGE,
a body politic and corporate,
a political subdivision of the State of North Carolina**

_____(Seal)
Chair
Orange County, North Carolina
Board of Commissioners

_____(Seal)
Laura Jensen, Clerk
Orange County, North Carolina
Board of Commissioners

STATE OF NORTH CAROLINA

COUNTY OF _____

I, _____, Notary Public for the County of _____, State of North Carolina, certify that LAURA JENSEN, personally appeared before me on the ____ day of _____, 2023 and acknowledged that she is the Clerk to the Board of Orange County, North Carolina, Board of County Commissioners, and to verify _____ execution of this North Carolina Special Warranty Deed, conveying real property, that _____ is Chair of the Orange County Board of Commissioners and signed in that capacity.

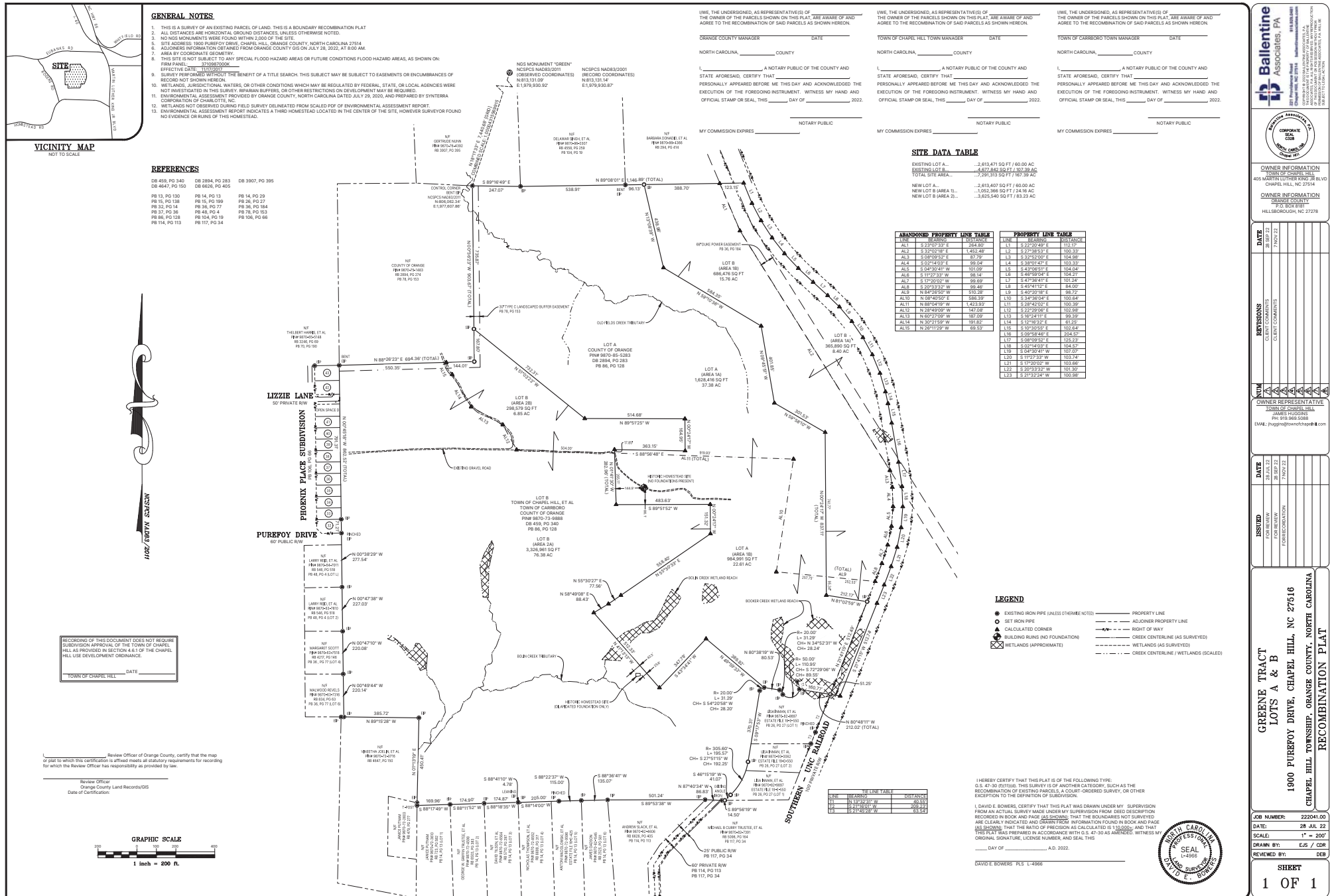
Witness my hand and official stamp or seal, this the ____ day of _____, 2023.

Notary Public
My Commission Expires:

EXHIBIT "A"

BEING all that certain 22.61 acres more or less and containing 984,991 square feet more or less and labeled Lot A (Area 1B) all as shown on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT", dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same.

It being the intent of this conveyance to merge this tract with that certain 37.38 Acres and containing 1,628,416 square feet more or less and labeled Lot A (Area 1A)" on a map and survey entitled "GREENE TRACT LOTS A & B RECOMBINATION PLAT" dated July 28, 2022 and recorded in Plat Book ____, Page ____, Orange County Registry, to which reference is made for a more particular description of same. THE MERGE TRACTS ARE SHOWN ON THE SITE DATA TABLE of the map and survey recorded in Plata Book ____, Page ____, Orange County Registry as NEW LOT A AND CONTAINING A TOTAL OF 60.00 ACRES.



RESOLUTION**A RESOLUTION APPROVING THE DRAFT RECOMBINATION PLAT AND CONCEPTUAL PLAN FOR THE 60-ACRE PORTION OF THE GREENE TRACT IN COUNTY OWNERSHIP AND THE 107-ACRE PORTION OF THE GREENE TRACT IN JOINT OWNERSHIP**

WHEREAS, in 1984, Orange County and the Towns of Carrboro and Chapel Hill jointly purchased the property known as the Greene Tract (167 acres more or less); and

WHEREAS, in 2000, title to 60 acres of this property was deeded exclusively to the Orange County Solid Waste Enterprise Fund for non-landfill solid waste purposes under provisions of the 1999 Interlocal Agreement for Solid Waste Management; and

WHEREAS, at that time, the remaining 107 acres were retained in joint ownership by the three governments (with the intent that the future uses of the property would be determined at a future time); and

WHEREAS, in 2002 Orange County and the Towns of Carrboro and Chapel Hill adopted the 2002 Resolution which called for approximately 86 acres for open space and 18 acres for affordable housing on the jointly-owned land; and

WHEREAS, the Greene Tract is part of the Historic Rogers Road Neighborhood where the Towns of Chapel Hill and Carrboro have researched market development potential and zoning to implement a planning program in the overall area; and

WHEREAS, over the last 20 years, various joint planning studies, including the Historic Rogers Road Neighborhood Task Force Report and Mapping Our Community's Future, and collaborations with the community and school district have suggested land use and acreage needs; and

WHEREAS, the 60-acre parcel (designated as the Headwaters Preserve by the Orange County Board of Commissioners on October 18, 2016) was purchased by Orange County via reimbursement to the Solid Waste Enterprise Fund in 2016; and

WHEREAS, Mayors for Carrboro and Chapel Hill and the Orange County Commissioners Chair have agreed to jointly pursue an update to the 2002 Resolution and have been meeting with respective management and supporting staff, as suggested by the elected officials at an Assembly of Governments meeting in 2017, to determine next steps for preservation and development of the Greene Tract; and

WHEREAS, on February 12, 2019 the Carrboro Board of Aldermen, and on February 19, 2019 the Orange County Commissioners, voted to approve a resolution to support adjusting the property lines of the jointly-owned tract and Headwaters Preserve, creating a jointly-owned preserve, indicating land uses, and conceptually agreeing to consider development of the Greene Tract; and

WHEREAS, on February 20, 2019 the Chapel Hill Town Council voted to approve the exploration of ways to protect the County-owned Headwaters Preserve and a proposed jointly-owned preserve area; and

WHEREAS, the Chapel Hill Carrboro City Schools in a letter dated May 22, 2019, have indicated the district's continued interest in designation of a school site to be located on the Greene Tract; and

WHEREAS, on July 15, 2019 the Chapel Hill Town Council adopted a resolution to support adjusting the property lines on the Greene Tract, creating a jointly-owned preserve, and conceptually agreeing to consider development of the Greene Tract; and

WHEREAS, at that time the Chapel Hill Town Council did not agree to designating the land uses indicated on the maps attached to the Carrboro and County's resolutions; and

WHEREAS, the three jurisdictions agreed conceptually to the following land use designations:

- Approximately 22 acres for joint preserve;
- A minimum of 16 acres for public school site and public recreational site;
- Approximately 66 acres for housing/mixed use; and

WHEREAS, the Chapel Hill Town Council also adopted a resolution on July 15, 2019 committing to holding a series of community meetings, soliciting input from the public and respective advisory boards regarding land uses and densities, initiating environmental and connectivity assessment; and initiating steps to protect the jointly-owned preserve and the Headwaters Preserve in perpetuity; and

WHEREAS, in January 2020, the three local governments adopted the 2020 Greene Tract Resolution for a Path Forward Process for Further Assessment of the Greene Tract, which consolidated the differences, superseded the resolutions adopted in 2019, and included the following:

- Initiated an environmental assessment of the entire Greene Tract to consider designating the most environmentally sensitive area as the Headwaters Preserve with a cost share Interlocal Agreement;
- Initiated the drafting of a Memorandum of Understanding between the three jurisdictions related to a decision making process;
- Delayed public engagement efforts until agreement on a Memorandum of Understanding; and

WHEREAS, analysis of the Greene Tract's past, present, and future identified the following land use needs and goals:

- Promote mixed-income housing opportunities; development of housing that serves a range of incomes;
- Preserve valuable environmental features including tree canopy, open space, stream buffers, and wildlife corridors;
- Protect historical and cultural resources;
- Promote cost effective infrastructure;
- Incorporate school and recreation sites;
- Earmark development areas for mixed income housing and mixed use potential; and

WHEREAS, the Greene Tract Environmental Assessment was completed by SynTerra Inc. in July 2020 and corresponding video presentation was completed in April 2021 which included an environmental analysis on existing conditions on the Greene Tract, site specific information on environmental and cultural conditions present on the Greene Tract, suitability analysis, and four

draft land use alternatives; and

WHEREAS, the Interlocal Agreement Regarding the Current and Future Use of the Jointly Owned Greene Tract between the Orange County and the Towns of Carrboro and Chapel Hill was adopted in April 2021; and

WHEREAS, the three local governments' elected officials and staff have met with community members, solicited survey responses, and conducted public meetings in order to encourage and collect input from the Orange County community; and

WHEREAS, the three local governments' elected officials and staff will continue to work with environmental staff, environmental partners, and community to identify, protect, and maintain the most cultural and environmentally sensitive features of the Greene Tract from future development and consider development guidelines exceeding regulatory standards preserving these areas; and

WHEREAS, the staff work group considered direction from the respective governing boards, specialized staff, housing partners, and community in developing a conceptual plan for the Greene Tract; and

WHEREAS, each board will consider this resolution in November 2021 and provide direction to their respective staff.

NOW, THEREFORE, BE IT RESOLVED THAT the Orange County Board of Commissioners:

1. Approve the draft recombination plat to modify the existing county owned (60 acres) and jointly owned (107 acres) portions of the Greene Tract as shown in Exhibit 1.
2. Approve the conceptual plan, as shown in Exhibit 2 for the joint owned portion of the Greene Tract which designates and defines the following future land uses:
 - a. 60 acres for the Headwaters Preserve (County owned)
 - b. Approximately 22 acres for Greene Tract Preserve
 - c. Approximately 66 acres for development
 - d. Approximately 16 acres for public school and public recreational site
3. Authorize the Manager to sign the final recombination plat as property owner for Orange County.
4. Continue to solicit input from the public, governing boards, specialized staff, and housing partners, during the master planning and development agreement process.

This the 16th day of November 2021.

