



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

## **Town of Carrboro**

### **Meeting Minutes**

### **Town Council**

**Tuesday, January 21, 2020**

**7:00 PM**

**Council Chambers - Room 110**

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

**Also Present:** David Andrews, Town Manager; Chris Milner, Deputy Town Clerk; Nick Herman, Town Attorney

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#### **POETRY READING**

Susan Spalt read a poem by Joy Harjo, United States Poet Laureate, titled "Remember."

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#### **SPEAKERS FROM THE FLOOR**

Jovita Lee, with the Center for Biological Diversity, presented a request for the Council to adopt a resolution calling for the University of North Carolina-Chapel Hill to cease operation of its coal-fired power plant. She asked that the Council review the language and let the Center for Biological Diversity know how the Council will proceed on this.

Shelly Welch, founder of Wildflower School, located at 3100 Damascus Church Road, spoke to the Council about ongoing issues she has had with Merritt Gravel Pit which borders the Wildflower School property.

**MOTION WAS MADE BY COUNCIL MEMBER SLADE, SECONDED BY COUNCIL MEMBER FOUSHEE FOR THE TOWN MANAGER TO PROVIDE THE COUNCIL WITH INFORMATION ON WHAT THE TOWN'S STANDARDS, IF ANY, ARE FOR**

**ENFORCEMENT FOR WHEN A COMPLAINT IS RECEIVED ABOUT BUILDING BEING OCCUPIED THAT DOES NOT HAVE A CERTIFICATE OF OCCUPANCY. VOTE: AFFIRMATIVE ALL.**

Winston Torrance, a member of Extinction Rebellion, read a statement calling for climate action.

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**APPROVAL OF MINUTES FROM SEPTEMBER 17, NOVEMBER 19 AND DECEMBER 3, 2019 AND AMENDMENTS TO JUNE 26, 2018 MEETING MINUTES VIA ATTACHED RESOLUTION**

At the request of Council Member Haven-O'Donnell, the amendments to the June 26, 2018 meeting minutes were postponed.

**MOTION WAS MADE BY ALDERMAN HAVEN-O'DONNELL, SECONDED BY ALDERMAN GIST, THAT THE MINUTES FROM SEPTEMBER 17, NOVEMBER 19 AND DECEMBER 3, 2019 BE APPROVED. VOTE: AFFIRMATIVE ALL.**

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**REQUEST TO CONSIDER RESOLUTION TO CONTINUE PARTICIPATION IN THE TRANSPORTATION DEMAND MANAGEMENT PROGRAM FOR FY2020-21**

The purpose of this item was for the Town Council to consider authorizing the Town Manager to execute a Memorandum of Agreement with the Town of Chapel Hill for Carrboro's participation in the Regional Transportation Demand Management program for FY2020-2021.

**A motion was made by Council Member Slade, seconded by Council Member Haven-O'Donnell, that the following resolution be approved:**

**A RESOLUTION AUTHORIZING THE MANAGER TO EXECUTE A MEMORANDUM OF AGREEMENT WITH THE TOWN OF CHAPEL HILL FOR CARRBORO'S PARTICIPATION IN THE REGIONAL TRANSPORTATION DEMAND MANAGEMENT PROGRAM FOR FISCAL YEAR 2020-21**

WHEREAS, the North Carolina Department of Transportation, Capital Area MPO, and Durham Chapel Hill-Carrboro MPO have provided funding to the Triangle J Council of Governments to support Transportation Demand Management activities in the region; and

WHEREAS, the Triangle J Council of Governments has issued a call for Transportation Demand Management grant applications for FY2020-21; and

WHEREAS, the Town of Carrboro has partnered with the Town of Chapel Hill since 2010 on Transportation Demand Management program promotions; and

WHEREAS, Carrboro has developed a set of Transportation Demand Management activities as a sub-recipient of the Town of Chapel Hill's FY2020-21 Transportation Demand Management grant application;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Carrboro that the Council approves continued participation in an application for regional Transportation Demand Management funding in FY2020-21, and authorizes the Town Manager to execute a Memorandum of Agreement with the Town of Chapel Hill for that purpose.

