



Town of Carrboro

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

**Meeting Minutes
Board of Aldermen**

Tuesday, November 19, 2013

7:30 PM

Board Chambers - Room 110

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

Also Present: David Andrews, Town Manager, Matt Efird, Deputy Town Clerk, Bob Hornik, Town Attorney

THANKS TO MATT EFIRD

Alderman Haven-O'Donnell thanked Matt Efird, on behalf of Cathy Wilson, for his assistance in covering the meeting in her absence.

PASSING OF FORMER POLICE CHIEF SID HERJE

Alderman Lavelle noted the passing of former Police Chief Sid Herje.

FILM FESTIVAL

Alderman Gist reminded the public of the Carrboro Film Festival this weekend.

SPECIAL MEETING – DECEMBER 10TH

MOTION WAS MADE BY ALDERMAN LAVELLE, SECONDED BY ALDERMAN GIST TO SET A SPECIAL MEETING FOR DECEMBER 10, 2013 TO DISCUSS THE FILLING OF A VACANT ALDERMAN SEAT. VOTE: AFFIRMATIVE ALL

PRESENTATION ON S. GREENSBORO STREET SIDEWALK AND NEIGHBORHOOD

Mike Christian, a resident, made a presentation on the S. Greensboro St. Sidewalk and presented a neighborhood petition to the Board.

Alderman Gist asked staff to research a tax incentive offered in the past for right-of-way donations.

AN ORDINANCE AMENDING CHAPTER 6 OF THE TOWN CODE TO PROVIDE A VIOLATION DEALING WITH PARKING IN A COMMERCIAL LOADING ZONE

The purpose of this item was to amend the Town Code to provide for a penalty of \$25.00 for the offense of parking in a commercial loading zone.

A motion was made by Alderman Gist, seconded by Alderman Lavelle to approve the ordinance below:

AN ORDINANCE AMENDING CHAPTER 6 OF THE TOWN CODE TO PROVIDE THAT A VIOLATION OF SECTION 6-25 DEALING WITH PARKING IN A COMMERCIAL LOADING ZONE SHALL SUBJECT THE OFFENDER TO A CIVIL PENALTY OF \$25.00.

Ordinance No. 8/2013-14

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Subsection 6-41© of the Carrboro Town Code is amended as follows to provide that a violation of Section 6-25 shall subject the offender to a civil penalty of \$25.00:

Section	Civil Penalty
6-14.1, 6-24, 6-25 , 6-26, 6-28, 6-28.1,	\$25.00
6-28.2, 6-29, 6-35, 6-37, 6-38, 6-40.1	

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 All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 3. This ordinance shall become effective upon adoption.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

PERMIT EXTENSION REQUEST FOR PREVIOUSLY ISSUED CONDITIONAL USE PERMIT FOR THE BUTLER MIXED-USE CUP AT 120 BREWER LANE

The Board was asked to review a request for an extension of the date when a Conditional Use Permit would otherwise expire for The Butler Mixed-Use CUP.

A motion was made by Alderman Gist, seconded by Alderman Lavelle to approve the resolution below:

**A RESOLUTION APPROVING AN EXTENSION OF THE DATE ON WHICH A
CUP WOULD OTHERWISE EXPIRE FOR THE BUTLER CUP
LOCATED AT 120 Brewer Lane**

WHEREAS, the Carrboro Board of Aldermen approved a Conditional Use Permit for The Butler Mixed-Use CUP at 120 Brewer Lane (PIN 9778968060) on August 26, 2008; and

WHEREAS, the original CUP expiration date was extended by state legislative action to January 1, 2013 in response to the economic crisis and then, by the Board subsequent to another request, to January 1, 2014; and

WHEREAS, the Board of Aldermen finds, per Section 15-62(c) of the LUO, that: 1) the CUP has not yet expired, 2) the permit recipient has proceeded with due diligence and in good faith, and 3) conditions have not changed so substantially as to warrant a new application.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the expiration date for the Butler Mixed-Use CUP is hereby extended to January 1, 2015.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

CULTURAL ARTS & ENTERTAINMENT DISTRICT PLANNING PROCESS FOLLOW-UP

The purpose of this agenda item was to provide follow-up information pertaining to the cultural arts and entertainment district planning presentation given on October 8, 2013 and request that the funds be reallocated for the planning process.