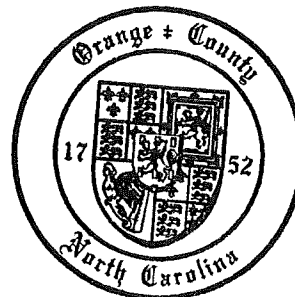
Renee A. Price

Renee Price, Chair
Orange County Board of County Commissioners

ATTEST:

Laura Jensen

Laura Jensen, Clerk to the Board of County Commissioners



17



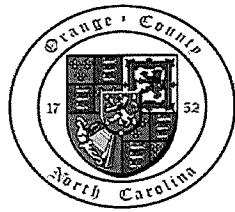
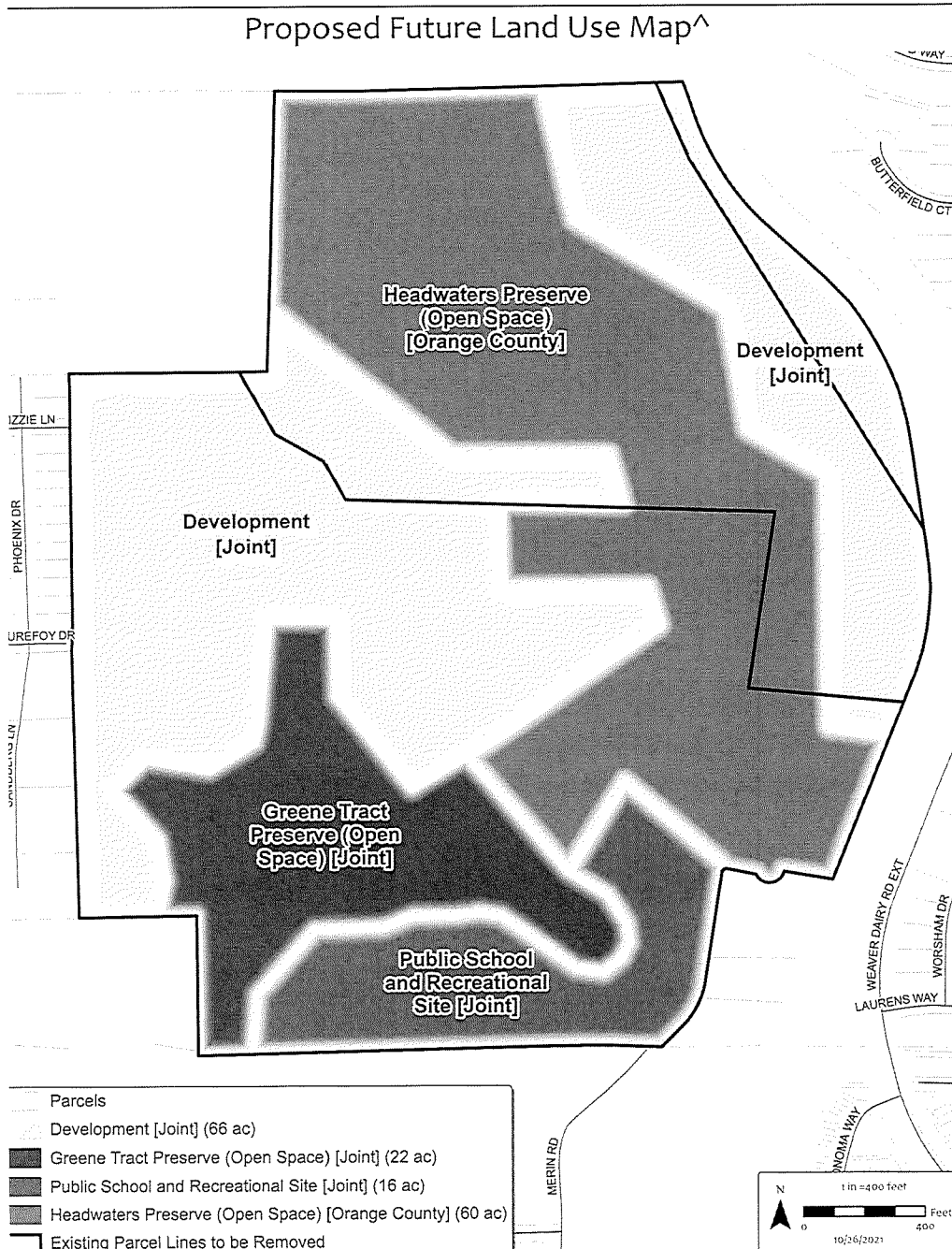


Exhibit 2 - Greene Tract Conceptual Plan

The Greene Tract Conceptual Plan is a proposed schematic for future planning purposes. It shall not be viewed or categorized as a regulatory development application, development plan, or any other regulatory related zoning and/or land use application, plan, or document.

Proposed Future Land Use Map[^]



Proposed Future Land Use Definitions

- 1. Headwaters Preserve (County Owned):** 60 acres deeded to Orange County in 2000 under provisions of the 1999 Interlocal Agreement for Solid Waste and considered for protection by the Towns and County in the 2002 Joint Greene Tract Resolution. Would allow for installation of infrastructure and utilities (i.e. roadway and pedestrian access, public water and sewer, stormwater facilities), as necessary with minimized land disturbance. Orange County Board of Commissioners may consider protecting its 60 acres of the Greene Tract by executing a conservation easement.
- 2. Greene Tract Preserve:** Approximately +/-22 acres* designated for future joint preservation. Area preliminarily identified as having environmental attributes such as streams/buffers, wetlands, or significant trees and wildlife habitats. Would allow for installation of infrastructure and utilities (i.e. roadway and pedestrian access, public water and sewer, stormwater facilities), as necessary with minimized land disturbance. Carrboro Town Council, Chapel Hill Town Council, and Orange County Board of Commissioners may consider protecting the area shown on the conceptual plan as Greene Tract Preserve by executing a conservation easement.
- 3. Development:** Approximately +/-66 acres* for future development. The location for this land use is based on site elevations and proximity to existing infrastructure. This area will allow for appropriate development based on land suitability, public services, available infrastructure, accessibility to activity centers, and surrounding land uses. Affordable and mixed income housing is of primary interest. The area may support low intensity commercial, service uses, and maker/incubator space, which serve the needs of the surrounding neighborhoods, limit conflicts with the adjacent community, and are compatible with the surrounding residential development. The area will not be utilized predominantly for commercial purposes. The proposed 21 acres along the eastern side of the Greene Tract will remain as public owned and undeveloped land in the short term, but may be evaluated for development in the future (10—20 years) depending on the needs at that time.
- 4. Public School and Recreational Site:** Approximately +/-16 acres* dedicated for a future school and outdoor recreational site. This area will remain as public jointly owned land until needed for a future school and/or is developed consistent with joint school/park facilities. Acreage will be freely dedicated for recreational purposes by the joint governments.

* Acreage may deviate up to 15%

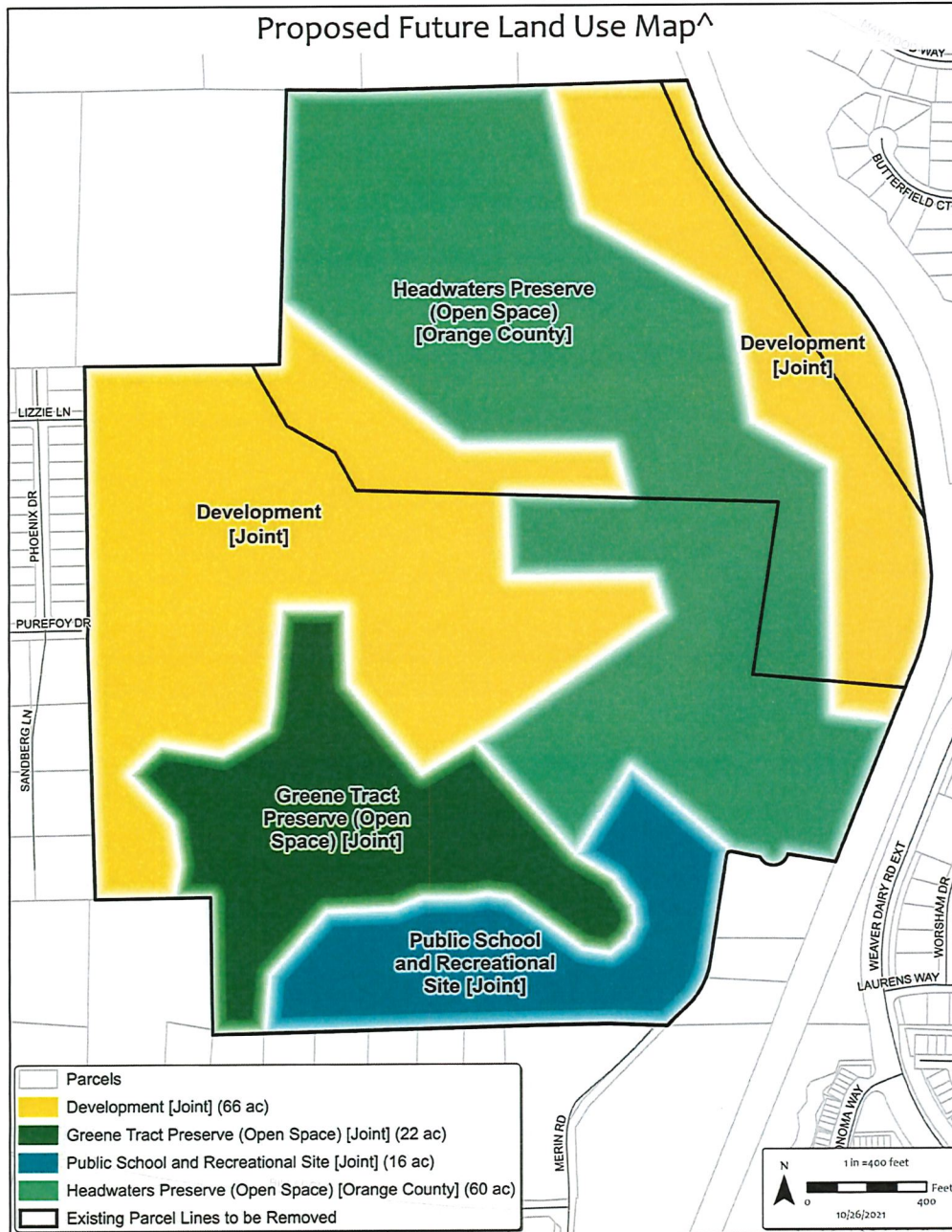
[^] Proposed parcel lines are based on draft GIS mapping and preliminary survey work. Final parcel lines may deviate marginally once final survey work is complete.



Exhibit 2 - Greene Tract Conceptual Plan¹⁹

The Greene Tract Conceptual Plan is a proposed schematic for future planning purposes. It shall not be viewed or categorized as a regulatory development application, development plan, or any other regulatory related zoning and/or land use application, plan, or document.

Proposed Future Land Use Map[^]



Proposed Future Land Use Definitions

- 1. Headwaters Preserve (County Owned):** 60 acres deeded to Orange County in 2000 under provisions of the 1999 Interlocal Agreement for Solid Waste and considered for protection by the Towns and County in the 2002 Joint Greene Tract Resolution. Would allow for installation of infrastructure and utilities (i.e. roadway and pedestrian access, public water and sewer, stormwater facilities), as necessary with minimized land disturbance. Orange County Board of Commissioners may consider protecting its 60 acres of the Greene Tract by executing a conservation easement.
- 2. Greene Tract Preserve:** Approximately +/-22 acres* designated for future joint preservation. Area preliminarily identified as having environmental attributes such as streams/buffers, wetlands, or significant trees and wildlife habitats. Would allow for installation of infrastructure and utilities (i.e. roadway and pedestrian access, public water and sewer, stormwater facilities), as necessary with minimized land disturbance. Carrboro Town Council, Chapel Hill Town Council, and Orange County Board of Commissioners may consider protecting the area shown on the conceptual plan as Greene Tract Preserve by executing a conservation easement.
- 3. Development:** Approximately +/-66 acres* for future development. The location for this land use is based on site elevations and proximity to existing infrastructure. This area will allow for appropriate development based on land suitability, public services, available infrastructure, accessibility to activity centers, and surrounding land uses. Affordable and mixed income housing is of primary interest. The area may support low intensity commercial, service uses, and maker/incubator space, which serve the needs of the surrounding neighborhoods, limit conflicts with the adjacent community, and are compatible with the surrounding residential development. The area will not be utilized predominantly for commercial purposes. The proposed 21 acres along the eastern side of the Greene Tract will remain as public owned and undeveloped land in the short term, but may be evaluated for development in the future (10—20 years) depending on the needs at that time.
- 4. Public School and Recreational Site:** Approximately +/-16 acres* dedicated for a future school and outdoor recreational site. This area will remain as public jointly owned land until needed for a future school and/or is developed consistent with joint school/park facilities. Acreage will be freely dedicated for recreational purposes by the joint governments.