This the 21<sup>st</sup> day of January 2020.

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

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

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**RESOLUTION SUPPORTING CONTINUED PARTICIPATION IN WATCH FOR ME NC 2020**

The purpose of this agenda item was for the Town Council to consider adopting a resolution in support of continued participation in this year's Watch for Me NC program conducted by the North Carolina Department of Transportation and UNC's Highway Safety Research Center.

**A motion was made by Council Member Foushee, seconded by Council Member Haven-O'Donnell, that the following resolution be approved:**

**A RESOLUTION SUPPORTING CONTINUED PARTICIPATION IN THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION'S PEDESTRIAN AND BICYCLE SAFETY CAMPAIGN WATCH FOR ME NC FOR 2020**

WHEREAS, Carrboro Vision 2020 states that the "safe and adequate flow of bus, auto, bicycle and pedestrian traffic within and around Carrboro is essential" (Policy 4.0); and

WHEREAS, education and outreach are crucial components to help Carrboro residents safely navigate the transportation system (as identified in the 2009 and draft 2019 Bicycle Plans) and staff will continue to identify innovative ways to reach as many people as possible; and

WHEREAS, the Town of Carrboro acknowledges the need to better educate pedestrians, bicyclists and drivers on how to share the road safely; and

WHEREAS, the North Carolina Department of Transportation and UNC's Highway Safety Research Center are continuing to lead a statewide pedestrian and bicycle safety campaign, known as Watch for Me NC; and

WHEREAS, the North Carolina Department of Transportation and the Highway Safety Research Center are seeking commitments from North Carolina communities for continued involvement in the Watch for Me NC 2020 campaign; and

WHEREAS, the Town of Carrboro has participated in the Watch for Me NC campaign every year since 2015; and

WHEREAS, the Watch for Me NC campaign would provide safety education for pedestrians, cyclists and drivers through various strategies and provide training to local law enforcement officers to support educational outreach activities and provide information for campaign evaluation.

NOW THEREFORE BE IT RESOLVED by the Carrboro Town Council that the Council pledges, in cooperation with the North Carolina Department of Transportation, to participate in the 2020 Watch for Me NC campaign.

BE IT FURTHER RESOLVED that the Planning Department, Police Department, and other departments if directed by the Town Manager, are to coordinate with staff from other municipalities and stakeholders involved in the Watch for Me NC campaign as necessary to ensure successful participation.

This is the 21<sup>st</sup> day of January in the year 2020.

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

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

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**REVISED INTERLOCAL AGREEMENT WITH ORANGE COUNTY AND THE TOWN OF CHAPEL HILL RELATED TO THE HISTORIC ROGERS ROAD AREA PRIVATE SEWER SERVICE LATERAL CONNECTION INSTALLATIONS FOR QUALIFIED LOW-TO-MODERATE-INCOME (LMI) HOMEOWNERS - COST SHARE**

The purpose of this agenda item was for the Town Council to consider approval of a revised Interlocal Agreement between Orange County, the Town of Chapel Hill, and the Town of Carrboro to jointly fund the costs of private sewer service lateral connection installations for qualified Low-to-Moderate-Income (LMI) homeowners in the Historic Rogers Road sewer service area. The revision primarily relates to modifying the method of hiring licensed plumbers to install the onsite private sewer lateral connections.

**A motion was made by Council Member Foushee, seconded by Council Member Haven-O'Donnell, that the following resolution be approved:**

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO EXECUTE  
AN INTERLOCAL AGREEMENT WITH ORANGE COUNTY AND THE  
TOWN OF CHAPEL HILL

NOW, THEREFORE BE IT RESOLVED, that the Town Council of Carrboro hereby authorize the Town Manager to execute an interlocal agreement with Orange County and the Town of Chapel Hill for sharing costs related to connecting private sewer lateral service lines to low and moderate income homes in Historic Rogers Road Neighborhood.

This the 21<sup>st</sup> day of January 2020.

