



Town of Carrboro

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

Meeting Minutes Board of Aldermen

Tuesday, November 24, 2015

7:30 PM

Board Chambers - Room 110

Present: Alderman Damon Seils, Alderman Sammy Slade, Alderman Bethany Chaney, Alderman Michelle Johnson, Alderman Randee Haven-O'Donnell

Absent: Mayor Lydia Lavelle, Alderman Jacquelyn Gist

Also Present: David Andrews, Town Manager, Catherine Wilson, Town Clerk, Nick Herman, Town Attorney

RESOLUTION OF APPRECIATION OF THE CARRBORO POLICE DEPARTMENT

Motion was made by Alderman Slade, seconded by Alderman Chaney to approve the resolution below.

Resolution of Appreciation of the Town of Carrboro Police Department

WHEREAS, the Carrboro Police Department provides information to the Board of Aldermen and the public at large that facilitates a better understanding of the work that it does and the degree to which this work is in line with Carrboro's community values and goals, for example, by compiling such detailed reports as the 'Seized Funds Report' and the 'Time Allocation/Deployment of Human Resources in the Carrboro Police Department' report;

WHEREAS, the Carrboro police department both responsively and proactively aligns its policing policies with Carrboro's values and goals, as in several recent examples including the discontinuation of drivers license checkpoints, a policy that was disproportionately affecting the Hispanic community; declining to pursue participation in 287(g) and Secure Communities programs; and declining to make arrests based solely on immigration detainer notices, which are matters of federal immigration and not local law enforcement;

WHEREAS, the Carrboro Police Department also takes action towards town goals by participating in such municipal programs as the Town of Carrboro Energy and Climate

Protection Plan, which aims to reduce emissions by 7% annually;

WHEREAS, the Carrboro Police Department develops unique approaches to building community relationships through efforts such as its 'Coffee with a Cop' and 'Kava with a Cop' outreach events;

WHEREAS, the Carrboro Police Department cultivates positive partnerships with Club Nova, the IFC, El Centro and other organizations that serve people with special needs or who face other circumstances that can engender fear or mistrust of public agencies, including public safety;

WHEREAS, the Carrboro Police Department has actively engaged and helped organize public forums and community dialogues that seek to explore urgent and difficult issues of racial disparity in the justice system and other parts of our civic life, and to correct for such disparities by examining policies and remedies that have been raised both locally and nationally, including by the Black Lives Matters movement;

WHEREAS, the Carrboro Police Department has led by example for other Town of Carrboro Departments and peers in examining institutional racism and implicit bias through its participation in training offered by such organizations as Organizing Against Racism;

WHEREAS, the Carrboro Police Department seeks to maintain a highly trained, diverse, and committed staff, attracting such unique talents as Officer Lori McLamb, one of only three K-9 Search Specialists for FEMA in the state of North Carolina;

WHEREAS, the Carrboro Police Department was the first law enforcement agency in NC to use naloxone to reverse an opiate overdose and recorded the first two uses in January and February of 2015. Officer Teresa Kernodle (first use) and Officer Erasmo Velazquez (second use) demonstrated a community-oriented philosophy by their willingness to go above and beyond the normal police response in both instances;

WHEREAS, every member of the Carrboro Police Department, whether patrol officers, investigators, managers or administrative staff, accepts unfathomable personal risk in carrying out their jobs in service to Carrboro.

NOW, THEREFORE BE IT RESOLVED, the Town of Carrboro recognizes and offers its unconditional appreciation to Chief Walter Horton and the Carrboro Police Department for their ongoing contributions towards making Carrboro the safe, welcoming, free and progressive community that it aspires always to be.

This the 24th day of November, 2015

The motion carried by the following vote:

Aye: Alderman Seils and Alderman Slade, Alderman Chaney, Alderman Johnson, and Alderman Haven-O'Donnell

Absent: Mayor Lavelle, Alderman Gist

A RESOLUTION DECLARING CARRBORO A SAFE HAVEN FOR INNOCENT VICTIMS OF VIOLENCE AND TERROR FROM SYRIA

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

A RESOLUTION DECLARING CARRBORO A SAFE HAVEN FOR
INNOCENT VICTIMS OF VIOLENCE AND TERROR FROM SYRIA

WHEREAS, refugees are innocent victims of violence and terror; and

WHEREAS, the United Nations High Commissioner for Refugees has referred 18,000 cases to the United States for resettlement; many of them are the most vulnerable from Syria's collapse, including torture survivors, people with special medical needs, and women who head households; and more than half are children; and

