



Town of Carrboro

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

Meeting Minutes Board of Aldermen

Tuesday, April 15, 2014

7:30 PM

Board Chambers - Room 110

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

Also Present: David Andrews, Town Manager, Cathy Wilson, Town Clerk, Bob Hornik, Town Attorney

PARKING COMPLAINT – CARR MILL MALL AND SOUTHERN RAIL

Nathan Milian, representing Carr Mill Mall, delivered a letter regarding a complaint filed about Southern Rail's lack of required parking. He stated that there has been no progress on the complaint to date.

Mike Benson, owner of Southern Rail, responded to the complaint from Carr Mill Mall and stated that they are in compliance for their required parking amounts.

Alderman Seils asked for a report back from staff regarding the issue. Alderman Haven-O'Donnell asked that a formal letter be delivered to both parties.

APPOINTMENT TO THE ANIMAL CONTROL BOARD OF APPEALS

**MOTION WAS MADE BY ALDERMAN HAVEN-O'DONNELL, SECONDED BY ALDERMAN JOHNSON TO APPOINT JACQUELINE MARX TO THE ANIMAL CONTROL BOARD.
VOTE: AFFIRMATIVE ALL**

A REQUEST TO ADOPT A RESOLUTION TO AWARD RETIRED POLICE K9 KILO TO HANDLER JAMES WALKER

Due to his age, Sergeant James Walker's K9 partner Kilo, will retire after 9 years of service to the

Carrboro Police Department, and the Town of Carrboro.

Motion was made by Alderman Johnson, and seconded by Alderman Slade, to approve the resolution below:

K-9 RETIREMENT RESOLUTION:

WHEREAS, K-9 Kilo is owned by the Town of Carrboro; and

WHEREAS, K-9 Kilo has faithfully served the Town and its citizens for 9 years; and

WHEREAS, K-9 Kilo will retire from his position as Police Canine effective April 22nd, 2014; and

WHEREAS, the Mayor and Board of Aldermen, by this resolution, wish to express its great appreciation to K-9 Kilo for service, loyalty, and dedication to the Town of Carrboro;

NOW THEREFORE, BE IT RESOLVED that the Town of Carrboro in accord with North Carolina General Statute 160A-266 declares K-9 Kilo to be surplus property upon retirement from service and authorizes his assigned handler, James Walker, to take ownership of K-9 Kilo upon his execution of a hold harmless agreement to provide proper care for the dog for the remainder of the life of the animal By executing that agreement James Walker will assume all liability and responsibility for the dog.

This the 15th day of April, 2014.

The motion carried by the following vote:

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

NCLM REGULATORY TECHNICAL ASSISTANCE FUND CONTRIBUTION

The purpose of this item was to allow the Board of Aldermen to approve an expenditure of \$560.00 to support the North Carolina League of Municipalities Regulatory Technical Assistance Fund.

Alderman Slade asked for clarification from the League on the how the stormwater regulatory program works and if it would be used to lessen environmental regulations related to stormwater in an effort to reduce costs to municipalities.

Cathy Wilson, the Town Clerk, will report back on this item.

PERMIT EXTENSION REQUEST FOR PREVIOUSLY ISSUED CONDITIONAL USE PERMIT FOR VERIDIA AIS

The Board was asked to consider approving a request for an extension of the date when a Conditional Use Permit would otherwise expire for Veridia AIS CUP.

Alderman Haven-O'Donnell clarified that there will be a minimum of three months' notice to any current resident of the mobile home park before requiring them to vacate the property.

Motion was made by Alderman Haven-O'Donnell, and seconded by Alderman Seils, to approve the resolution below:

A RESOLUTION APPROVING AN EXTENSION OF THE DATE ON WHICH A
CUP WOULD OTHERWISE EXPIRE FOR VERIDIA AIS CUP

WHEREAS, the Carrboro Board of Aldermen approved a Conditional Use Permit for the Veridia AIS CUP on April 26, 2011; and

WHEREAS, the Carrboro Board of Aldermen approved an extension to the date on which the Conditional Use Permit for the Veridia AIS CUP would have expired, thereby extending the date to April 26, 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 permit is again extended, with a new expiration date for Veridia AIS CUP of April 26, 2015.

This the 15th day of April, 2014

The motion carried by the following vote:

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

DISCUSSION OF A DOWNTOWN PARKING SUMMIT ON SHARED PARKING

The purpose of this item was to update the Board on the comments and outcomes of the Downtown Parking Summit meeting that was held on January 31, 2014.

Annette Stone, the Town's Community and Economic Development Director, made the staff presentation to the Board.

Alderman Slade asked for staff to identify Town owned parking that is not being overly utilized. He asked for staff to consider on street parking for streets that have the capacity.

Alderman Gist stated that Century Center Town employees, non-police, could park in the Town Hall lot and the Town could provide bikes or scooters for transportation. She also expressed support for using the Laurel Avenue parking. She asked staff to get the word out that the lot at Town Hall is available for parking. She expressed concern with parking in neighborhoods.

Alderman Seils stated that he would be interested in leasing Town spaces but they would have to be at a market rate to be fair to others that have leased from private lessors. He would like more information on rates, permitting, maintenance costs, related to leasing spaces to businesses, not to the employees directly, for employee parking.

