

**DRAFT SUMMARY MINUTES OF A BUSINESS MEETING  
OF THE CHAPEL HILL TOWN COUNCIL  
MONDAY, JANUARY 12, 2009, AT 7:00 P.M.**

Present were Mayor Kevin Foy, Mayor pro tem Jim Ward, Council Member Matt Czajkowski, Council Member Laurin Easthom, Council Member Sally Greene, Council Member Ed Harrison, Council Member Mark Kleinschmidt, Council Member Jim Merritt, and Council Member Bill Strom.

Staff members present were Town Manager Roger Stancil, Deputy Town Manager Florentine Miller, Assistant Town Manager Bruce Heflin, Town Attorney Ralph Karpinos, Public Information Officer Catherine Lazorko, Police Chief Brian Curran, Long Range & Transportation Manager David Bonk, Public Works Director Lance Norris, Business Management Director Ken Pennoyer, Planning Director J.B. Culpepper, Police Legal Advisor Terrie Gale, Economic Development Officer Dwight Bassett, Human Resource Development Director Valerie Meicher, Parks & Recreation Director Butch Kisiah, Fire Chief Dan Jones, Human Services Coordinator Karen Rose, Mayoral Aide Carlo Robustelli, and Communications Manager/Deputy Clerk Sandra J. Kline.

**1. Opening Items: Budget Update.**

Town Manager Roger Stancil presented an update on the Town's financial condition. He outlined the goal of reducing costs by 5 percent without minimizing service. Mr. Stancil explained that he had taken \$2.2 million out of departmental budgets and set it aside. It would require his signature before this money could be spent, he said.

Mr. Stancil explained that savings also included \$300,000 from deferring the decision about the library and \$400,000 in other post employee benefits (OPEB). The saved money would be a cushion for next year, he said, noting that a drop in sales tax revenue might occur. Mr. Stancil said that a drop in petroleum prices, however, might help if prices continue to be low.

Mr. Stancil said there had been positive signs, but no significant change, in debt markets. He discussed a possible positive trend for municipal bonds. Mr. Stancil gave credit to department managers for finding ways to save money without affecting day-to-day service. He thanked employees for suggesting ways to cut costs, and said the goal was to continue achieving a 5 percent reduction without having to defer the OPEB payment.

**3. Petitions by citizens and announcements by Council members.**

a. Petitions by citizens on items not on the agenda.

1. Petition from Planning Board regarding Text Amendment to Land Use Management Ordinance.

Planning Board Director George Ciancolo outlined the Board's response to a trend in which developers of smaller properties utilize a loophole in the Land Use Development Ordinance (LUMO) to avoid the Special Use Permit (SUP) review process. They do this by subdividing lots and applying for concurrent applications on smaller projects, he said, noting that this meets the letter of LUMO but not its intent. Mr. Ciancolo presented the Board's petition, which asked

that SUP hearings be held for these smaller projects.

Council Member Kleinschmidt asked for clarification of the Board's request.

Mr. Ciancolo repeated what he had said, and explained that the Planning Board thought it was important that elected officials, rather than an appointed advisory board, review these projects.

Council Member Kleinschmidt expressed concern about the subversion aspect, and wondered about expanding the petition to ask if staff had any thoughts on ways of regulating that apart from the floor area issue. Might there be another tool that could restrict obtaining two SUPs for contiguous properties.

Mr. Ciancolo replied that the Planning Board had discussed that and agreed that staff should consider it.

COUNCIL MEMBER MARK KLEINSCHMIDT MOVED, SECONDED BY MAYOR PRO TEM JIM WARD, TO RECEIVE AND REFER THE PETITION TO THE MANAGER AND STAFF. THE MOTION WAS ADOPTED UNANIMOUSLY (9-0).

2. Andrew Dykers regarding Certificate of Occupancy.

Andrew Dykers said that he had communicated several times with the Town, in writing and in person, but no one had ever told him that his mobile home needed to be HUD certified. He reviewed his interactions with the Town, and the state, and said that he was still being prohibited from using his home.

Council Member Czajkowski asked Mr. Stancil what could be done to resolve this situation quickly.

Mr. Stancil replied that Town staff, as well as staff from the Dept. of Insurance, had bent over backward to accommodate the situation and had sent accounts of their efforts to Mr. Dykers. He was not prepared to give details on this situation tonight, he said, but he offered to send that information to the Council.

