

that an alternative be explored as he felt this was punitive zoning and was very poor policy. Mr. Denny said that if it was punitive zoning it would be wrong but the Board had presumably indicated in their rezoning to Industrial that this would be satisfactory for Industrial development only with the screen promised by the owner. He felt that the only consideration should be the appropriateness of the zoning but the matter of screening could be influential in this. Alderman Kage said that he felt it was a matter of being vindictive because a promise had not been kept and suggested the Town Attorney write another letter to Muirhead attempting to get the screening. Alderman Smith suggested that a letter from the Attorney be sent and set a date by which the screening must be completed. Alderman Ethridge then withdrew his motion on the limit of two weeks for service and the screen was agreed on. Alderman Smith moved, seconded by Alderman Prothro, that the Attorney send a letter to Muirhead Construction notifying them that there should be screen planted in this area prior to the meeting of May 12th.

#### PARKING-COUNTRY CLUB ROAD

Alderman Ethridge asked that the matter of visibility at the driveway of Cobb Dormitory be re-investigated as he felt that not enough parking had been removed to make it safe.

#### ANDREWS LANE

Alderman Giduz asked that the matter of Andrews Lane be investigated and recommendation be made concerning the minimum that would make it acceptable as a public street.

The Meeting adjourned at 11:30 P.M.

---

Mayor- Pro-tem

*David B. Roberts*  
 Town Clerk

#### MINUTES

##### BOARD OF ALDERMEN

##### TOWN OF CHAPEL HILL

The Board of Aldermen met at a regular meeting on Monday May 12, 1969 at 7:30 p.m. with the following members present: Mayor McClamroch; Aldermen Prothro, Kage, Ethridge, Varley and Smith; Also present were Town Manager Peck, Town Clerk Roberts and Town Attorney Denny.

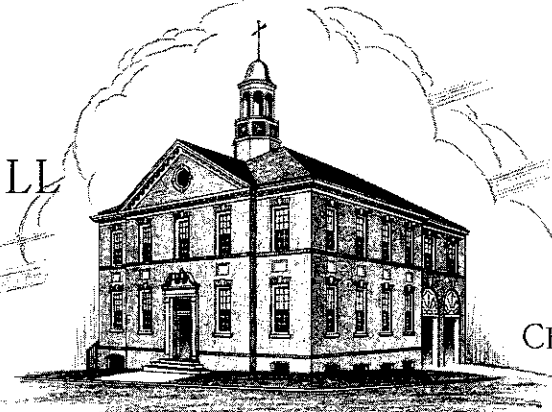
#### MINUTES

Alderman Smith moved, seconded by Alderman Prothro, that the minutes of the meeting of April 28, 1969 be approved as circulated. This was unanimously carried.

#### ELECTION RESULTS

Mayor McClamroch read a certified copy of the election results from the Board of Canvassers. The report was ordered received and placed in the official minutes.

# TOWN OF CHAPEL HILL



CHAPEL HILL, N.C.

NORTH CAROLINA  
ORANGE COUNTY

I, George L. Coxhead, do solemnly swear that I will support the Constitution of the United States; so help me, God.

George L. Coxhead

I, George L. Coxhead, do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

George L. Coxhead

I, George L. Coxhead, do solemnly swear that I will diligently endeavor to perform, faithfully and truly, according to my best ability, skill and judgment all the duties of the office of Alderman of the Town of Chapel Hill while I continue therein, and will cause to be executed as far as in my power lies, all the laws, ordinances and regulations made for the government of the Town; and in the discharge of my duties I will do equal justice in all cases whatsoever, so help me, God.

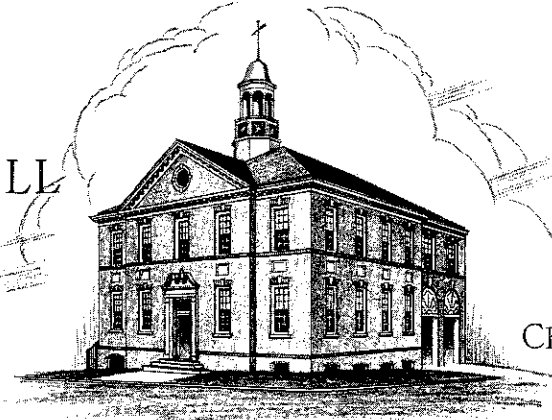
George L. Coxhead

The above oaths were this day, May 12, 1969, subscribed and sworn to before me.

David B. Roberts

TOWN CLERK

# TOWN OF CHAPEL HILL



CHAPEL HILL, N.C.

