



# **Town of Carrboro**

301 W. Main St.

Town Hall

Carrboro, NC 27510

## **Meeting Minutes Board of Aldermen**

**Tuesday, September 12, 2017**

**7:30 PM**

**Board Chambers - Room 110**

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

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

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### **POETRY READING, RESOLUTIONS, PROCLAMATIONS, AND ACKNOWLEDGEMENTS**

Celisa Steele read a poem by Javier Zamora entitled "Sagueros."

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### **REQUEST TO SUPPORT DACA BENEFICIARIES IN CARRBORO**

The US Department of Homeland Security announced that it will phase out the Deferred Action for Childhood Arrivals (DACA) program. Certain beneficiaries are eligible to request renewal; these requests must be received by October 5. Other beneficiaries are ineligible to request renewal and may become subject to deportation. The purpose of this agenda item was for the Board to consider methods of providing assistance to DACA beneficiaries in Carrboro who are submitting renewal requests and/or seeking related legal services.

Alderman Gist stated that she would like to take her travel money to commit for the funding and asked for the Town Manager to report back on where the funds can be found. She also stated that churches in the area may be interested in partnering to support the applicant fees.

Alderman Chaney stated that she would like to ensure funds are as encumbered as possible so that El Centro can use the funds quickly and for the needs that they identify are most pressing.

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

**A RESOLUTION DIRECTING THE TOWN MANAGER TO IDENTIFY FUNDS AND TO  
TAKE OTHER STEPS TO ASSIST CARRBORO RESIDENTS WHO ARE BENEFICIARIES  
OF DEFERRED ACTION FOR CHILDHOOD ARRIVALS (DACA)**

WHEREAS, the Town of Carrboro has long shown support for immigrant communities by calling for comprehensive reform of immigration law and policy, working to defeat wage theft, and supporting training and outreach programs for immigrant workers; and

WHEREAS, on March 5, 2013, the Board of Aldermen approved a resolution in support of the federal Uniting American Families Act, noting that an important goal of federal immigration policy is to facilitate family reunification and to enable families and individuals to reside legally in the United States; and

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

WHEREAS, on November 18, 2014, the Board of Aldermen approved a resolution declaring Carrboro to be a welcoming community for minors seeking refuge from violence in their home countries, and urging the federal government to ensure that those seeking safety in the United States receive due process and legal representation; and

WHEREAS, approximately 1 in 5 residents of Carrboro were born outside the United States, and it is essential to the public health, safety, and welfare that all residents of Carrboro be safe and secure, regardless of their national origin or immigration status; and

WHEREAS, on June 15, 2012, the US Department of Homeland Security established the Deferred Action for Childhood Arrivals (DACA) program, which provides to certain immigrants who entered the United States before the age of 16 years a two-year renewable period of deferred action on deportation and eligibility to request employment authorization; and

WHEREAS, approximately 800,000 immigrants have benefited from DACA, including more than 22,000 current beneficiaries who reside in North Carolina, the eighth highest number in the nation; and

WHEREAS, on September 5, 2017, the Trump Administration announced that the Department of Homeland Security will initiate a phaseout of the DACA program; and

WHEREAS, the Department of Homeland Security is no longer accepting initial requests for DACA and will only adjudicate DACA renewal requests received by October 5, 2017, from beneficiaries whose benefits expire between September 5, 2017, and March 5, 2018; and

WHEREAS, the filing fee to request DACA is \$495 and cannot be waived; and

WHEREAS, DACA beneficiaries whose benefits expire after March 5, 2018, are ineligible for renewal and may be subject to deportation; and

WHEREAS, market-rate legal services are unaffordable to many persons, even those above the federal poverty limit, so many must rely on nonprofit service providers; and

WHEREAS, the harshening of federal immigration policy and the coarsening of rhetoric about immigrants by public officials at state and federal levels may result in an increasingly urgent need for legal services and other forms of assistance for immigrant communities; and

WHEREAS, North Carolina Attorney General Josh Stein has joined attorneys general from 14 other states and the District of Columbia in a lawsuit challenging the rescission of DACA;

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. The Board of Aldermen asks the town manager to identify funds and, if possible, funding partners to support El Centro Hispano in its work to assist Carrboro residents who are DACA beneficiaries with costs related to the rescission of DACA, including but not limited to staff time required to provide services to beneficiaries; renewal fees for beneficiaries whose benefits will expire by March 5, 2018; and referral to legal services.