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

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

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**UPDATE ON ANTICIPATED SCHEDULE FOR THE SOUTH GREENSBORO STREET  
SIDEWALK PROJECT (TIP# C-5650)**

The purpose of this agenda item was to provide the Town Council with information relating to the South Greensboro Street Sidewalk project prior to commencement.

**A motion was made by Council Member Gist, seconded by Council Member Romaine, that the following resolution be approved:**

A RESOLUTION RECEIVING THE UPDATE AND ANTICIPATED SCHEDULE  
FOR THE SOUTH GREENSBORO STREET SIDEWALK PROJECT

WHEREAS, a Capital Project Ordinance to design and construct a sidewalk along one side of South Greensboro Street was adopted on June 27, 2017; and

WHEREAS, the Town Council has authorized the Town Manager to execute a contract for design services for the sidewalk project; and

WHEREAS, the Carrboro Town Council has made it a policy to hold public hearings on Town projects; and

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Town Council, that the Town Council receives the update and anticipated schedule for the South Greensboro Street sidewalk project (TIP# C-5650).

BE IT FURTHER RESOLVED that the Carrboro Town Council provides the following comments:

- Notification of the project will be made to the local residents
- The project will be scheduled to avoid conflict with school-related traffic

This the 21<sup>st</sup> of January 2020.

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

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

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### **AFFORDABLE HOUSING ADVISORY COMMISSION FUNDING RECOMMENDATION**

The purpose of this item was for the Town Council to consider recommended funding for one nonprofit affordable housing application to the Affordable Housing Special Revenue Fund.

**A motion was made by Council Member Foushee, seconded by Council Member Haven-O'Donnell, that the following resolution be approved:**

#### **A RESOLUTION APPROVING GRANT FUNDING FROM THE AFFORDABLE HOUSING SPECIAL REVENUE FUND**

WHEREAS, the Town Council on, June 27, 2007, by the adoption of resolution no. 244/2006-07 created the Affordable Housing Special Revenue Fund; and

WHEREAS, the creation of the fund is another way in which the Council can advance its goal of increasing and maintaining the stock of affordable housing within the Town and its planning jurisdiction; and

WHEREAS, the Affordable Housing Advisory Commission (AHAC) reviewed a funding application for the Affordable Housing Special Revenue Fund on January 15, 2020; and

WHEREAS, the AHAC determined that the request met the criteria set forth in the Affordable Housing Special Revenue Fund; and

WHEREAS, the AHAC made the following funding recommendation:

**Community Home Trust**

**\$30,000**

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CARRBORO:

Section 1. Approves the recommended grant funding activity from the Affordable Housing Special Revenue Fund in FY2019-2020.

Section 2. Authorizes the Town Manager to develop and execute an agreement as necessary to carry out the Council's action.

Section 3. This resolution shall become effective upon adoption.

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

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

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### **COMPLETE COUNT COMMITTEE AND 2020 CENSUS**

The purpose of this agenda item was to provide the Town Council with an update on the activities relating to the Complete Count Committee and to help launch the 2020 Census for Orange County.

Trish McGuire, Planning Director, provided the staff report on this agenda item.

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### **COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) AND INDEPENDENT AUDIT FOR FISCAL YEAR ENDED JUNE 30, 2019**

The purpose of this agenda item was for the Town's independent auditor, Dixon Hughes Goodman LLP, to present and deliver to the Town Council the Comprehensive Annual Financial Report for the fiscal year ended June 30, 2019.

John Frank of Dixon Hughes Goodman LLP provided report on this agenda item.

**A motion was made by Council Member Haven-O'Donnell, seconded by Council Member Gist, that the following resolution be approved:**

**A RESOLUTION ACCEPTING THE COMPREHENSIVE ANNUAL FINANCIAL**

REPORT AND INDEPENDENT AUDITOR'S REPORT FOR THE FISCAL YEAR  
ENDING JUNE 30, 2019

WHEREAS, the Carrboro Town Council have received the Comprehensive Annual Financial Report including Independent Auditors' opinion and Report to the Board of Aldermen for fiscal year ending June 30, 2019; and

WHEREAS, the Town Council have been informed by the Town's independent auditors, Dixon Hughes Goodman LLP, that the Town's financial statements are free of material misstatement and that the audit tests conducted by the firm did not uncover any material weaknesses;

NOW THEREFORE, THE CARRBORO TOWN COUNCIL:

Section 1: Accepts the Comprehensive Annual Financial Report with Independent Auditors' Report and Report to the Council for fiscal year ending June 30, 2019.