* Acreage may deviate up to 15%

[^] Proposed parcel lines are based on draft GIS mapping and preliminary survey work. Final parcel lines may deviate marginally once final survey work is complete.

**INTERLOCAL AGREEMENT BETWEEN ORANGE COUNTY AND THE TOWNS OF
CARRBORO AND CHAPEL HILL REGARDING THE CURRENT AND FUTURE USE
OF THE JOINTLY OWNED GREENE TRACT**

THIS AGREEMENT, made and entered into this 21st day of June, 2021 between Towns of Carrboro and Chapel Hill, North Carolina municipal corporations, of Orange County, North Carolina (hereinafter referred to individually as the "Town" and jointly as "Towns"); and Orange County, a political subdivision of the State of North Carolina (hereinafter referred to as the "County"), regarding the use of the jointly owned Greene Tract, having approximately 104 acres and identified by PIN 9870739888 in the Orange County Registry (hereinafter referred to as the "Property") and the 60 acres owned exclusively by Orange County and identified by PIN 9870855283 in the Orange County Registry (hereinafter referred to as the "Headwaters Preserve"). (County and Towns may be referred to collectively as the "Parties").

WITNESSETH

WHEREAS, the Parties are public bodies, politic and corporate, under the laws of the State of North Carolina and are vested with the power and authority by Article 20 of North Carolina General Statutes Chapter 160A to enter into this Interlocal Agreement (hereinafter referred to as the "Agreement"); and

WHEREAS, the 164 acres, more or less, was purchased in 1984 for \$608,000 for use as a future landfill; and

WHEREAS, the Property and the Headwaters Preserve are located within the Chapel Hill's Extraterritorial Jurisdiction and subject to the Town of Chapel Hill's development regulations; and

WHEREAS, the Parties jointly own the Property with Orange County having a 43% interest, the Town of Chapel Hill having a 43% interest, and the Town of Carrboro having a 14% interest in 104 acres of the Greene Tract and Orange County owns 100% interest in the Headwaters Preserve (60 acres) ; and

WHEREAS, the Parties desire to establish procedures, rights, responsibilities, and uses of and for the Property; and

WHEREAS, the Parties agree that some portion of the Property should be dedicated to providing affordable and mixed income housing and other uses; and

WHEREAS, the Parties agree that some portion of the Property should be reserved for a future school site with public recreation; and

WHEREAS, the Parties agree that the 60 acres currently owned by Orange County should be reconfigured to preserve the most environmentally sensitive area and preserved as the Headwaters Preserve following evaluation of an Environmental

Assessment Report, opportunity for public engagement and further deliberation by the governing boards of the Parties

WHEREAS, the Parties desire to ensure their goals and principles for the use of the Property are followed and adhered to, including connectivity for example access, infrastructure, and environmental, and the preservation of some natural areas within the Property.

WHEREAS, the Parties on January 21 and 22, 2020 adopted resolutions to develop an agreement regarding the uses of the Greene Tract; and

NOW, THEREFORE, in consideration of the foregoing and on mutual promises and obligations set forth herein, the receipt and sufficiency of which is hereby acknowledged, the County and Towns agree as follows:

1. TERM AND TERMINATION

The initial term of this Agreement shall be for a period of two (2) years from the date first above recorded.

This Agreement shall automatically renew for five (5) five-year terms unless sooner terminated.

This Agreement may be terminated by the Parties hereto upon mutual written agreement of all the Parties.

Any Party may withdraw from this Agreement without penalty or further obligation with 60 days' notice to the other Parties.

2. RESPONSIBILITIES OF THE PARTIES

The Parties shall, in good faith, work together to determine the best uses of the Property. In no particular order this shall include:

- a. Jointly developing necessary Requests for Qualifications for professional services for any and all studies or plans for the Property;
- b. Review of and, to the extent practical, implementation of best practices pursuant to an environmental assessment and any other relevant study of the Property;
- c. Consideration of public input into the ultimate uses of the Property;
- d. Potential subdivision of the Property to more closely align with agreed upon uses and goals such as connectivity, access to services, and/or preservation;

- e. Preservation of the Headwaters Preserve, as it may be reconfigured;
- f. Respecting the rights of each of the other Parties as joint owners of the Property;
- g. Assigning the Mayors, Chair, and Managers to be the Representatives of the Parties for the purpose of negotiating the ultimate uses of the Property and working directly with staff to bring such negotiated results to the governing boards for final approval and determination;
- h. Maintaining financial responsibility for all costs associated with the implementation of this Agreement in direct proportion to each Party's ownership interest in the 104 acre portion of the Property (43/43/14);
- i. Jointly conducting all public engagement and conducting no individual public engagement regarding the Property;
- j. The Parties' staffs shall develop a work plan that includes, among other things, a decision point timeline regarding development of the Property;
- k. Reaching Final Determinations on the uses of the Property within 18 months of the execution of this Agreement.

3. PUBLIC PARTICIPATION AND DECISION-MAKING

Public Engagement. It is the intent of the Parties to engage public participation in determining the final uses of the Property. The public engagement contemplated in this Agreement shall occur jointly. The Parties shall not engage in individual staff or individual governing board public engagement. This public input will be considered as part of the next steps.

Affordable and Mixed Income Housing and other uses. It is the present intent of the Parties that approximately 66 acres of the Property shall be used for the development of affordable and mixed income housing and other uses. The Parties' staffs shall consult with affordable housing stakeholders to seek input regarding preferred sites, special needs, connectivity, and any other information relevant to the ultimate selection of the site(s) for affordable and mixed income housing. The Parties shall work together to retain a developer(s) to develop that portion of the Property ultimately reserved for affordable and mixed income housing.

School Site with Public Recreation. It is the present intent of the Parties that approximately 16 acres of the Property are reserved for a future school site for a public school site with public recreation. The Parties' staffs shall consult with

school administration to seek input regarding preferred sites, special needs, and any other information regarding the ultimate selection and/or size of the site.

Joint Preserve. It is the present intent of the Parties that approximately 22 acres of the Property shall be reserved for preservation of environmentally sensitive areas in addition to the Headwaters Preserve. The Parties' will consider ownership, use, operation, and maintenance.

Connectivity. The parties will work together to draft a connectivity plans including vehicular, bicycle and pedestrian modes, public transportation, and utilities.

Recombination. The Property may be subdivided and/or recombined with neighboring parcels, including the Headwaters Preserve, to provide for better connectivity, access to services, and/or preservation.

Development Agreement. The present intent of the Parties is to draft a Development Agreement and to set forth parameters for development regulations applicable to the Property. The Parties shall work together ensure such development plans adhere to the intent of this Agreement.

4. FINAL DETERMINATION

The final number of and intended uses have not been finalized and are subject to change. Following receipt of the Environmental Assessment, any opportunities for public engagement directed by the local governments, and governing board comment staff of each Party will jointly examine the best uses of the Property and the number of acres for and locations of those uses on the Property, will jointly seek further public input on those issues, and will make recommendations to their governing boards for a final determination. Such Final Determination shall be evidenced by a written amendment to this Agreement to be executed within 18 months of its execution.

5. DISPUTES

During the first 18 months, should disputes arise regarding implementation of this Agreement during any intermediate or implementation responsibility phase or subsequent term resolution of such disputes shall include a Resolution Meeting as described in this Section 5, which may include third party facilitation. If the dispute is not resolved within 60 days of initial consideration at a Resolution Meeting the governing boards shall *seek to* resolve the dispute by mediation.

If, 18 months after this Agreement is executed by the Parties, disputes have emerged regarding the ultimate uses of the Property, the size of the portions of the Property for designated uses, or any other aspect of the Property such that a Final Determination of the uses and related decisions regarding the Property cannot be agreed upon the Parties shall attempt to resolve the disputes as follows:

Resolution Meeting. The Representatives shall notify each other of the specific disputes that need discussion and meet together with each Party's attorney to attempt to resolve the disputes. If discussion is successful, the proposed resolution will be submitted to each Party's governing board for approval of the Representatives' decision. If resolution is unsuccessful within 60 days the Parties shall mediate the disputes.

Mediation. The Representatives and the Parties' attorneys shall jointly agree on and select a mediator to assist in resolving the dispute. Mediation must occur and be concluded within three months of the notification required for a Resolution Meeting. An agreement will be binding contingent upon approval by each of the governing bodies.

6. DIVISION OR SALE

No Party shall 1) file any legal action or proceeding to force sale or division of the Property without having engaged in all dispute resolution procedures set out herein, if applicable, and, subsequent thereto, without first providing 60 days' written notice to the other Parties, or 2) enter into any agreement to sell, mortgage, or otherwise transfer all or any part of its ownership interest in the Property without first offering the other Parties the option to receive, purchase, or otherwise obtain the selling Party's interest in the Property. If the other Parties fail to respond to such option within 60 days of the offer the transferring Party may divest itself of its ownership interest in the Property according to property divestiture laws of North Carolina.

7. NOTICE

Any notice pursuant to this Agreement, or any amendment or renewal, shall be in writing and delivered by United States Mail to the following:

To the County:

Orange County
County Manager
P.O. Box 8181
Hillsborough, NC 27278

To Chapel Hill:

Town of Chapel Hill
Town Manager
405 Martin Luther King, Jr. Blvd.
Chapel Hill, NC 27514

To Carrboro:

Town of Carrboro
Town Manager
301 West Main Street
Carrboro, NC 27510

8. ENTIRE AGREEMENT


This Agreement constitutes the entire agreement of the Parties hereto and supersedes all prior agreements between or among the Parties regarding uses of the Property and any such agreements are hereby declared void. This Agreement is effective the date first above recorded.

[SIGNATURE PAGE TO FOLLOW]

In witness whereof, the Parties, by and through their authorized agents, have hereunder set their hands and seal as of the day and year first above written.




Mayor, Town of Carrboro



Mayor, Town of Chapel Hill

ATTEST:

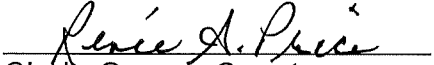


Town Clerk

ATTEST:




Town Clerk



Chair, Orange County

ATTEST:



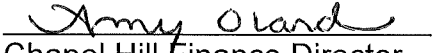
Clerk to the Board

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act:



Carrboro Finance Director

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act:



Chapel Hill Finance Director

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act:



Orange County Finance Director

**GREENE TRACT RESOLUTION APPROVING THE DRAFT RECOMBINATION
PLAT AND CONCEPTUAL PLAN**

The purpose of this agenda item was to consider approval of the Greene Tract *Resolution Approving the Draft Recombination Plat and Conceptual Plan for the 60-acre Portion of the Greene Tract in County Ownership and the 104-acre Portion of the Greene Tract in Joint Ownership* between Orange County, the Town of Chapel Hill, and the Town of Carrboro.

Trish McGuire, the Town's Planning Director, provided the staff report.

Abel Hastings, a speaker providing public comment, asked for the Council to use the space as green space and affordable housing.

