



# Town of Carrboro

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

## Meeting Minutes Board of Aldermen

Tuesday, May 17, 2016

7:30 PM

Board Chambers - Room 110

**Present:** Alderman Damon Seils, Alderman Sammy Slade, Alderman Bethany Chaney, Mayor Pro Tem Michelle Johnson, Alderman Jacquelyn Gist, and Alderman Randee Haven-O'Donnell

**Absent:** Mayor Lydia Lavelle

**Also Present:** David Andrews, Town Manager, Catherine Dorando, Town Clerk, Bob Hornik, Town Attorney

### **ACKNOWLEDGMENT OF MAYOR LAVELLE'S FATHER'S PASSING**

Mayor Pro Tem Johnson acknowledged Mayor Lavelle's absence and stated that it was due to her father's passing on the previous Sunday. She then read a letter from Mayor Lavelle with remarks regarding her father.

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### **COMMENTS FROM CITIZENS – GOOGLE**

Linda Camino, a Carrboro resident, spoke to the Board about the site placement of the Google Hut in the Westwood Cemetery. She read comments that had been collected; some of them anonymous.

Delaney Watson stated that the OWASA site will be much more secure because it is manned 24 hours a day and there are fire hydrants available on the property.

Bob Proctor compared Google to Uber and Airbnb. He asked the Board to pass a resolution that would require revisions to their siting procedures on publicly owned property.

Alderman Gist stated that the resolution could be considered by the Board. Alderman Slade stated that the resolution needs additional information before passing.

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### **INTRODUCTION OF PARTNERSHIP TO END HOMELESSNESS COORDINATOR**

Alderman Seils introduced Cory Root, the director. She stated that she will be working with Town staff

on mapping the provision of services to the homeless.

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### **ANNOUNCEMENT OF UPCOMING MEETINGS**

David Andrews, the Town Manager, announced upcoming public meetings for the next two weeks.

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### **APPROVAL OF PREVIOUS MEETING MINUTES OF APRIL 26, 2016 AND MAY 3, 2016**

**MOTION WAS MADE BY ALDERMAN CHANEY, SECONDED BY ALDERMAN SEILS TO APPROVE THE MINUETS OF APRIL 26, 2016 AND MAY 3, 2016, AS AMENDED. VOTE: AFFIRMATIVE SIX, ABSENT ONE (LAVELLE)**

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### **ORDINANCE AMENDING TOWN CODE SECTION 7-19 ( C )- ADDING THE ST PAUL AME 5K TO THE LIST OF EXEMPT EVENTS**

The purpose of this agenda item was for the Board of Aldermen to consider a request by the organizers of the St Paul AME 5K to add both their race to the current exempt event list outlined in the Town Code Section 7 - 19 ( c ).

Alderman Seils thanked Anissa McLendon for her work and the work of her colleagues at St. Paul AME for their efforts to make this event successful.

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

### **AN ORDINANCE AMENDING TOWN CODE SECTION 7-19(c) TO ADD ST PAUL AME 5K EVENT Ordinance No. 13/2015-16**

THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO ORDAINS:

Section 1. Town Code Section 7-19(c) is amended to read as follows:

(c)The Board finds that the annual Christmas parade sponsored by the Chapel Hill Chamber of Commerce, the Fourth of July Celebration sponsored by the Town of Carrboro, the Carrboro Day celebration sponsored by the Town of Carrboro, the Carrboro Music Festival sponsored by the Town of Carrboro, the Four on the Fourth Road Race, the Carrboro 10K Road Race, and the Gallop and Gorge Road Race sponsored by the Cardinal Track Club, the Frangelism in the Park event sponsored by St. Joseph AME Church, the Open Streets Event sponsored by the Town of Carrboro, and the St. Paul AME 5k have become established traditions that are expected and anticipated by those whose properties or businesses are affected by them and that are well publicized apart from the public hearing procedures set forth in this article. Therefore, the annual Christmas Parade, the Fourth of July celebration, the Carrboro Day celebration, the Carrboro Music Festival, the Four on the Fourth Road Race, Carrboro 10K Road Race, the Gallop and Gorge Road Race, and Frangelism in the Park, the Kidney Kare 5K and the Open Streets Event, and the St. Paul AME 5k are exempt from the requirements of this section. (Amend. 1/8/86, 1/9/90, 3/19/91, 4/4/95, 3/19/96, 6/6/2000, 9/6/2005, 9/2/08, 10/6/09, 2/2/14, 5/17/16).

