

VOTE: AFFIRMATIVE ALL

MOTION WAS MADE BY JACQUELYN GIST AND SECONDED BY DAN COLEMAN TO ASK THAT THE TOWN STAFF INCLUDE THE SIMILARITY LANGUAGE IN THE REVISED ORDINANCE. VOTE: AFFIRMATIVE TWO, NEGATIVE FIVE (ZAFFRON, HERRERA, CHILTON, BROUN, HAVEN-O'DONNELL)

Mayor Chilton asked that the revised ordinance be brought back to the Board for consideration prior to the summer break.

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN TO DIRECT THE TOWN STAFF TO DRAFT A LAND USE ORDINANCE TEXT AMENDMENT TO CREATE A CONCEPT REVIEW PROCEDURE. VOTE: AFFIRMATIVE ALL

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### **ECONOMIC DEVELOPMENT PLAN**

Mayor Chilton announced that there would be community input sessions on the town's economic development plan--Saturday, May 20<sup>th</sup>, from 10-12 at the Homestead Community Center, and on Wednesday, May 24<sup>th</sup> from 6:30 p.m. – 8:30 p.m. at Carrboro Elementary School.

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### **CHECK OUT YOUR ORANGE COUNTY PUBLIC LIBRARY BRANCH EVENT**

Mayor Chilton announced that Saturday, May 20<sup>th</sup> has been designated as “Check Out Your Orange County Public Library Branch Day” at the Carrboro Cybrary and at Carrboro Branch Library located in McDougle School.

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### **A RESOLUTION ESTABLISHING A POLICY ON ARREST FOR CIVIL IMMIGRATION VIOLATION**

At its meeting on April 18, 2006, the Board directed the Town Attorney to research the issue of whether the Town's police officers are authorized or required to take into custody persons whose only known violation of law is or may be a civil immigration violation. The Town Attorney prepared a response to the Board's request. The purpose of this item is for the Board to consider the adoption of a resolution establishing a policy for the police department to follow on this issue.

The following resolution was introduced by Alderman Dan Coleman and duly seconded by Alderman Jacquelyn Gist.

A RESOLUTION ESTABLISHING A POLICY THAT THE CARRBORO POLICE DEPARTMENT  
WILL NOT SEEK TO ARREST PERSONS WHEN THE SOLE BASIS FOR ARRESTING  
SUCH PERSONS IS THAT SUCH PERSONS HAVE OR MAY HAVE  
COMMITTED A CIVIL IMMIGRATION VIOLATION

Resolution No. 123/2005-06

WHEREAS, in Section 15A-401 of the North Carolina General Statutes, the General Assembly has specified the circumstances under which law enforcement officers may arrest persons, with or without an arrest warrant; and

WHEREAS, the list of circumstances under which a person may be arrested does not include an arrest of persons whose only known violation of law is or may be a civil violation of federal immigration statutes;

NOW THEREFORE, the Carrboro Board of Aldermen resolves:

Section 1. It shall be the policy of the Carrboro Police Department not to arrest or take into custody persons when the sole basis for arresting or taking such persons into custody is that they have or may have committed a civil immigration violation.

Section 2. This resolution shall become effective upon adoption.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 16th day of May, 2006:

Ayes: Joal Hall Broun, Mark Chilton, Dan Coleman, Jacquelyn Gist, John Herrera, Randee Haven-O'Donnell, Alex Zaffron

Noes: None

Absent or Excused: None

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**DISCUSSION OF THE REZONING PROPOSAL FOR R-3 DISTRICT/ESTABLISHMENT AND PLACEMENT OF OR-MU ZONING DISTRICT**

The Board of Aldermen held a public hearing on March 28<sup>th</sup> and April 25<sup>th</sup> on a rezoning proposal for the R-2 district. The Board requested additional information to consider in deciding on the proposed zoning change.

Mayor Chilton asked to be recused.

MOTION WAS MADE BY JOHN HERRERA AND SECONDED BY JACQUELYN GIST TO RECUSE MAYOR CHILTON. VOTE: AFFIRMATIVE ALL

Trish McGuire, the town's Planning Administrator, made the presentation.

Alderman Broun asked if Hargraves Street could be considered for funding in Phase II of the town's Sidewalk Bond Program.

Dale McKeel, the town's Transportation Planner, stated that the town has received funding from NCDOT to construct a sidewalk along a portion of Hargraves, Wesley and Brewer Lane. He stated that the town is in the process of obtaining rights-of-way and temporary construction easements.

Alderman Broun asked that the town staff contact Ms. Flora about the plans to construct the sidewalk.

Alderman Broun asked that the town staff obtain information from OWASA whereby the rate base subsidized the extension of sewer, i.e., Mt. Bolus, etc.