A motion was made by Council Member Foushee, seconded by Council Member Seils, to approve the following resolution:

**A RESOLUTION APPROVING THE DRAFT RECOMBINATION PLAT AND
CONCEPTUAL PLAN FOR THE 60-ACRE PORTION OF THE GREENE TRACT
IN COUNTY OWNERSHIP AND THE 107-ACRE PORTION OF THE GREENE
TRACT IN JOINT OWNERSHIP**

WHEREAS, in 1984, Orange County and the Towns of Carrboro and Chapel Hill jointly purchased the property known as the Greene Tract (167 acres more or less); and,

WHEREAS, in 2000, title to 60 acres of this property was deeded exclusively to the Orange County Solid Waste Enterprise Fund for non-landfill solid waste purposes under provisions of the 1999 Interlocal Agreement for Solid Waste Management; and,

WHEREAS, at that time, the remaining 107 acres were retained in joint ownership by the three governments (with the intent that the future uses of the property would be determined at a future time); and,

WHEREAS, in 2002 Orange County and the Towns of Carrboro and Chapel Hill adopted the 2002 Resolution which called for approximately 86 acres for open space and 18 acres for affordable housing on the jointly-owned land; and,

WHEREAS, the Greene Tract is part of the Historic Rogers Road Neighborhood where the Towns of Chapel Hill and Carrboro have researched market development potential and zoning to implement a planning program in the overall area; and,

WHEREAS, over the last 20 years, various joint planning studies, including the Historic Rogers Road Neighborhood Task Force Report and Mapping Our Community's Future, and collaborations with the community and school district have suggested land use and acreage needs; and,

293
294 **WHEREAS**, the 60-acre parcel (designated as the Headwaters Preserve by the Orange
295 County Board of Commissioners on October 18, 2016) was purchased by Orange County via
296 reimbursement to the Solid Waste Enterprise Fund in 2016; and,

297
298 **WHEREAS**, Mayors for Carrboro and Chapel Hill and the Orange County Commissioners
299 Chair have agreed to jointly pursue an update to the 2002 Resolution and have been meeting
300 with respective management and supporting staff, as suggested by the elected officials at an
301 Assembly of Governments meeting in 2017, to determine next steps for preservation and
302 development of the Greene Tract; and,

303
304 **WHEREAS**, on February 12, 2019 the Carrboro Board of Aldermen, and on February 19,
305 2019 the Orange County Commissioners, voted to approve a resolution to support adjusting
306 the property lines of the jointly-owned tract and Headwaters Preserve, creating a jointly-
307 owned preserve, indicating land uses, and conceptually agreeing to consider development of
308 the Greene Tract; and,

309
310 **WHEREAS**, on February 20, 2019 the Chapel Hill Town Council voted to approve the
311 exploration of ways to protect the County-owned Headwaters Preserve and a proposed jointly
312 owned preserve area; and,

313
314 **WHEREAS**, the Chapel Hill Carrboro City Schools in a letter dated May 22, 2019, have
315 indicated the district's continued interest in designation of a school site to be located on the
316 Greene Tract; and,

317
318 **WHEREAS**, on July 15, 2019 the Chapel Hill Town Council adopted a resolution to support
319 adjusting the property lines on the Greene Tract, creating a jointly-owned preserve, and
320 conceptually agreeing to consider development of the Greene Tract; and,

321
322 **WHEREAS**, at that time the Chapel Hill Town Council did not agree to designating the
323 land uses indicated on the maps attached to the Carrboro and County's resolutions; and,

324
325 **WHEREAS**, the three jurisdictions agreed conceptually to the following land use
326 designations:

- 327 • Approximately 22 acres for joint preserve;
328 • A minimum of 16 acres for public school site and public recreational site;
329 • Approximately 66 acres for housing/mixed use; and,

330
331 **WHEREAS**, the Chapel Hill Town Council also adopted a resolution on July 15, 2019
332 committing to holding a series of community meetings, soliciting input from the public and
333 respective advisory boards regarding land uses and densities, initiating environmental and
334 connectivity assessment; and initiating steps to protect the jointly-owned preserve and the
335 Headwaters Preserve in perpetuity; and,

336
337 **WHEREAS**, in January 2020, the three local governments adopted the 2020 Greene Tract
338 Resolution for a Path Forward Process for Further Assessment of the Greene Tract, which

consolidated the differences, superseded the resolutions adopted in 2019, and included the following:

- Initiated an environmental assessment of the entire Greene Tract to consider designating the most environmentally sensitive area as the Headwaters Preserve with a cost share Interlocal Agreement;
- Initiated the drafting of a Memorandum of Understanding between the three jurisdictions related to a decision making process;
- Delayed public engagement efforts until agreement on a Memorandum of Understanding; and,

WHEREAS, analysis of the Greene Tract's past, present, and future identified the following land use needs and goals:

- Promote mixed-income housing opportunities; development of housing that serves a range of incomes;
- Preserve valuable environmental features including tree canopy, open space, stream buffers, and wildlife corridors;
- Protect historical and cultural resources;
- Promote cost effective infrastructure;
- Incorporate school and recreation sites;
- Earmark development areas for mixed income housing and mixed use potential; and,

WHEREAS, the Greene Tract Environmental Assessment was completed by SynTerra Inc. in July 2020 and corresponding video presentation was completed in April 2021 which included an environmental analysis on existing conditions on the Greene Tract, site specific information on environmental and cultural conditions present on the Greene Tract, suitability analysis, and four draft land use alternatives; and,

WHEREAS, the Interlocal Agreement Regarding the Current and Future Use of the Jointly Owned Greene Tract between the Orange County and the Towns of Carrboro and Chapel Hill was adopted in April 2021; and,

WHEREAS, the three local governments' elected officials and staff have met with community members, solicited survey responses, and conducted public meetings in order to encourage and collect input from the Orange County community; and,

WHEREAS, the three local governments' elected officials and staff will continue to work with environmental staff, environmental partners, and community to identify, protect, and maintain the most cultural and environmentally sensitive features of the Greene Tract from future development and consider development guidelines exceeding regulatory standards preserving these areas; and,

WHEREAS, the staff work group considered direction from the respective governing boards, specialized staff, housing partners, and community in developing a conceptual plan for the Greene Tract; and,

WHEREAS, each board will consider this resolution in November 2021 and provide direction to their respective staff.

385
386 **NOW, THEREFORE, BE IT RESOLVED THAT** the Town of Carrboro Town Council:

387 1. Approve the draft recombination plat to modify the existing county owned (60 acres) and
388 jointly owned (107 acres) portions of the Greene Tract as shown in Exhibit 1.

389 2. Approve the conceptual plan, as shown in Exhibit 2 for the joint owned portion of the
390 Greene Tract which designates and defines the following future land uses:

391 a. 60 acres for the Headwaters Preserve (County owned)

392 b. Approximately 22 acres for Greene Tract Preserve

393 c. Approximately 66 acres for development

394 d. Approximately 16 acres for public school and public recreational site

395 3. Authorize the Manager to sign the final recombination plat as property owner for the Town
396 of Carrboro.

397 4. Continue to solicit input from the public, governing boards, specialized staff, and housing
398 partners, during the master planning and development agreement process.

399
400 This the 16th day of November 2021

401 **Ayes:** Mayor Lydia Lavelle, Council Member Barbara Foushee, Council Member Jacquelyn
402 Gist, Council Member Randee Haven-O'Donnell, Council Member Susan Romaine, Council
403 Member Damon Seils, Council Member Sammy Slade

404 *****

405
406 **DISCUSSION OF TOWN COUNCIL LIAISON FOR CLIMATE ACTION TEAM**

407
408 The purpose of this agenda item was to allow the Town Council to discuss changing the
409 number of liaisons to the Climate Action Team.

410
411 **A motion was made by Council Member Haven-O'Donnell, seconded by Council**
412 **Member Gist, to approve the following ordinance:**

413
414 AN ORDINANCE AMENDING SECTION 3-24.16 OF THE CARRBORO TOWN CODE
415 TO AUTHORIZE THE APOINTMENT OF UP TO TWO LIASONS TO THE CLIMATE
416 ACTION TEAM

417 Ordinance No. 3/2021-22

418 THE TOWN COUNCIL OF THE TOWN OF CARRBORO ORDAINS:

419 Section 1. Section 3-24.16 (c) of the Town Code is amended to read as follows:

420 (c) Up to two liaisons shall be appointed by the Council every year at, or shortly after,
421 the Town Council's organizational meeting when other appointments to advisory
422 boards, commissions, or committees are made.

423 Section 2. All provisions of any Town ordinance in conflict with this ordinance are
424 repealed.



Agenda Item Abstract

File Number: 23-96

Agenda Date: 3/21/2023
In Control: Town Council
Version: 1

File Type: Agendas

A Request to Set a Quasi-Judicial Public Hearing for Consideration of a Special Use Permit-A Subdivision Project at 8522 Old NC 86

PURPOSE: The purpose of this agenda item is to request that Town Council adopt a resolution setting a public hearing date for consideration of a Special Use Permit-A for a subdivision project at 8522 Old NC 86. If approved, the permit will allow for the construction of 72 single-family homes.

DEPARTMENT: Planning Department

CONTACT INFORMATION: Marty Roupe, Development Review Administrator, 919-918-7333 or mroupe@carrboronc.gov <<mailto:mroupe@carrboronc.gov>>

COUNCIL DIRECTION:

☐ Race/Equity ☐ Climate ☒ Comprehensive Plan ☒ Other

Setting a public hearing for a development project is a required step in accordance with the Land Use Ordinance and Comprehensive Plan for considering a land use permit application of this type.

INFORMATION: KB Home has submitted an application seeking a Special Use Permit-A to allow for the construction of 72 single-family homes along with associated infrastructure and amenities, at 8522 Old NC 86 (see *Attachment B, Vicinity Map*). Review of the application is ongoing with an anticipated presentation to the Joint Review Advisory Boards in April.

The Town Council is asked to consider approving a resolution (*Attachment A*) setting a public hearing date of May 23, 2023 for review of the proposed project. Additional details about the project will be included in the staff report prepared for the public hearing.

Note that the irregular shape at the southwest corner of the lot is caused by two existing adjacent lots owned by other property owners. These two lots are not a part of the development application.

FISCAL IMPACT: There are no fiscal or staff impacts associated with setting the public hearing. The applicant is paying the applicable permitting fees.

RECOMMENDATION: The Town Manager recommends that the Town Council adopt the attached resolution (*Attachment A*) setting a public hearing date of May 23, 2023 for the review of the proposed project.

The following resolution was introduced by Council Member _____ and duly seconded by Council Member _____.

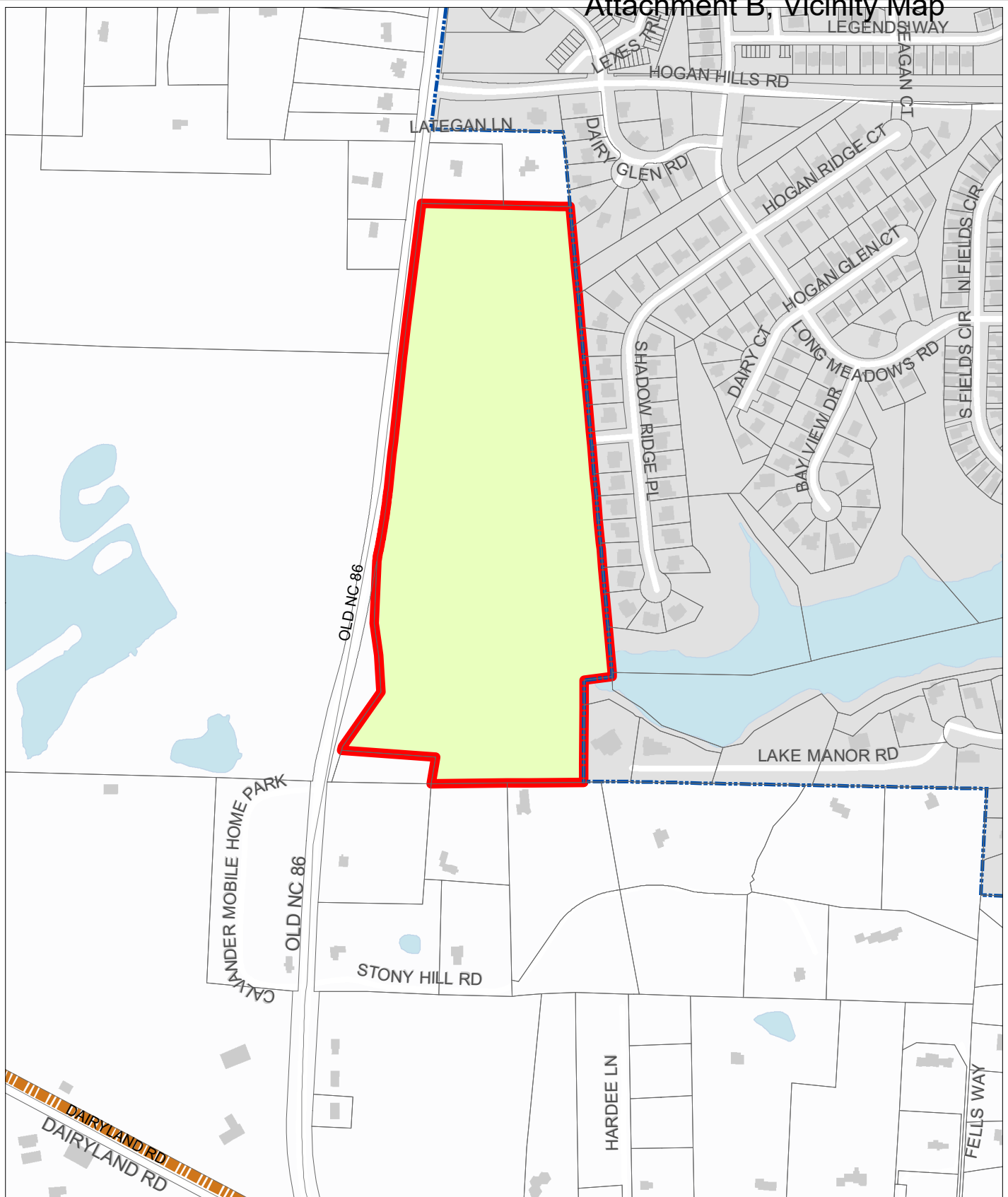
A RESOLUTION CALLING A QUASI-JUDICIAL PUBLIC HEARING FOR CONSIDERATION OF A SPECIAL USE PERMIT-A APPLICATION FOR THE PROPOSED JADE CREEK ARCHITECTURALLY INTEGRATED SUBDIVISION PROJECT

WHEREAS, the Carrboro Town Council seeks to provide ample opportunities for the public to comment on proposed projects; and

WHEREAS, an application has been received for a Special Use Permit-A Permit authorizing the construction of 72 single-family homes and associated infrastructure at 8522 Old NC 86, also identified by Orange County PIN number 9860-81-0089.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Town Council that the Council hereby call a public hearing on May 23, 2023 to discuss the proposed Jade Creek subdivision project.