NORTH CAROLINA  
ORANGE COUNTY

I, Ross E. Scroggs, do solemnly swear that I will support the Constitution of the United States; so help me, God.

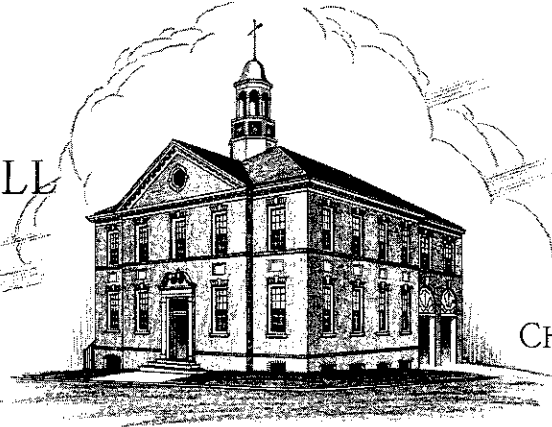
Ross E. Scroggs  
I, Ross E. Scroggs, do solemnly and sincerely swear that I will be faithful and bear the true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

Ross E. Scroggs  
I, Ross E. Scroggs, do solemnly swear that I will diligently endeavor to perform, faithfully and truly, according to my best ability, skill and judgment all the duties of the office of Alderman of the Town of Chapel Hill while I continue therein, and will cause to be executed as far as in my power lies, all the laws, ordinances and regulations made for the government of the Town; and in the discharge of my duties I will do equal justice in all cases whatsoever, so help me, God.

Ross E. Scroggs  
The above oaths were this day, May 12, 1969, subscribed and sworn to before me.

David B. Roberts  
TOWN CLERK

# TOWN OF CHAPEL HILL



CHAPEL HILL, N.C.

NORTH CAROLINA  
ORANGE COUNTY

I, Mary F. Prothro, do solemnly swear that I will support the Constitution of the United States; so help me, God.

Mary F. Prothro

I, Mary F. Prothro, do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

Mary F. Prothro

I, Mary F. Prothro, do solemnly swear that I will diligently endeavor to perform, faithfully and truly, according to my best ability, skill and judgment all the duties of the office of Alderman of the Town of Chapel Hill while I continue therein, and will cause to be executed as far as in my power lies, all the laws, ordinances and regulations made for the government of the Town; and in the discharge of my duties I will do equal justice in all cases whatsoever, so help me, God.

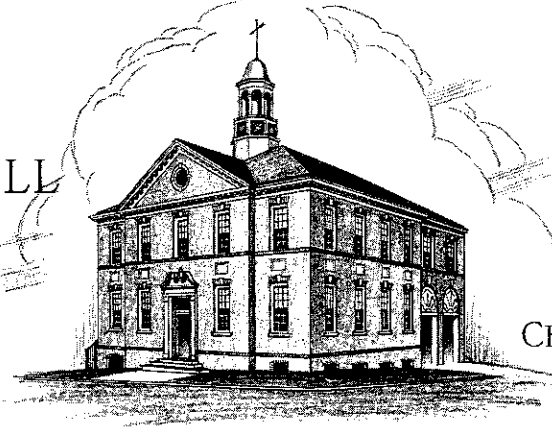
Mary F. Prothro

The above oaths were this day, May 12, 1969, subscribed and sworn to before me.

David B. Roberts

TOWN CLERK

# TOWN OF CHAPEL HILL



CHAPEL HILL, N.C.

NORTH CAROLINA  
ORANGE COUNTY

I, Howard N. Lee, do solemnly swear that I will support the Constitution of the United States; so help me, God.

I, Howard N. Lee, do solemnly and sincerely swear that I will be faithful and bear the true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

I, Howard N. Lee, do solemnly swear that I will dilligently endeavor to perform, faithfully and truly, according to my best ability, skill and judgment all the duties of the office of Mayor of the Town of Chapel Hill while I continue therein, and will cause to be executed as far as in my power lies, all the laws, ordinances and regulations made for the government of the Town; and in the discharge of my duties I will do equal justice in all cases whatsoever, so help me, God.

The above oaths were this day, May 12 1969, subscribed and sworn to before me.