WHEREAS, according to the United Nations High Commissioner for Refugees (November 17, 2015), there are 4,289,792 refugees of the Syrian civil war; and

WHEREAS, the United States Department of State has affirmed that the United States will accept 10,000 Syrian refugees in fiscal year 2016, only 0.23% of the more than 4 million Syrian refugees who have fled attacks by the Syrian government and the Islamic State; and

WHEREAS, there is a significant, lengthy federal screening process designed to check for terrorism and national security risks before refugees are offered admission to the United States; and

WHEREAS, as of November 16, 2015, at least 27 US governors, including North Carolina governor Pat McCrory, declared that they do not want Syrian refugees or have questioned the vetting process following the November 2015 Paris attack; and

WHEREAS, in its ruling in *Hines v Davidowitz* (1941), the Supreme Court of the United States concluded, "the regulation of aliens is so intimately blended and intertwined with responsibilities of the national government that where it acts, and the state also acts on the same subject, 'the act of congress, or the treaty, is supreme; and the law of the state, though enacted in the exercise of powers not controverted, must yield to it'"; and

WHEREAS, the Refugee Act of 1980 gives President Obama broad discretion to allow refugees to be admitted into the United States; and

WHEREAS, the 1967 Protocol Relating to the Status of Refugees is a multilateral United Nations treaty, ratified by the United States, which builds on Article 14 of the Universal Declaration of Human Rights and recognizes the right of persons to seek asylum from

persecution in other countries; and

WHEREAS, Carrboro strives to be a compassionate and caring community that welcomes people in need; and

WHEREAS, on April 21, 2009, the Carrboro Board of Aldermen affirmed its commitment to the principles of the Universal Declaration of Human Rights; and

WHEREAS, on June 10, 2014, the Board of Aldermen approved a resolution recognizing that Carrboro has vibrant and healthy immigrant communities; noting that support of immigrant communities is critical to preserving our legacy as a nation of immigrants; and establishing Immigrant Heritage Month; and

WHEREAS, on November 18, 2014, the Board of Aldermen approved a resolution supporting and welcoming unaccompanied immigrant minors fleeing violence in their home countries; and

WHEREAS, multiple Supreme Court decisions dating back to the late 1800s make it clear that states are constitutionally prohibited from discriminating on the basis of national origin or denying the opportunity to live or seek work to immigrants once the federal government has seen fit to admit them; and

WHEREAS, in September 2015, mayors of 18 US cities, including the mayor of the Town of Chapel Hill, North Carolina, sent a letter to President Obama saying they will accept and welcome Syrian refugees in their communities; and

WHEREAS, the Town of Carrboro indirectly receives federal dollars to support settled refugees; and

WHEREAS, North Carolina may seek to restrict its participation in the passing through of federal dollars to nonprofit resettlement agencies and in helping coordinate the provision of benefits.

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. The Board of Aldermen reaffirms its commitment to helping people in need by declaring Carrboro a safe haven for Syrian refugees who are admitted by the United States.

SECTION 2. The Board of Aldermen encourages other municipalities and counties of North Carolina to find ways of collaborating with the Town of Carrboro in facilitating the passing through of federal dollars to nonprofit resettlement agencies and for finding ways to help coordinate the provision of benefits where the State of North Carolina does not.

SECTION 3. The Board of Aldermen requests that the Town of Carrboro's federal and state representatives join Carrboro in stepping up the help that Syrian refugees receive.

SECTION 4. The clerk is directed to send copies of this resolution to President Barack Obama, Congressman David Price, the members of the Town's legislative delegation to the North Carolina General Assembly, the chair of the Orange County Board of Commissioners, the mayor of the Town of Chapel Hill, and the mayor of the Town of Hillsborough.