This the 21st day of April 2023



TOWN OF CARRBORO
301 W. Main St.
Carrboro, NC 27510
Printed March 17, 2023

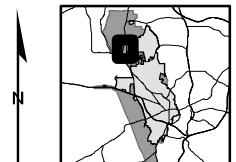
0 150 300 600
Feet
NC State Plane Coordinate System (NAD83)

THIS MAP IS NOT A CERTIFIED SURVEY
NO RELIANCE MAY BE PLACED IN ITS ACCURACY

The Town of Carrboro assumes no liability for damages caused by inaccuracies in this map or supporting data and makes no warranty, expressed or implied, as to the accuracy of the information presented. The fact of distribution does not constitute such a warranty.

Proposed Jade Creek Subdivision

- - - - - City Limits
- - - - - Planning Jurisdiction
- Jade Creek





Agenda Item Abstract

File Number: 23-100

Agenda Date: 3/21/2023
In Control: Town Council
Version: 1

File Type: Agendas

Appointments to the Stormwater Advisory Commission

PURPOSE: The purpose of this agenda item is for the Town Council to make appointments to the Stormwater Advisory Commission.

DEPARTMENT: Town Clerk

CONTACT INFORMATION: Wesley Barker, Town Clerk, wbarker@carrboronc.gov
<<mailto:wbarker@carrboronc.gov>>, 919-918-7309

COUNCIL DIRECTION:

☒ Race/Equity ☐ Climate ☐ Comprehensive Plan ☐ Other

The Town Council follows the Advisory Board Recruitment and Appointment Policy which was adopted on 11-21-2017. Text amendments to this policy were approved by the Town Council on 12-1-2020 and 4-13-2021, respectively, to the section entitled "Composition" which related to expanding the racial and ethnic diversity on advisory boards and commissions. It should be noted that the Advisory Board Recruitment and Appointment Policy is currently being evaluated using the Racial Equity Lens tool.

INFORMATION: At the October 11, 2022 meeting, Town Council made two appointments to this Commission (Gordon Chadwick and Terry Krauss) as the Commission was struggling with meeting a quorum. With those two appointments, the Commission then had a total of five appointed members, with two seats still being vacant.

Terry Krauss resigned from the Commission in January 2023, which put the Commission back into a possible quorum issue as the current number of members is now four.

There have been three applications received for the Commission, Deanna Hardesty, Beth Vollins and Margaret Kurz who have interest in serving and have each attended a Commission meeting.

According to the Town's Advisory Board Recruitment and Appointment Policy under the Composition section, it states: "If the advisory board must have appointments due to membership numbers resulting in lack of quorum, the Town Clerk shall bring forth applications regardless of the racial and ethnic diversity of applicants and request that Town Council make the appointments."

<https://www.carrboronc.gov/DocumentCenter/View/5358/Town-of-Carrboro-Advisory-Board-Recruitment-and-Appointment-Policy->>

If approved, a resolution of appointment is attached as Attachment A.

The applications and completed chair forms for Deanna Hardesty, Beth Vollins and Margaret Kurz are included as Attachment B.

A matrix of the Commission is included as Attachment C.

Pocket questions relating to overall advisory board and commission appointments are included as Attachment D.

FISCAL IMPACT: N/A

RECOMMENDATION: To alleviate quorum issues, it is recommended that Town Council make an appointment(s) to the Stormwater Advisory Commission.

**A RESOLUTION MAKING AN APPOINTMENT TO THE
STORMWATER ADVISORY COMMISSION**

Section 1. The Carrboro Town Council hereby appoints the following applicant(s) to the Stormwater Advisory Commission.

Seat Designation	Appointee	Term Expiration
In-Town Voting Member		2/2026
In-Town Voting Member		2/2026
In-Town (or ETJ) Voting Member		2/2026

Section 2. This resolution shall become effective upon adoption.

This the 21st day of March 2023.

Print

Advisory Board Application - Submission #6726

Date Submitted: 7/27/2022

First Name*

Deanna

Last Name*

Hardesty

Date*

7/27/2022

Select today's date

Address1*

705 W Main St

Address2

Apt C

City*

Carrboro

State

NC

Zip*

27510

Is this address located within the corporate limits of the Town of Carrboro?*

Yes

Please select Yes or No.

Is this address located within the Town's ETJ, Planning Jurisdiction, or Northern Transition Area?*

Unsure

Telephone (111)-111-1111*

4438579641

Please enter your primary contact phone number.

Email Address*

deannahardesty26@gmail.com

Enter your primary email address.

The demographic information provided below is of interest because your elected officials want the Town's advisory boards to reflect the diversity of the Town. Diversity of the applicant pool is a priority of the Board.

What Year Were You Born?*

1994

Race*

White

Please enter your race.

Sex*

Female

Please enter your sex.

Ethnicity*

N/A

Occupation*

Hydrologist

Please enter your occupation.

Are you a registered Orange County Voter?*

Yes

Please answer Yes or No

Length of Residence in Orange County*

2 years

How long have you been a resident of Orange County?

Length of Residence in the Town of Carrboro*

2 years

How long have you been a resident of the Town of Carrboro?

I wish to be considered for appointment to the following committee/board(s) (Select no more than two (2)):

- | | |
|--|--|
| <input type="checkbox"/> Affordable Housing Advisory Commission | <input type="checkbox"/> Greenways Commission |
| <input type="checkbox"/> Appearance Commission/NPDC | <input type="checkbox"/> Northern Transition Area Advisory Committee |
| <input type="checkbox"/> Arts Committee | <input type="checkbox"/> OWASA Board of Directors |
| <input type="checkbox"/> Board of Adjustment | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Climate Action Team | <input type="checkbox"/> Racial Equity Commission |
| <input type="checkbox"/> Community Safety Task Force | <input type="checkbox"/> Recreation and Parks Commission |
| <input type="checkbox"/> Economic Sustainability Commission | <input checked="" type="checkbox"/> Stormwater Advisory Commission |
| <input checked="" type="checkbox"/> Environmental Advisory Board | <input type="checkbox"/> Tourism Development Authority* |
| <input type="checkbox"/> Human Services Commission | <input type="checkbox"/> Transportation Advisory Board |

Please note that membership is limited to one advisory board at a time. You shall not be considered for appointment to another board unless you resign before filing an application or you are in the last six months of your current term.

Advisory Board Preference*

Stormwater Advisory Commission

Please indicate your preference by typing your first choice. Please limit your selection above to two boards).

Other (advisory board not listed):

Please indicate by typing the advisory board that you are applying for.

****Employer/Self Employed**

United States Geological Survey

Please enter your employment information. This is a requirement for application for the Tourism Development Authority.

Number of Years Employed

1 year

Enter the number of years you have been employed at the organization listed to the left.

**** Provide examples of how you are involved in the promotion of travel and tourism in the Town of Carrboro.**

Required only for the Tourism Development Authority Application.

Community Activities/Organizational Memberships*

I am not currently a member of any relevant organizations.

Please enter the requested information.

Relevant Experience:*

I am currently a hydrologist with the United States Geological Survey (USGS) and my day-to-day responsibilities revolve around the study and understanding of water movement. As a science agency, we strive to do the best possible research to learn about our world, and working in this capacity has given me a broad set of skills to understand diverse water issues, including those related to storm water and environmental management. I currently collaborate on a USGS project in the Triangle to identify areas that need storm water control and seek to better understand the factors that lead to flooding, such as increases in impermeable surfaces from expansion, or construction in a floodplain. Storm water issues in the Triangle have increased over the last 30 years as the area has become more populated. While hard surfaces are often the cause of major overland flows, as the Town of Carrboro continues to grow these structures will be necessary to support its residents, which include anything from more affordable housing units to the library that will soon be available in downtown. Working with the storm water team at USGS in the Triangle has given me relevant experience to hopefully guide decisions on water resources that can balance needs of the town that can often times be at odds when it comes to controlling stormwater. I also currently work on projects related to municipal water sampling, water chemistry research, coastal change research, per- and polyfluoroalkyl (PFAS) contamination, and the effects of construction on water resources. Before working with the USGS, I served the Environmental Protection Agency (EPA) as a consulting hydrologist and geospatial analyst. Working within EPA I was able to use my skills to support environmental initiatives that included PFAS monitoring and animal feeding operation (AFO) mapping using NPDES permit information. These two issues are at the heart of many environmental issues that currently affect Orange County, such as water quality degradation, private well contamination, and land use change. My experience working with EPA gave me the unique experience of working with a national agency to collaborate with state and local government to examine and potentially solve smaller-scale problems. The work that I contributed to on this team recently won the 2022 Impactful Innovator Award from the EPA Geospatial Advisory Committee for our focus on the intersection of water quality and environmental justice. In addition to my experience as an environmental researcher, I have a M.S. in natural resource management with a focus in hydrology and a B.S. in biology and marine biology.

Reasons You Wish to be Appointed*

I have worked for years to gain the skills to allow me to do important, effective, and timely environmental work for the federal government. In this capacity, I have worked with local and state governments to identify and solve environmental problems, including those related to stormwater management, and I have seen the positive effects that local government work can have on a community. I think Carrboro is a wonderful example of a Town where the local government really strives to listen and work for the residents instead of in their own interests. Because I've seen the effectiveness of local government work, I would like to use my skills to be a part of creating a Town for all. The best way that I feel I can do this in this moment is on an advisory board for the town. Beyond sharing my skills with those currently on the board, as a member of the federal government, I have to carefully consider ethics as a part of anything I do. Serving on an unpaid advisory board would allow me to contribute my experience and knowledge to the Town in the most ethical way possible.

We believe as a Town and as a Town Council that racial equity and diversity and inclusion are important. Please tell us your thoughts about this and why they are important not only in advisory board/commission work but also in all facets of local government and community work.*

Racial diversity, equity, and inclusion, as mentioned above, are important to all government work because if you only seek to amplify one perspective, you miss out on the many other valuable ones that could more effectively solve problems. Additionally, those with the racial or financial privilege are often not those experiencing the issues that the government is trying to solve. Things like stormwater challenges and environmental degradation are tied to a location, and those with the money and opportunity are able to move to where those issues do not affect them. In order to solve problems, we need the voices of those affected. Beyond problem solving, multiple diverse perspectives are valuable. Every person I encounter in my day that is different from me has their own set of experiences and knowledge that inform their worldview, and I strive to be open to listen and learn from those around me. If I am surrounded by people exactly like me, I learn nothing and the tools I possess to inform decision making are much fewer. DEI initiatives are crucial to those doing environmental work. Environmental justice is a concept long ignored, and it is encouraging to see government officials like Michael Regan, administrator of the EPA, amplifying environmental justice as a central concern of the agency. Like most issues that affect quality of life, non-white and/or low-income folks are often the first to feel the effects of environmental contamination and injustice and the last to receive relief. The Town of Carrboro is no exception. While the Town maintains a diverse population, a large chunk of folks that call the Town home are wealthy, white Americans who can afford to simply not face environmental issues in their day-to-day life, whether that means moving, installing drainage, buying water and air filters, or lobbying for their area of town to receive attention. We are moving toward a society that accepts environmental equality as a solution to contamination. Instead, we should be focusing on justice, and working with those whose perspectives genuinely and honestly move us toward a world where no family experiences environmental contamination.