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 17<sup>th</sup> day of May, 2016**

**The motion carried by the following vote:**

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

**Absent:** Mayor Lavelle

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**PUBLIC HEARING ON TOWN MANAGER'S RECOMMENDED BUDGET FOR FY 2016-17**

The purpose of this item was to hold a public hearing on the Town Manager's recommended budget for the upcoming fiscal year as required by G. S. 159-12 (b).

MOTION WAS MADE BY ALDERMAN CHANEY, SECONDED BY ALDERMAN SEILS TO OPEN THE PUBLIC HEARING. VOTE: AFFIRMATIVE SIX, ABSENT ONE (LAVELLE)

Robert Dowling, the Executive Director of the Community Home Trust, thanked the Manager and the Board of Aldermen for approving the interlocal agreement in June of 2015. He thanked the Board and Manager for their funding of affordable housing initiatives and stated that Carrboro is a leader in the field. He asked the Board to consider ways to coordinate the Town's affordable housing efforts with those of Orange County and Chapel Hill. He stated that there is currently very little coordination of efforts.

Alderman Chaney stated that the Board has requested that the County establish a joint-taskforce to coordinate the efforts. She stated that she is hopeful that those conversations will begin in this calendar year.

MOTION WAS MADE BY ALDERMAN GIST, SECONDED BY ALDERMAN HAVEN-O'DONNELL TO CLOSE THE PUBLIC HEARING. VOTE: AFFIRMATIVE SIX, ABSENT ONE (LAVELLE)

Alderman Seils asked if the South Greensboro sidewalk project is budgeted for FY 16-17. David Andrews stated that he will send an email confirming the funding but he believes that it is.

Alderman Chaney stated that Robert Dowling has been one of two people that speak on the budget. She encouraged staff to be creative in ways to engage the public around the budget process early on next year. She stated that it is important for the Board to hear from citizens on the way the funding is expended.

Alderman Seils suggested that one of the ways to increase exposure is the citizens' academy that has funding in the FY 16-17 budget.

Alderman Gist stated that the Board used to set the agenda for the upcoming year during the retreat and that citizens would come speak about the budget. She stated that a citizens' advisory board would be important but that they could not be a lobbying group. She also suggested that the Board focus more on

agenda setting during their future retreats. She stated that the citizens group used to function as a budget advisory group and that she believes that it was in the early 1990's.

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## **UPDATE AND DISCUSSION OF THE HOMESTEAD-CHAPEL HILL HIGH SCHOOL MULTI-USE PATH**

Bob Hornik, the Town's Attorney, provided the Board with an update on discussions that have occurred during the past week. He stated that the coaches have requested that the cross country path not be changed until after the Town's path is completed. He stated that Town staff has explored a change in the path, as suggested by community volunteers, and that it would take a minimum of a few months to explore further. He stated that the contractor is prepared to work with the Town on any changes provided. He presented a proposed resolution to the Board that was drafted after meeting with the School System and the cross country coaches.

Alderman Chaney asked for clarification on the communication from Dr. LoFrese. Bob Hornik stated that the cross country coach stated that they did not want the Town to move the proposed path and that he wishes the memo from the district would have been as clear.

Alderman Seils stated that he feels comfortable with Dr. LoFrese's memorandum and he does not want to stop exploring the option of connecting north of the tennis courts. He asked for more information on the costs represented on changing the easement. He stated he is happy to hear that the Board can start the project while further exploring the change in easement at the tennis courts.