This the 24th day of November, 2015

The motion carried by the following vote:

Aye: Alderman Seils and Alderman Slade, Alderman Chaney, Alderman Johnson, and Alderman Haven-O'Donnell

Absent: Mayor Lavelle, Alderman Gist

APPROVAL OF PREVIOUS MEETING MINUTES

MOTION WAS MADE BY ALDERMAN JOHNSON, SECONDED BY ALDERMAN SEILS TO APPROVE THE MINUTES OF NOVEMBER 10, 2015 AND NOVEMBER 17, 2015. VOTE: AFFIRMATIVE FIVE, ABSENT TWO (LAVELLE, GIST)

MINOR REVISIONS TO THE RENTAL AND UTILITY DEPOSIT ASSISTANCE PROGRAM

The purpose of this item was for the Board to review and consider approving revisions to the Rental and Utility Deposit Assistance Program.

A motion was made by Alderman Johnson, seconded by Alderman Seils, that this resolution be approved.

A RESOLUTION APPROVING THE UPDATES TO THE RENTAL AND UTILITY DEPOSIT ASSISTANCE PROGRAM

WHEREAS, the Board of Aldermen created an affordable housing special revenue fund on June 27, 2007 by the adoption of resolution no. 244/2006-07; and

WHEREAS, the Board of Aldermen established administrative procedures for the fund on September 9, 2008 by the adoption of resolution no 15/2008-09; and

WHEREAS, the Board of Aldermen passed a resolution authorizing the Town Manager to develop and implement a program to expend funds from the Affordable Housing Fund as it pertains to the loss of Section 8 Housing Choice Vouchers on June 24, 2014; and

WHEREAS, the Board of Aldermen approved updates to the Housing Fund Guidelines to coordinate with the Land Use Ordinance and Affordable Housing Goals and Strategies, to expand the ways in which the funds may be used and to clarify who is eligible to apply for funds and how they go about doing so, which changed the program from a loan program to a grant program on March 3, 2015.

NOW THEREFORE, BE IT RESOLVED that the Board of Aldermen hereby ordains:

Section 1. Previously adopted resolutions pertaining to creation and administration of the Rental and/or Utility Deposit Assistance Program are superseded by the actions in the following sections.

Section 2. Eligibility, grant limitations and other administrative procedures are specified below:

A household is only eligible to receive funds once. The funds are to be used to provide rental housing and/or utilities deposits as based on the following requirements:

- A. That the grants are issued for assistance relocating within the Town of Carrboro.
- B. That the grant applicant provide a signed copy of the lease or provide a signed copy of an Orange County Request for Tenancy Form showing the applicant has been approved for housing in the Town of Carrboro.
- C. That the grant applicant provide proof of having a current Section 8 Housing Choice Voucher from Orange County.
- D. That the applicant provides official documentation showing the amount of the deposit.
- E. That the grant amount shall not exceed \$1,000 per household.

Section 4. This resolution shall become effective upon adoption.

The motion carried by the following vote:

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and Alderman Slade

Nay:

Absent: Mayor Lavelle and Alderman Gist

CONSIDERATION OF APPROVAL OF A SUPPLEMENTAL AGREEMENT WITH NCDOT TO RECEIVE ADDITIONAL STP-DA FUNDS FOR HOMESTEAD ROAD MULTI-USE PATH AND TO AMEND THE CAPITAL PROJECT ORDINANCE FOR THE PROJECT.

The purpose of this item was for the Board of Aldermen to consider approving a Supplemental Agreement with NCDOT for the Homestead Road-Chapel Hill High School Multi-Use Path to provide \$212,000 of additional STP-DA funds to the project and to authorize a \$53,000 local match.

A motion was made by Alderman Johnson, seconded by Alderman Seils, that this resolution be approved. The motion carried by the following vote:

A RESOLUTION APPROVING A SUPPLEMENTAL AGREEMENT WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR THE HOMESTEAD ROAD CHAPEL HILL HIGHSCHOOL MULTI-USE PATH

WHEREAS, the Town of Carrboro has executed a municipal agreement with the North Carolina Department of Transportation for the design and construction of the Homestead Road Chapel Hill High School Multi-use Path; and,

WHEREAS, on November 22, 2011, the Board of Aldermen awarded a contract for preliminary engineering to Kimley-Horn and Associates; and,

WHEREAS, the low bidder's construction cost exceeded the amount allocated for construction by \$265,340; and,

WHEREAS, the Town needs and has an opportunity to seek additional STP-DA funds through the DCHC-MPO; and,

WHEREAS, additional time will be necessary to complete construction of the project.