Council Member Czajkowski commented on the "Catch 22" nature of Mr. Dykers's situation. He asked for an explanation from staff as to why the Town could not find a way to cut through the red tape and get Mr. Dykers into his home.

Mayor pro tem Ward said that he had visited Mr. Dykers's mobile home, and had tried to help, but had received no reply from Mr. Walker at the Department of Insurance. He too wanted the Town to do something, he said, adding that he was not interested in hearing reasons why it could not be done. There had been a good faith effort by Mr. Dykers, and a shortfall in actions by the Town, Mayor pro tem Ward said.

Mayor Foy pointed out that there was more to this issue than just the Town staff being incompetent. Everyone, including Mr. Dykers and including the State of North Carolina, shared some of the blame, he said. The Council might not have the authority to do what it wants in this case, said Mayor Foy, but not abiding by state law would not help Mr. Dykers either. He asked the Town Attorney to provide guidance on what the Town's legal options were with regard to

equal treatment of all citizens, and the safety issues involved. Mayor Foy suggested referring this back to staff for an update with a short document that lays out what the obstacles are.

Council Member Kleinschmidt noted that if the state says it does not have the authority to do anything and that this is the Town's problem, then there should be some steps that the Town could take to make it happen.

Mayor pro tem Ward said he would vote for the motion, but expressed concern that the issue would go back on the same merry-go-round as before. Mayor Foy replied that if Mayor pro tem Ward wanted to make a motion to grant whatever permits Mr. Dykers wanted, then he would withdraw his motion.

MAYOR PRO TEM JIM WARD MOVED, SECONDED BY COUNCIL MEMBER MATT CZAJKOWSKI, TO LEGALLY FIND A WAY TO OBTAIN CERTIFICATE OF OCCUPANCY OR EQUIVALENT. THE MOTION WAS ADOPTED UNANIMOUSLY (9-0).

3. Barbara Rogers and David Schwartz re: Traffic Calming 15-501/Estes Drive.

Barbara Rogers complained about cars not stopping for pedestrians at the crosswalk at the intersection of US 15/501 and South Estes Drive. She was accompanied by her daughter, who suffered from a broken leg after being stuck by a car at that intersection the previous week. Ms. Rogers said that others had been hit by cars at that intersection as well. She asked that something be done to stop the traffic while pedestrians cross the street.

Mayor Foy replied that the Town was aware of the problem and had recently discussed it with state officials. However, the Town might need to take a more proactive approach, he said, noting that the state was reluctant to stop cars up on Fordham Blvd. The Town would have to do more than just contact the state in order to get action, Mayor Foy said.

David Schwartz said he shared Ms. Rogers' concern and that he avoids that intersection for the same reason. One of his neighbors had contacted a Mr. Gil Waggie at the Department of Transportation (DOT) about this, he said, adding that Mr. Waggie had said he would come to Chapel Hill sometime over the next couple of weeks to assess the intersection. Mr. Schwartz suggested that, at minimum, there be an interval within the light cycle that stops cars and is dedicated to pedestrian crossing.

COUNCIL MEMBER BILL STROM MOVED, SECONDED BY MAYOR PRO TEM JIM WARD, TO RECEIVE AND REFER THE PETITION. THE MOTION WAS ADOPTED UNANIMOUSLY (9-0).

4. Glen Gerding HSAB vacancy.

Glenn Gerding, chair of the Human Services Advisory Board, asked that the Board be allowed to fill a space held by Arthur Whittle, an appointed member who had failed to attend any meetings or reply to any official correspondence from the Town or Board. He asked that the Town remove Mr. Whittle from the Board and declare a vacancy so they can fill it with another applicant.

MAYOR PRO TEM JIM WARD MOVED, SECONDED BY COUNCIL MEMBER MARK KLEINSCHMIDT, TO REMOVE AND DECLARE A VACANCY ON THE HUMAN

SERVICES ADVISORY BOARD. THE MOTION WAS ADOPTED UNANIMOUSLY (9-0).

5. Yonni Chapman: Dedication of State Hwy Marker 1947 Journey of Reconciliation "Freedom Riders".

Yonni Chapman, speaking on behalf of the Chapel Hill-Carrboro NAACP and the Community Church of Chapel Hill, petitioned the Council for support for educational activities and events connected with a dedication of a state highway marker for the 1947 Freedom Riders. Mr. Chapman gave a tentative schedule of events, and a list of Town services that the event would require. He asked that the Town contribute \$300 for educational brochures and publicity, adding that other sources were providing support as well.