Bob Hornik stated that there is the possibility that the Town can change the route with a right of easement rather than the easement process.

Alderman Slade stated that he would be more comfortable passing the resolution with revised language pertaining to optional routes.

Alderman Haven-O'Donnell discussed the proposed alternative route. She also provided suggested change in language to the resolution.

Mayor Pro Tem Johnson stated that a lot of people within the community have not been involved in this process.

Alderman Chaney stated that she would like to know why the School System has requested that the Town no longer look into an alternative route. She asked if the School System is asking the Town not to change the proposed path or if they are ok with them looking into alternative's for the path and then the Cross Country team will consider moving their course.

Alderman Haven-O'Donnell stated that the tennis courts are Smith Middle School and are not high school courts.

Rob Crook stated that he has always been a supporter of Phase 1B. With that being said, he stated that it is a shame that it has gotten this far and that it does not seem like any of the Board members understood what they were signing off on. He stated that this is a slight modification to the route and that the best solution would be to run along the tennis court line. He stated that his daughter has learned a lot from the experience and has stated that she hopes she is never like the Aldermen. He stated that he

would like for the area to remain forest but that he is in favor of the proposed 1B. He asked how to take the spirit of the town and redirect it to bridge the community and correct mistakes.

Tom Cors, stated that he has worked to develop an alternative path that would connect to the west of the tennis courts and he thinks that the Town can make this change without a loss of funding for the project. He stated that the easements could be obtained within the next couple of months.

Alderman Chaney asked if the Council of State is politicized. Tom Cors stated that in his experience they have been receptive and that he does not think there would be a reason to worry. He stated that because the legislature is in session it can be expedited and it is usually a consent item once it goes to the Council of State.

Mary Faith Mount-Cors stated that the School Improvement team met with Todd LoFrese and that the School Systems biggest concern is related to money. He asserted at the meeting that if the modification can happen then the School Board supports it as an alternative path. She stated that the School Improvement Team is also in favor of the alternative path.

Carlos Velez, owner of a home adjacent to the proposed path, expressed concern of the path along the southern bank of Bolin Creek. He stated that an impervious surface path will lead to further erosion, silt runoff, and increased flooding. He stated that the path will have a detrimental impact on his property and cause downstream harm to the environment and sensitive downstream ecosystem. He stated that he was not contacted by the Town and would like clarification on why the path was altered. He asked for further clarification on the bridge and wall that is planned. He stated that at his own expense he has cleared the land and choke points of the sewer pipes because they love the area. He stated that he does not want the Town to get rid of the Phase 1B plan but that it needs to be done correctly because the major flooding that occurs on a regular basis. He stated that he appreciates that an arborist has been out to protect and preserve the old growth trees. He stated that he sees no reason to destroy the forest and cause irreparable harm to the existing creek and ecosystem. He stated that there is already an existing path that the Town could use that would save the town financially. He asked the Board not to vote today or until he can be sure that the Town's plan will not further damage their property. He requested clarification on how the Town plans to mitigate the erosion and asked that the Town commit to repaying him the costs that he will incur from future flooding that will be furthered by the creation of a second path. He stated that as a neighbor to the project, he deserves to be educated on it by meeting with the Town's engineers. He stated that the bridge floods already and that adding a wall will increase the intensity of flooding.

Trish McGuire, the Town's Planning Director, stated that the Claremont Subdivision was approved with a switchback connection. She showed a map of the plans and the approved concrete trail in Claremont. She stated that in 2009 there were community engagements held for the design of Phase 1B. She stated that 300 property owners received notice in 2012 that were within a 1/4 mile of the project. She stated that there is a large flood plain in the area but those have been addressed in the permitting process.

Carlos Velez responded from the floor that he purchased the property in late 2012 and that is most likely why he was unaware of the Town's outreach.

