



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

Town of Carrboro

Meeting Minutes

Town Council

November 17, 2020

7:00 PM

Remote Meeting

This meeting was held via Zoom teleconference and broadcasted live on cable television and the internet.

Present: Mayor Lydia Lavelle, Council Member Barbara Foushee, Council Member Jacquelyn Gist, Council Member Randee Haven-O'Donnell, Council Member Susan Romaine, Council Member Damon Seils, Council Member Sammy Slade

Also Present: David Andrews, Town Manager; Cathy Dorando Town Clerk; Brady Herman, Town Attorney

POETRY READING

Fred Joiner, the Town's Poet Laureate, read a poem composed by Demetri Martinez called "Inauguration Day 2017."

PROCLAMATIONS

Mayor Lavelle proclaimed November 19, 2020 as "OWASA's Care to Share Day" in the Town of Carrboro and presented the proclamation to Denise Battle with OWASA.

Mayor Lavelle proclaimed November 20, 2020 as "Transgender Day of Remembrance" in the Town of Carrboro and presented the proclamation to Vanity Reid Deterville with the LGBTQ Center in Durham.

PUBLIC COMMENTS

Bob Proctor asked the Town Council to consider the Westwood Cemetery area as a pocket park for the Fidelity Street neighborhood and asked them to not commit to the cemetery master plan. He asked them to transfer the maintenance and planning of the area to the Recreation and Parks Department.

APPROVAL OF PREVIOUS MEETING MINUTES

MOTION WAS MADE BY COUNCIL MEMBER FOUSHEE, SECONDED BY COUNCIL MEMBER ROMAINE, TO APPROVE THE MINUTES FROM OCTOBER 27, 2020. VOTE: AFFIRMATIVE ALL

FIRE DEPARTMENT MONTHLY REPORT

The purpose of this item was to provide the Town Council a monthly overview of calls for service.

MOTION WAS MADE BY COUNCIL MEMBER FOUSHEE, SECONDED BY COUNCIL MEMBER ROMAINE, TO ACCEPT THE REPORT. VOTE: AFFIRMATIVE ALL

POLICE DEPARTMENT MONTHLY REPORT

The purpose of this item was to provide Town Council with a brief overview of the monthly calls for service.

MOTION WAS MADE BY COUNCIL MEMBER HAVEN-O'DONNELL, SECONDED BY COUNCIL MEMBER SEILS, TO ACCEPT THE REPORT AND TO RECEIVE ADDITIONAL INFORMATION ON THE INCREASE SHOWN IN SECTION 2. VOTE: AFFIRMATIVE ALL

STORMWATER UTILITY MONTHLY REPORT

The purpose of this agenda item was to provide the monthly update regarding Stormwater Utility projects and initiatives.

MOTION WAS MADE BY COUNCIL MEMBER FOUSHEE, SECONDED BY COUNCIL MEMBER ROMAINE, TO ACCEPT THE REPORT. VOTE: AFFIRMATIVE ALL

ECONOMIC DEVELOPMENT MONTHLY REPORT

The purpose of this item was to provide the regular monthly activities and status report for the Economic Development Department.

MOTION WAS MADE BY COUNCIL MEMBER FOUSHEE, SECONDED BY COUNCIL MEMBER ROMAINE, TO ACCEPT THE REPORT. VOTE: AFFIRMATIVE ALL

CONSIDERATION OF APPROVAL OF A SUPPLEMENTAL AGREEMENT WITH NCDOT TO RECEIVE ADDITIONAL CMAQ FUNDS FOR THE JONES CREEK GREENWAY AND TO AMEND THE CAPITAL IMPROVEMENT PROJECT ORDINANCE FOR THE PROJECT

The purpose of this agenda item was for the Carrboro Town Council to consider approving a supplemental agreement with the North Carolina Department of Transportation for the Jones Creek Greenway (TIP# C-5181) to provide \$343,200 of additional CMAQ funds to the project and to authorize \$85,800 for the local match.

A motion was made by Council Member Foushee, seconded by Council Member Romaine, to approve the following ordinance:

**AMENDMENT TO JONES CREEK GREENWAY CAPITAL IMPROVEMENT PROJECT ORDINANCE
Ordinance No. 7/2020-21**

WHEREAS, the Town Council has adopted Capital Improvement Project Ordinance No. 11/2015/2016 for the Jones Creek Greenway; and,

WHEREAS, the Town Council has approved and authorized the Town Manager to execute a Supplemental Municipal Agreement with NCDOT to administer federal funding to design and build the Jones Creek Greenway; and,

WHEREAS, project design is underway and additional funds will be necessary to complete construction of the project to meet the requirements set by DOT; and,

WHEREAS, additional Federal CMAQ Funds in the amount of \$343,200.00 have been awarded to the Town; and,

WHEREAS, additional match funding from the Town in the amount of \$85,800.00 is required for receipt of the additional Federal CMAQ funding.