Council Member Greene suggested that Mr. Chapman contact the People's Channel about making a video. Council Member Bill Strom expressed support for donating \$300, and ascertained from Mr. Stancil that the Council could authorize Town staff to work with the group to develop this event and/or authorize a contribution from the Council Contingency Fund.

COUNCIL MEMBER BILL STROM MOVED, SECONDED BY COUNCIL MEMBER MARK KLEINSCHMIDT, TO APPROVE \$1,000.00 FROM THE COUNCIL CONTINGENCY AS A SPONSOR. THE MOTION WAS ADOPTED UNANIMOUSLY (9-0).

4. **Consent agenda: (R-1)**

- a. Resolution amending the Council Calendar. (R-2)
- b. Report on Time Warner Cable Basic Service Tier Rates consistent with federal regulations. (R-3)
- c. Parking Ordinance for private lot on Cameron Avenue. (O-1)
- d. Response to Petition on the Amber Alley cost overruns. (R-4)
- e. Authorization to complete Amendment #3 to the Development Agreement between the Town of Chapel Hill and Ram Development Company. (R-5)
- f. Resolution and Ordinance accepting Orange County Arts Commission Organization Project FY 08-09 Grant Funds. (R-6) (O-2)
- g. Resolution and Ordinance accepting Bullet Proof Vest Partnership (BVP) Grant Funds. (R-7) (O-3)
- h. Reclassification of Three Fire Equipment Operator/Firefighter Positions to Fire Lieutenant/Captain Classification. (O-4)
- i. Resolution continuing Public Hearing on Residences at Grove Park to future date. (R-8)

Council members removed Items 4e and 4b for later discussion. With regard to Item 4f, Council Member Greene announced that this year's Community Art Project would be done in collaboration with the UNC Humanities Program as a community art and history project, which

she then described.

With regard to 4e, Town Attorney Ralph Karpinos outlined a third amendment to the agreement with Ram Development. This amendment proposed changing the agreement to substitute a wholly-owned subsidiary of Ram. Mr. Karpinos introduced Michael Thornton, a partner with the law firm K& L Gates, to explain the proposed amendment and answer questions.

Mr. Thornton said that the assignment would allow the subsidiary to be the party responsible for the obligations. However, he had added language that would make the original developer continue to be liable for all obligations under the original development agreement, he said. Mr. Thornton noted that Ram President Casey Cummings was also under a personal guarantee.

Council Member Czajkowski referred to a discussion part of the staff memo that read, "has agreed to remain primarily liable." He clarified that, in this case, "primarily" means "entirely."

In case of default, the Town has the option at any time to take action against either the subsidiary or the original developer, Mr. Thornton said.

Council Member Czajkowski asked if the Town would find itself one step removed from any satisfaction if it needed to exercise any of the provisions under the agreement.

Mr. Thornton explained that the assignment had been drafted in a way that keeps Ram Development primarily liable. The guarantees remain in place, he said, adding that the Town would be in the same position financially as it was in February 2007.

Council Member Czajkowski inquired about the overall timetable.

Mayor Foy recommended sending those and other broader questions to the staff for discussion at a later date.

MAYOR KEVIN FOY MOVED, SECONDED BY COUNCIL MEMBER MATT CZAJKOWSKI, TO ADOPT R-1 WITHOUT 4B. THE MOTION WAS ADOPTED UNANIMOUSLY (9-0).

A RESOLUTION ADOPTING VARIOUS RESOLUTIONS AND ORDINANCES (2009-01-12/R-1)

A RESOLUTION AMENDING THE COUNCIL'S 2008-2009 MEETING CALENDAR (2009-01-12/R-2)

AN ORDINANCE PROHIBITING PARKING ON THE PRIVATE LOT AT 402 WEST CAMERON AVENUE EXCEPT IN THE DESIGNATED DRIVEWAY AND PARKING AREAS (2009-01-12/O-1)

A RESOLUTION AUTHORIZING THE USE OF \$17,950 FROM THE STREETScape BOND FUND FOR COST OVERRUNS IN THE IMPROVEMENTS TO AMBER ALLEY (2009-01-12/R-4)