Have you ever served on any Town of Carrboro Committee or Board?*

If yes, which one(s)?

No 

Are you currently serving on a Town Board or Committee?*

☐

Yes

☒

No

If yes, are you applying for a third consecutive term?*

☐

Yes

☒

No

If yes, please describe how you meet one, or more, of the following exceptions noted below.

After completing two full terms, a member must take off one year before applying for re-appointment to the same advisory board. However, a board member may apply to serve on another advisory board if he/she desires. The Board of Aldermen may make exceptions to this rule under the following circumstances: 1. To retain diversity on an advisory board; 2. A lack of applicants.

Wesley Barker

From: noreply@civicplus.com
Sent: Friday, January 20, 2023 11:09 AM
To: Wesley Barker; Mary Bryant
Subject: Online Form Submittal: Advisory Board Chair Report (Complete One Per Applicant)

Follow Up Flag: Follow up
Flag Status: Completed

Advisory Board Chair Report (Complete One Per Applicant)

Advisory Board Name:	Stormwater Advisory Commission
Chair Name	Jeanette O'Connor
Applicant First Name:	Deanna
Applicant Last Name:	Hardesty
1. Has the applicant previously served on this or another advisory board?	No
2. If yes, how many total years have they served?	<i>Field not completed.</i>
3. Is the applicant already serving on this advisory board and seeking reappointment to their second, full term?	No
4. Is the applicant already serving on this advisory board and completed their two full terms?	No
5. Is the applicant applying for a special or expert seat on the advisory board?	No
6. If yes, which seat?	<i>Field not completed.</i>
7. Did the applicant attend an advisory board meeting?	Yes
8. If applicant did not attend an advisory board	<i>Field not completed.</i>

meeting, did you contact them via phone or email?

9. Applicant has demonstrated a clear understanding of the time commitment, roles, and responsibilities of serving on the advisory board:

Yes

10. If no, briefly explain:

Field not completed.

11. In addition to your comments above, please check other qualities that the applicant offers that would help the Advisory Board meet its goals for community representation. Please note that candidates who do not meet any of these qualities are still eligible for appointment. Please communicate any urgent needs and priorities for Advisory Board composition to your Town Council liaison.

Occupation, Experience, or Special Skills

If other, please explain:

Deanna is a hyrdologist

Email not displaying correctly? [View it in your browser.](#)

Wesley Barker

From: noreply@civicplus.com
Sent: Friday, January 20, 2023 2:24 PM
To: Wesley Barker; Mary Bryant
Subject: Online Form Submittal: Advisory Board Application

Advisory Board Application

First Name	Elizabeth
Last Name	Vollins
Date	1/20/2023
Address1	201 Hanford Road
Address2	<i>Field not completed.</i>
City	Chapel Hill
State	NC
Zip	27516
Is this address located within the corporate limits of the Town of Carrboro?	Yes
Is this address located within the Town's ETJ, Planning Jurisdiction, or Northern Transition Area?	No
Telephone (111)-111-1111	9193578887
Email Address	Elizabethcolevollins@gmail.com
The demographic information provided below is of interest because your elected officials want the Town's advisory boards to reflect the diversity of the Town. Diversity of the applicant pool is a priority of the Board.	
What Year Were You Born?	1970
Race	White
Sex	Femail
Ethnicity	<i>Field not completed.</i>

Occupation	Paralegal
Are you a registered Orange County Voter?	Yes
Length of Residence in Orange County	16 years
Length of Residence in the Town of Carrboro	16 years
I wish to be considered for appointment to the following committee/board(s) (Select no more than two (2)):	Stormwater Advisory Commission
Advisory Board Preference	Stormwater
Other (advisory board not listed):	<i>Field not completed.</i>
**Employer/Self Employed	Southern Environmental Law Center
Number of Years Employed	9 months
** Provide examples of how you are involved in the promotion of travel and tourism in the Town of Carrboro.	<i>Field not completed.</i>
Community Activities/Organizational Memberships	Board Member, Land and Waters South
Relevant Experience:	I have been actively involved as a resident of Carrboro in being proactive and intentional about the Stormwater that leaves my residence. This led me to work with Jeanette O'Connor and to become a member of the Board of Directors for Land and Waters South.
Reasons You Wish to be Appointed	This is an issue that I feel very strongly about and would like to be a part of bring awareness and solutions to the citizens of our town.
We believe as a Town and as a Town Council that racial equity and diversity and inclusion are important. Please tell us your thoughts	I self-identify as a white woman. As such, I am aware that I, and my family, have benefited from generational privilege in all aspects of daily life. I am committed to not only acknowledging this privilege but to actively working to learn more about the depth to which it has benefited me in my life and to embrace

about this and why they are important not only in advisory board/commission work but also in all facets of local government and community work.

letting go of that privilege while lifting up people who have not had the benefit of generational privilege.

Have you ever served on any Town of Carrboro Committee or Board?

No

If yes, which one(s)?

Field not completed.

Are you currently serving on a Town Board or Committee?

No

If yes, are you applying for a third consecutive term?

No

If yes, please describe how you meet one, or more, of the following exceptions noted below.

Field not completed.

Email not displaying correctly? [View it in your browser.](#)

Wesley Barker

From: noreply@civicplus.com
Sent: Friday, January 20, 2023 11:12 AM
To: Wesley Barker; Mary Bryant
Subject: Online Form Submittal: Advisory Board Chair Report (Complete One Per Applicant)

Advisory Board Chair Report (Complete One Per Applicant)

Advisory Board Name:	Stormwater Advisory Commission
Chair Name	Jeanette O'Connor
Applicant First Name:	Beth
Applicant Last Name:	Vollins
1. Has the applicant previously served on this or another advisory board?	No
2. If yes, how many total years have they served?	<i>Field not completed.</i>
3. Is the applicant already serving on this advisory board and seeking reappointment to their second, full term?	No
4. Is the applicant already serving on this advisory board and completed their two full terms?	No
5. Is the applicant applying for a special or expert seat on the advisory board?	No
6. If yes, which seat?	<i>Field not completed.</i>
7. Did the applicant attend an advisory board meeting?	No
8. If applicant did not attend an advisory board meeting, did you contact them via phone or email?	Yes

9. Applicant has demonstrated a clear understanding of the time commitment, roles, and responsibilities of serving on the advisory board:	Yes
<hr/>	
10. If no, briefly explain:	Beth will be attending our February meeting as part of seeking to join the commission
<hr/>	
11. In addition to your comments above, please check other qualities that the applicant offers that would help the Advisory Board meet its goals for community representation. Please note that candidates who do not meet any of these qualities are still eligible for appointment. Please communicate any urgent needs and priorities for Advisory Board composition to your Town Council liaison.	<i>Field not completed.</i>
<hr/>	
If other, please explain:	<i>Field not completed.</i>
<hr/>	

Email not displaying correctly? [View it in your browser.](#)

Wesley Barker

From: noreply@civicplus.com
Sent: Monday, January 16, 2023 5:49 PM
To: Wesley Barker; Mary Bryant
Subject: Online Form Submittal: Advisory Board Application

Follow Up Flag: Follow up
Flag Status: Completed

Advisory Board Application

First Name	Margaret
Last Name	Kurz
Date	1/16/2023
Address1	1549 Pathway Drive
Address2	<i>Field not completed.</i>
City	Carrboro
State	NC
Zip	27510
Is this address located within the corporate limits of the Town of Carrboro?	Yes
Is this address located within the Town's ETJ, Planning Jurisdiction, or Northern Transition Area?	Unsure
Telephone (111)-111-1111	9104892839
Email Address	margaret.kurz14@gmail.com
The demographic information provided below is of interest because your elected officials want the Town's advisory boards to reflect the diversity of the Town. Diversity of the applicant pool is a priority of the Board.	
What Year Were You Born?	1971
Race	Asian - American

Sex	F
Ethnicity	Non-hispanic
Occupation	Attorney
Are you a registered Orange County Voter?	Yes
Length of Residence in Orange County	1.5 years
Length of Residence in the Town of Carrboro	1.5 years
I wish to be considered for appointment to the following committee/board(s) (Select no more than two (2)):	Stormwater Advisory Commission
Advisory Board Preference	Storm Water Advisory Commission
Other (advisory board not listed):	<i>Field not completed.</i>
**Employer/Self Employed	Owens & Kurz, LLC
Number of Years Employed	5
** Provide examples of how you are involved in the promotion of travel and tourism in the Town of Carrboro.	<i>Field not completed.</i>
Community Activities/Organizational Memberships	Boy Scout Troop 845 - Youth Protection Leader; Parent Volunteer - Smith Middle School Library; Volunteer - Non-Profit CNF based running organization.
Relevant Experience:	As an Army officer of 21 years and the Managing Partner of a law firm, I have spent years listening, researching, advising, fostering discussion and debate on all manner of topics. I am licensed to practice and a member in good standing of the North Carolina Bar.
Reasons You Wish to be Appointed	We live in Bolin Forest, overlooking Bolin Creek. We soon became aware that stormwater and stormwater run-off is a fundamental issue in this community and touches the foundation of every street and home. As a military retiree, I am finally in a position to put down roots and become involved in

the community, and would like to start giving back to a town that has given us so much in just a short amount of time.

We believe as a Town and as a Town Council that racial equity and diversity and inclusion are important. Please tell us your thoughts about this and why they are important not only in advisory board/commission work but also in all facets of local government and community work.

Including ALL facets of the community and population at the decision-making table ensures the broadest possible array of options and viewpoints. Approaching an issue from a single point of view is never the best approach, as community decisions affect all members of the community, not just the majority. I see the efforts made in the CHCCS district to teach diversity and inclusion, it has made a difference in my son's life in terms of his awareness, and in making him a better and more productive member of society as he grows up.

Have you ever served on any Town of Carrboro Committee or Board?

No

If yes, which one(s)?

Field not completed.

Are you currently serving on a Town Board or Committee?

No

If yes, are you applying for a third consecutive term?

No

If yes, please describe how you meet one, or more, of the following exceptions noted below.

N/A

Email not displaying correctly? [View it in your browser.](#)

Wesley Barker

From: noreply@civicplus.com
Sent: Friday, March 10, 2023 9:49 AM
To: Wesley Barker; Mary Bryant
Subject: Online Form Submittal: Advisory Board Chair Report (Complete One Per Applicant)

Advisory Board Chair Report (Complete One Per Applicant)

Advisory Board Name:	Stormwater Advisory Commission
Chair Name	Jeanette O'Connor
Applicant First Name:	Margaret
Applicant Last Name:	Kurz
1. Has the applicant previously served on this or another advisory board?	No
2. If yes, how many total years have they served?	<i>Field not completed.</i>
3. Is the applicant already serving on this advisory board and seeking reappointment to their second, full term?	No
4. Is the applicant already serving on this advisory board and completed their two full terms?	No
5. Is the applicant applying for a special or expert seat on the advisory board?	No
6. If yes, which seat?	<i>Field not completed.</i>
7. Did the applicant attend an advisory board meeting?	Yes
8. If applicant did not attend an advisory board meeting, did you contact them via phone or email?	<i>Field not completed.</i>

9. Applicant has demonstrated a clear understanding of the time commitment, roles, and responsibilities of serving on the advisory board:	Yes
10. If no, briefly explain:	<i>Field not completed.</i>
11. In addition to your comments above, please check other qualities that the applicant offers that would help the Advisory Board meet its goals for community representation. Please note that candidates who do not meet any of these qualities are still eligible for appointment. Please communicate any urgent needs and priorities for Advisory Board composition to your Town Council liaison.	Diversity
If other, please explain:	<i>Field not completed.</i>

Email not displaying correctly? [View it in your browser.](#)

Membership Information Matrix

Stormwater Advisory Commission

First Name	Last Name	Race (as noted by applicant)	Ethnicity (as noted by applicant)	Sex	Address	City, St, Zip	YOB	Occupation/Expertise Content	Appointed Date
CURRENT MEMBERS									
Jeanette	O'Connor	White	Not indicated	F	103 Mulberry St.	Carrboro, NC 27510	1982	Landscaper	6/22/2021
Michael	Paul	White	Not indicated	M	702 Bolin Creek Dr.	Carrboro, NC 27510	1968	Consulting Specialist	6/22/2021
John	Cox	White	Not indicated	M	107 Yeargen Pl.	Chapel Hill, NC 27516	1950	Engineer, Retired	6/22/2021
Gordon	Chadwick	White	White	M	100 James St.	Carrboro, NC 27510	1988	UX researcher	10/11/2022
VACANT									
VACANT									
VACANT									
APPLICANTS									
Deanna	Hardesty	White	Not indicated	F	705 W. Main St., Apt. C	Carrboro, NC 27510	1994	Hydrologist	
Margaret	Kurz	Asian-American	Non-hispanic	F	1549 Pathway Dr.	Carrboro, NC 27510	1971	Attorney	
Beth	Vollins	White	Not indicated	F	201 Hanford Dr.	Chapel Hill, NC 27516	1970	Paralegal	

RACIAL EQUITY POCKET QUESTIONS

Advisory Board Appointments

Following the Advisory Board Recruitment and Appointment Policy

What are the racial impacts?