This the 21<sup>st</sup> day of January 2020.

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

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

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**UPDATE ON THE GREENE TRACT - 'PATH FORWARD' RESOLUTION AND  
AUTHORIZATION FOR TOWN MANAGER TO SIGN INTERLOCAL  
AGREEMENT RELATED TO THE GREENE TRACT ENVIRONMENTAL  
ASSESSMENT COST SHARE**

The purpose of this agenda item was to consider adoption of a resolution that updates and consolidates expectations about the Greene Tract and a separate resolution that authorizes the Town Manager to sign an interlocal agreement between Carrboro, Orange County, and the Town of Chapel Hill to jointly fund the costs of an environmental assessment related to the Greene Tract.

Trish McGuire, Planning Director, provided the staff report on this agenda item.

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

A RESOLUTION FOR A PATH FORWARD PROCESS FOR FURTHER  
ASSESSMENT OF THE GREENE TRACT



WHEREAS, in 1984, Orange County and the Towns of Carrboro and Chapel Hill jointly purchased the property known as the Greene Tract (164 acres more or less); and

WHEREAS, in 2000, title to 60 acres of this property was deeded exclusively to the Orange County Solid Waste Enterprise Fund for non-landfill solid waste purposes under provisions of the 1999 Interlocal Agreement for Solid Waste Management; and

WHEREAS, at that time, the remaining 104 acres was retained in joint ownership by the three governments (with the intent that the future uses of the property would be determined at a future time); and

WHEREAS, the 60-acre parcel (designated as the Headwaters Preserve by the Orange County Board of Commissioners on October 18, 2016) was purchased by Orange County via reimbursement to the Solid Waste Enterprise Fund in 2016; and

WHEREAS, in 2002 Orange County and the Towns of Carrboro and Chapel Hill adopted the 2002 Resolution which called for approximately 86 acres for open space and 18 acres for affordable housing on the jointly-owned land; and

WHEREAS, the Greene Tract is part of the Historic Rogers Road Neighborhood where the Towns of Chapel Hill and Carrboro have researched market development potential and zoning to implement a planning program in the overall area; and

WHEREAS, over the last 16 years, various joint planning studies including the Historic Rogers Road Task Force Report and Mapping Our Community's Future, and collaborations with the community and school district have suggested land use and acreage needs; and

WHEREAS, Mayors for Carrboro and Chapel Hill and the Orange County Commissioners Chair have agreed to jointly pursue an update to the 2002 Resolution and have been meeting with respective management and supporting staff, as suggested by the elected officials at an Assembly of Governments meeting in 2017, to determine next steps for preservation and development of the Greene Tract; and

WHEREAS, on February 12, 2019 the Carrboro Board of Aldermen and on February 19, 2019 the Orange County Commissioners voted to approve a resolution to support adjusting the property lines of the 104-acre jointly-owned tract and the 60-acre Headwaters Preserve, creating a jointly-owned preserve, indicating land uses, and conceptually agreeing to consider development of the Greene Tract; and

WHEREAS, on February 20, 2019 the Chapel Hill Town Council voted to approve the exploration of ways to protect the County-owned Headwaters Preserve and a proposed jointly-owned preserve area; and

WHEREAS, the Chapel Hill Carrboro City Schools in a letter dated May 22, 2019, have indicated the district's continued interest in designation of a school site to be located on the Greene Tract; and

WHEREAS, on July 15, 2019 the Chapel Hill Town Council adopted a resolution to support adjusting the property lines on the tract and the Headwaters Preserve, creating a jointly-owned preserve, and conceptually agreeing to consider development of the Greene Tract; and

