

MINUTESBOARD OF ALDERMENTOWN OF CHAPEL HILL

The Board of Aldermen met at a regular meeting on Monday April 14, 1969 at 7:30 P.M. with the following members present: Mayor McClamroch; Aldermen Varley, Prothro, Smith, Kage and Giduz. Alderman Ethridge was absent. Also present were Town Manager Peck, Town Clerk Roberts and Town Attorney Denny.

MINUTES

Alderman Smith moved, seconded by Alderman Prothro, that the minutes of March 24, 1969 be approved as corrected. This was carried by a vote of 4-0.

Alderman Prothro moved, seconded by Alderman Varley, that the minutes of the Special Meeting of March 31, 1969 be approved as circulated. This was carried by a vote of 4-0. Alderman Giduz was absent during these two votes.

APARTMENTS-WEAVER DAIRY ROAD

Mr. Wall, representing Mr. Steadman of Multi Unit Constructors, Statesville, North Carolina, told the Board that they had an option on about 100 acres of land on the north corner of the intersection of Weaver Dairy Road and Piney Mountain Road, north of Lake Forest and that they would like to develop it as an apartment project over a period of about eight years. He estimated that there would be in the neighborhood of 350 apartments completed within the first three years, and that the total would be between 1,300 and 1,400. He indicated that there would be some single family housing facing Weaver Dairy Road and that the project would be surrounded by a buffer strip. In reply to questions, he told the Board that they would agree to accept Town control to the extent that they would go through special use procedure and get building permits from the Town and meet the building codes as if they were within the Planning District. He told the Board that the County would require municipal sewer before the area could be zoned by the County for apartments and his principal question was whether they could get on to Chapel Hill sewer. The Town Manager told the Board that this area could be served by sewer with a pump station on Weaver Dairy Road at the project and a gravity line from there along Weaver Dairy Road to some point on or near 15-501 and from there to the present Town outfall line along Booker Creek. He told the Board it would be impractical and undesirable to try to connect through Lake Forest because of the size of the sewer lines in Lake Forest and the difficulty of constructing sewer line along Cedar Falls Creek. He also told the Board that if the proposal to expand the Planning District went through that a large part of this property would be within the Town Planning District. Alderman Kage moved, seconded by Alderman Varley, that an agreement or contract should be prepared covering this and returned at the next meeting. This was carried by a vote of 5-0.

BEER IN POOL ROOMS

Mr. Moore, Attorney for Bill Sparrow, asked that the Town ordinance prohibiting the sale or consumption of alcoholic beverages in pool rooms or maintaining pool tables in places where beer or other alcoholic beverages were sold be repealed. He told the Board that under present Town ordinances no one under 18 was allowed in a pool room and that it was discrimination to keep pool players from drinking beer. Mayor McClamroch read the applicable 1964 and 1965 ordinances. Alderman Kage wanted to know why these had been passed. Alderman Prothro said that she would prefer reducing the age limit allowed in pool rooms to removing this restriction. The Town Manager reported that he had questioned the Chief of Police about this and the Chief had strongly opposed repealing this ordinances. Alderman Smith said that he did not believe the law prohibiting kids under 18 being in pool rooms was now being enforced. Consideration of this was postponed and the Chief of Police asked to come to the meeting to discuss the project.

Chief Blake was not able to get to the meeting before it adjourned and action was postponed until the next regular meeting.

#### FINAL PLAT-CHAPEL HILL HOUSING AUTHORITY

Mayor McClamroch read a transmittal from the Planning Board recommending the approval of a final plat by the Housing Authority on Craig Street. Alderman Smith moved, seconded by Alderman Prothro, that the final plat be approved. This was unanimously carried.

#### PRELIMINARY PLAT-TURNKEY

Mayor McClamroch read a transmittal from the Planning Board recommending approval of preliminary subdivision plat of the Ridgefield Town Houses east of the Bypass. Alderman Prothro moved, seconded by Alderman Giduz, that the preliminary plat be approved with the understanding that the entrance driveway on a dedicated right of way was not to be accepted as a city street. This was unanimously carried.

#### MALLETTE STREET

Mayor McClamroch read a transmittal from the Planning Board informing the Aldermen that they were working on a proposal for transitional zone which could be applied in the Mallette Street and Kenan Street areas and expected to complete this study in time to bring a recommendation to the Public Hearing in May. No action was taken.