Alderman Chaney asked that staff continue to work with Mr. Velez regarding the project.

Alderman Seils stated that staff has been doing a lot of research on flooding issues and they have been adequately reviewed during the permitting process. He encouraged people to continue to speak with Town staff about their concerns. He stated that the flooding concerns have been covered by the

engineers and through the permitting process and that they aren't new concerns.

Alana Callimanis stated that the maps were drawn in 2012 and that the engineers have not been back since 2012 and four years is a long time to not revisit the project. She stated that the creek is now 25 feet wide.

Trish McGuire stated that the flooding concerns were reviewed.

Patrick McDonough a resident of Carrboro stated that the meetings have to be run better and that the Board needs to have a time when people could speak because the meetings last too long and the Board does not have a chance to speak. He stated that the atmosphere is developing that people feel intimidated to speak. He stated that the Board wanted to make decisions based on equity and stated that there is no one there in a wheelchair that is represented. He stated that the School System has been an inconsistent participant to say the best.

Linda Haac thanked the Board for listening. She stated that suggestions were made and issues were brought up. She stated that they may have been raised all along and not given the weight that people had hoped for. She stated that the resolution is before the Board. She stated that the process has been a very difficult thing in this matter and this is an opportunity to move forward and solve the issues by listening to everybody. She stated that many people have tried to talk about the flooding issues that were brought up by Mr. Garcia. She stated that the flooding is only going to get worse because climate change. She stated that she hopes the next process takes into account every sector of the community.

Mary Parker Sonis thanked the Board for listening to more substance from Path 1B and stated that the Town has come very far. However, there is flooding and it is a completely different issue. She stated the substance has changed and that it didn't flood like this in the past. She stated that she has tried to bring it up in the Greenways Commission. She stated that the flooding is not the same as when the project was originally approved. She asked everyone to imagine what it would be like if you were in a wheelchair when it is flooding at the Homestead Bridge. She stated that it would be quite dangerous.

Alderman Seils consulted with the attorney to clarify what the resolution does. He stated that there will be continued exploration of alternative soft materials and a possible shifting in the alignment. He stated that meanwhile; the project will get a notice to proceed on the west end of the project.

Bob Hornik stated that the resolution directs staff to issue a notice to proceed, investigate the ability to use alternative surface, investigate feasibility of moving the alignment to the west of the tennis courts, and contact all parties involved to obtain information needed to make those changes.

Alderman Haven-O'Donnell thanked the community and the attorneys for their work. She stated that this has been a tough process and there are complexities that can't be corrected simply. She stated that allowing the project to start while the other details are teased out is helpful. She stated that she would appreciate an update in June.

**MOTION WAS MADE BY ALDERMAN HAVEN-O'DONNELL, SECONDED BY ALDERMAN GIST TO APPROVE THE RESOLUTION BELOW:**

RESOLUTION AUTHORIZING AND DIRECTING TOWN STAFF TO PROCEED WITH  
HOMESTEAD-CHAPEL HILL HIGH SCHOOL MULTI-USE PATH BOLIN CREEK PHASE 1B  
PROJECT

Dated: May 17, 2016

WHEREAS, the Town of Carrboro commenced work on conceptual design of the Homestead Road-Chapel Hill High School Multi-Use Path (the "Path"), also known as Phase 1B of the Bolin Creek Greenway Project (the "Project"), in 2009 and ultimately awarded a contract for construction of Phase 1B in December 2015, with work scheduled to begin in May 2016; and

WHEREAS, the Project involves input and/or approval from various government entities including the Federal Highway Administration (for grant funding), the North Carolina Department of Transportation ("NCDOT"; for contract and grant administration), Orange County and the Chapel Hill Carrboro City Schools (for access to school property), and the University of North Carolina- Chapel Hill and the State of North Carolina (for an easement for the greenway on University/State-owned Land); and