WHEREAS, at that time the Chapel Hill Town Council did not agree to designating the land uses indicated on the maps attached to the Carrboro and County's resolutions; and

WHEREAS, the three jurisdictions agreed conceptually to the following land use designations:

- Approximately 22 acres for joint preserve;
- A minimum of 16 acres for public school site and public recreational facility site;
- Approximately 66 acres for housing/mixed use; and

WHEREAS, the Chapel Hill Town Council also adopted a resolution on July 15, 2019 committing to holding a series of community meetings, soliciting input from the public and respective advisory boards regarding land uses and densities, initiate environmental and connectivity assessment; and initiate steps to protect the jointly-owned preserve and the Headwaters Preserve in perpetuity; and

WHEREAS, an environmental assessment would be based on the highest protective environmental regulations of the three jurisdictions (Carrboro, Chapel Hill, and Orange County) and as also defined by the Army Corps of Engineers for wetlands determination; and

WHEREAS, in the interest of working together, Carrboro, Chapel Hill, and Orange County elected boards have considered this resolution to determine a joint path forward; and

WHEREAS, each board will consider this resolution in January 2020 outlining next steps and provide direction to their respective staff; and

WHEREAS, this resolution attempts to consolidate the differences and supersede the resolutions adopted in February 2019 by the Carrboro Board of Aldermen and the Orange County Commissioners and the resolution adopted in July 2019 by the Chapel Hill Town Council; and

WHEREAS, analysis of the Greene Tract's past, present, and future identified the following land use needs and goals:

- Promote mixed-income housing opportunities; development of housing that serves a range of incomes
- Preserve valuable environmental features including tree canopy, open space, stream buffers, and wildlife corridors;
- Protect historical and cultural resources;
- Promote cost effective infrastructure;
- Incorporate school and recreation sites;
- Earmark development areas for mixed income housing and mixed use potential; and

WHEREAS, the staff work group considered direction from the respective governing boards, specialized staff, housing partners, and community in developing a conceptual process for the Greene Tract.

**NOW, THEREFORE, BE IT RESOLVED THAT** the Carrboro Town Council:

1. Jointly pursues an environmental assessment of the entire 164 acres to consider designating the most environmentally sensitive area as the Headwaters Preserve with a cost share Interlocal Agreement for that analysis of 43/43/14 percent (Orange County/Chapel Hill/Carrboro respectively).
  - a. Environmental assessment of the site should include site topography, habitat for species of special concern, wetlands, stream corridors, and cultural and historic resources.
  - b. Best practical alternative shall be evaluated to balance environmental and infrastructure needs (i.e. roadway, water, sewer, stormwater, etc.).
2. Jointly pursues a Memorandum of Understanding for future decision-making process. This document will be used to ensure the parties participate in good faith in the planning process for potential development of the Greene Tract. The document will describe community outreach efforts.
3. Jointly agrees to have a joint public information session that includes Orange County, Chapel Hill and Carrboro a minimum of 2 months after the Environmental Assessment has been completed by the consultant and received by the jurisdictions.
4. Jointly agrees to not initiate formal **further** public engagement until completion of the Memorandum of Understanding document.
5. Jointly agrees any potential developers of the Greene Tract may rely upon and utilize the environmental assessment contemplated herein and shall not be required to conduct or obtain a separate environmental assessment.
6. Agrees to discussion of the Greene Tract at the 2020 Assembly of Governments meeting on January 28, 2020.

This resolution is effective upon adoption.

This the 21<sup>st</sup> day of January 2020.