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

1. The revenues anticipated to be available to the Town of Carrboro to complete the project are as follows:

	Budget
	Authorization
FEDERAL CMAQ FUNDS	\$680,200.00
Town Local Match	<u>\$170,050.00</u>
Total Revenue	\$850,250.00

2. The following amounts are appropriated for design, right of way, environmental documentation and construction costs:

	Appropriation
Design and Engineering	\$ 184,000.00
Construction	\$ 654,250.00
Outreach and Education	<u>\$ 12,000.00</u>
Total Expenses	\$ 850,250.00

3. The appropriations in Section 2 shall be available until all project activity is completed.
4. The Town Manager is authorized to amend the existing contract with Wetherill Engineering, Inc. and execute any other contracts necessary for completion of the project.
5. The Town Manager may modify changes in the appropriation in Section 2 provided the total amount of funds to be expended for the project do not exceed \$850,250.00.
6. Within five (5) days after this ordinance is adopted, the Town Clerk shall file a copy of this ordinance with the Finance Director and Planning Director.

This is the 17th day of November, 2020.

Ayes: Mayor Lydia Lavelle, Council Member Barbara Foushee, Council Member Jacquelyn Gist, Council Member Randee Haven-O'Donnell, Council Member Susan Romaine, Council

Member Damon Seils, Council Member Sammy Slade

APPOINTMENT TO THE RECREATION AND PARKS COMMISSION

The purpose of this item was for the Town Council to make an appointment to the Recreation and Parks Commission.

A motion was made by Council Member Foushee, seconded by Council Member Romaine, to approve the following ordinance:

A RESOLUTION MAKING AN APPOINTMENT TO THE RECREATION AND PARKS COMMISSION

THE TOWN COUNCIL HEREBY APPOINTS THE FOLLOWING APPLICANT TO THE RECREATION AND PARKS COMMISSION:

1. Makeda Ma'at for a term to expire on 2/2024
2. This resolution is effective upon adoption.

This is the 17th day of November, 2020.

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

RESOLUTION APPROVING SCHEMATIC DESIGN OF THE 203 PROJECT

The purpose of this item was for the Town Council to approve a resolution on the schematic design for the 203 Project and to direct staff to continue with the design process.

A motion was made by Council Member Foushee, seconded by Council Member Haven-O'Donnell, to approve the following resolution:

RESOLUTION APPROVING SCHEMATIC DESIGN OF 203 S. GREENSBORO STREET PROJECT

WHEREAS, the Town of Carrboro, in partnership with Orange County, is developing a new multi-user building at 203 S. Greensboro Street to house the Orange County Southern

Branch Library, Town of Carrboro Recreation, Parks and Cultural Resources Program, and other users; and

WHEREAS, the schematic design has been completed and a public hearing held on November 10, 2020.

NOW, THEREFORE, BE IT RESOLVED that the Carrboro Town Council hereby:

Section 1: Approves the schematic design as presented to the Town Council on November 10, 2020 along with cost estimates.

Section 2: Directs the Town Manager and staff to proceed to the next steps of development process and permitting for project.

Section 3: Authorizes Town Manager and staff to develop a project not to exceed a total of \$25,831,095 as appropriated in the Capital Improvement Project Ordinance.

Section 4: Directs staff to report back to the Town Council as soon as it is learned that the developed project exceeds the appropriation in Section 3 above.

This is the 17th day of November, 2020.

Ayes: Mayor Lydia Lavelle, Council Member Barbara Foushee, Council Member Jacquelyn Gist, Council Member Randee Haven-O'Donnell, Council Member Susan Romaine, Council Member Damon Seils

Noes: Council Member Sammy Slade

APPROVAL OF LETTERING STYLE FOR BLACK LIVES MATTER INSTALLATION AT THE CARRBORO CENTURY CENTER

The purpose of this item was for the Town Council to approve of the font and lettering style to be used in the Black Lives Matter mural installation at the Carrboro Century Center.

Trish McGuire provided the staff report.

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

Resolution – Approval of lettering style for Black Lives Matter mural installation at Carrboro Century Center

WHEREAS, the Carrboro Town Council approved installation of a Black Lives Matter mural at the Carrboro Century Center;

NOW, THEREFORE BE IT HEREBY RESOLVED that the Carrboro Town Council specifies the font and spacing of the lettering for this mural shall be as presented in the top left depiction with alternating black and white background and text.

BE IT FURTHER RESOLVED by the Carrboro Town Council that the color blocking behind each word and the color for each word shall be as it was shown on the illustrative photo considered on October 27th

This is the 17th day of November, 2020.

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

COMMUNITYWORX BUILDING, BLACK LIVES MATTER MURAL SELECTION

The purpose of this agenda item was for the Town Council to select a muralist, rendering, and young artist for the mural space identified on the side of the CommunityWorx building.

Anita Jones-McNair provided the staff report.