David B. Roberts  
TOWN CLERK

CERTIFICATE OF BOARD OF CANVASSERS

We, the undersigned Board of Canvassers, do hereby certify that we met in the Town Hall, on Thursday, May 8, 1969, and did canvass the Original returns of Registrars and Judges of Elections of the votes cast for Mayor and members of the Board of Aldermen of its Town of Chapel Hill, N.C., at the regular municipal election held on May 6, 1969 and the following is a true and correct tabulation thereof:

<u>CANDIDATES:</u>	<u>PRECINCTS</u>						TOTAL
	Country Club	E. Franklin	Estes Hill	Glenwood	Northside	Westwood	
<u>For Mayor:</u> Roland Giduz	245	438	413	502	263	306	2167
Howard N. Lee	115	444	373	579	662	394	2567
<u>For Members of the Board of Aldermen:</u> Ross E. Scroggs	254	542	564	636	359	393	2748
Mary F. Prothro	173	514	436	650	637	422	2832
Steve A. Bernholz	116	436	355	568	566	353	2394
Robert Varley	215	405	365	429	295	289	1998
George L. Coxhead	252	495	479	676	381	343	2626
Joe Nassif	123	443	382	616	554	347	2465
J. Nelson Callaham	222	391	379	447	290	307	2036

We, therefore, certify that pursuant to such tabulation we have judicially determined that:

For Mayor:

Howard N. Lee having received 2567 votes has been elected Mayor for a term of two (2) years:

Ross E. Scroggs having received 2748 votes

Mary F. Prothro having received 2832 votes

George L. Coxhead having received 2626 votes

have been elected members of the Board of Aldermen for a term of four (4) years; pursuant to the provisions of the general laws of the State of North Carolina.

Joe Nassif having received 2465 votes

\_\_\_\_\_ having received \_\_\_\_\_ votes

have been elected as a member of the Board of Aldermen for a term of two (2) years; pursuant to the provisions of the general laws of the State of North Carolina.

Lecille Hunt Member

Marz D. Mack Member

Gloria Raberson Member

Elena R. Barrett Member

Mrs. H. Raymond Audreth Member

Reba H. Lischerger  
Chairman, Board of Canvassers

# CERTIFICATE OF BOARD OF CANVASSERS

We, the undersigned Board of Canvassers, do hereby certify that we met in the Town Hall, on Wednesday, May 8, 1969, and did canvass the Original returns of Registrars and Judges of Elections of the votes cast for Mayor and members of the Board of Aldermen of its Town of Chapel Hill, N.C., at the regular municipal election held on May 6, 1969 and the following is a true and correct tabulation thereof:

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Joe Nassif having received 2465 votes

having received \_\_\_\_\_ votes

have been elected as a member of the Board of Aldermen for a term of two (2) years; pursuant to the provisions of the general laws of the State of North Carolina.

Lucille Hunt Member

Mary D. Mack Member

Alma Raberson Member

Dora R. Harrett Member

Mrs. H. Raymond Andrew Member

Robt. H. Leichterger  
Chairman, Board of Canvassers

OATH OF OFFICE

Town Clerk Roberts administered the oath of office to Aldermen Coxhead, Scroggs, Prothro and Nassif and Mayor Lee. Mayor Lee then called the meeting to order with the four new Aldermen and Aldermen Ethridge and Smith in attendance.

ORGANIZATION

Alderman Coxhead nominated Alderman Scroggs for Mayor Pro-tem and Alderman Nassif nominated Alderman Ethridge. Alderman Smith moved the nominations be closed. This was seconded by Alderman Prothro and unanimously passed. Alderman Prothro moved, seconded by Alderman Nassif, that a written vote be taken. This also was unanimously passed. Alderman Ethridge was elected as Mayor Pro-tem.

Mayor Lee appointed the following Committees: Street Committee; Coxhead, Chairman; Smith and Scroggs; Cemetery Committee; Ethridge, Chairman; Prothro and Nassif; Recreation Commission - Prothro; Firemen's Relief Fund; Alderman Smith through 1/1/71.

Alderman Smith nominated David Roberts as Town Clerk. This was seconded by Alderman Ethridge and Alderman Scroggs moved, seconded by Alderman Nassif, that the nominations be closed. This was unanimously carried, and Mr. Roberts was declared Town Clerk.

Alderman Coxhead moved, seconded by Alderman Ethridge, that Emery Denny be appointed as Town Attorney. There were no other nominations. Mr. Denny was declared appointed.

No action was taken on selection of an Auditor.