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

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

**A motion was made by Council Member Seils, seconded by Council Member Foushee, that the following resolution be approved:**

A RESOLUTION OF THE TOWN OF CARRBORO APPROVING THE  
EXECUTION OF AN AGREEMENT TO CONDUCT AN ENVIRONMENTAL  
ASSESSMENT OF THE GREENE TRACT AND DEFERRING FURTHER  
PUBLIC ENGAGEMENT UNTIL THE COMPLETION OF THAT STUDY

BE IT RESOLVED by the Council of the Town of Carrboro that the Council:

1. Approves conducting an environmental assessment of the entire 164 acres of the Greene Tract to obtain site-specific information on environmental conditions present on the tract in order to identify areas of the property to be preserved and/or protected and areas that could be considered for desired uses as determined in future site evaluations, suitability analyses, community input sessions, site plans and development proposals, with a cost share agreement for that analysis of 43/43/14 percent (Orange County/Chapel Hill/Carrboro respectively).
2. Authorizes the Manager to execute the attached agreement on behalf of the Town for the study.
3. Agrees to discussion of the Greene Tract at the 2020 Assembly of Governments meeting on January 28, 2020.

This the 21<sup>st</sup> day of January 2020.

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

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

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### **PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE STORMWATER RATE STRUCTURE**

The purpose of this item was for the Town Council to consider adoption of the proposed amendments to the stormwater utility rate structure.

Randy Dodd, Stormwater Utility Manager, provided the staff report on this agenda item.

Mike Paul, member of the Stormwater Advisory Commission, addressed the Council and spoke in support of the following resolution.

In response to a question from the Council, Jeanette O'Connor, Chair of the Stormwater Advisory Commission, explained the tiered rate structure.

**A motion was made by Council Member Haven-O'Donnell, seconded by Council Member Gist, that that following resolution be approved:**

#### **A RESOLUTION APPROVING AMENDMENTS TO THE STORMWATER UTILITY RATE STRUCTURE**

WHEREAS, the Town of Carrboro modified the Town Code in June, 2017 to create a Stormwater Utility and Stormwater Enterprise Fund; and

WHEREAS, the Town adopted a stormwater rate structure in June, 2018; and

WHEREAS, staff prepared a report with options for expanded delivery of stormwater services in September 2019, and have prepared a recommendation for modifications to the rate structure;

WHEREAS, advisory boards have reviewed the recommendations for the rate structure amendments; and

WHEREAS, adopting the amendments will enable the Town to accelerate and expand the delivery of services to address the stormwater management needs of the Town.

NOW, THEREFORE, The Town Council of the Town of Carrboro does hereby approve the rate structure presented below:

The resolution is effective upon adoption.

This 21<sup>st</sup> day of January 2020.

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

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

**A motion was made by Council Member Haven-O'Donnell, seconded by Council Member Gist, that that following ordinance be approved:**

**AN ORDINANCE AMENDING THE TOWN CODE PROVISIONS  
FOR A STORMWATER UTILITY RATE STRUCTURE  
Ordinance No. 24/19-20**

**THE CARRBORO TOWN COUNCIL ORDAINS: CHANGES TO THE STORMWATER UTILITY RATE STRUCTURE**

Section 1. Chapter 18, Article II, Section 18-6 of the Carrboro Town Code (Rate Structure) is amended to read as follows:

The service charges shown below shall apply to all non-exempt properties.

**Residential**

<b><u>Tier</u></b>	<b><u>Minimum Impervious Surface (square feet)</u></b>	<b><u>Maximum Impervious Surface (square feet)</u></b>	<b><u>Fee</u></b>
<b>1</b>	500	5,999	\$90
<b>2</b>	6,000	---	\$180

**Non-Residential**

<b><u>Tier</u></b>	<b><u>Minimum Impervious Surface (square feet)</u></b>	<b><u>Maximum Impervious Surface (square feet)</u></b>	<b><u>Fee</u></b>
<b>1</b>	500	5,999	\$90
<b>2</b>	6,000	23,999	\$450
<b>3</b>	24,000	41,999	\$990
<b>4</b>	42,000	59,999	\$1,530
<b>5</b>	60,000	89,999	\$2,250
<b>6</b>	90,000	119,999	\$3,150
<b>7</b>	120,000	149,999	\$4,050
<b>8</b>	150,000	179,999	\$4,950
<b>9</b>	180,000	209,999	\$5,850
<b>10</b>	210,000	239,999	\$6,750
<b>11</b>	240,000	269,999	\$7,650
<b>12</b>	270,000	299,999	\$8,550
<b>13</b>	300,000	329,999	\$9,450
<b>14</b>	330,000	359,999	\$10,350
<b>15</b>	360,000	389,999	\$11,250
<b>16</b>	390,000	419,999	\$12,150
<b>17</b>	420,000	449,999	\$13,050
<b>18</b>	450,000	479,999	\$13,950
<b>19</b>	480,000	509,999	\$14,850
<b>20</b>	510,000	539,999	\$15,750
<b>21</b>	540,000	569,999	\$16,650
<b>22</b>	570,000	599,999	\$17,550

