



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

Town of Carrboro

Meeting Minutes

Town Council

Tuesday, April 7, 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

POETRY READING

Fred Joiner, the Carrboro Poet Laureate, read a poem by Jane Hershfield called, "On the Fifth Day."

PUBLIC COMMENT

There were no comments provided from the public.

APPROVAL OF PREVIOUS MEETING MINUTES

MOTION WAS MADE BY COUNCIL MEMBER GIST, SECONDED BY COUNCIL MEMBER SEILS, TO APPROVE THE MINUTES FROM MARCH 10 AND MARCH 24,

2020. VOTE: AFFIRMATIVE ALL.

2020 STREET RESURFACING CONTRACT AUTHORIZATION AND PROJECT ORDINANCE

The purpose of this item was to provide the Council with bid results of the 2020 resurfacing project and to authorize the award of the project to the lowest responsive, responsible bidder and establish a project ordinance.

Council Member Foushee asked for more information related to how the Town engages with minority and women owned businesses. She stated that it isn't always clear about what the process is when we are bidding and awarding contracts.

Arche McAdoo, the Town's Finance Director, and Nick Herman, the Town Attorney, provided a summary of the Town's practices regarding minority and women owned businesses for contracts. They will review the components regarding the outreach and bid award and then report back.

MOTION WAS MADE BY COUNCIL MEMBER SLADE, SECONDED BY COUNCIL MEMBER FOUSHEE, TO POSTPONE THE BID AWARD FOR A WEEK TO RECEIVE MORE CLARITY ON MINORITY BUSINESS OUTREACH AND WHAT PERCENTAGE THE TOWN MAY VARY ON THE BID PRICE WHEN CONSIDERING MINORITY ENGAGEMENT.

COUNCIL MEMBER SLADE WITHDREW HIS MOTION after Joe Guckavan, the Public Works Director, notified the Town Council that the lowest responsible bidder that was recommended by staff was also the only contractor that had a minority owned subcontractor.

Council Member Foushee asked for minority owned business information to be provided in future bid award agenda items.

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

**CAPITAL PROJECTS FUND
CAPITAL PROJECT ORDINANCE FOR 2020 STREET RESURFACING
Ordinance No. 16/2019-20**

WHEREAS, the Town receives annual Powell Bill revenues that are designated for street maintenance and repairs; and,

WHEREAS, the Town has advertised and received formal bids for street resurfacing improvements; and,

WHEREAS, the Town has selected the lowest cost, responsive and responsible bidder for this project and ready to award a contract.

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

Section 1: The 2020 Street Resurfacing Capital Project is authorized to be undertaken until all project activity is completed.

Section 2. The following revenues are available to the Town of Carrboro to complete the project:

FY19 Powell Bill Funds	\$242,259.00
FY20 Powell Bill Funds	\$370,679.00
General Fund Transfer	\$300,000.00
Capital Reserves – Street Resurfacing	\$ 54,143.00
Total	\$967,081.00

Section 3: The funds identified in Section 2 above shall be transferred to the Capital Projects Fund and appropriated to the 2020 Street Resurfacing Project as follows:

Construction	\$840,940.00
Contingency	\$126,141.00
Total Appropriation	\$967,081.00

Section 4: Within five (5) days after this ordinance is adopted, the Town Clerk shall file a copy of this ordinance with the Finance Director.

Section 5: This Capital Projects Ordinance shall be effective immediately.

This the 7th day of April 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

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

A RESOLUTION FOR AWARDING THE CONTRACT FOR THE 2020 STREET
RESURFACING PROJECT

WHEREAS, the Town has advertised and received six (6) formal bids for the 2020 Street Resurfacing project; and,

WHEREAS, bidding and advertising were performed in compliance with state and federal requirements including steps taken to reach Historically Underutilized Businesses (HUB); and,

WHEREAS, the lowest cost bidder did not include a bid bond with their submittal and failed to

address the complete scope of work for a particular bid item; and,

WHEREAS, staff have identified Carolina Sunrock LLC as the lowest cost responsive and responsible bidder and recommend that they be awarded the contract;

NOW, THEREFORE, BE IT RESOLVED that the Carrboro Town Council authorizes the Town Manager to award Carolina Sunrock LLC the contract for the 2020 Street Resurfacing Improvement Project.

This the 7th day of April 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

REVIEW AND ACCEPTANCE OF THE 2020 ANNUAL REPORT ON THE SCHOOLS ADEQUATE PUBLIC FACILITIES ORDINANCE (SAPFO) FROM THE TECHNICAL ADVISORY COMMITTEE

The purpose of this item was for the Town Council to review the 2020 draft report at the request of the Orange County Board of Commissioners.

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

A RESOLUTION ACCEPTING THE SCHOOLS ADEQUATE PUBLIC FACILITIES TECHNICAL ADVISORY COMMITTEE (SAPFOTAC) 2020 REPORT

WHEREAS, the Town has had a longstanding interest in the success and excellence of the Chapel Hill – Carrboro City Schools; and

WHEREAS, the Town has participated in the development and implementation of the schools adequate public facilities ordinance provisions since 2003; and

WHEREAS, the annual technical advisory committee report has been prepared and distributed for review.

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Carrboro accepts the report.

This the 7th day of April 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

UPDATE OF COVID-19 SITUATION REPORT

Chief Dave Schmidt provided a summary of the current emergency.

Council Member Slade asked to hear from affordable housing providers on what they are doing. He also asked what the unemployment is locally and what we are likely to be seeing in regards to financial forecasting.

MATTERS BY COUNCIL MEMBERS

MOTION WAS MADE BY COUNCIL MEMBER SLADE, SECONDED BY COUNCIL MEMBER SEILS, TO RECEIVE A REPORT BACK FROM THE TOWN ATTORNEY REGARDING A COMPARISON PROHIBITIONS AND RESTRICTIONS AUTHORIZED BY N.C.G.S. 166A-19.31(b) AND THE TOWN'S EMERGENCY ORDINANCE. VOTE: AFFIRMATIVE ALL.

Council Member Foushee asked everyone to complete the Census.

ADJOURNMENT

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

Town Clerk

Mayor