- There continues to be a need for more diverse representation on advisory board and commissions, as well as interest. Some members of the community may not be able to participate on these boards and commissions due to limitations on transportation, lack of childcare and the affordability of each. Further, some members may not have adequate access to internet or equipment, which can cause them to miss out on announcements, recruitment efforts and participation in virtual meetings. Some community members may have jobs that cause them to work outside of “normal” business hours, which would prohibit them from attending meetings. Further, there may be a historical mistrust of government or fear of not being heard by others, which limit interest in applications to advisory boards and commissions by people of color and lower-incomes households.

Who is or will experience burden?

- Lower-income households and people of color are burdened by possibly not being able to participate on advisory boards and commissions due to limitations on child-care, transportation, internet access and job demands. Additionally, if these groups have a distrust of government or historical experience of not being heard, they will not choose to participate or even apply for advisory boards or commissions, when they could in fact be an exceptional asset to a board or commission and be the voice representing their particular demographic, which may not be as well represented.

Who is or will experience benefit?

- Lower-income households and people of color would benefit by the ideas of new initiatives to bolster participation which could include stipends for childcare/transportation, stronger community outreach and education about the important roles advisory board and commission members play in town recommendations & decisions. It further signifies the important need for all voices to have a seat at the table which in turn benefits all town citizens and the work of the boards and commissions.

What are the root causes of inequity?

- Recruitment efforts in the past have relied on advertising (hanging posters, social media, etc.), and word of mouth to groups of people that may align with only a certain neighborhood(s) or demographic(s). These are mainstream, accepted practices in most communities that have been the same for many years. This has been unintentional. Further, up until the advisory board recruitment and appointment policy was created by the Town, there was less direction on the recruitment processes for advisory boards. The adoption and amendments to the advisory board recruitment and appointment policy over the past few years have worked to address historical inequities and making sure diverse applicant pools are being brought to Council.

What might be the unintended consequences of this action or strategy?

- By considering new initiatives to possibly offer incentives to advisory board members, and for recruitment efforts, a distrust of government or missing educational component may still exist within some communities and may keep qualified citizens from applying to these boards and commissions.



Agenda Item Abstract

File Number: 23-101

Agenda Date: 3/21/2023

File Type: Agendas

In Control: Town Council

Version: 1

Appointment to the Racial Equity Commission

PURPOSE: The purpose of this item is to make an appointment to the Racial Equity Commission.

DEPARTMENT: Town Clerk

CONTACT INFORMATION: Wesley Barker, Town Clerk, wbarker@carrboronc.gov
<<mailto:wbarker@carrboronc.gov>>, 919-918-7309

COUNCIL DIRECTION:

☒ Race/Equity ☐ Climate ☐ Comprehensive Plan ☐ Other

The Town Council follows the Advisory Board Recruitment and Appointment Policy which was adopted on 11-21-2017. Text amendments to this policy were approved by the Town Council on 12-1-2020 and 4-13-2021, respectively, to the section entitled "Composition" which related to expanding the racial and ethnic diversity on advisory boards and commissions. It should be noted that the Advisory Board Recruitment and Appointment Policy is currently being evaluated using the Racial Equity Lens tool.

INFORMATION: The Racial Equity Commission is composed of 9 members (residents of the Town) appointed by Town Council which includes the following:

- 1 voting liaison member shall be selected from the Affordable Housing Advisory Commission
- 1 voting liaison member shall be selected from the Environmental Advisory Board
- 1 voting liaison member shall be selected from the Economic Sustainability Commission
- 1 voting liaison member shall be selected from the Carrboro Farmer's Market Board or BIPOC business owner
- 2 voting members shall have lived in the Town for at least twenty (20) years and be people of color
- 2 voting members shall have lived in the Town for at least ten (10) years and be people of color
- 1 voting member shall be a youth member

Additionally, 1 non-voting, liaison member shall be the Town's Race & Equity Officer and 2 non-voting, liaison members shall be selected from the membership of the Town Council.

Racial equity Commission member Donald Hawkins first full term is up for renewal, and he has indicated his interest in being reappointed for another term.

Carrboro Town Code, Chapter 3, Section 3-46 (c) states "Commission members will serve two-year terms, with an option to serve for two sequential terms."

<https://www.carrboronc.gov/DocumentCenter/View/99/Chapter-3---Administration-PDF?bidId=>>

Donald Hawkins application is included as Attachment B.

A current information matrix of the Racial Equity Commission is included as Attachment C, and pocket questions for general advisory board appointments are included as Attachment D.

FISCAL IMPACT: N/A

RECOMMENDATION: It is recommended that Town Council appoint Donald Hawkins to another two-year term to the Racial Equity Commission (Attachment A).

**A RESOLUTION MAKING AN APPOINTMENT TO THE
RACIAL EQUITY COMMISSION**

Section 1. The Carrboro Town Council hereby appoints the following applicant(s) to the Racial Equity Commission

Seat Designation	Appointee	Term Expiration
Person of Color - 10 Year Resident	Donald Hawkins	2/2025

Section 2. This resolution shall become effective upon adoption.

This the 21st day of March 2023.

Advisory Board Application - Submission #5348

Date Submitted: 4/27/2021

First Name*

Donald

Last Name*

Hawkins

Date*

11/6/1990

Select today's date

Address1*

111 Jones ferry road

Address2

City*

Carrboro

State

North Carolina - NC

Zip*

27510

Is this address located within the corporate limits of the Town of Carrboro?*

Yes

Please select Yes or No.

Is this address located within the Town's ETJ, Planning Jurisdiction, or Northern Transition Area?*

Unsure

Telephone (111)-111-1111*

9195375989

Please enter your primary contact phone number.

Email Address*

d.l.hawkins2@gmail.com

Enter your primary email address.

The demographic information provided below is of interest because your elected officials want the Town's advisory boards to reflect the diversity of the Town. Diversity of the applicant pool is a priority of the Board.

Current Age*

11/6/1990

Race*

American Negro

Please enter your race.

Sex*

Male

Please enter your sex.

Ethnicity*

American

Occupation*

Student

Please enter your occupation.

Are you a registered Orange County Voter?*

Yes

Please answer Yes or No

Length of Residence in Orange County*

22 years

How long have you been a resident of Orange County?

Length of Residence in the Town of Carrboro*

22 years

How long have you been a resident of the Town of Carrboro?

I wish to be considered for appointment to the following committee/board(s) (Select no more than two (2)):

- | | |
|---|--|
| <input type="checkbox"/> Affordable Housing Advisory Commission | <input type="checkbox"/> Northern Transition Area Advisory Committee |
| <input type="checkbox"/> Appearance Commission/NPDC | <input type="checkbox"/> OWASA Board of Directors |
| <input type="checkbox"/> Arts Committee | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Board of Adjustment | <input checked="" type="checkbox"/> Racial Equity Commission |
| <input type="checkbox"/> Climate Action Team | <input type="checkbox"/> Recreation and Parks Commission |
| <input type="checkbox"/> Economic Sustainability Commission | <input type="checkbox"/> Stormwater Advisory Commission |
| <input type="checkbox"/> Environmental Advisory Board | <input type="checkbox"/> Tourism Development Authority* |
| <input type="checkbox"/> Human Services Commission | <input type="checkbox"/> Transportation Advisory Board |
| <input type="checkbox"/> Greenways Commission | |

Please note that membership is limited to one advisory board at a time. You shall not be considered for appointment to another board unless you resign before filing an application or you are in the last six months of your current term.

Other (advisory board not listed):

Please indicate by typing the advisory board that you are applying for.

****Employer/Self Employed**

Please enter your employment information. This is a requirement for application for the Tourism Development Authority.

Advisory Board Preference*

Please indicate your preference by typing your first choice. Please limit your selection above to two boards).

Number of Years Employed

Enter the number of years you have been employed at the organization listed to the left.

**** Provide examples of how you are involved in the promotion of travel and tourism in the Town of Carrboro.**

Required only for the Tourism Development Authority Application.

Community Activities/Organizational Memberships*

Please enter the requested information.

Relevant Experience:*

Reasons You Wish to be Appointed*

To make change

We believe as a Town and as a Town Council that racial equity and diversity and inclusion are important. Please tell us your thoughts about this and why they are important not only in advisory board/commission work but also in all facets of local government and community work.*

To have equal representation and to show reflection if board's diverse background

Have you ever served on any Town of Carrboro Committee or Board?*

If yes, which one(s)?

No

Are you currently serving on a Town Board or Committee?*

☐ Yes

☒ No

If yes, are you applying for a third consecutive term?*

☐ Yes

☒ No

If yes, please describe how you meet one, or more, of the following exceptions noted below.

After completing two full terms, a member must take off one year before applying for re-appointment to the same advisory board. However, a board member may apply to serve on another advisory board if he/she desires. The Board of Aldermen may make exceptions to this rule under the following circumstances: 1. To retain diversity on an advisory board; 2. A lack of applicants.

Wesley Barker

From: noreply@civicplus.com
Sent: Tuesday, February 28, 2023 6:10 PM
To: Wesley Barker; Mary Bryant
Subject: Online Form Submittal: Advisory Board Chair Report (Complete One Per Applicant)

Advisory Board Chair Report (Complete One Per Applicant)

Advisory Board Name:	Racial Equity Commission
Chair Name	Donald Hawkins
Applicant First Name:	Donald
Applicant Last Name:	Hawkins II
1. Has the applicant previously served on this or another advisory board?	Yes
2. If yes, how many total years have they served?	2
3. Is the applicant already serving on this advisory board and seeking reappointment to their second, full term?	Yes (Skip to Last Question)
4. Is the applicant already serving on this advisory board and completed their two full terms?	Field not completed.
5. Is the applicant applying for a special or expert seat on the advisory board?	No
6. If yes, which seat?	Field not completed.
7. Did the applicant attend an advisory board meeting?	Yes
8. If applicant did not attend an advisory board meeting, did you contact them via phone or email?	Field not completed.

9. Applicant has demonstrated a clear understanding of the time commitment, roles, and responsibilities of serving on the advisory board:

Field not completed.

10. If no, briefly explain:

Field not completed.

11. In addition to your comments above, please check other qualities that the applicant offers that would help the Advisory Board meet its goals for community representation. Please note that candidates who do not meet any of these qualities are still eligible for appointment. Please communicate any urgent needs and priorities for Advisory Board composition to your Town Council liaison.

Diversity, Occupation, Experience, or Special Skills

If other, please explain:

Field not completed.