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

- 1) To apply for \$212,000 in additional STP-DA funds, and
- 2) Allocate \$53,000 in additional matching funds from General Obligation Bonds, and
- 3) To execute an amended Supplemental Agreement with NCDOT to reflect the additional funding allocation and revised milestones for project completion.

This is the 24th day of November in the year 2015.

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and Alderman Slade

Nay: 0

Absent: Mayor Lavelle and Alderman Gist

CONTRACT AMENDMENT FOR ENGINEERING SERVICES WITH KIMLEY-HORN FOR THE HOMESTEAD ROAD -CHAPEL HILL HIGH SCHOOL MULTI-USE PATH

The purpose of this item was for the Board of Aldermen to consider approving an amendment to the contract with Kimley-Horn for engineering services for the Homestead Road-Chapel Hill High School Multi-Use Path.

A motion was made by Alderman Johnson, seconded by Alderman Seils, that this resolution be approved.

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH
KIMLEY-HORN FOR ENGINEERING SERVICES FOR THE HOMESTEAD ROAD CHAPEL HILL
HIGH SCHOOL MULTI-USE PATH

WHEREAS, on November 22, 2011, the Board of Aldermen awarded a contract to Kimley-Horn and Associates for preliminary engineering design of the Homestead Road Chapel Hill High School Multi-Use Path; and,

WHEREAS, the costs associated with the preliminary design work are expected to exceed the amount of the original contract.

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

- 1) An increase in the contract to Kimley-Horn for engineering services from \$130,485.22 to \$160,169.06, and

2) A contingency amount of 10% of the total contract amount not to exceed \$16,016.90 for a total contract award of \$176,185, and

3) The Town Manager to amend the existing contract with Kimley-Horn for any additional work; determine and authorize use of contingency funds; and approve payments to Kimley-Horn for contract services not to exceed \$176,185.

The motion carried by the following vote:

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and Alderman Slade

Nay: 0

Absent: Mayor Lavelle and Alderman Gist

CONTINUATION OF THE JUNE 23RD PUBLIC HEARING ON LAND USE ORDINANCE AMENDMENTS TO MODIFY THE PRESUMPTIVE PARKING REQUIREMENT FOR RESTAURANTS WITH OUTDOOR SEATING

The purpose of item was for the Board of Aldermen to adopt a resolution to continue its consideration of amendments to the Land Use Ordinance to modify the presumptive parking requirements for restaurants with outdoor seating in the B-1(c), B-1(g) and B-2 zoning districts to a future date.

Nathan Milian, representing Carr Mill Mall, stated that he would be interested in knowing the status of the parking study and asked for staff to share that information.

A motion was made by Alderman Seils, seconded by Alderman Johnson, that this resolution be approved.

A RESOLUTION TO CONTINUE THE PUBLIC HEARING TO CONSIDER TEXT AMENDMENTS TO THE LAND USE ORDINANCE RELATING TO THE PARKING REQUIREMENTS FOR OUTDOOR USES FOR RESTAURANTS TO A FUTURE DATE

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 MODIFY PROVISIONS RELATING TO PARKING REQUIREMENTS ASSOCIATED WITH OUTDOOR USES FOR LAND USE CLASSIFICATION 8.000 IN CERTAIN ZONING DISTRICTS; and

WHEREAS, the Board directed staff to collect information relating to the travel modes of restaurant patrons choosing outdoor dining; and

WHEREAS, as part of the survey process staff has identified additional questions for restaurant owners to assist with the determination of appropriate parking standards; and

WHEREAS, a parking study is now underway, which includes a projection of current and future parking needs as well as an analysis of the current presumptive parking standards in the Carrboro Land Use Ordinance.

NOW, THEREFORE BE IT RESOLVED, that the Carrboro Board of Aldermen continues the publichearing on the proposed amendment until an additional information is available.

The motion carried by the following vote:

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and Alderman Slade

Nay: 0

Absent: Mayor Lavelle and Alderman Gist

REQUEST FOR AMENDMENT TO CONTACT FOR PRELIMINARY ENGINEERING AND DESIGN SERVICES FOR THE ROGERS ROAD SIDEWALK PROJECT

The purpose of this item was to request the Board of Aldermen approve a contract amendment with SunGate Design Group for Rogers Road Sidewalk Project.