A motion was made by Alderman Seils, seconded by Alderman Gist to approve the ordinance below:

**CULTURAL ARTS AND ENTERTAINMENT DISTRICT PLANNING GRANT PROJECT
ORDINANCE**

Ordinance No. 9/2013-14

WHEREAS, the Board of Aldermen on November 13, 2012 agreed to partner with The Arts Center as the lead agency in applying for NEA Our Town grant application and to support local match funding up to \$40,000.00; and,

WHEREAS, the Orange County Arts Commission has provided a \$1,500.00 grant to match the NEA Our Town grant; and,

WHEREAS, the Strowd Roses Foundation has provided a \$9,800.00 grant to match the NEA Out Town grant; and,

WHEREAS the NEA Our Town Grant application was not accepted for 2013; and,

WHEREAS, the Orange County Arts Commission and Strowd Roses Foundation have approved the use of grant funds to support the planning effort of a Cultural Arts and Entertainment District in the Town of Carrboro; and,

WHEREAS , the Board of Aldermen on June 18, 2013 approved the designation in general fund balance of \$40,000.00 to be carried over from FY 2012-13 for matching the NEA Our Town grant application; and,

WHEREAS, the Board of Aldermen deems it to be in the best interests of the Town to move forward with planning for a Cultural Arts and Entertainment District;

NOW, THEREFORE PURSUANT TO N.C.G.S 159-13.2, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO THAT:

- 1.Planning for a Cultural Arts and Entertainment District in the Town of Carrboro is hereby authorized to be undertaken until all project activity is completed.
- 2.The following revenues are anticipated to be available to the Town of Carrboro to complete this Project:

Orange County Arts Commission	\$	1,500.00
Strowd Roses Foundation	\$	9,800.00
Town of Carrboro	\$	40,000.00
Total	\$	<u>51,300.00</u>

- 3.The following amount is appropriated for this project to be expended in the following manner:

Planning Activities	\$	26,300.00
NEA Grant Match	\$	25,000.00

Total \$ 51,300.00

4. Staff is requested to continue to seek funding to offset the Town's contribution.
5. The Town Manager is authorized to develop and enter into a written agreement with The Arts Center, as the lead agency for this project, which further delineates activities and responsibilities of the parties.
6. Within five (5) days after this ordinance is adopted, the Town Clerk shall file a copy of this ordinance with the Finance Director.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

DISCUSSION OF CUP EXTENSION FOR ROBERSON SQUARE PROJECT

The Board of Aldermen was asked to review a request for an extension of the date on which a Conditional Use Permit will otherwise expire for the Roberson Square mixed use project at 200 South Greensboro Street.

MOTION WAS MADE BY ALDERMAN GIST, SECONDED BY ALDERMAN HAVEN-O'DONNELL TO DENY THE EXTENSION OF THE CUP. VOTE: AFFIRMATIVE FIVE, NEGATIVE TWO (SLADE, SEILS)

SCHEDULING OF EARLY VOTING FOR THE 2014 PRIMARY ELECTION AT TOWN HALL

The purpose of this item was for the Board to consider hosting the 2014 Primary Election early voting at Town Hall.

A motion was made by Alderman Gist, seconded by Alderman Seils to approve the resolution below:

A RESOLUTION SCHEDULING THE 2014 PRIMARY ELECTION EARLY VOTING AT TOWN HALL

WHEREAS, the Orange County Board of Elections has requested that the Town of Carrboro decide on whether or not Early Voting will be held at the Carrboro Town Hall; and,

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

SECTION 1. The Town of Carrboro will have "One-Stop, No Excuse," Early Voting available at the Town Hall.

SECTION 2. The Board of Elections shall have exclusive access of the Town Hall Board Room, 301 West Main Street, Carrboro, NC, beginning on Tuesday, April 22, 2014 and ending on Saturday, May 3, 2014. The Board also requested that consideration be given to having early voting to be open every Saturday during that time period and that weekday voting hours be extended until at least 6:00 p.m.