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO COMPLETE AMENDMENT

#3 TO THE DEVELOPMENT AGREEMENT BETWEEN THE TOWN OF CHAPEL HILL AND THE RAM DEVELOPMENT COMPANY OF FEBRUARY 12, 2007 (2009-01-12/R-5)

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF ORANGE COUNTY ARTS COMMISSION ORGANIZATION PROJECT FY2008-09 GRANT FUNDS (2009-01-12/R-6)

AN ORDINANCE TO AMEND “THE ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 2008” (2009-01-12/O-2)

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF U.S. DEPARTMENT OF JUSTICE BULLET PROOF VEST PARTNERSHIP FY 2008-2009 GRANT FUNDS (2009-01-12/R-7)

AN ORDINANCE TO AMEND “THE ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 2008” (2009-01-12/O-3)

AN ORDINANCE AMENDING THE POSITION CLASSIFICATION AND PAY PLAN FOR EMPLOYEES OF THE TOWN OF CHAPEL HILL, SUCH AMENDMENT TO BE EFFECTIVE DECEMBER 8, 2008 (2009-01-12/O-4)

A RESOLUTION CONTINUING PUBLIC HEARINGS TO CONSIDER THE RESIDENCES AT GROVE PARK ZONING ATLAS AMENDMENT AND SPECIAL USE PERMIT APPLICATIONS (2009-01-12/R-8)

**5. Information items.**

Council Member Czajkowski removed 5b for later discussion.

- a. Human Services Advisory Board’s Annual Needs Report.
- b. Response to Petition: Challenges Facing Downtown.
- c. Response to petition regarding animal leash law.
- d. Annual Annexation Report. (R-9, if desired)

Mayor Foy pointed out that Item 5d, under Information Items, was an action item that should have been on the Consent Agenda. He explained that passing this resolution would let people who live in the Town’s urban growth boundary know that they might be annexed in the future.

Mayor Foy noted that the Town was not annexing anything at the present time. Mr. Stancil added that the staff was recommending not pursuing any annexation this year. Mayor pro tem Ward said that some areas had not been annexed because they did not have utilities, while others, which had been annexed, did not have utilities either. There seems to be some unfairness in the status quo, he said. Council Member Greene noted that the Council passes this resolution every January as a means of reconfirming the possible areas for annexation. Council Member Kleinschmidt pointed out that the resolution also reconfirms the Town’s urban boundary and its

commitment to never expanding its limits into properties outside that limit. He assumed that the properties that had been annexed that do not have water and sewer had been annexed prior to the policies that are now in place, he said. Mayor pro tem Ward said, since Orange Water and Sewer (OWASA) provides water and sewer, not the Town, then whether an area does or does not have those services should not determine whether or not it is suitable for annexation.

Council Member Harrison stated that annexation was “under assault” in the state and was an active legislative issue. He praised Chapel Hill’s procedure of letting people know every year that they might eventually be annexed. Council Member Harrison pointed out that a number of recent Town-initiated annexations had obtained water and sewer services. Depending on how the General Assembly acts, there might be requirements on municipalities to provide utility services, he said.

COUNCIL MEMBER ED HARRISON MOVED, SECONDED BY COUNCIL MEMBER BILL STROM, TO ADOPT R-9. THE MOTION WAS ADOPTED BY A VOTE OF 8-1, WITH MAYOR KEVIN FOY, COUNCIL MEMBER MATT CZAJKOWSKI, COUNCIL MEMBER LAURIN EASTHOM, COUNCIL MEMBER SALLY GREENE, COUNCIL MEMBER ED HARRISON, COUNCIL MEMBER MARK KLEINSCHMIDT, COUNCIL MEMBER JIM MERRITT, AND COUNCIL MEMBER BILL STROM VOTING AYE AND WITH MAYOR PRO TEM JIM WARD VOTING NAY.

A RESOLUTION IDENTIFYING THE AREAS DESCRIBED WITHIN AS BEING UNDER CONSIDERATION FOR ANNEXATION (2009-01-12/R-9)

**6. Response to Petition offering to purchase Town property.**

Mr. Stancil outlined the proposal from Christ Community Church to purchase approximately nine acres of Town land for \$475,000. The Church would use the land to construct a house of worship, he said.

Mr. Stancil noted that the petition included a concept plan. He displayed a map of the property and surrounding area. If the Council had any interest in disposing of the property, then a negotiated offer might be the way to do so, he said. Mr. Stancil pointed out that the land had been a gift to the Town, with conditions, and that the plan had been to use it as open space.