#### REZONING-STROWD PROPERTY

Mayor McClamroch read a recommendation from the Planning Board recommending further deferring of the action on the request for rezoning by Mr. Strowd on Mallette Street and Colony Court until after the May Hearing. Alderman Giduz moved, seconded by Alderman Smith, that this recommendation be accepted. This was unanimously carried.

#### COMMUNITY APPEARANCE COMMISSION PROCEDURES

Mayor McClamroch read a statement from the Planning Board that they proposed to advertize the change of procedures concerning approval by Community Appearance Commission of special use projects for the May Hearing. No action was taken.

#### CROSSWALKS

Alderman Giduz reporting for the Street Committee recommended that a crosswalk with a Stop for Pedestrian regulation be approved on W. Franklin Street between the northeast corner of University Square and Walker's Funeral Home, and another on S. Columbia Street at about the center of the big Fraternity Court. Alderman Giduz moved, seconded by Alderman Prothro, that the crosswalk on W. Franklin Street as recommended be approved and the necessary ordinance prepared. This was unanimously carried.

Alderman Kage moved, seconded by Alderman Varley, that the crosswalk as recommended on S. Columbia Street be approved and the necessary ordinance be prepared. This was unanimously carried.

#### ELECTION

Alderman Giduz moved, seconded by Alderman Prothro, that Mrs. Jean Stewart be appointed as Judge for the East Franklin Street Precinct for the May 6th election to replace K. P. Marr. This was unanimously carried.

#### BUDGET

Mayor McClamroch read an ordinance amending the Budget to meet the changes in the pay scale approved at the Special Meeting on March 31, 1969. The Town Manager told the Board that in addition

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to the increases approved at that meeting that he proposed to increase Frank Morrow's pay as Mr. Morrow was now 72 and could receive an increase in pay without losing social security. Alderman Smith moved, seconded by Alderman Giduz, that the following ordinance be adopted.

AN ORDINANCE TO AMEND THE BUDGET ORDINANCE FOR THE FISCAL YEAR BEGINNING JULY 1, 1968 AND ENDING JUNE 30, 1969

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

SECTION I.

That the Budget Ordinance of the Town of Chapel Hill entitled "An Ordinance Appropriating funds for the Fiscal Year Beginning July 1, 1968 and Ending June 30, 1969, and to levy taxes and raise Revenue for said Fiscal Year, as duly adopted on July 22, 1968, be and the same is hereby amended as follows:

1. Increase: Acct. 6210 (Police) by \$11,000 to \$259,516  
6240 (Bldg. Insp.) by \$400 to \$25,922  
6414 (Sanitation) by \$4,400 to \$137,340
2. Decrease: Acct 8000 (Contingencies) by \$13,300 to \$17,264
3. Increase: Acct. 1610.1 (Services UNC) by \$2,500 to \$91,500
4. Increase Total General Fund Revenue by \$2,500 to \$1,302,320
5. Increase Total General Fund Appropriation by \$2,500 to \$1,302,320

SECTION II.

All ordinances or portions of ordinances in conflict herewith are hereby repealed.

This the 14th day of April, 1969.  
This was unanimously carried.

carried.

PERSONNEL ORDINANCE

Mayor McClamroch read an ordinance amending the Table assessment of Classes to salary ranges in the Personnel Ordinance to bring it in line with the hours and pay approved at the Special Meeting on March 31. Alderman Varley moved, seconded by Alderman Kage, that the following ordinance be approved.

AN ORDINANCE TO AMEND THE ORDINANCE OF THE TOWN OF CHAPEL HILL PROVIDING FOR PERSONNEL POLICIES, A POSITION CLASSIFICATION, AND A PAY PLAN COVERING EMPLOYMENT BY THE TOWN OF CHAPEL HILL

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

SECTION I.

That the Ordinance entitled, "An Ordinance of the Town of Chapel Hill Providing for Personnel Policies, A Position Classification Plan, and a Pay Plan Covering Employment by the Town of Chapel Hill", as adopted on June 27, 1961 and as subsequently amended, be and the same is hereby further amended by striking out all of Table II thereof entitled Assignment of Classes to Salary Ranges, July 1968 which follows Section 16 of said Ordinance and by inserting in lieu thereof the following Table II, Classes Grouped by Salary Ranges, Effective April 1, 1969.

SECTION II.

All laws or portions of laws in conflict herewith are hereby repealed.

This the 14th day of April, 1969.  
This was unanimously carried.