SECTION 3. Staffing for early voting will be provided through Orange County Board of Elections.

SECTION 4. The Town Clerk is authorized to coordinate the relocation of the April 22, 2014 Board of Aldermen meeting.

SECTION 5. The Board of Aldermen meeting scheduled for May 6, 2014 is hereby cancelled.

SECTION 6. A copy of this Resolution shall be provided to the Orange County Board of Elections.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

PUBLIC HEARING ON LAND USE ORDINANCE AMENDMENTS RELATING TO CELL TOWERS

The purpose of this item was for the Board of Aldermen to consider amending the Land Use Ordinance to conform the provisions dealing with cell towers to recent changes in federal and state legislation. A draft ordinance was been prepared.

Tina Moon, the Town's Planning Administrator, made the staff presentation.

No public comments were provided.

A motion was made by Alderman Lavelle, seconded by Alderman Seils to approve the resolution below:

A RESOLUTION ADOPTING A STATEMENT EXPLAINING THE BOARD OF ALDERMEN'S REASONS FOR ADOPTING AN AMENDMENT TO THE TEXT OF THE CARRBORO LAND USE ORDINANCE

WHEREAS, an amendment to the text of the Carrboro Land Use Ordinance has been proposed, which amendment is described or identified as follows: AN ORDINANCE AMENDING THE CARRBORO LAND USE ORDINANCE TO CONFORM THE PROVISIONS DEALING WITH CELL TOWERS TO RECENT CHANGES IN FEDERAL AND STATE LEGISLATION.

NOW, THEREFORE, the Board of Aldermen of the Town of Carrboro Resolves:

Section 1. The Board concludes that the above described amendment will align the provisions of the Land Use Ordinance dealing with cell towers to recent changes in federal and state legislation and is consistent with the provisions in Section 15-2 which specify the authority granted to the Town through state enabling legislation.

Section 2. The Board concludes that its adoption of the above described amendment is reasonable and in the public interest because the Town seeks to remain consistent with its legislative authority.

Section 3. This resolution becomes effective upon adoption.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

Nay: Alderman Gist

A motion was made by Alderman Seils, seconded by Alderman Johnson to approve the ordinance below:

AN ORDINANCE AMENDING THE CARRBORO LAND USE ORDINANCE TO CONFORM THE PROVISIONS DEALING WITH CELL TOWERS TO RECENT CHANGES IN FEDERAL AND STATE LEGISLATION
Ordinance No. 10/2013-14

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. The existing text of Section 15-176 (Towers and antennas) shall become Subsection 15-176(a), modified as provided in Section 2 of this ordinance.

Section 2. Subsection 15-176(a)(15), which provides as follows, is repealed:

~~(15) The proposed addition of another user's antenna to a pre-existing tower, or any substantial change in the previously approved tower, shall constitute a minor modification as defined in Section 15-64.~~

Section 3. Section 15-176 is amended by adding a new Subsection (b) as follows:

(b) A request for a modification of an existing cell tower or base station that involves the collocation of new transmission equipment or the removal or replacement of transmission equipment but that does not substantially change the physical dimensions of the cell tower or base station shall be approved by the administrator as an insignificant deviation (see Section 15-64). For purposes of this section, a substantial change in physical dimensions would occur if:

(1) The proposed antenna would increase the existing height of the tower by more than 10%, or by the height of one additional antenna array with separation from the nearest existing antenna not to exceed twenty feet, whichever is greater (may exceed these size limits if necessary to avoid interference with existing antennas);

(2) The proposed antenna would involve the installation of more than the standard number of new equipment cabinets for the technology involved, not to exceed four, or more than one new equipment shelter;

(3) The proposed antenna would involve adding an appurtenance to the body of the tower that would protrude from the edge of the tower more than twenty feet, or more than the width of the tower structure at the level of the appurtenance, whichever is greater (may exceed these size limits if necessary to shelter the antenna from inclement weather or connect the antenna to the tower via cable; OR

(4) The proposed antenna would involve excavation outside the current tower site, defined as the current boundaries of the leased or owned property surrounding the tower and any access or utility easements currently related to the site.