Mr. Stancil said that the Council could authorize the staff to meet with the church and see if the Town’s interest could be achieved. He outlined the process that the staff would undertake if Council members were interested in selling the property.

Council Member Easthom asked for more information about the two pieces of property in question. Mike Lewis, of Morris Commercial, spoke on behalf of Christ Church and explained that obtaining the second piece would be nice but was not necessary.

Council Member Czajkowski inquired about other potential uses for the property. Mr. Stancil explained that the Town might create some trails and make greenspace improvements if it had the resources. However, it might also be possible to achieve some of that through negotiations with the Church, he said.

Council Member Harrison recommended not letting go of open space without thinking hard about that. He expressed hope that negotiations would include consideration of the unique environmental value of this ridge top property. Council Member Harrison recommended that the Parks & Recreation Department, Planning Department staff, and others play a major role in evaluating the property. He described it as a critical piece of open space and said he was not thrilled with the idea of selling it.

Council Member Strom thanked Christ Church for its generous offer, but spoke against the sale. He had been on the Council when the land was donated, he said, and he felt that he had made a commitment to keep it in Town ownership as open space. Council Member Strom said he did not see himself ultimately supporting a sale.

Council Member Greene spoke about the intent of the original gift. She described the land as a critical part of the Town's open space network, and recommended that the Town make the decision to hold onto it, even through these tough economic times.

Mayor Foy mentioned how much time and effort the Town had spent on acquiring open space. Its intrinsic value goes higher as the Town grows denser, he said. Acknowledging that he did not want to say no to the Christ Church, Mayor Foy said he really did not want to sell the land. Mayor pro tem Ward agreed that the land serves the community best by staying in Town ownership.

**7. Draft Durham-Chapel Hill-Carrboro 2011-2017 Regional Transportation Priority List. (R-11)**

Long Range and Transportation Planning Manager David Bonk presented the Town's 2011-2017 Transportation Priority List, which had been adopted by the Transportation Advisory Committee in draft form and put out for public comment. Tonight was the Council's opportunity to make that comment to the Metropolitan Planning Organization (MPO) regarding refinement or modification of evaluation criteria, he said.

Mr. Bonk noted that the majority of items on the list were bicycle and pedestrian projects. Funds for those were limited statewide and would not put a dent in the total number of projects being requested, he said. Since requests for major roadway construction projects have been waning, however, funding for smaller projects should be funded by the highway fund, Mr. Bonk said.

Mayor Foy noted a piece of information in Table 1 regarding transportation improvements in the 15/501 corridor. He asked to change the language to "major corridor upgrade, including transit."

Council Member Harrison said that the Town should be aggressive in outlining improvements. The entire mode of travel might be completely different by the time this upgrade occurs, he said. Council Member Harrison ascertained from Mr. Bonk that there had been no notice from the DOT that any of the Town's projects would be delayed. He pointed out that different cities use differing level of service evaluations and might give varying capacities to the same roads. Council Member Harrison urged the Town to be forceful about levels of service and volume capacities.

Council Member Strom asked about Project 13 on Table 2, and questioned the prioritization of two projects in particular. Mr. Bonk pointed out that the two were reversed on the regional list.



He agreed to reverse them on Table 2 as well. Mayor pro tem Ward requested that the same be done for another project, which had been higher on the regional list. Mr. Bonk remarked that the Town had resisted using the same criteria as the state and had relied more on subjective judgment. He agreed, however, to take another look at the list.

COUNCIL MEMBER ED HARRISON MOVED, SECONDED BY COUNCIL MEMBER MATT CZAJKOWSKI, TO ADOPT R-11. THE MOTION WAS ADOPTED UNANIMOUSLY (9-0).

A RESOLUTION APPROVING THE 2011-2017 CHAPEL HILL TRANSPORTATION PRIORITY LIST (2009-01-12/R-11)

**9. Petitions:**

**10. Reserved for discussion of consent agenda items if necessary.**

Council Member Czajkowski said that he wanted to speak about 4b from the Consent Agenda, and pointed out that Time Warner Cable's rates were increasing by 10 percent. He asked why, when most prices were flat or going down, there was a 10 percent increase in overall rates.

Cindy Rae Keene, representing Time Warner Cable, replied that programming costs had doubled and even tripled in some cases.