WHEREAS, individuals have recently expressed concern regarding the design of the Path in relation to the cross country course at Chapel Hill High School and on State-owned land adjacent to Chapel Hill High School;

WHEREAS, because of the concerns expressed, Town Staff have consulted with the Town's design professionals, the Project contractor, NCDOT and State representatives, and others, to investigate options and alternatives available to the Town which would not jeopardize the Project or the grant funding for the Project; and

WHEREAS Town Staff and representatives of the Chapel Hill Carrboro City Schools (including the cross country coach) have met and discussed options for potential modifications to the design and construction of the Path in an attempt to address the concerns raised; and

Whereas the Chapel Hill Carrboro City Schools have indicated the School District does not want the Town to create an alternative loop in the Chapel Hill High School cross country course, but rather have expressed their preference to wait until Phase 1B path is completed before determining whether to reroute the cross country course; and

Whereas if an alternative alignment were found viable along the west and north side of the tennis courts, fulfilling the same purpose and scope of the Greenway and not jeopardizing the funding or timing of the project

NOW, THEREFORE, BE IT RESOLVED by the Town of Carrboro Board of Aldermen as follows:

1. Town Staff is directed to issue a notice to proceed with the contract for the Project so that work on the Project can commence;
2. Town Staff is directed to investigate the technical feasibility and financial feasibility of modifying the specifications for the material used for the surface of a portion of the Path which runs parallel to and/or intersects with the Chapel Hill High School cross country course. The purpose of this review is to determine the feasibility of substituting a softer surface (such as crushed stone or a rubberized surface) instead of asphalt on the portion of the Path that would be used by the cross country team as part of its course.

- 3· Town Staff may also investigate the technical feasibility and financial feasibility of modifying the alignment of the Path so that it proceeds to connect to the School Property on the west side of the Smith Middle School tennis courts (as presently designed, the Path connects to the School Property on the east side of the tennis courts).
- 4· Town Staff should consult and coordinate with NCDOT representatives, UNC Property Office representatives, School District representatives, the Town's design professionals and the contractor for the Project as soon as possible to explore the feasibility of the alternative designs identified in the preceding paragraphs and to report back to the Town Manager regarding alternatives considered so that timely action can be taken to modify the contract for the Project if necessary.

**WHEREFORE, the foregoing Resolution was put to a vote of the Town of Carrboro Board of Aldermen on May 17, 2016, the result of which vote was as follows:**

**Ayes: Alderman Seils, Alderman Slade, Alderman Chaney, Mayor Pro Tem Johnson, Alderman Gist, and Alderman Haven-O'Donnell**

**Absent: Mayor Lavelle**

Alderman Chaney stated that she would like to be clear that if information does not get information back to the Board before the summer break what would happen.

Bob Hornik stated that he would talk to the contractor about their work schedule.

Alderman Chaney stated that the Board should be ready to have a special session in the summer if that is when information becomes available for the Board to make a decision.

Alderman Slade stated that the flooding represents climate change. He stated that the storm standards are ever changing due to the effects of climate change. He stated that if the project is flooded and the Town wastes their money then it is a call to take climate change much more seriously.

Alderman Seils stated that the concerns regarding the flooding have been raised since the concept plan, design, and engineering first occurred. He stated that the Board should recognize where the process was right and state that the concerns were vetted. He stated that the levels of permit approval have occurred and some consideration should be placed on that.

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## **HYDROLOGY STUDY AND STORMWATER DRAINAGE POLICY**

The purpose of this item was to receive the results of preliminary engineering hydrologic studies related to drainage concerns in three areas of Town. This item will also present the Board of Alderman with the Town's current drainage policy as adopted by the Town on June 12, 1984.

JD Freeman, the Town's Public Works Director, introduced Sungate Engineers.

Will Hines with Sungate Designs discussed flooding problems on Toms Creek and their analysis. He stated the pipes at Carol and Lorraine Street are in poor condition. Will Hines stated that there is not a single solution available that would not make matters worse downstream when corrected upstream.