A motion was made by Council Member Haven-O'Donnell, seconded by Council Member Gist, to approve the following resolution:

A RESOLUTION APPROVING A COMMUNITYWORX BUILDING BLACK LIVES MATTER MURAL

WHEREAS, Shortly after the killing of George Floyd in May, the Town Council began conversations about placing a Black Lives Matter mural on a town building reflecting the Town's support; and

WHEREAS, the conversations continued and several mural projects are underway; and

WHEREAS, CommunityWorx President/CEO Barbara Jessie-Black offered the side of the Community Worx building facing West Main at the intersection of Jones Ferry Road for a Black Lives Matter mural with support from the Board of Directors; and

WHEREAS, The Town Council also supports this mural project; and

WHEREAS, Calls to Muralists and Young Artists were circulated; and

WHEREAS, The Arts Committee budget will offset \$2,000 for expenditures of this project along with \$3,000 from funds approved for mural projects, totaling \$5,000 covering artists compensation and supplies; and

WHEREAS, The Arts Committee presented recommendations for a muralist, mural rendering and young artist(s) to complete this project; and

NOW, THEREFORE, the Town Council of the Town of Carrboro approves the following: Tyrone Small, as muralist and Ash Granda-Bondurant, Carina Rockart, and Theo Preston as student artist(s) using their rendering to create a Black Lives Matter Mural.

BE IT FURTHERMORE RESOLVED, that the Town Council requests that the student identified as CJ in the staff report and in the 8th grade, be contacted to seek their participation.

This is the 17th day of November, 2020.

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

UPDATE ON THE SOUTH GREENSBORO STREET SIDEWALK

The purpose of this agenda item was to provide the Town Council with an update on the development of conceptual plans for the South Greensboro Street sidewalk and to seek direction on the next steps toward selecting a preferred alignment.

Tina Moon provided the staff report.

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

A RESOLUTION RECEIVING THE UPDATE ON THE SOUTH GREENSBORO STREET SIDEWALK PROJECT

WHEREAS, the Town Council has adopted a Capital Improvement Project Ordinance to design and construct a sidewalk along one side of South Greensboro Street (TIP# C-5650); and

WHEREAS, the Town Council has entered into a contract with Ramey Kemp & Associates, Inc. for design services for the sidewalk project; and

WHEREAS, the project engineer has developed the following probable cost estimates for the project at 15-percent design: \$1,490,000 for constructing the sidewalk on the West side of the street and \$1,980,000 on the East side of the street; and

WHEREAS, the current project budget is \$1,706,966.

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Town Council, that the Town Council receives the update and associated cost estimates.

BE IT FURTHER RESOLVED by the Carrboro Town Council provides staff with the following:

- That a public hearing shall be scheduled with the availability to provide feedback on both alignment options.
- That the demographics of the proposed users is shown on both sides of the street.
- That the price be presented with costs depicted at 5, 8, and 10 feet in width.

This is the 17th day of November, 2020.

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

UPDATE ON THE MORGAN CREEK GREENWAY

The purpose of this item was to provide an update on the Morgan Creek Greenway and to seek Town Council direction relating to a possible change in the alignment of Phase 1 (TIP #4828A) to inform design modifications needed to rebid the project.

Tina Moon provided the staff report.

Mayor Lavelle opened the public comment.

Robert Kirschner spoke to the Town Council about the project and expressed opposition to the “yellow” alternate line shown in depiction of the alignment. He expressed support for either option of the project and the original design.

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

A RESOLUTION RECEIVING THE UPDATE ON THE MORGAN CREEK GREENWAY

WHEREAS, the Town Council has adopted Capital Improvement Project Ordinance No. 8/2018/19 to design and construct Phase 1 of the Morgan Creek Greenway (TIP# EL-4828A); and

WHEREAS, the Town advertised the project for bid in June 2019, and received two bids which exceeded the design engineer’s estimate by more than the allowable ten-percent; and

WHEREAS, the Town Engineer has determined the feasibility of a pedestrian crossing in Phase 1 of the Greenway.

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Town Council, that the Town Council receives the update on the Morgan Creek Greenway and selects the following alignment option for Phase 1:

OPTION #2 – Original/Preferred Alignment (red line)

BE IT FURTHER RESOLVED that the Town Council directs staff to work with the Town Engineer to prepare bid documents.

BE IT FURTHER RESOLVED that the Town Council refers the matter to the Greenways Commission to hold a public meeting with adjacent property owners.

This is the 17th day of November, 2020.

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

TOWN COUNCIL DISCUSSION OF POSSIBLE AMENDMENTS TO THE TOWN OF CARRBORO ADVISORY BOARD RECRUITMENT AND APPOINTMENT POLICY

The purpose of this agenda item was to allow the Town Council to discuss revisions to the Advisory Board Recruitment and Appointment Policy related to increasing the racial diversity on advisory boards.

Cathy Dorando presented the item.

The Town Council directed Town staff to:

- Draft language to allow applications not to be taken to the Town Council if racial diversity is lacking (have exception for lack of quorum)
- Review language with Anita/GARE and attorney
- Look into percentage of races on advisory boards and comprehensively
- Look into providing childcare/transportation assistance
- Bring item back as soon as possible

ADJOURNMENT

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

Town Clerk

Mayor