TABLE II  
ASSITNMENT OF CLASSES TO SALARY RANGES  
(effective April 1, 1969)

Range No.	Monthly Min	Salary Max	Range Monthly Salary Class of Position	Salary hours/ week	Minimum Pay hourly	Pay yearly
10	301	398	Clerk	38	38	1.80
11	312	418	Clerk Typist	38	1.89	
			Payroll Clerk	38	1.89	
			Laborer, unskilled	40	1.80	
			Cemetery Caretaker	40	1.80	
12	327	439	Sanitation Labor	40	1.89	3,924
			Truck Driver	40	1.89	
			Labor, Semi-skilled	40	1.89	
			Mechanic Helper	40	1.89	
			Sewer Plant Attendant	40	1.89	
13	343	462	Laborer, skilled	40	1.98	4,116
14	361	485	Sanitation Truck Dr.	40	2.08	4,332
			Heavy Equipment Oper.	40	2.08	
			Records Clerk	38	2.19	
			Secretary	38	2.19	
15	379	509	Parking Meter Repair	42		4,548
			Dispatcher	42		
			Fireman	72		
16	401	535	Bookkeeper	38		4,812
			Deputy Bldg. Insp.	38		
			Police Patrolman	42		
			Concrete Finisher	42		
			Fire Lieut.	72		
17	418	563	Detective	42		5,016
18	439	591	Mechanic	40	5,268	
			Rec. Center Superv.	40		
			Police Sgt.	42		
			Detective Sgt.	42		
19	462	620	Sanitation Foreman	40		5,544
			Sewer Foreman	40		
			Street Foreman	40		
20	485	652				5,820
21	509	685	Asst. Town Mgr.	38		
			Building Insp.	38		
			Fire Captain	72		
			Public Works Insp.	40		
			Town Clerk-Tax Col.	38		
			Police Lieut.	42		
22	535	719				6,420
23	563	754				6,756
24	591	790	Police Captain			7,092
			Recreation Director			
25	620	828	Fire Chief			7,440
26	652	868				7,824

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27      685      910      Dir. Public Works  
Police Chief

8,220

This the 14th day of April, 1969.  
This was unanimously carried.

#### OFF STREET PARKING BONDS

Mayor McClamroch read a recommendation for retirement of \$16,000 worth of Off Street Parking Bonds on June 1, 1969. Alderman Prothro moved, seconded by Alderman Smith, that the Town Manager be authorized to proceed with the payment of \$16,000 for Parking Facility Bonds on June 1, 1969. This was unanimously carried.

#### TAX SALE

A statement of delinquent real property taxes and assessments was reported to the Board by the Tax Collector. Alderman Smith moved, seconded by Alderman Kage, that the Tax Collector be ordered to sell the tax liens of listed delinquents on June 9, 1969 and the property be advertised as prescribed by law. This was unanimously carried.

#### BEAUTIFICATION APPLICATION

The Town Manager reported that the Town had become involved in a five year Beautification Program under which federal grants for a part of the cost were presumably available, and a resolution concerning the 1969-70 portion of this program was needed. Alderman Prothro moved the adoption of the following resolution:

#### SUGGESTED FORM OF RESOLUTION OF APPLICANT AUTHORIZING FILING OF APPLICATION FOR URBAN BEAUTIFICATION AND IMPROVEMENT GRANT

WHEREAS Title IX of the Housing and Urban Development Act of 1965 amends Title VII of the Housing Act of 1961 and provides for the making of grants by the Department of Housing and Urban Development to States and local public bodies to assist them in the beautification and improvement of open-space and other public urban land where such assistance is needed for carrying out a local program which is important to the comprehensively planned development of the locality; and

WHEREAS the Town of Chapel Hill desires to beautify and improve open-space and other public urban land to facilitate their increased use and enjoyment; and

WHEREAS Title VI of the Civil Rights Act of 1964 and the regulations of the Department of Housing and Urban Development effectuating that Title prohibit discrimination on the basis of race, color, or national origin in the use of all facilities and improvements provided by Federal assistance; and

WHEREAS THE Town of Chapel Hill is cognizant of the conditions that are imposed in the undertaking and carrying out of programs assisted under Title VII of the Housing Act of 1961, as amended, including those relating to labor standards and equal employment opportunity; and

WHEREAS it is estimated that the cost of the activities proposed to be carried out in performance of beautification and improvement of open-space and other public land exceeds the usual expenditures of the Town of Chapel Hill comparable activities by \$10,976.00.

