



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

## Town of Carrboro

### Meeting Minutes

### Town Council

Tuesday, May 19, 2020

7:00 PM

Remote Meeting

**This meeting was held via Zoom teleconference and broadcasted live on cable television and the internet.**

**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; Cathy Dorando, Town Clerk; Nick Herman, Town Attorney

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### POETRY READING

Fred Joiner, the Town's Poet Laureate, read a poem by Harriet Mullen called, "Shedding Skin."

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### UPDATE ON COVID-19 AND RECOVERY PLANNING

The purpose of this item was to provide an update to the Town Council on the status on of the emergency and the recovery planning process.

Fire Chief Schmidt provided an update on the status of the COVID-19 emergency and Orange County associated data. He was asked to provide additional information on the "Reopen America" plan and if the North Carolina governor is on board with the president's plan.

**MOTION WAS MADE BY COUNCIL MEMBER FOUSHEE, SECONDED BY COUNCIL MEMBER SLADE, FOR STAFF TO SCHEDULE AN ITEM IN THE NEXT**

**COUPLE OF WEEKS FOR THE TOWN COUNCIL TO DISCUSS THEIR OUTREACH PLANS FOR THE BLACK, LATINO, AND OTHER MARGINALIZED AND UNDERSERVED POPULATIONS. VOTE: AFFIRMATIVE ALL**

Mayor Lavelle was asked to look into what role the Town may have in the University of North Carolina's reopening.

**MOTION WAS MADE BY COUNCIL MEMBER SLADE, SECONDED BY COUNCIL MEMBER HAVEN-O'DONNELL, FOR THE TOWN ATTORNEY TO SPEAK TO JOHN ROBERTS, THE COUNTY ATTORNEY, TO CLARIFY THEIR PERSPECTIVES WITH REGARD TO HIPAA AND THE STATE STATUTE IDENTIFIED BY THE COUNTY HEALTH DIRECTOR AS REASONS FOR WHY TOWN LEVEL DATA IS NOT BEING PROVIDED. THIS TOWN LEVEL DATA REQUESTED IS DATA BY MUNICIPALITY RATHER THAN BY ZIP CODE. VOTE: AFFIRMATIVE ALL**

Travis Myran, the Deputy County Manager, provided a report on the long-term recovery plans for the County.

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**PROCLAMATIONS**

Mayor Lavelle proclaimed May 10-16, 2020 as "Police Week" and May 15, 2020 as "Peace Officers' Memorial Day" in Carrboro.

Mayor Lavelle also proclaimed May 17-23, 2020 as "Public Works Week" in Carrboro.

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**PUBLIC COMMENT**

Kevin Poimboeuf spoke to the Town Council about a mining complaint at his neighboring property.

Shelley Riselvato stated that she believed in the LUO when they applied but that they are unsure any longer.

The Town Attorney and Planning Department will look into enforcing the stop work order tomorrow.

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**APPROVAL OF PREVIOUS MEETING MINUTES**

**MOTION WAS MADE BY COUNCIL MEMBER GIST, SECONDED BY COUNCIL**

**MEMBER FOUSHEE, TO APPROVE THE MINUTES FROM APRIL 28 AND MAY 5, 2020. VOTE: AFFIRMATIVE ALL.**

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**PERMIT EXTENSION REQUEST FOR PREVIOUSLY ISSUED CONDITIONAL USE PERMIT FOR MIXED USE BUILDING AT 603 JONES FERRY ROAD**

The purpose of this item was for the Town Council to consider approving a request for an extension of the date when a Conditional Use Permit would otherwise expire for a Mixed Use Building at 603 Jones Ferry Road.

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

**A RESOLUTION APPROVING THE EXTENSION OF THE DATE ON WHICH THE CUP FOR A MIXED USE BUILDING AT 603 JONES FERRY ROAD WOULD OTHERWISE EXPIRE**

**WHEREAS**, the Town Council approved a Conditional Use Permit for a Mixed Use Building at 603 Jones Ferry Road on June 26th, 2018; and

**WHEREAS**, Section 15-62(a) of the Town of Carrboro Land Use Ordinance allows for a permit extension; and

**WHEREAS**, the Town Council finds, per Section 15-62(c) of the LUO, that:

- 1.) the CUP has not expired, and
- 2.) the permit recipient has proceeded with due diligence and good faith, and
- 3.) conditions have not changed so substantially as to warrant a new application.

**NOW, THEREFORE BE IT RESOLVED** by the Town Council that the expiration date for the Conditional Use Permit for a Mixed Use Building at 603 Jones Ferry Road is hereby extended to June 26, 2022.

This the 19<sup>th</sup> day of May, 2020

**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, Council Member Sammy Slade

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**REQUEST TO SET A PUBLIC HEARING ON LAND USE ORDINANCE AND TOWN CODE AMENDMENTS TO ESTABLISH REGULATIONS FOR SMALL AND MICRO-WIRELESS FACILITIES**

The purpose of this item was for the Town Council to consider setting a public hearing on amendments to the Land Use Ordinance and Town Code to conform to state legislation relating to wireless infrastructure for 5G technology.