(5) The proposed change would enlarge the square footage of the existing equipment compound by more than 2,500 square feet.

Section 4. Section 15-176 is amended by adding a new subsection (c) as follows:

(c) The Town shall have 45 days within which to determine the completeness of an application for a collocation or eligible facilities request, and then 45 days from the date that the application is determined to be complete within which to make its decision. An application is deemed to be complete 45 days after it is submitted unless the Town determines, and notifies the applicant in writing within 45 days of submission, that (and how) the application is deficient. The Town shall have 150 days within which to decide all other types of applications relating to cell towers.

Section 5. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 6. This ordinance shall become effective upon adoption and shall apply to any pending application regarding a cell tower as well as any application submitted after the effective date.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

Nay: Alderman Gist

PUBLIC HEARING ON LAND USE ORDINANCE AMENDMENTS RELATING TO BIKE RACKS

The purpose of this agenda item was for the Board of Aldermen to consider amending the Land Use Ordinance relating to the design of bicycle racks for the fulfillment of bicycle parking requirements. A draft ordinance was prepared.

Tina Moon, the Town's Planning Administrator, made the staff presentation.

A motion was made by Alderman Seils, seconded by Alderman Lavelle to approve the resolution below:

A RESOLUTION ADOPTING A STATEMENT EXPLAINING THE BOARD OF ALDERMEN'S
REASONS FOR ADOPTING AN AMENDMENT TO THE TEXT OF THE CARRBORO LAND USE
ORDINANCE

WHEREAS, an amendment to the text of the Carrboro Land Use Ordinance has been proposed, which amendment is described or identified as follows: AN ORDINANCE AMENDING THE CARRBORO LAND USE ORDINANCE TO SPECIFY BICYCLE RACK DESIGNS THAT COUNT TOWARD FULFILLMENT OF BICYCLE PARKING REQUIREMENTS.

NOW, THEREFORE, the Board of Aldermen of the Town of Carrboro Resolves:

Section 1. The Board concludes that the above described amendment is consistent with the adopted Town of Carrboro Comprehensive Bicycle Transportation Plan design guidelines for bicycle racks, and is consistent with Carrboro Vision 2020 regarding bicycle transportation, particularly the following sections:

4.0 The safe and adequate flow of bus, auto, bicycle and pedestrian traffic within and around Carrboro is essential.

4.31 The town should fully implement its bicycle and pedestrian network plan. This plan should identify links needed now as well as links that will be needed now as well as links that will be needed by 2020.

4.52 New developments should bear the costs of upgrading connector and arterial facilities in the areas adjacent to their properties to the extent appropriate, including upgrades to serve pedestrians and bicycles, given the added load to the infrastructure and anticipated use of facilities.

Section 2. The Board concludes that its adoption of the above described amendment is reasonable and in the public interest because the Town seeks to remain consistent with its adopted plans or policies.

Section 3. This resolution becomes effective upon adoption.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

A motion was made by Alderman Seils, seconded by Alderman Lavelle to approve the ordinance below:

AN ORDINANCE AMENDING THE CARRBORO LAND USE ORDINANCE TO SPECIFY
BICYCLE RACK DESIGNS THAT COUNT TOWARD FULFILLMENT OF BICYCLE PARKING
REQUIREMENTS

Ordinance No. 11/13-14

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Article XVIII, Section 15-295.1(h), of the Land Use Ordinance is amended as follows:

(h) Each bicycle parking space shall be provided with some form of stable frame permanently anchored to a foundation to which a bicycle frame and both wheels may be conveniently secured using either a chain and padlock or a U-lock. The frame shall support a bicycle in a stable position without damage to the frame, wheels, or components. The rack designs commonly known as “inverted U”, “A”, and “post-and-loop” are preferred types. The “wave”, “toast”, and “comb” racks, as described in Chapter 7, Figure 7-60, of the Comprehensive Bicycle Transportation Plan, are discouraged and shall not count toward fulfillment of the requirements in Sec. 15-291(h).