ANNEXATION PETITION

Dr. Scheer presented a petition from people in the Morgan Creek area asking that another official public hearing be held prior to annexation of this area. Alderman Ethridge moved, seconded by Alderman Nassif, that the petition be received. This was unanimously carried. Alderman Ethridge moved, seconded by Alderman Nassif, to have another hearing, but not an official public hearing, on the first meeting in June. Alderman Scroggs said that he had attended the previous hearing as had Mr. Coxhead and thought that it was not necessary to have another hearing because of the change in the Board. Alderman Prothro said that the annexation had been planned for several years and that she did not feel any new facts would be presented. Alderman Nassif said that he was not at the previous hearing and would like for the hearing to be held. Attorney Denny said that such a hearing would have no legal effect as the statutory requirements had been met. The motion was defeated by a vote of 4-2 with Alderman Ethridge and Nassif voting for the motion.

SOUTH TINKERBELL ROAD

A petition was presented complaining of excessive speed on S. Tinkerbelle Road. Alderman Ethridge moved, seconded by Alderman Scroggs, that the petition be received and referred to the Street Committee. This was unanimously carried.

PARKING LOT

Mr. Albright of the Kappa Psi Fraternity which occupies the lot on which the Town proposes to build a parking lot this summer, asked that construction of the parking lot be deferred for six months so that they could complete a new house. The dean of the Pharmacy School spoke in support of this petition. Alderman Coxhead said that he would like to see the time extended. Alderman Ethridge agreed. Alderman Prothro moved, seconded by Alderman Smith, that the Town Manager meet with Mr. Smith, the owner of the lot, and tell him that the Town Board was agreeable to the extension if it could be worked out between him and the fraternity.

CCB099



### ANNEXATION

Alderman Prothro moved, seconded by Alderman Scroggs, that all the areas be annexed as advertised and that the necessary ordinances be prepared and brought to the next meeting. Alderman Coxhead questioned the desirability of annexing the area south of the Bypass. Alderman Nassif asked if services could be provided. The Town Manager said they would expect to provide services on the same level as the rest of the Town, but that it would require a hiring of additional personnel. Alderman Scroggs asked if this area was self supporting? It would about break even. Alderman Coxhead asked if it would not be more reasonable to wait on this area and annex it later, that the Town was taking in a very large area this time. Alderman Prothro said that the proposal had been well considered and recommended going ahead at this time. Alderman Smith said that the Board should be willing to pay enough to get the personnel needed to do the work in this area. Alderman Coxhead noted that there was considerable opposition to annexation in the area. Alderman Scroggs spoke in favor of progressive annexation policy by the Town and recommended going ahead. The motion was passed by a vote of 4-1 with Alderman Coxhead opposing and Alderman Ethridge abstaining because of financial interest in the area.

### COMMUNITY SERVICE GUIDE

Mr. Stegman told the Board that some of his planning students had prepared a form for a Community Service Guide which he would like to have printed and distributed by the Town as a public service. Alderman Ethridge moved, seconded by Alderman Prothro, that this be allowed and not to exceed \$300.00 printing cost and after consultation with the Manager and others as to the correctness of the information. This was unanimously carried.

### BEER AND POOL

The matter of sale of beer in pool rooms had been carried forward from the previous meeting. Chief Blake was asked to report on his findings. He told the Board that while Durham and Burlington allowed beer in pool rooms that Greensboro and Raleigh did not, and that more often than not that beer was restricted to eating places that were separated by partition from the pool room. He said that he felt that there was more chance of trouble where both beer and pool were permitted in the same place. Alderman Coxhead said that he had checked with Burlington who claimed that they had no problems and with Durham who claimed that they would like to have an ordinance keeping beer out of pool rooms. He said that he felt that the burden should be placed on the proprietor to maintain order. Alderman Scroggs said that he felt that beer should be served in connection with food service not considered recreation. Alderman Ethridge asked if food service was planned in the pool room in question to which Mr. Moore said that there would be limited food service. Mr. Moore told the Board that as long as both beer and pool were legal, that the combination should not be prohibited. Alderman Smith supported the ordinance prohibiting beer in pool rooms and pool in beer halls. He said that he felt that pool should be kept as a recreation and that beer would ruin this. Alderman Nassif said that he was sure that the age limit on pool rooms was now being violated. Mayor Lee asked what it would take to close a place where beer was sold if there were problems. Attorney Denny said that license revocation could be done only by the ABC Board. Alderman Ethridge moved, seconded by Alderman Coxhead, that an ordinance be prepared repealing the existing ordinances prohibiting beer and pool in the same place. This motion was defeated by a vote of 4-2 with Alderman Coxhead and Ethridge voting for the motion.