Alderman Johnson asked for staff to report back on if the Town can assume liability for parking on private spaces that are used for public parking during certain hours.

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

Alderman Haven-O'Donnell asked for the rates to not affect employees' take-home pay. She asked to have further discussion on the deck at 300 E. Main and possibly consider adding more public spaces.

RESOLUTION ACCEPTING THE REPORT ON DOWNTOWN PARKING ISSUES AND PROVIDING DIRECTION TO TOWN STAFF

WHEREAS, the Carrboro Board of Aldermen has received a staff report regarding various parking issues in Downtown Carrboro.

Now, therefore, the Carrboro Board of Aldermen resolves that Town staff is directed as follows:

Bring information to the Board about leasing parking spaces in the Laurel Avenue parking lot, and possibly other underutilized town-owned parking lots, to local businesses for employee parking, including but not limited to information about costs, administration, and enforcement.

Encourage non-Police Department employees who currently park in the Century Center parking lot to park at Town Hall instead.

Provide public notice about the availability of public parking in the Town Hall lot.

The motion carried by the following vote:

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

MOTION WAS MADE BY ALDERMAN SEILS, SECONDED BY ALDERMAN SLADE FOR STAFF TO REPORT BACK ON WHAT STREETS IF ANY COULD BE USED FOR ON-STREET PARKING. VOTE: AFFIRMATIVE 4, NEGATIVE 2 (GIST, HAVEN-O'DONNELL)

UPDATE ON EAST WEAVER STREET BIKE CORRAL TRIAL INSTALLATION

The Board of Aldermen was asked to receive a report and consider options for the bike corral that has been installed on a trial basis since August 2013 on E. Weaver St.

Jeff Brubaker, the Town's Transportation Planner, made the staff presentation.

Alderman Seils stated that he would be interested to see evening and nighttime hours measured. He also suggested opening the loading zones up at 4:00 p.m. if no deliveries take place afterwards. He mentioned that some of the spaces are taken up by one car all day and something should be done about that.

Alderman Gist asked that people that park longer than the allowed time be spoken with. She also asked for information from all the businesses that use the loading zone before amending the parking to be allowed at 4:00 p.m.

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

A RESOLUTION RELATING TO THE BIKE CORRAL TRIAL INSTALLATION ON EAST WEAVER STREET

WHEREAS, on June 18, 2013, the Board of Aldermen adopted a resolution accepting the offer of a donation of a bike rack from the Carrboro Bicycle Coalition and Performance Bike to be installed in a bike corral on East Weaver Street; and,

WHEREAS, the resolution authorized a trial period for the bike corral and directed staff to report back to the Board based on information collected in the trial period for further direction on the possibility of a permanent installation; and,

WHEREAS, the resolution directed staff to work with businesses before and during the trial period; and,

WHEREAS, the bike corral was installed on August 22, 2013; and,

WHEREAS, Town staff communicated with businesses along the street before, during, and after the installation;

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

1. Receives the staff report.
2. Provides the following direction on the bike corral trial installation:
 - a. The bike corral shall be installed permanently.
3. Staff shall report back on the use of the loading zone for deliveries after 4:00 p.m.

This the 15th day of April, 2014.

The motion carried by the following vote:

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

REVIEW OF THE 2014 ANNUAL REPORT ON THE SCHOOLS ADEQUATE PUBLIC FACILITIES ORDINANCE (SAPFO) FROM THE TECHNICAL ADVISORY COMMITTEE

The Orange County Board of County Commissioners referred the 2014 report for review and comments. The Board of Commissioners is scheduled to certify the report in May and requested comments from signatories to the Memorandum of Understanding by April 21, 2014. A resolution that provides an opportunity for the Board of Aldermen to specify comments has been prepared.

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

Alderman Gist asked if vouchers and charter schools become more prevalent how that will affect the findings. She stated that she would also like to see the projections from the early years have been true for the actuals.

Alderman Haven-O'Donnell stated that she would like for Orange County Commissioners to review the Mebane school and suggested that they become included in the ordinance.

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

A RESOLUTION ACCEPTING AND COMMENTING ON THE SCHOOLS ADEQUATE PUBLIC FACILITIES TECHNICAL ADVISORY COMMITTEE (SAPFOTAC) 2014 REPORT

WHEREAS, the Town has had a longstanding interest in the success and excellence of the Chapel Hill- Carrboro City Schools; and

WHEREAS, the Town has participated in the development and implementation of the schools adequate public facilities ordinance provisions since 2003; and

WHEREAS, the annual technical advisory committee report has been prepared and distributed for comments.

NOW, THEREFORE, BE IT RESOLVED that the Board of Aldermen of the Town of Carrboro provides the following comments:

1. An independent review of the growth projections versus actuals should be completed and the results provided back to the Board.
2. The Orange County Board of Commissioners is requested to include Mebane in the agreement.

This the 15th day of April, 2014.

The motion carried by the following vote:

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

MATTERS BY BOARD MEMBERS

The Mayor and Board of Aldermen provided a brief update from their respective advisory boards and subcommittees.

MATTERS BY TOWN CLERK

The Town Clerk provided an update on the NCUC Duke Energy Carolinas rate case in regards to LED lighting.

ADJOURNMENT

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