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

**A RESOLUTION SETTING A PUBLIC HEARING ON AN ORDINANCE AMENDING THE CARRBORO LAND USE ORDINANCE TO ESTABLISH REGULATIONS FOR SMALL AND MICRO-WIRELESS FACILITIES**

WHEREAS, the Carrboro Town Council 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 Town Council sets a public hearing on June 16, 2020, to consider adopting “An Ordinance Amending the Carrboro Land Use Ordinance to Establish Regulations for Small and Micro-Wireless Facilities.”

BE IT FURTHER RESOLVED that the draft ordinance is referred to Orange County and the Town of Carrboro Planning Board for consideration and recommendation prior to the specified public hearing date.

BE IT FURTHER RESOLVED that the draft ordinance is also referred to the following Town of Carrboro Appearance Commission.

This the 19<sup>th</sup> day of May, 2020

**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, Council Member Sammy Slade

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**PEDESTRIAN SAFETY MODIFICATIONS FOR SOCIAL DISTANCING**

The purpose of this agenda item was to provide the Council with an opportunity to consider modifications to enhance pedestrian safety while maintaining proper social distancing.

Zach Hallock, the Town’s Transportation Planner, provided the staff report.

**A motion was made by Council Member Haven-O’Donnell, seconded by Council Member Seils, to approve the following resolution:**

**A RESOLUTION IN SUPPORT OF THE PROPOSED PEDESTRIAN SAFETY MODIFICATIONS**

WHEREAS, during the week of April 27<sup>th</sup> a number of potential pedestrian safety modifications have been brought to the attention of Town Staff;

WHEREAS, these have been vetted by staff on the basis of feasibility and cost in order to determine what is implementable within a reasonable time frame, these items are:

1. Develop and distribute an education campaign using the Watch For Me NC branding to provide safety information and make this printable on the Town’s website for community printing and use;
2. Installation of signage on E Poplar Ave @ W Main St indicating “local traffic only”;
3. Installation of temporary, all-way, stop control at the intersection of Robert Hunt Dr and Richard Dixon Ct to be reassessed at a later date when travel patterns begin to normalize and the need for social distancing is reduced;
4. Installation of banner or small signs along W Main St & W Weaver St with a safety message that can be reproduced and used around Town as needed;
5. Bring back the East Main Street re-striping plan for formal consideration by the Town Council.

NOW, THEREFORE, BE IT RESOLVED by the Carrboro Town Council that the Council is supportive of the proposed changes and directs staff to implement them.

This the 19<sup>th</sup> day of May, 2020

**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, Council Member Sammy Slade

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**DISCUSSION OF ACTIONS TO SUPPORT SOCIAL DISTANCING REQUIREMENTS AS BUSINESSES PROCEED WITH PHASED OPENING**

Betsy Bertram, the interim Economic Development Director, provided a summary of a survey sent to businesses about their needs and Town action that could mitigate those needs. The Town Council discussed various options and the needs of the business community. She was asked to continue getting input and to make sure that black, latinx, and minority-owned businesses are providing input. The Town Manager was asked to look into the recycling issue that was reported by Acme and to consider the schools as a possible drop-off location along with looking into relocating the Carrboro United food pick-up location.

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**MATTERS BY COUNCIL MEMBERS**

Council Member Foushee stated that an anonymous business leader has made a donation that will allow the CBA to scholarship five minority-owned businesses into our network. She stated that she would like to ask that the Town help in this proactive outreach and fund five additional scholarships as well with a \$2,500 contribution to the CBA.

**MOTION WAS MADE BY COUNCIL MEMBER FOUSHEE, SECONDED BY COUNCIL MEMBER HAVEN-O'DONNELL, FOR THIS DONATION SUGGESTION TO GO TO THE ECONOMIC SUSTAINABILITY COMMISSION FOR DISCUSSION ON THE USE AND FOR THAT TO BE BROUGHT BACK TO THE TOWN COUNCIL. VOTE: AFFIRMATIVE ALL**

Council Member Romaine asked about the noise at the roundabout construction at Estes Drive and N. Greensboro Street. She stated that it has been so disruptive to the residents that live nearby that she would even consider canceling the project.

The Town Manager was asked to look into what NCDOT has done to assist residents in similar circumstances in the past and to see if town-owned facilities could be used for residents that are experience the disturbances.

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**ADJOURNMENT**

**MOTION WAS MADE BY COUNCIL MEMBER HAVEN-O'DONNELL, SECONDED BY COUNCIL MEMBER ROMAINE, TO ADJOURN THE MEETING. VOTE: AFFIRMATIVE ALL**

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**Town Clerk**

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**Mayor**