This 21<sup>st</sup> day of January 2020.

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

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

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**PUBLIC HEARING FOR COMMUNITY INPUT ON TOWN BUDGET FOR  
UPCOMING FY 2020-21**

The purpose of this item was to receive comments from the public regarding the upcoming budget for the Town beginning July 1, 2020.

David Andrews, Town Manager, provided the staff report on this agenda item.

Kimberly Sanchez, Executive Director of Community Home Trust, addressed the Council. She discussed her organization's request for a 1% increase in funding in the coming year.

Victor Thorn, addressed the Council and requested that the climate emergency be considered as the Council determines the budget for future years.

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**ENERGY AND CLIMATE PROTECTION PLAN AND COMMUNITY CLIMATE  
ACTION PLAN IMPLEMENTATION UPDATE**

The purpose of this item was to update the Council on Energy and Climate Protection Plan and Community Climate Action Plan Implementation Efforts

Laura Janway, Environmental Planner, provided the staff report on this agenda item.

Sasha (last name unintelligible), a French exchange student at Duke University, spoke with the Council about electric vehicles and made the point that the adverse environmental impacts of producing electric vehicles might negate the benefits achieved by their reduced emissions.

Tilly Pick, resident of Lake Hogan Farms, addressed the Council and advocated for additional support for the work done by Town staff on climate-related issues, and specifically stated that the Town cannot rely upon volunteers to accomplish the work.

Jeanette O'Connor, Chair of the Stormwater Advisory Commission and member of the Environmental Advisory Board (EAB), told the Council that the EAB does not have enough time to take on additional responsibilities while also accomplishing their current duties.

This was acknowledged by the Council.

**A motion was made by Council Member Slade, seconded by Council Member Haven-O'Donnell, that the following ordinance be approved:**

A RESOLUTION RECEIVING AN UPDATE ON THE CLIMATE AND  
ENERGY PROTECTION PLAN AND COMMUNITY CLIMATE  
ACTION PLAN

WHEREAS, the Town Council has received a presentation regarding the Energy and Climate Protection Plan and the Community Climate Action Plan; and

WHEREAS, the Town of Carrboro has a number of emissions-reduction projects in process; and

WHEREAS, Town staff have requested Council input at key milestones; and

WHEREAS, staff have provided the Council with updates on particular projects at regular intervals.

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Town Council that the Council receives this update on the implementation of the Energy and Climate Protection Plan and the Community Climate Action Plan.

BE IT FURTHER RESOLVED that the Council provide direction regarding amendments to the Energy and Climate Protection Plan and Community Climate Action Plan related to the Environmental Advisory Board's recommendations.

- Staff will incorporate inputs from the EAB then bring this item back to the Council
- Staff will assess whether an energy efficiency assessment should be accomplished on all Town buildings
- The EAB is directed to reassess the Town's climate goal of an 80% reduction from 2010 levels and determine whether this is the appropriate goal
- Staff will coordinate with Orange County to advocate for a recycling drop-off location within the Town

This the 21<sup>st</sup> day of January in 2020.

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

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

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**REPORT ON POSSIBLE 10-YEAR ANNUAL CLIMATE EMERGENCY BUDGET PROPOSAL**

The purpose of this item was to provide a report on a possible 10-year Annual Climate Emergency Budget Proposal for implementing updated climate action plan goals.



Laura Janway, Environmental Planner, presented the staff report on this agenda item.