SECTION 2. The Board of Aldermen asks the manager to make space available in Town Hall and other Town facilities, as needed, for information sessions on the DACA program and for attorneys to meet with clients to prepare DACA renewal requests and to provide related legal services pro bono.

SECTION 3. The Board of Aldermen asks the manager to report to the Board the details of the implementation of this resolution and to make recommendations for its implementation, including any budget amendments that may be required, no later than September 19, 2017.

SECTION 4. The Board of Aldermen asks the town clerk to publicize the contents of this resolution as soon as is practicable, including but not limited to sharing it with relevant community organizations, such as El Centro Hispano, the Refugee Community Partnership, and others that the clerk may identify; disseminating it to news media outlets; and posting it on the Town website, email distribution lists, and social media.

SECTION 5. The Board of Aldermen asks the clerk to share this resolution with the chair of the Orange County Board of Commissioners; the mayors of the Town of Chapel Hill and the Town of Hillsborough; the chair of the Chapel Hill-Carrboro City Schools Board of Education; and the executive director of the North Carolina Metropolitan Mayors Coalition.

**This the 12th day of September, 2017**

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

**Aye:** Alderman Seils, Alderman Slade, Alderman Chaney, Mayor Lavelle, Alderman Gist, Alderman Haven-O'Donnell

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**A REQUEST TO ADOPT A RESOLUTION TO AWARD A SERVICE SIDEARM TO A RETIRING POLICE OFFICER**

The purpose of this item was for the Board to consider a Request to Adopt a Resolution to Award a Service Sidearm to a Retiring Police Officer.

Police Sergeant Roy Tripp will retire from the Town of Carrboro Police Department on October 1, 2017

after approximately 10 years of service. The Police Department would like to award Sergeant Tripp his service sidearm to recognize his dedication to duty and his service to the Town of Carrboro. The Board of Aldermen was requested to adopt by resolution, Town staff's recommendation to award the service side arm to Sergeant Roy Tripp.

**A MOTION WAS MADE BY ALDERMAN GIST, SECONDED BY ALDERMAN HAVEN-O'DONNELL, TO AWARD SERGEANT TRIP HIS ON-DUTY HANDGUN, AS ALLOWED BY NCGS 20-187.2. THE HANDGUN IS VALUED AT \$250.00. VOTE: AFFIRMATIVE ALL**

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### **PARKING PLAN IMPLEMENTATION STRATEGIES**

The purpose of this item was to update the Board on Staff's proposal to implement the recommended strategies found in the Parking Plan.

Trish McGuire, the Town's Planning Director, and Annette Lafferty, the Town's Economic and Community Development Director, provided the staff report.

Alderman Gist stated that she would like to see the wayfinding signs installed as quickly as possible and that two years seems like a long time.

Mayor Lavelle stated that the first year could be the longest but the second year should take less time.

Annette Lafferty stated that staff can strive to have the wayfinding implemented by the end of 2018 and that the intention will be to have it completed as quickly as possible.

Alderman Seils stated that he would like for there to be a check-in at six months to see how many matches there have been.

David Andrews stated that the Town will strive to have six contracts in place for matching of parking and that Town staff can also bring back a sign design so that Public Works can begin design and installation.

Alderman Chaney stated that she does not care to choose sign designs and micromanage the project but would rather encourage staff to get the job done. She stated that the Board must recognize its own role in slowing down timelines. She stated that there is not a path between from the Weaver Street lot to Main Street and asked for staff to see if there is a way to connect the parking lot to the street and to light the path to make this lot seem more accessible to the public.

Alderman Slade stated that finding business to business relationships may not be the solution to the issue and suggested further discussion of public-private types of shared parking arrangements.

Alderman Gist stated that there is some fence mending that needs to occur so the shared parking with Carr Mill Mall can be further discussed.

David Andrews stated that he had a conversation with Nathan Milian, the property manager of Carr Mill Mall, and that he indicated that he would be interested in discussing short-term parking and will also

entertain a further discussion regarding long-term shared parking solutions with the Town.

Alderman Slade stated that the Town lots can be used as shared parking to begin.

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### **REQUEST TO MAKE INITIAL APPOINTMENTS TO THE CARRBORO AFFORDABLE HOUSING ADVISORY COMMISSION**

The purpose of this agenda item was for the Board of Aldermen to make the initial appointments to the Carrboro Affordable Housing Advisory Commission.