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

Section 3. This ordinance shall become effective upon adoption.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

PUBLIC HEARING ON LAND USE ORDINANCE AMENDMENTS RELATING TO CONSTRUCTION MANAGEMENT PLANS

The purpose of this agenda item was for the Board of Aldermen to consider amending the Land Use Ordinance requiring Construction Management Plans for development projects meeting certain criteria. A draft ordinance was been prepared.

Tina Moon, the Town’s Planning Administrator, made the staff presentation.

Alderman Gist suggested that the ordinance apply to projects over 5,000 square feet.

Alderman Lavelle asked that the review include the Planning Board’s suggestion about employee parking.

Alderman Seils requested that the ordinance clarify staff’s role in the neighborhood meetings.

Alderman Johnson requested that the review also include the EAB’s recommendations as attached on page 5 of Attachment D of the meeting materials.

There was no vote taken on this item.

**PUBLIC HEARING ON LAND USE ORDINANCE AMENDMENTS TO ALLOW
ADDITIONAL USES IN THE M-1 ZONING DISTRICTS WITH A CONDITIONAL USE
PERMIT**

The purpose of this item was for the Board to consider amending the Land Use Ordinance to allow additional uses in the M-1 zoning district with a conditional use permit, subject to certain criteria

Tina Moon, the Town’s Planning Administrator, made the staff presentation.

Runyon Woods made the presentation as the applicant.

Alderman Slade requested that staff research an amendment to Section 2 of the draft ordinance to “shall not exceed 0% of the developable portion of the property, unless the development provides site and building elements that will create a more vibrant and successful community and provide essential public infrastructure.” He also requested that staff prepare a future agenda item that further studies uses in the M-1 zoning district.

Alderman Seils asked staff to further explore advisory board comments, and to provide information to the Board about the B-4 zoning district.

Alderman Haven-O’Donnell requested that information be provided to the Environmental Sustainability Commission regarding the status of Brownfields designation.

A motion was made by Alderman Slade, seconded by Alderman Seils that this item be referred to staff with the comments from the Board considered.

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

**STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM PRIORITIZATION AND
CONSIDERATION OF SURFACE TRANSPORTATION PROGRAM-DIRECT
APPORTIONMENT AND TRANSPORTATION ALTERNATIVES PROGRAM FUNDING
PRIORITIES**

The Board of Aldermen was asked to consider several resolutions relating to approval of transportation project priorities for the current development of the STIP and allocation of STP-DA and TAP funds.

Jeff Brubaker, the Town’s Transportation Planner, made the staff report.

Mayor Chilton asked that staff continue to explore Homestead Road round-a-bout possibilities.

A motion was made by Alderman Seils, seconded by Alderman Johnson to approve the resolution below:

RESOLUTION PROVIDING INPUT ON HIGHWAY PROJECTS TO BE SUBMITTED FOR PRIORITIZATION FOR THE STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM

WHEREAS, the next Statewide Transportation Improvement Program (STIP) process is underway, and the STIP process is an opportunity for local governments to submit transportation project priorities to the North Carolina Department of Transportation (NCDOT); and,

WHEREAS, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC-MPO) 2040 Metropolitan Transportation Plan (MTP) includes Objective 1b, which states: “Select and program transportation projects, which are consistent with community goals and are a cost-effective use of funds”; and,

WHEREAS, DCHC-MPO has requested that local governments submit projects for inclusion in the STIP prioritization process, called “SPOT P3.0”; and,

WHEREAS, P3.0 evaluates projects based on data and input from NCDOT highway divisions and MPOs; and,

WHEREAS, these projects are categorized by travel mode, including highway, transit, bicycle and pedestrian, rail, aviation, and ferry; and,

WHEREAS, the Board has considered highway projects for inclusion in the P3.0 process;

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

1. Approves of the inclusion of the following projects within Carrboro for prioritization within the highway category, recognizing that these projects are already included in the draft P3.0 list at the time of this resolution:

SPOT ID	Route name	From / cross street	To	Description
H090365	Homestead Rd.	Old NC 86	NC 86	SR 1009 (Old NC 86) to NC 86. Widen to include Bicycle Lanes, Sidewalks, Transit Accommodations, and Safety Improvements (Design May Vary Along Length).
H090654	Franklin St. / E. Main St.	Merritt Mill Rd. / Brewer Ln.	Intersection improvements	
H090655	Estes Dr.	Greensboro St.	Construct roundabout	

2. Does not have any additional highway projects to submit

3. Authorizes Town staff to communicate this resolution to DCHC-MPO.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

A motion was made by Alderman Seils, seconded by Alderman Johnson to approve the resolution below:

A RESOLUTION PROVIDING INPUT ON BICYCLE AND PEDESTRIAN PROJECTS TO BE SUBMITTED FOR PRIORITIZATION FOR THE STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM

WHEREAS, the next Statewide Transportation Improvement Program (STIP) process is underway, and the STIP process is an opportunity for local governments to submit transportation project priorities to the North Carolina Department of Transportation (NCDOT); and,

WHEREAS, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC-MPO) 2040 Metropolitan Transportation Plan (MTP) includes Objective 1b, which states: “Select and program transportation projects, which are consistent with community goals and are a cost-effective use of funds”; and,

WHEREAS, Objective 4h of the 2040 MTP states: “Pursue strong funding commitment for building both pedestrian and bicycle facilities”; and,

WHEREAS, DCHC-MPO has requested that local governments submit projects for inclusion in the STIP prioritization process, called “SPOT P3.0”, including that most member jurisdictions submit their top four bicycle or pedestrian projects, labeling at least two of them as Safe Routes to School projects ; and,

WHEREAS, P3.0 evaluates projects based on data and input from NCDOT highway divisions and MPOs; and,

WHEREAS, these projects are categorized by travel mode, including highway, transit, bicycle and pedestrian, rail, aviation, and ferry; and,

WHEREAS, the Board has considered bicycle and pedestrian projects for inclusion in the P3.0 process;

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

1. Approves the submittal of the following projects within Carrboro for prioritization within the bicycle and pedestrian category (all projects are within the Safe Routes to School category):

- Estes Dr. – construct bike lanes and sidewalk on south/east side of road (from Greensboro St. to Town Limits)
- S. Greensboro St. – construct sidewalk on west side of road (From Old Pittsboro Rd. to NC 54 Bypass)
- NC-54 (James St. to Anderson Park) – construct sidepath on north side of road
- Morgan Creek Greenway – construct multi-use path from University Lake to the western terminus of first Phase 1 of the greenway and a multi-use path spur to BPW Club Rd.

2. Authorizes Town staff to communicate this resolution to DCHC-MPO.

This the 19th day of November, 2013.

The motion carried by the following vote:

Aye: Mayor Chilton, Alderman Haven-O'Donnell, Alderman Gist, Alderman Johnson, Alderman

Lavelle, Alderman Slade and Alderman Seils

A motion was made by Alderman Seils, seconded by Alderman Slade to approve the resolution below:

A RESOLUTION APPROVING A REQUEST TO THE DURHAM-CHAPEL HILL-CARRBORO METROPOLITAN PLANNING ORGANIZATION TO AMEND THE TABLE OF SURFACE TRANSPORTATION PROGRAM – DIRECT APPORTIONMENT PROJECTS

WHEREAS, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC- MPO) 2040 Metropolitan Transportation Plan (MTP) includes Objective 1b, which states: “Select and program transportation projects, which are consistent with community goals and are a cost-effective use of funds”; and,

WHEREAS, Objective 4h of the 2040 MTP states: “Pursue strong funding commitment for building both pedestrian and bicycle facilities”; and,

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

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

WHEREAS, several current Town projects are being funded with STP-DA funds, some of which are in need of additional funding, including the Rogers Road sidewalk project; and,

WHEREAS, MPO staff have requested that STP-DA projects already programmed be obligated for construction by September 30, 2014, and projects which are not already in the preliminary engineering phase would be difficult to obligate for construction by that time; and,

WHEREAS, the Rogers Road sidewalk project’s preliminary engineering phase is underway and the project funding includes local funds that could serve as the non-federal match;