Email not displaying correctly? [View it in your browser.](#)

Membership Information Matrix

Racial Equity Commission

First Name	Last Name	Race (as noted by applicant)	Ethnicity (as noted by applicant)	Sex	Address	City, St, Zip	YOB	Occupation/Expertise Content	Appointed Date	REC Seat Designation
CURRENT MEMBERS										
Donald	Hawkins	Black	Not indicated	M	300 S. Camellia St., #406	Chapel Hill, NC 27516	1986	Entrepreneur	4/27/2021	Person of Color- 10 Year Resident
VACANT										Person of Color- 10 Year Resident
Liz	Carter	Black	Not indicated	F	203 King St.	Carrboro, NC 27510	1951	Retired	4/27/2021	Person of Color- 20 Year Resident
VACANT										Person of Color- 20 Year Resident
Betty	Curry	Black	Not indicated	F	501 Jones Ferry Rd., T1	Carrboro, NC 27510	1960	Bookseller	4/27/2021	AHAC Representative
Namdi	Brandon	Black	Not indicated	M	103 Riverbitch Pt.	Carrboro, NC 27510	1987	Mathematician	4/27/2021	EAB Representative
VACANT										ESC Representative
VACANT										Farmers Market or BIPOC Business
VACANT										Youth Seat
APPLICANTS										
N/A										

Notes on Recently Vacated Seats

Nathaniel Davis- Person of Color- 20 Year Resident seat- term expired and did not seek re-appointment.	Kenyatta Clark- Person of Color- 10 Year Resident seat- 1st term expiring- was contacted on interest in re-appointment, but no response received. Term has now expired.	ESC will be choosing another representative to REC in place of Jim Porto to being to Council for appointment.
--	---	---

RACIAL EQUITY POCKET QUESTIONS

Advisory Board Appointments

Following the Advisory Board Recruitment and Appointment Policy

What are the racial impacts?

- There continues to be a need for more diverse representation on advisory board and commissions, as well as interest. Some members of the community may not be able to participate on these boards and commissions due to limitations on transportation, lack of childcare and the affordability of each. Further, some members may not have adequate access to internet or equipment, which can cause them to miss out on announcements, recruitment efforts and participation in virtual meetings. Some community members may have jobs that cause them to work outside of “normal” business hours, which would prohibit them from attending meetings. Further, there may be a historical mistrust of government or fear of not being heard by others, which limit interest in applications to advisory boards and commissions by people of color and lower-incomes households.

Who is or will experience burden?

- Lower-income households and people of color are burdened by possibly not being able to participate on advisory boards and commissions due to limitations on child-care, transportation, internet access and job demands. Additionally, if these groups have a distrust of government or historical experience of not being heard, they will not choose to participate or even apply for advisory boards or commissions, when they could in fact be an exceptional asset to a board or commission and be the voice representing their particular demographic, which may not be as well represented.

Who is or will experience benefit?

- Lower-income households and people of color would benefit by the ideas of new initiatives to bolster participation which could include stipends for childcare/transportation, stronger community outreach and education about the important roles advisory board and commission members play in town recommendations & decisions. It further signifies the important need for all voices to have a seat at the table which in turn benefits all town citizens and the work of the boards and commissions.

What are the root causes of inequity?

- Recruitment efforts in the past have relied on advertising (hanging posters, social media, etc.), and word of mouth to groups of people that may align with only a certain neighborhood(s) or demographic(s). These are mainstream, accepted practices in most communities that have been the same for many years. This has been unintentional. Further, up until the advisory board recruitment and appointment policy was created by the Town, there was less direction on the recruitment processes for advisory boards. The adoption and amendments to the advisory board recruitment and appointment policy over the past few years have worked to address historical inequities and making sure diverse applicant pools are being brought to Council.

What might be the unintended consequences of this action or strategy?

- By considering new initiatives to possibly offer incentives to advisory board members, and for recruitment efforts, a distrust of government or missing educational component may still exist within some communities and may keep qualified citizens from applying to these boards and commissions.



Agenda Item Abstract

File Number: 23-86

Agenda Date: 3/21/2023
In Control: Town Council
Version: 1

File Type: Agendas

Consideration of Additional 2023-2024 Legislative Priorities

PURPOSE: The purpose of this agenda item is to request that the Town Council discuss and consider additional legislative priorities for 2023-2024.

DEPARTMENT: Town Clerk / Town Council

CONTACT INFORMATION: Wesley Barker, Town Clerk, wbarker@carrboronc.gov
<<mailto:wbarker@carrboronc.gov>>, 919-918-7309

COUNCIL DIRECTION:

☒ Race/Equity ☒ Climate ☒ Comprehensive Plan ☐ Other

The Town Council will continue to consider all directions of race/equity, climate and the comprehensive plan as part of considering legislative priorities.

INFORMATION: The North Carolina General Assembly official convened the 2023-2024 legislative biennium on January 25, 2023. Topics the General Assembly are expected to work on this year include Medicaid Expansion, Sports Betting, Lower Corporate Income Tax, Video Lottery Terminals (VLTs), and Medical Marijuana.

Bill filing deadlines for the House and Senate for this session are included in the chart below:

Senate Deadlines

Drafts	Requested by 4:00 p.m.	Filed in Senate by 4:00 p.m.
Local Bills	Thursday, February 23	Thursday, March 9
Public Bills & Resolutions	Thursday, March 9	Tuesday, April 4

House Deadlines

Drafts	Requested By 4:00 PM	Filed in House By 3:00 PM
Bills recommended by Study commissions	Wednesday, February 1	Thursday, February 16
Bills recommended by State Agencies	Wednesday, February 8	Thursday, February 23
Local Bills	Wednesday, March 1	Thursday, March 23
Public Bills & Resolutions (Not Approps or Finance)	Wednesday, March 22	Tuesday, April 18
Public Bills (Approps and Finance)	Wednesday, March 29	Tuesday, April 25

At the January 10, 2023 Town Council meeting, the Town Council considered an item entitled “Consideration of North Carolina League of Municipalities (NCLM) Municipal Advocacy Goals and Other Legislative Priorities” and discussed the 16 legislative goals recommended by the NCLM Board of Directors as part of NCLM’s legislative goals development process. The Council approved by unanimous vote to endorse the following 10 legislative priorities from the 16 legislative goals recommended by the NCLM Board of Directors and to designate the Town Clerk to be the voting delegate for the Town on the following goals:

1. Expand federal and state resources for affordable housing.
2. Create an adequate and permanent funding stream for local infrastructure.
3. Allow municipalities to use local resources and capabilities to expand broadband access in their communities through innovative partnerships.
4. Extend deadlines for completion of federal infrastructure projects.
5. Expand state transportation funding streams for construction and maintenance formunicipal and state-owned secondary roads.
6. Support integrated and multi-modal transportation solutions.
7. Increase state funding for public transportation operations.
8. Expand incentives and funding for local economic development.
9. Provide authority to municipal water systems to recoup costs of clean-up from polluters.

10. Provide local revenue options beyond property tax.

Agenda materials from the January 10, 2023 meeting can be accessed here:

<https://carrboro.legistar.com/LegislationDetail.aspx?ID=5988204&GUID=A1A5B248-B29C-4C29-BF88-989C315FE23D&Options=ID|Text|Other|&Search=legislative+priorities>

The Town Council also unanimously voted to approve a resolution in support of closing North Carolina's Health Insurance Coverage Gap through Medicaid Expansion which was shared with the local General Assembly delegation.

Furthermore, a list of the Town Council-approved legislative priorities for the Town of Carrboro which was adopted January 26, 2021, and is found in Attachment B for reference.

Typically, the legislative priorities for the Town are considered and adopted by the Town Council in early January each year with a legislative breakfast or dinner to follow in late January to allow Council to discuss these priorities with the local General Assembly members. The legislative priorities as well as the legislative breakfast for 2024 will both be scheduled for January 2024 to stay ahead of schedule of typical bill filing deadlines at the General Assembly.

A legislative breakfast is scheduled for Friday, March 24, 2023 at 8:00 a.m. at Carrboro Town Hall.

FISCAL IMPACT: N/A

RECOMMENDATION: It is recommended that Town Council consider any additional legislative priorities to discuss with the local delegation at the upcoming legislative breakfast.

A motion was made by Council Member Nowell, seconded by Council Member Posada, that the following resolution be approved:

**A RESOLUTION TO ENDORSE CERTAIN MUNICIPAL ADVOCACY GOALS
PROPOSED BY THE NORTH CAROLINA LEAGUE OF MUNICIPALITIES
FOR THE 2023-2024 LEGISLATIVE BIENNIUM**

WHEREAS, the North Carolina League of Municipalities (NCLM) Board of Directors approved 16 proposed municipal advocacy goals for the 2023-2024 legislative biennium; and

WHEREAS, each NCLM member municipality may endorse up to 10 of the 16 proposed goals as part of the NCLM's legislative goals development process; and

WHEREAS, each NCLM member municipality may designate a single voting delegate who will cast the municipality's vote by January 12, 2023;

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Carrboro, North Carolina, endorses the following goals from the list of 16 proposed legislative goals recommended by the North Carolina League of Municipalities Board of Directors:

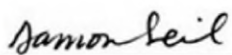
- Expand federal and state resources for affordable housing.
- Create an adequate and permanent funding stream for local infrastructure.
- Allow municipalities to use local resources and capabilities to expand broadband access in their communities through innovative partnerships.
- Extend deadlines for completion of federal infrastructure projects.
- Expand state transportation funding streams for construction and maintenance for municipal and state-owned secondary roads.
- Support integrated and multi-modal transportation solutions.
- Increase state funding for public transportation operations.
- Expand incentives and funding for local economic development.
- Provide authority to municipal water systems to recoup costs of clean-up from polluters.
- Provide local revenue options beyond property tax.

BE IT FURTHER RESOLVED that the Town Council designates the town clerk to act as the Town's voting delegate for the purpose of casting the Town's vote on the proposed legislative goals identified above, and directs the town clerk to cast the Town's vote before the January 12 deadline.

This the 10th day of January 2023.

Ayes: Mayor Damon Seils, Council Member Susan Romaine, Council Member Barbara Foushee, Council Member Danny Nowell, Council Member Eliazar Posada, Council Member Sammy Slade. Absent: Council Member Randee Haven-O'Donnell




Damon Seils, Mayor

County Food Council.

**INFORMATION ON TEXT AMENDMENTS REQUIREMENT AS PART OF G.S.
CHAPTER 160D, PART 1**

The purpose of this item was to provide the Town Council with the first installment of draft text amendments to the Land Use Ordinance as required by the adoption of G.S. Chapter 160D.

Tina Moon provided the staff report. Additional reports will be forthcoming as final adoption is planned for 2021.

**DISCUSSION OF POSSIBLE REMOTE LEGISLATIVE DELEGATION MEETING
AND ADOPTION OF LEGISLATIVE PRIORITIES FOR THE 2021 SESSION OF THE
GENERAL ASSEMBLY**

The purpose of this item was to request that the Town Council discuss their interest in scheduling a virtual legislative delegation meeting and to allow the Town Council to discuss and adopt the legislative priorities for the upcoming session of the NC General Assembly.

**MOTION WAS MADE BY COUNCIL MEMBER SEILS, SECONDED BY COUNCIL
MEMBER SLADE TO ADOPT THE LEGISLATIVE PRIORITIES BELOW:**

- Funding assistance to fill revenue losses associated with COVID-19 Pandemic.
- Broadband flexibility for local governments in a manner that would allow leasing infrastructure to private service providers
- Flooding and stormwater assistance
- Statewide source of funds (or another source of funds for schools to address utilities/stormwater mitigation)
- Police video camera footage viewing and release for governing boards
- Begin policy making and enact a program to allocate funding for reparations to governments at the local level, healing some of the deepest wounds we face today and reaffirming our commitment to a more inclusive future.
- Full restoration of the public transportation budget's State Maintenance Assistance Program (SMAP)

- Authority for OWASA to safely reuse certain potable waters

VOTE: AFFIRMATIVE ALL

The Town Council requested that the legislative delegation virtual meeting be scheduled for Tuesday, February 9, 2021 at 6:30PM.

CLOSED SESSION PURSUANT TO N.C.G.S 143-318.11(A)(6)

MOTION WAS MADE BY COUNCIL MEMBER FOUSHEE, SECONDED BY COUNCIL MEMBER ROMAINE, TO ENTER INTO CLOSED SESSION PURSUANT TO N.C.G.S. 143-318.11(A)(6) – PERSONNEL. VOTE: AFFIRMATIVE ALL.

OPEN SESSION

MOTION WAS MADE BY COUNCIL MEMBER SEILS, SECONDED BY COUNCIL MEMBER FOUSHEE, TO ENTER INTO OPEN SESSION. VOTE: AFFIRMATIVE ALL.

ADJOURNMENT

MOTION WAS MADE BY COUNCIL MEMBER SEILS, SECONDED BY COUNCIL MEMBER GIST, TO ADJOURN THE MEETING. VOTE: AFFIRMATIVE ALL

Town Clerk

Mayor