A motion was made by Alderman Johnson, seconded by Alderman Seils, that this resolution be approved.

AMENDMENT TO CONTRACT FOR PRELIMINARY ENTINEERING AND DESIGN SERVICES FOR THE ROGERS ROAD SIDEWALK CAPITAL IMPROVEMENT PROJECT

WHEREAS, ON December 4, 2012 the Town of Carrboro awarded a professional services contract to SunGate Design Group for preliminary engineering and design services for the Rogers Road Sidewalk Project; and,

WHEREAS, the Town of Carrboro and SunGate Design Group executed a contract in the amount of \$102,277.66; and,

WHEREAS, it is now necessary to modify the contract scope of services and adjust the fee for needed additional engineering and design services;

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

The Professional Services Contract award to SunGate Design Group for preliminary engineering and design services for the Rogers Road Sidewalk Project is increased from \$ 102,277.66 to \$122,277.66; and, the Town Manager is authorized to execute an amendment to the contract.

This the 24th day of November, 2015

The motion carried by the following vote:

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and Alderman Slade

Nay: 0

Absent: Mayor Lavelle and Alderman Gist

**REQUEST-TO-SET A PUBLIC HEARING FOR A MAJOR MODIFICATION TO A
CONDITIONAL USE PERMIT FOR THE BUTLER CUP-CU PERMIT LOCATED AT 107
PADGETTE LANE (BEHIND THE ARTS CENTER)**

The Town received an application for a major modification to the existing Conditional Use Permit (with associated conditional use rezoning) for The Butler mixed use project located at 107 Padgette Lane. A hearing date of January 26th, 2015, has been identified. A resolution setting a public hearing is provided herein.

A motion was made by Alderman Seils, seconded by Alderman Johnson, that this resolution be approved.

A RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED MAJOR MODIFICATION TO THE EXISTING CONDITIONAL USE PERMIT FOR THE BUTLER MIXED USED DEVELOPMENT AT 107 PADGETTE LANE FOR AUTHORIZATION TO CONSTRUCT A HOTEL

WHEREAS, the Carrboro Board of Aldermen seeks to provide ample opportunities for the public to comment on proposed projects; and

WHEREAS, an application has been received for a major modification for a Conditional Use Permit for the property located at 107 Padgette Lane.

NOW, THEREFORE BE IT RESOLVED by the Carrboro Board of Aldermen that the Aldermen call a public hearing on January 26th, 2015 to discuss the proposed project at 107 Padgette Lane;

This is the 24th day of November in the year 2015.

The motion carried by the following vote:

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and Alderman Slade

Nay: 0

Absent: Mayor Lavelle and Alderman Gist

PUBLIC HEARING ON SNOW & ICE REMOVAL ORDINANCE ON NOVEMBER 24, 2015

The purpose of this item was to receive input from the public on proposed changes to Section 7-6 of the Town Code on Snow and Ice Removal and for the Board to consider approving the attached proposed amended ordinance for Town Code Section 7-6.

Julie Eckenrode, the assistant to the Town Manager, made the staff presentation.

A representative from Weigan-Omega Property Management Company stated that the company believes that they can manage their property without oversight from the Town and stated that they see no reason to make a change to the ordinance.

The community manager for Twin Magnolias expressed concern with the phrases “as soon as possible” and “sidewalk and paved parking area.”

A representative from Chambers Ridge stated that she is concerned that the ordinance is over-broad.

The Board requested that staff work to amend the ordinance language to be more specific regarding responsibility and the need for access for emergency vehicles. Staff was also asked to consider adding additional sidewalks to the internal priority list. Property owners were encouraged to provide additional feedback to staff.

MOTION WAS MADE BY ALDERMAN SEILS, SECONDED BY ALDERMAN JOHNSON TO CLOSE THE PUBLIC HEARING. VOTE: AFFIRMATIVE FIVE, ABSENT TWO (LAVELLE, GIST)

A motion was made by Alderman Seils, seconded by Alderman Johnson, that this ordinance be approved.