BUDGET

The Town Manager asked for the Board's thinking concerning the budget of 1969-70. Alderman Smith asked about the use of a garbage train? The Town Manager said that he was expecting to ask for two vehicles which would assist in picking up garbage, that they would be similar to the Police motor scooters with a dump body on the front. He asked permission to get bids on two such vehicles and an additional garbage truck so that they could be delivered by next September and covered in next year's budget. The Board agreed to this. Alderman Smith then said he felt that an additional police car should be ordered for the Chief. Mayor Lee presented a tentative budget for the Mayor's office amount to about \$7,000 without including office equipment. He did not propose to start this before July. The Board tentatively agreed to beginning pay for Police officers of \$6,000 per year with a minimum for any position of \$2.00 per hour.

SCREENING-CREST DRIVE

Attorney Denny summarized letters from him to Constructors Supply Company and the reply concerning the screening along Crest Drive on land owned by the Company. Alderman Ethridge moved, seconded by Alderman Prothro, that this be referred to the Community Appearance Commission to suggest the type of screen and that the attorney be instructed to write again asking that something be planted before June 9. This was unanimously carried.

PARKING-COUNTRY CLUB ROAD

Mayor Lee read a proposed ordinance concerning parking on Country Club Road.

AN ORDINANCE RELATING TO PARKING ON COUNTRY CLUB ROAD  
BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

SECTION I.

That from and after the 12th day of May, 1969 it shall be unlawful to park an automobile or vehicle of any kind on the south side of Country Club Road from the driveway to Cobb Dormitory westward about one hundred and four (104) feet to a fire hydrant.

SECTION II.

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

This the 12th day of May, 1969.  
Alderman Smith moved adoption of this ordinance. This was seconded by Alderman Scroggs and unanimously carried.

LAW ENFORCEMENT PLANNING

The Town Manager explained an organization including Orange, Alamance and Chatham Counties and all of the municipalities therein to participate in the planning available of the Governor's Law Enforcement Program. 90% Federal planning funds are available and governmental units except Chapel Hill and Burlington have appointed representatives to the organization. Mayor Lee read the following resolution.

CCB099

RESOLUTION

WHEREAS, the Town of Chapel Hill recognizes the value of planning for the improvement of law enforcement and the criminal justice system in North Carolina; and

WHEREAS, the Omnibus Crime Control and Safe Streets Act of 1968 provides matching funds to permit planning for the future of law enforcement and the criminal justice system; and

WHEREAS, these planning funds are available to local government planning units through the Governor's Committee on Law and Order in North Carolina:

BE IT, THEREFORE, RESOLVED THAT THE Town of Chapel Hill does agree to participate in joint law enforcement and criminal justice planning efforts in cooperation with other units of local government in this area of North Carolina through the Tri County Planning Unit.

BE IT FURTHER RESOLVED that we hereby appoint Alderman Ethridge and Chief Blake to serve on the law enforcement planning board of Tri County Planning Unit.

Adopted this 12th day of May, 1969.

---

Mayor

APPROVED:

Board of Aldermen

Town of Chapel Hill

Alderman Coxhead moved, seconded by Alderman Nassif, that the resolution be approved as read. This was unanimously carried.

Mayor Lee then appointed Chief Blake and Alderman Ethridge to represent the Town in this program.

FIRE DISTRICT

The Board was informed that the fire district had been extended to protect the Amity Methodist Church on Estes Drive.

DEPOSIT OF TOWN FUNDS

The Town Manager told the Board that a bank should be designated for deposit of Town funds for the next two years. Alderman Ethridge moved, seconded by Alderman Prothro, that the General Fund and Debt Service be placed in the North Carolina National Bank effective July 1st. This was unanimously carried.

Alderman Coxhead moved, seconded by Alderman Ethridge, that the Sewer Bond Funds be put in the First Union National Bank and that the Open Space and Right of Way Bond Funds be placed in the Central Carolina Bank. This was unanimously carried.

MEETING DATES

Alderman Ethridge moved, seconded by Alderman Smith, that the regular meetings of the Board of Aldermen be set for the second and fourth Monday of each month at 7:30 P.M. This was unanimously carried. Alderman Smith suggested

that separate dates be set for hearings. As the May Hearing has been advertised for May 26th, Alderman Ethridge moved, seconded by Alderman Scroggs, that the next regular meeting of the Board of Alderman be set for May 28th after which the second and fourth Monday schedule will be carried out. This was unanimously carried.

#### RESOLUTIONS

Alderman Smith moved, seconded by Alderman Coxhead, that a resolution should be prepared honoring Mayor McClamroch, Aldermen Giduz, Kage and Varley and returned at the next regular meeting. This was unanimously carried.