**Motion was made by Alderman Slade, seconded by Alderman Haven-O'Donnell to appoint Alderman Chaney as the Board of Alderman Liaison to the Affordable Housing Advisory Commission.**

**Ballot votes were recorded as follows:**

Alderman Seils: In-Town - Amber Mathwig, Amy Singleton, Gabriel Vinas, Quinton Harper, Vijay Sivaraman; ETJ - Terri Buckner; Special Expertise - Tyran Hill

Alderman Slade: In-Town - Amber Mathwig, Cain Twyman, Gabriel Vinas, Joshua Watson, Michael Webb; ETJ - Quinton Harper; Special Expertise - Tyran Hill

Alderman Chaney: In-Town - Amy Singleton, Cain Twyman, Gabriel Vinas, Michael Webb, Vijay Sivaraman; ETJ - Terri Buckner; Special Expertise - Tyran Hill

Mayor Lavelle: In-Town - Amy Singleton, Gabriel Vinas, Michael Webb, Quinton Harper, Vijay Sivaraman; ETJ - Terri Buckner; Special Expertise - Tyran Hill

Alderman Gist: In-Town - Cain Twyman, Gabriel Vinas, Janet Archer, Quinton Harper, Vijay Sivaraman; ETJ - Terri Buckner; Special Expertise - Tyran Hill

Alderman Haven-O'Donnell: In-Town - Amy Singleton, Cain Twyman, Gabriel Vinas, Quinton Harper, Vijay Sivaraman; ETJ - Michael Webb; Special Expertise - Tyran Hill

The Town Clerk read the results to the Board indicating that the following applicants recieved majority ballot votes:

In-Town - Amy Singleton, Cain Twyman, Gabriel Vinas, Quinton Harper, Vijay Sivaraman; ETJ - Terri Buckner; Special Expertise - Tyran Hill

**INSERT RESOLUTION HERE**

**A motion was made by Alderman Chaney, seconded by Alderman Gist, that this resolution be approved.**

A RESOLUTION MAKING APPOINTMENT(S) TO THE  
AFFORDABLE HOUSING ADVISORY COMMISSION

Section 1: THE BOARD OF ALDERMEN HEREBY APPOINTS THE FOLLOWING APPLICANT(S)  
TO THE AFFORDABLE HOUSING ADVISORY COMMISSION:

<b>Seat Designation</b>	<b>Appointee</b>	<b>Term Expiration</b>
In-Town	Amy Singleton	2/2021
In-Town	Cain Twyman	2/2020
In-Town	Gabriel Vinas	2/2019
In-Town	Quinton Harper	2/2020
In-Town	Vijay Sivaraman	2/2019
ETJ	Terri Buckner	2/2021
Special Expertise Related to Affordable Housing	Tyran Hill	2/2021
Board of Aldermen Liaison	Bethany Chaney	

Section 2. This resolution shall become effective upon adoption.

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

**This the 12th day of September, 2017**

**Aye:** Alderman Seils, Alderman Slade, Alderman Chaney, Mayor Lavelle, Alderman Gist, Alderman Haven-O'Donnell

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**AGENDA MANAGEMENT DISCUSSION LED BY MAYOR LAVELLE**

Mayor Lavelle began the discussion and provided the process outlined in the Town Code.

The Board discussed the current agenda management process. No decisions were made.

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**WORK SESSION ON PICKETING, PARADE, AND PUBLIC ASSEMBLY REGULATIONS  
LED BY ATTORNEY NICK HERMAN**

Nick Herman, the Town's Attorney, addressed questions from the Board of Aldermen related to his memo on the topic.

Alderman Chaney stated that she wants to defer to staff on how this should be regulated and that the Board of Aldermen should not be in charge of deciding on the issuance of a permit.

Alderman Seils stated that the Town already has rules related to the use of Town Commons and it would be helpful to think about those. He stated that he would like to know what things that staff is most concerned about. He stated that he would like for the rules to include banning anything that could be used as a weapon.

Alderman Gist stated that she does not want to regulate "free speech" zones.

Staff was directed to come back with specific areas of concern, areas where the ordinance is weak, examples of how parks and open space are regulated already, banning of weapons as allowable by statute, also if Police Department has seen anything that may work in Carrboro. Mayor Lavelle stated that the weapons portion could be brought back by itself. The Town Manager stated that this could be brought back in October or November.

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#### **ADJOURNMENT**

**MOTION WAS MADE BY ALDERMAN SLADE, SECONDED BY ALDERMAN CHANEY TO ADJOURN THE MEETING. VOTE: AFFIRMATIVE ALL**