AN ORDINANCE AMENDING CARRBORO TOWN CODE SECTION 7-6 SNOW AND ICE
REMOVAL
Ordinance No. 8/2015-16

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Town of Carrboro Town Code Section 7-6 “Snow and Ice Removal” is hereby amended to read as follows:

Section 7-6 Snow and Ice Removal

Every occupant of any building used for commercial purposes, and the owner of any building used for multi-family residential purposes (i.e., more than 2 dwelling units) in front of which there is (a) a sidewalk paved with stone, brick, asphalt or cement, or (b) a paved parking area intended for the use of customers, employees or residents, shall clear snow, ice or other similar obstruction from the sidewalk and/or paved parking area at the earliest possible time and as soon as the weather permits.

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 is the 24th day of November in the year 2015.

The motion carried by the following vote:

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and Alderman Slade

Nay: 0

Absent: Mayor Lavelle and Alderman Gist

UPDATE ON LLOYD FARM DEVELOPMENT APPLICATION

The Board received an update on the status of the development application for Lloyd Farm following the conclusion of the mediation sessions.

Trish McGuire, the Town's Planning Director, provided the staff report summarized below:

The Board of Aldermen discussed the status of the Lloyd Farm mediation and possible next step related to the development application at its September 15, 2015 meeting.

On November 5, staff provided a message to the applicant regarding what materials would need to be submitted in order to transform the existing application to a conditional zoning request. The applicant has responded stating affirmatively that he does intend to move forward with the conversion. The response mentions that it likely will take until the end of the year to pull the materials together.

Meanwhile, staff is working with Andy Sachs of Dispute Settlement Center to outline a method for gathering feedback from participants on how the mediation process went, so as to inform the Town on how it may go about conducting similar processes in the future. Planning staff expects to report back to the Board once they have finished formulating the idea.

REPORT ON COMMUNITY CONVERSATION RELATED TO PROPERTIES AROUND NORTH GREENSBORO STREET, WEAVER STREET, CENTER STREET, AND SHORT STREET

The purpose of this item was for the Board of Aldermen to receive a report on the status of a possible community conversation focused on properties around North Greensboro Street, West Weaver Street, Center Street, and Short Street.

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

Staff indicated that they are working on a process to get the property located at the corner of Weaver and North Greensboro cleaned up after many complaints from citizens about the look of the property.

Staff has requested the following from the owner of 201 N. Greensboro Street:

- 1) A timeline for maintenance of the property
- 2) How they plan to keep the property secure
- 3) For them to share information with the neighboring property owners.

NORTHSIDE INITIATIVE OVERVIEW AND DIRECTION

The purpose of this item was for the Board to receive an overview of the Northside Initiative and provide direction on the Town's actions.

Nate Broman-Fulks, the assistant to the Town Manager, made the staff presentation and welcomed the

representatives from the Jackson Center and Self Help.

Hudson Vaughan, from the Jackson Center, provided information on the Northside Initiative.

Stephanie Barnes-Simms, with Self Help, also provided information on the Northside Initiative. They requested the Town's continued assistance by sharing staff and for affordable housing funds. They also requested that the Town look into ordinance changes that will protect the integrity of the neighborhood.

Alderman Haven-O'Donnell suggested having a conversation with the University regarding housing of the students.

UPDATE ON POLICING IN CARRBORO

The purpose of this item was to provide an update on policing in Carrboro since the last community forum Chief Horton provided the staff report.

Alderman Seils stated that the department has done a lot over the last three years and that some of the asks may need additional support.

Alderman Johnson stated that she would like the department to keep the information regarding best practices and to keep track of the practices so the Town can continue to be a leader in the nation regarding reducing the disparity in minority stops.

Alderman Chaney stated that if the department has patrol gaps that need to be addressed that the Chief should not be shy about providing that information to the Board to consider during the budget.

Alderman Slade encouraged the police department to continue its responsiveness towards further reflecting Carrboro values. Also, Alderman Slade requested that if there is an assessment of further resources that the department feels it may need, because of new tasks the department has taken on, that this assessment also factor in savings that are being made through re-prioritization and new approaches in other areas. The example was given in regard to traffic enforcement and de-prioritizing minor infractions related to traffic stops; savings may happen from less time processing these, going to court, etc..

A REQUEST TO MAKE AN APPOINTMENT TO THE GREENWAYS COMMISSION AND AMEND EXPIRATION MONTHS OF CURRENT MEMBERS

The purpose of this item was to make an appointment to the Greenways Commission and amend the expiration month of current members.