NOW, THEREFORE, BE IT RESOLVED BY THE (BOARD of ALDERMEN) OF THE (TOWN of CHAPEL HILL):

1. That an application be made to the Department of Housing and Urban Development for a grant in an amount authorized by Title VII of the Housing Act of 1961, as amended, for urban beautification and improvement of open-space and other public urban land, which amount is presently estimated to be \$5,738., and that the (TOWN of CHAPEL HILL will provide the balance of the cost.

2. That the (TOWN MANAGER) is hereby authorized and directed to execute and to file such application with the Department of Housing and Urban Development, to provide additional information and to furnish such documents as may be required by said Department, to execute such contracts as are required by said Department, and to act as the authorized correspondent of the (TOWN of CHAPEL HILL).

3. That the proposed urban beautification activities are in accordance with the beautification program prepared lby (CHAPEL HILL) of important to the comprehensively planned development of the locality, and that, should said grant application be approved, the (TOWN OF CHAPEL HILL) will undertake, carry out, and complete said urban beautification activities designated in said application and approved by the Department of Housing and Urban Development.

4. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the (TOWN OF CHAPEL HILL) with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Acts of 1964.

5. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the (TOWN OF CHAPEL HILL) with the Federal labor standards imposed under Title VII of the Housing Act of 1961, as amended.

This was seconded by Alderman Smith, and unanimously carried.

#### BONDS

Alderman Varley moved, seconded by Alderman Giduz, that bonds be issued for the purchase of Open Space and Street Right of Way as approved by the voters and that a \$300,000 6-month Sewer Bond Note be issued. The Town Manager was instructed to proceed with this immediately. This was unanimously carried.

#### ANNEXATION

The Town Manager presented an annexation report to the Board and told them that a copy was on file with the Town Clerk. Alderman Giduz asked that means of extensive distribution of this report be considered. The Board approved this report.

#### RELEASES

Alderman Varley moved, seconded by Alderman Prothro, that the following taxes be released as erroneously charged. This was unanimously carried.

<u>Name</u>	<u>Receipt #</u>	<u>Amount</u>	<u>Reason</u>
George Spooner	4242	\$ 3.00	Dog Tax listed in error
Charlotte Properties	5086	341.50	County reduced valuation from \$440,700 to \$411,260
Erwin Oil Co.	5181	54.52	Property located in Township
Owens Realty Co.	5108	63.48	Not in Town

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EXTENSION OF PLANNING DISTRICT

The Town Manager reported that he had met with the County Commissioners on April 9th and discussed with them the proposal of the Town to enlarge the Planning District, and that the Commissioners had agreed to reconsider their action in disapproving it at their next regular meeting.

PUBLIC HOUSING

Mayor McClamroch read a letter from the Chapel Hill Housing Authority concerning the Ridgefield townhouses noting that estimated annual payments in lieu of taxes would be \$1,300 and that the annual amount of taxes which would have been levied if it were privately owned would be \$10,869.20.

DAVETTA STEED

Alderman Smith told the Board that Mrs. Steed was resigning as Director of the N. C. League of Municipalities after serving with the League for 35 years and asked that a resolution be prepared for adoption at the next meeting.

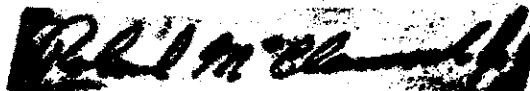
POLL WATCHERS

Alderman Prothro said that there had been requests for ruling as to whether the poll watchers were permitted in Municipal Elections. The Town Attorney said that the State Election Law was indefinite on this as it appeared to refer only to by-partisan elections but did not specifically prohibit poll watchers at Municipal Elections. Alderman Kage moved, seconded by Alderman Varley, that poll watchers be authorized in accordance with the State Election Statutes for General Elections. This was unanimously carried.

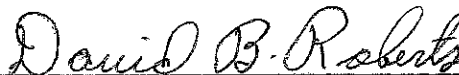
APPOINTMENT-PLANNING BOARD

Mayor McClamroch told the Board that two persons had been recommended by the Chairman of the Planning Board as a replacement for Ross Scroggs whose term would expire in 1972. The recommendations were Newton Underwood and Andy Shearer. Mrs. Prothro nominated Charles Brooks III. The Board voted by secret ballot and Mr. Shearer was appointed.

The Meeting adjourned at 9:45 P.M.



Mayor



Town Clerk