#### INSPECTION

Alderman Smith asked that the whole Board make a tour of Chapel Hill as soon as possible. June 5th at 3:00 p.m. was set for the time for such inspection. The Town Manager was asked to prepare an itinerary and send out notices.

#### REDEVELOPMENT COMMISSION

Alderman Nassif asked for a meeting soon with the Redevelopment Commission at which it could present its plan to the Board. Mr. DeMaine told the Board that the Commission had no plan, rather a series of ideas that were being discussed with the residents and that they did not feel they should be presented to the Board at this time as they might be considered then as fixed and in flexible.

#### MITCHELL LANE

Alderman Smith asked that something be done along Mitchell Lane. Apparently the neighborhood is not in agreement on what should be done or how it should be done. Alderman Prothro said that something should be done with or without the neighborhood agreement. Mrs. Weaver said that she wanted some action on her ditch off of Brooks Street. Mr. Mann complained about mosquitoes on Mitchell Lane. Mr. Caldwell told the Board that they had some plans and they would come back with them at a later date. Alderman Ethridge moved, seconded by Alderman Prothro, that pipe should be considered for at least a portion of the creek along Mitchell Lane and asked for a meeting at 5:00 p.m. on Wednesday to consider the source of some \$22,000 to take care of this project. This was unanimously carried.

#### ELECTION

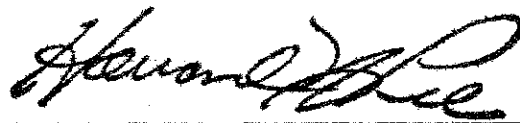
Alderman Prothro said she had been approached by the registrar and judges for additional pay for the election. The Town Clerk said that registrars and judges had received additional pay in 1968 when the Town added a Bond election to the regular Primary Election held by the County, but that otherwise the Town and the County shared the cost of the election, that the County had paid the judges and registrars and would bill the Town for half of the cost. The Board did not feel that additional pay was due for this election.

#### ELECTIONS

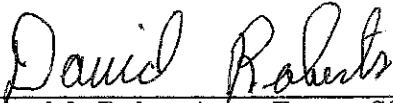
Roger Foushee told the Board that a special act was needed so names of persons registered for last week's election to be put on the permanent registration books. The Town Clerk said that Mr. Cates, Chairman of the County Board of Elections, had said that he would take care of the special act.

The Meeting was adjourned at 10:35 P. M.

CCB099



MAYOR



David Roberts, Town Clerk

MINUTESBOARD OF ALDERMENTOWN OF CHAPEL HILL

The Board of Aldermen met at a Special Meeting at 5:00 p.m. May 14, 1969 with the following members present: Mayor Lee; Aldermen Coxhead, Ethridge, Nassif, Smith and Scroggs. Alderman Prothro was absent. Also present were Town Manager Peck, Town Clerk Roberts and Town Attorney Denny.

MITCHELL LANE DITCH

Alderman Ethridge moved, seconded by Alderman Nassif, to get an engineering design and estimate for piping the creek beside Mitchell Lane from Lindsay Street to a point about 100 feet north of McDade Street, that Rose & Pridgen be asked to prepare the plan in consultation with Bob Anderson and that the report be in by June 9th if possible. The matter was discussed and the ideas for a park plan presented by planning students were discussed but no action was taken beyond the matter of getting the design and estimate for the piping. The motion was unanimously carried.

STREET IMPROVEMENT POLICY

Alderman Nassif asked that the policy for requiring curb and gutter and street improvement work be examined.

REGISTRATION

Mayor Lee read a resolution requesting the County Board of Elections to request a special act making it possible for the persons registered for the May 1969 Municipal Election to be placed on the County Registration Books permanently.

R E S O L U T I O N

WHEREAS, the Board of Aldermen of the Town of Chapel Hill pursuant to Section 2.23 of the Charter of the Town of Chapel Hill and G. S. 163-70, and under agreement with the Orange County Board of Elections and the Orange County Board of Commissioners, did use the registration books of Orange County for the General Municipal Election held on May 6, 1969, and

WHEREAS, said agreement provided for a supplementary registration of qualified voters during the registration period as provided by law, and

WHEREAS, voters registering in said supplementary registration books are not now permanently registered on the General Registration Books of Orange County, and

WHEREAS, it was contemplated that the General Assembly of North Carolina would be requested to enact special legislation permitting the names of said registrants to be placed on the permanent registration books of Orange County.