Unidentified members of Extinction Rebellion's Red Rebels approached the Council and handed them roses.

Olive Russell, resident of 105 Fidelity Street, read a quote from the Secretary General of the United Nations which called for "rapid and ambitious" action. She also raised the issue of idling vehicles, including buses, as well as leaf blowers. She suggested that the Town should set an example by not using leaf blowers on its property.

Piper Honnigman, resident of 1215 Hillsboro Road, made a statement to the Council calling for action on climate change. She also addressed parking and felt that the Town should reframe its thinking on this issue.

Zacharia Claypool White, resident of 731 Lacock Road, called for radical action on climate. He suggested that spending ten million dollars for offices above the library is not the actions of a town that is committed to combatting climate change. He noted the recent fires in Australia and the Amazon. He asked the Council what they plan to do in response to climate change.

Sonia Desai, resident of 135 Kingsbury Drive, asked that the Town budget include funding for paying organizers. She felt it was important to focus on the causes of the climate crisis, not just the symptoms.

Jan Burger, resident of 726 Bynum Road in Pittsboro and former resident of Carrboro, noted that people and governments need to think about a future that was not planned for, he asked the Council to take a sharp turn from how things are usually done, and serve as an example for other towns in North Carolina.

Lauren Nyland, resident of 241 Stable Road, said the Town should treat the climate crisis as if it is an emergency and said residents would support the Town in its efforts.

Sally Robertson, resident of 113 Circadian Way, said the Town needs to move beyond a "business as usual" concept. She felt the proposed climate emergency budget was a good start. She felt that greenways might not be a good expenditure of funds. She noted that advocacy is a zero-cost means of bringing about change and asked that the Council interact with utilities to advocate for changes in their processes to help fight climate change.

Marin Carumet (spelling of last name uncertain), liaison for the Red Rebels, addressed the Board. She called for action against climate change.

Paul Van Ness, resident of 1215 Hillsborough Road, expressed support for the Town's climate action plan. He suggested that the Town make flags that could be used as cost-effective ways of generating action on climate change. He also spoke about the recently opened Dr. Martin Luther King, Jr. Park and felt that it did not adequately represent Dr. King.

Terri Buckner, local resident, felt that OWASA should be included in the climate inventory. She also addressed trash collection and felt that it could be changed to every other week. She said this would be good for both the budget and the climate.

**A motion was made by Council Member Slade, seconded by Council Member Foushee, that the following resolution be approved:**

**A RESOLUTION RECEIVING A 10-YEAR CLIMATE EMERGENCY BUDGET**

WHEREAS, the Town Council passed a Resolution on June 25th, 2019 Regarding Climate Action Goals and Budget Plan; and

WHEREAS, the Resolution directed the Town Manger to charge staff to develop a 10-year annual climate emergency budget proposal for implementing updated climate action plan goals and related activities and projects for consideration by the Carrboro Town Council beginning in the FY 2020-21 budget cycle, and annually thereafter; and

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Town Council that the Council receives the attached documents and advise staff on further budgetary action.

BE IT FURTHER RESOLVED that the Carrboro Town Council provides the following direction:

- The 10 year emergency climate budget will be updated to clarify which items typically have State and Federal matches or not.
- The 10 year emergency climate budget will be updated to reflect the cost savings that some items may generate.

This the 21<sup>st</sup> day of January in 2020.

**MOTION WAS MADE BY COUNCIL MEMBER SLADE, SECONDED BY COUNCIL MEMBER SEILS, THAT AT THE UPCOMING BUDGET WORK SESSION, STAFF WILL PROVIDE A CURRENT YEAR BUDGET WHICH INCLUDES THE YEARLY SHARE OF FUNDS REQUIRED TO MEET THE GOALS OF THE 10-YEAR CLIMATE EMERGENCY BUDGET WITH THE ASSUMPTION THAT 80% MATCHING FUNDS WILL BE RECEIVED FROM STATE AND FEDERAL SOURCES. VOTE: AFFIRMATIVE ALL.**

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**ADJOURNMENT**

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

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**Town Clerk**

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**Mayor**