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

1. Approves a request that the MPO amend the schedule of STP-DA projects to reallocate funding from two projects – the South Greensboro Street sidewalk and Bel Arbor- Plantation Acres Multi-use Path – to the Rogers Road sidewalk, summarized as follows:

Project and action	Amount
Transfer from S. Greensboro St. sidewalk	(\$46,640)
Transfer from Bel Arbor-Plantation Acres Multi-use Path	(\$67,000)
Transfer to Rogers Road sidewalk	\$113,640
Balance	\$ -

2. Authorizes Town staff to communicate this resolution to DCHC-MPO.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

A motion was made by Alderman Seils, seconded by Alderman Johnson to approve the resolution below:

A RESOLUTION APPROVING THE SUBMITTAL OF A PRELIMINARY LIST OF SURFACE TRANSPORTATION PROGRAM – DIRECT APPORTIONMENT PROJECTS TO THE DURHAM-CHAPEL HILL-CARRBORO METROPOLITAN PLANNING ORGANIZATION FOR FISCAL YEARS 2015 AND 2016

WHEREAS, the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization (DCHC-MPO) 2040 Metropolitan Transportation Plan (MTP) includes Objective 1b, which states: “Select and program transportation projects, which are consistent with community goals and are a cost-effective use of funds”; and,

WHEREAS, Objective 4h of the 2040 MTP states: “Pursue strong funding commitment for building both pedestrian and bicycle facilities”; and,

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

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

WHEREAS, the MPO is seeking project lists from member jurisdictions for STP-DA allocations for fiscal years 2015 and 2016;

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

1. Approves the following preliminary list of STP-DA project allocations for fiscal years 2015 and 2016:
 - S. Greensboro St. – north end of Old Pittsboro Rd. to Public Works Driveway – construct sidewalk on the west side of the road
 - Morgan Creek Greenway – provide additional funding for the construction of the greenway
 - Jones Creek Greenway – provide additional funding for the construction of the greenway, extending the Twin Creeks Greenway south and west (supplementing currently allocated Congestion Mitigation and Air Quality funds) as planned for Phase 2 of the Bolin Creek Greenway
2. Authorizes Town staff to communicate this resolution to DCHC-MPO.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

A DISCUSSION OF THE PROCESS FOR FILLING THE FUTURE VACANT ALDERMAN SEAT

This item was tabled until the special meeting on December 10th, 2013.

ROGERS ROAD SIDEWALK

Alderman Seils requested that staff email him an update on the status of the Roger's Road sidewalk project.

TOWN OF CARRBORO BOARD OF ALDERMEN RESOLUTION TO RESTORE VOTING RIGHTS

A motion was made by Alderman Haven-O'Donnell, seconded by Alderman Johnson to approve the resolution below:

Town of Carrboro Board of Aldermen Resolution to Restore Voting Rights

WHEREAS: North Carolina greatly expanded election laws and access to the ballot during the last decade; and

WHEREAS: because of those measures, North Carolina had the greatest access to the ballot in the United States; and

WHEREAS: North Carolina was a model of progressive election laws;

WHEREAS: During the 2013 session of the North Carolina legislature, most of those advances were repealed in SL 2013-381;

WHEREAS: North Carolina now has the most repressive election and voting laws in the United States; and

WHEREAS: Minority voters, students, the elderly, and women are adversely affected by SL 2013-381;

WHEREAS: people across the state have expressed their concerns and their resolve to overcome those obstacles to universal, accessible voting.

NOW THEREFORE:

The Carrboro Board of Alderpersons adds its voice to those asking that the North Carolina Legislature reverse the obstacles to voting put in place by the 2013 North Carolina General Assembly in SL 2013-381 and urges its citizens to contact their legislative delegation to work to persuade their colleagues to so act and restore the access to the ballot that existed before the 2013 legislative session.

This the 19th day of November, 2013.

The motion carried by the following vote:

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

ADJOURNMENT

MOTION WAS MADE BY ALDERMAN HAVEN-O'DONNELL, SECONDED BY ALDERMAN GIST TO ADJOURN THE MEETING. VOTE: AFFIRMATIVE ALL.

Town Clerk

Mayor