Council Member Czajkowski wondered if new programming could be in a separate package so that people who do not want it would not need to pay for it.

Ms. Keene replied that other costs, besides programming, had been factored in. She said that the basic rates had not increased by 10 percent, but areas such as sports programming were very expensive.

Council Member Czajkowski noted that, according to the memo, the additional 20 channels was the primary source of the cost increase. He asked if there was a way that consumers could be given the option of not paying for additional channels if they do not want them. Council Member Czajkowski noted that the price of the digital box had also gone up while the price of most electronic devices had come down. He speculated that reductions in costs were not necessarily being passed on to consumers in Chapel Hill.

Council Member Czajkowski proposed that the Council discuss consumer complaints at the same time that they discuss rates.

Mr. Stancil replied that this could be done, but noted that the Town would soon have no influence over the industry.

Mayor Foy agreed that the Town had no real power over the industry.

Council Member Easthom pointed out that a customer satisfaction survey was done in June of every year. She asked if Time Warner could do an additional survey for the Town before June 2009. There had been an increase in complaints in last June's survey, she pointed out. She asked for information on how Time Warner Cable had attempted to address those complaints.

Town Public Relations Officer Catherine Lazorko noted that the Council had requested in October that the company provide a list of complaints from the Chapel Hill area. Staff had recently received that report and was reviewing it, she said. Ms. Lazorko noted that the survey did show an increase in complaints.

Council Member Czajkowski asked that this information be presented at a hearing where citizens could express their opinions.

COUNCIL MEMBER MATT CZAJKOWSKI MOVED, SECONDED BY COUNCIL MEMBER LAURIN EASTHOM, TO ADOPT R-3. THE MOTION WAS ADOPTED UNANIMOUSLY (9-0).

A RESOLUTION FOR ADOPTION OF THE ORDER FINDING THAT TIME WARNER CABLE'S PROPOSED 2009 FCC FORM 1240 BASIC SERVICE TIER RATES AND FORM 1205 INSTALLATION AND EQUIPMENT RATES COMPLY WITH THE FCC'S RATE RULES. (2009-01-12/R-3)

Council Member Czajkowski said in response to 5b, Challenges facing Downtown, he had requested this report because of the loitering, panhandling and aggressive behavior in the downtown area. Progress had been made in terms of reduction of reported incidents, he said, but many incidents probably were unreported. Council Member Czajkowski referred to information on what Madison, Wisconsin and Burlington, Vermont had done to curb this behavior. He urged the Council to implement an ordinance similar to Burlington's.

Council Member Greene said that she had been involved with the Downtown Commission's outreach group and had looked at those ordinances in the past. They would essentially ban all panhandling in Downtown Chapel Hill, she said. Council Member Greene said that the correct question was how to balance citizens' rights, including the right to panhandle and the right to be on the street as long as one is not being aggressive. Council Member Greene argued that the current ordinance went far enough, but that maybe the Town could enforce it better.

Council Member Czajkowski said that banning panhandling within 15 feet of any doorway would effectively ban it downtown. That's what he wanted, he said, adding that he thought it would be more broadly embraced than opposed. Council Member Czajkowski proposed implementing the Burlington ordinance as a statute in Chapel Hill.

Mayor Foy suggested deferring this discussion to the Council's Strategic Planning Session. He might support changing some rules, he said, but he would not support a wholesale lifting of what Burlington was doing.

Council Member Czajkowski agreed to look at crafting an ordinance that would be an improvement.

Mayor Foy suggested seeing if the issue would rise to the level of interest for the Planning Retreat. If not, then there could be some other avenue, he said.

Council Member Kleinschmidt noted that the Council had in the past resisted a wholesale ban and had put reasonable standards into the ordinance. He recommended building upon what the

Council had done, and trying to identify specific concerns that are generally understood to be problematic. Council Member Kleinschmidt also asked that citizens present problems in a way that gives the Town an opportunity to solve them.

Council Member Easthom mentioned that she had formerly asked for a way to increase communication between the Town Council and the downtown businesses in the form of an ambassador or by some other means. She asked about a survey that she had requested that would find out if there would be any interest in that.

Town Economic Development Manager Dwight Bassett replied that the Downtown Partnership was willing to do a survey but that some had wanted to meet with Council Member Easthom to discuss it before sending it out. He would follow up with that in the morning, and make sure that the meeting occurred soon, he said.

The meeting adjourned at 9:28 pm.