Alderman Haven-O'Donnell stated that she would like to approve the amendment to the term expiration

dates and hold off on the appointments because Mayor Lavelle and Alderman Gist were absent.

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

A RESOLUTION CHANGING THE TERM EXPIRATION MONTH TO FEBRUARY FOR
THE GREENWAYS COMMISSION

THEREFORE BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE
TOWN OF CARRBORO THAT:

Section 1: All expiration months on the Greenways Commission be changed to February to match
other advisory board term expirations. The year of the existing term will not be changed.

Section 2: This resolution becomes effective upon adoption.

This is the 24th day of November in the year 2015.

The motion carried by the following vote:

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and
Alderman Slade

Nay: 0

Absent: Mayor Lavelle and Alderman Gist

**JOINT PLANNING AGREEMENT AMENDMENT TO MODIFY LANGUAGE REGARDING
TRANSITION AREA RESIDENT REPRESENTATION ON THE CHAPEL HILL PLANNING
COMMISSION AND CHAPEL HILL BOARD OF ADJUSTMENT**

The purpose of this item was to consider an amendment to the Joint Planning Agreement to modify
resident representation on Chapel Hill's Planning Commission and Board of Adjustment.

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

A RESOLUTION AMENDING THE JOINT PLANNING AGREEMENT RELATED TO
TRANSITION AREA
REPRESENTATION ON THE CHAPEL HILL PLANNING
COMMISSION AND BOARD OF ADJUSTMENT

WHEREAS, the Joint Planning Agreement calls for the Chapel Hill Planning Board [Commission] and
Board of Adjustment membership to have representation from the Joint Planning Area (JPA); and

WHEREAS, on October 15, 2014, the Town the enacted an Ordinance expanding the Town's Extraterritorial Jurisdiction (ETJ) area by reducing the Joint Planning Area (JPA) and the associated population who might serve as members of the Planning Commission and Board of Adjustment; and

WHEREAS, the Town of Chapel Hill has proposed an amendment to the Joint Planning Agreement to modify the requirement for representation from the Joint Planning Area; and

WHEREAS, the Town of Carrboro Board of Aldermen, the Town of Chapel Hill Town Council and the Orange County Board of County Commissioners held a public hearing on October 15, 2015 to receive public comment in consideration of the proposed amendment.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Town of Carrboro Board of Aldermen approves an amendment to Section 2.7 of the Joint Planning Area Agreement to read as follows:

Section 2.7 Representation of Transition Area Residents

Chapel Hill: Chapel Hill shall revise its Land Use Development Ordinance to provide that in addition to one Extraterritorial Jurisdiction representative on the Planning Board and Board of Adjustment that the County Commission appoints one additional representative from the Joint Planning Area or the Extraterritorial Jurisdiction. If an appointment by the County Commission is unable to be secured within 90 days of a vacancy, the Town Council may fill the vacant seat with a Chapel Hill resident. Chapel Hill shall notify Orange County of any vacancies for which Orange County is to make an appointment, within ten days of a vacancy. At the request of the County Commission, the Town Council may extend the 90 day time limit.

Carrboro: Carrboro shall revise its Land Use Ordinance to provide that at least one resident of Town's Transition area shall be appointed to the Town's respective planning board and board of adjustment, in the same manner as representation of extraterritorial planning area residents is provided for in the Town's ordinance.

(DELETED TEXT)

~~Section 2.7 — Representation of Transition Area Residents~~

~~Chapel Hill shall revise its Land Development Ordinance and Carrboro shall revise its Land Use Ordinance to provide that at least one resident of each town's respective Transition area shall be appointed to each town's respective planning board and board of adjustment, in the same manner as representation of extraterritorial planning area residents is provided for in each Town's ordinance.~~

This is the 24th day of November in the year 2015.

The motion carried by the following vote:

Aye: Alderman Chaney, Alderman Haven-O'Donnell, Alderman Johnson, Alderman Seils and Alderman Slade

Nay: 0

Absent: Mayor Lavelle and Alderman Gist

ADJOURNMENT

MOTION WAS MADE BY ALDERMAN CHANEY, SECONDED BY ALDERMAN SEILS TO

ADJOURN THE MEETING. VOTE: AFFIRMATIVE FIVE, ABSENT TWO (LAVELLE, GIST)