Alderman Haven-O'Donnell asked for color copies of the information that was presented by the engineers. She asked if there was a solution for the Town to work with folks on their property since the pipes would not be a fix-all.

Alderman Slade asked what the town could do if they made downstream conditions worse.

Bob Hornik stated that there may be some improvements that the Town would have to make after the conditions are worsened but that he does not think the Town could go onto property that there is not damage occurring. He stated that the Town could be liable if it is shown that upstream improvements worsen conditions downstream.

Alderman Slade asked how the June 2013 storm compares. Will Hines stated that the storm has been compared to FEMA's preliminary model and the discharges are less than those. He stated that none of the models show changes in history and the effect of climate change. Will Hines stated that the June 2013 storm was used to calibrate their models and that was the largest storm in the past 34 years.

Brad Smith, with Sungate Design, discussed the Morningside Drive flooding. Possible solutions on Morningside Drive, Robert Hunt Drive, and Bolin Forest Drive would lead to an increase in flooding downstream. A single solution does not exist that would decrease impacts upstream without increasing the impacts downstream. He stated that the properties impacted are built in a natural floodplain. Sungate does not recommend changes to the existing culverts or their configuration.

Alderman Slade stated that it is clear that it is unfortunate that the properties have been built in a floodplain and that the Town's engineers suggest that there is no solution that the Town can undertake that would not worsen conditions downstream.

Henry Wells, with Sungate Design, discussed the Piedmont Health Center flooding. He stated that one of the junction pipes is completely clogged. He explained that there were bits of railroad ties even found almost on Lloyd Street from washing as debris. He stated that a 66 inch pipe would need to be installed to meet Carrboro standards but that won't work due to the cover. So they would need to run two 44 inch pipes. He stated that would be astronomical in cost so they researched other alternatives. He suggested that the ditch regrade be solution but the drawbacks would be getting the railroad to allow work to be done in the ditch and there would need to be further study to ensure that damage would not be worsened downstream. He stated that he has heard that it is almost impossible to get permission from the railroad to do work in their right of way. He recommended that the Health Center clean out the system that they have and make sure all of the debris is out of it. He stated they could also regrade their drive to create a channel through the drive to take the water further out to Lloyd Street (where it is already going). After those changes have been made, the Town should review if those changes have lessened the flooding before spending additional Town funds.

Alderman Haven-O'Donnell asked if staff could look into railroad right-of-way use.

Bob Hornik stated that he would look into it but that it may take a long time.

Alderman Gist stated that she would like time to review the report so she has time to understand it. She asked for a work session to occur when the Board does not have other issues. She stated that flooding is the most important issue that the Town is dealing with.

JD Freeman reviewed the 1984 Town Drainage Policy with the Board. Town staff suggested updating the policy.

Alderman Slade asked if there was a map that went along with this policy. Staff have been unable to locate the map.

Alderman Gist stated that OWASA has to be a partner in this because of their infrastructure. Staff stated that they will be included in the conversations.

The next step is that the Board will receive the reports and discuss it further in the fall.

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**REQUEST-TO-SET PUBLIC HEARINGS ON THE LLOYD FARM CONDITIONAL REZONING AT 700 OLD FAYETTEVILLE ROAD AND ASSOCIATED LUO TEXT AMENDMENTS**

The Town has received an application to rezone property at NC Hwy 54 and 700 Old Fayetteville Road to B-4-conditional rezoning (B-4-CZ) for the construction of a mixed-use development to include a grocery store, commercial outparcels and a multi-story apartment building. Applications for text amendments to the Land Use Ordinance, relating to the project have also been submitted. The Board of Aldermen must receive public input before reaching a decision on these requests. A hearing date of June 26, 2016, has been identified. Resolutions setting two public hearing were provided for the Board's use.

Tina Moon, the Town's Planning Administrator, made the staff presentation. She stated that the following changes are a result of the mediation process: Residential Use, Tree protection/open space, proposed dedication of land to the Town, Vehicular access and circulation, and other site design changes (minor).

Alderman Seils stated that the mediation teams decided that the goal of mediation would be getting it to the point to call a public hearing and that a specific plan was not endorsed.

Alderman Slade asked about ground-floor commercial in the residential sections. He also asked for information on ensuring green standards with the allowed density. He stated that there is a formula for maximum height vs what the feeling of the height is. Compare formula to current design standards.

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

**A RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED CONDITIONAL DISTRICT REZONING AT 700 OLD FAYETTEVILLE ROAD**

**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 Conditional District Rezoning for the property located at the northeast corner of NC Hwy 54 and Old Fayetteville Road, known as 700 Old Fayetteville Road; and

**NOW, THEREFORE BE IT RESOLVED** by the Carrboro Board of Aldermen that the Aldermen call a public hearing on June 26, 2016 to discuss the proposed project at 700 Old Fayetteville Road.

**BE IT FURTHER RESOLVED** that the rezoning petition is referred to the following Town of Carrboro advisory boards and commissions for consideration and recommendation prior to the specified public hearing date: Appearance Commission, Transportation Advisory Board, Environmental Advisory Board, and the Economic Sustainability Commission.

**This the 17<sup>th</sup> day of May, 2016**

**The motion carried by the following vote:**

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

**Absent:** Mayor Lavelle

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

AN ORDINANCE AMENDING THE CARRBORO LAND USE ORDINANCE TO PROVIDE FLEXIBILITY WITH RESPECT TO STREET DESIGN STANDARDS IN THE B-4-CU DISTRICT, TO ALLOW MULTI-FAMILY USES IN THE B-4-CZ DISTRICT, AND TO INCREASE THE BUILDING HEIGHT LIMIT FOR MULTI-FAMILY BUILDINGS IN THE B-4-CZ DISTRICT.

WHEREAS, the Board of Aldermen seeks to provide ample opportunities for the public to comment on proposed amendments to the Land Use Ordinance;

NOW, THEREFORE BE IT RESOLVED that the Board of Aldermen sets a public hearing on June 28, 2016, to consider adopting "An Ordinance Amending the Carrboro Land Use Ordinance to Provide Flexibility with Respect to Street Design Standards in the B-4-CZ District, to Allow Multi-family uses in the B-4-CZ District, and to Increase the Building Height Limit for Multi-family Buildings in the B-4-CZ District."

BE IT FURTHER RESOLVED that the draft ordinance is referred to Orange County, the Town of Carrboro Planning Board and the following Town of Carrboro advisory boards and commissions for consideration and recommendation prior to the specified public hearing date: Appearance Commission, Transportation Advisory Board, Environmental Advisory Board, and the Economic Sustainability Commission.

**This the 17<sup>th</sup> day of May, 2016**

**The motion carried by the following vote:**

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

**Absent:** Mayor Lavelle

Alderman Haven-O'Donnell stated that the developer and the family has taken notes on adding solar and additional green features.

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**CLOSED SESSION - NCGS 143-318.11 (4)**

MOTION WAS MADE BY ALDERMAN CHANEY, SECONDED BY ALDERMAN SEILS TO ENTER INTO CLOSED SESSION PURSUANT TO N.C.G.S 143-318.11(4).

VOTE: AFFIRMATIVE SIX, ABSENT ONE (LAVELLE)

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**OPEN SESSION**

MOTION WAS MADE BY ALDERMAN GIST, SECONDED BY ALDERMAN SEILS TO ENTER INTO OPEN SESSION. VOTE: AFFIRMATIVE SIX, ABSENT ONE (LAVELLE)

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**ADJOURNMENT**

MOTION WAS MADE BY ALDERMAN GIST, SECONDED BY ALDERMAN CHANEY TO ADJOURN THE MEETING. VOTE: AFFIRMATIVE SIX, ABSENT ONE (LAVELLE)