

REFUND

Spence, Lester & Crumpton 6694 (1969) 213.10 Property listed in error
 listed for outside sewer
 only

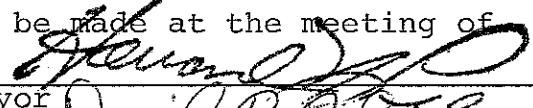
RECREATION

It was noted that a proposed amendment to the recreation ordinance had been submitted to the Board but action was postponed until a later date.

COG

Mayor Lee reported that and Industrial Committee of the local COG had been formed and that they wanted two members from Chapel Hill to serve on that committee, one from the Board of Alderman. He asked that nominations for this appointment be made at the meeting of December 14, 1970.

The meeting adjourned at 7:15 P.M.

Mayor 

Town Clerk, David B. Roberts

MINUTES

Board of Aldermen

Town of Chapel Hill

The Board of Aldermen met at a regular meeting on December 14, 1970 at 7:30 P.M. with the following members present: Aldermen Nassif, Coxhead, Bernholz, Smith and Welsh. Mayor Lee and Alderman Scroggs were absent. Mayor pro tem Nassif conducted the meeting. Also present were Town Manager Peck, Town Clerk Roberts and Town Attorney Denny.

Present for the public hearing were Planning Board members: Locke, Shearer, Weiss, Mitchell, Hemmens, Wallace and Hurow.

PUBLIC HEARING:

Mayor pro tem Nassif told the audience that a public hearing had been advertised for this time on proposed University zoning, and that the Planning Board and Board of Aldermen would hear the presentation and comments of those present and that they could do no more than refer to the Planning Board for recommendation.

Mr. Palmer, Town Planner, explained the proposed zoning which would establish University A & B district, with certain uses permitted, and located on maps the proposed districts. Discussion drafts of the proposal were distributed to the audience for information. The Town Attorney questioned the advertisement and said that in his opinion it did not cover all of the changes shown in the draft. The Board asked that any deficiencies in the advertising be indicated and advertised for the special hearing called for January 4, 1971. No one in the audience supported the plan. Dr. Lenski, 404 Westwood Drive, said that he favored the general plan but was strongly opposed to extending the district west of Pittsboro Road and Pittsboro Street. He was particularly interested in the land south of Briarbridge Lane and said he represented a number of people from Westwood. Mr. Little asked if fraternities would be allowed? They would but under special use. Dr. Wager supported Dr. Lenski's position but with emphasis on the land north of Briarbridge Lane west of Pittsboro Street. Dr. Underwood objected to fraternities but asked that his property at 206 Vance be included in the University district as this is now rented to the University for office purposes. Joe Patterson, Helmet Leith, Dr. Richardson, and Dr. Pearlman all objected to extending the district west of Columbia Street. Dr. Mitchell said the Planning Board would be willing to consider petitions received before their consideration of the matter concerning these statements of opposition. Alderman Smith asked what land the University owned west of Pittsboro Street? One lot. Alderman Bernholz said that Mrs. McKay had asked him to express her opposition. He said that he supported the University zoning but objected to the district being extended west of Pittsboro Street. Alderman Coxhead moved, seconded by Alderman Smith that this be referred to the Planning Board for study and consideration and that they be asked to consider revision of the district line based on testimony given at the hearing. This was unanimously carried. Attorney

Denny said it should be noted that the portions of this matter that were not properly advertised should not be considered as being referred to the Planning Board.

The public hearing adjourned at 9:15 P.M. and the regular meeting was called to order.

REGULAR MEETING

MINUTES

Alderman Smith moved, seconded by Alderman Welsh to approve the minutes of the meeting of December 7, 1970 as corrected. This was unanimously carried.

BUS SERVICE

Bailey Cobb, student representative, said that because of the Raleigh Bus Lines strike that students had had no bus service for over a week and that they had made arrangements with Durham Coach Company to operate a charter, no fare bus for the three days before Christmas vacation and asked that it be allowed by the Board. Attorney Denny said that no franchise could be issued that rapidly but the charter service could be operated without a franchise. The Board agreed that it should be handled in this manner.

STREET TREES

Mrs. Shirley Marshall, representing the Community Appearance Commission, presented a report to the Board on street trees. Alderman Coxhead moved, seconded by Alderman Welsh to receive the report and place it on the agenda for January 4, 1971. This was unanimously carried. Alderman Welsh then thanked the Committee for the preparation of this report.

CHAPEL HILL HOUSING AUTHORITY

Mr. Edwin Caldwell, Chairman of the Housing Authority, told the Board that the Housing Authority had no major problems to present but that he would try to answer any questions the Board might have. Alderman Smith asked if he had any small problems they could help with? Mr. Caldwell said that at certain times they needed more police protection, particularly at the Ridgefield Housing project. He said they would like to have more lights down there, perhaps one at the tennis court. It was generally agreed that this was not a street light matter. Alderman Nassif asked what plans they had for the 1,000 units recently requested from HUD? Mr. Caldwell said that he would not try to out guess HUD, that no specific information was available at this time. He said he felt that most of the units built would be rental units rather than units for sale as he did not believe the people in those projects could afford home ownership even with federal assistance. Alderman Nassif asked about maintenance of the units? Mr. Caldwell said that the allowance of one for each fifty units was adequate. Alderman Welsh asked if the recreation needs were being met? Mr. Caldwell said that they could use more but that the recreation commission was working well with them. He said that sometimes the trash collection was slow, but that this was the miscellaneous trash not the garbage collection and that it was no slower than in the rest of the Town. John Bennett, Authority member, told the Board there were 300 unfilled applications, that the Authority was having site problems because suitable pieces of property were priced beyond their reach and that he would like any help the Board could give in finding land. He said that in his opinion the treatment and maintenance of the property by the tenants was unusually good.

CARRBORO SEWER

The Town Manager told the Board that the agreement adopted by the Carrboro Town Board major deviations from the proposal that had been approved by the Chapel Hill Utility Committee and that this agreement was not recommended for adoption by the Chapel Hill Board of Aldermen. He told the Board that Attorney Denny had written an agreement, copies were distributed to the Aldermen, and it was agreed that this should be placed on the agenda at the next meeting and copies of this proposed agreement sent to Carrboro.

OPEN SPACE

Alderman Welsh read a report of the Open Space Committee to the Aldermen, recommending the adoption of priority for acquisition of open space land and the use as soon as practical of the bond money for open space now available. She read the first transmittal from the committee as follows:

The Open Space Committee, at a called meeting on November 30, 1970, considered possible uses of the existing \$70,000 in bond issue funds. The Committee recommends unanimously that these funds be used as local funds toward a total local-federal budget of \$140,000 for open space acquisition.

Alderman Welsh moved, seconded by Alderman Coxhead that this be approved by the Town Board. This was unanimously carried. She then read the second transmittal as follows:

The Open Space Committee, at a called meeting on November 30, 1970, considered priorities for acquisition of open space, using bond issue funds matched by Federal grants, and recommends unanimously that these funds be used to acquire neighborhood park areas in the following sequence:

1. A site in the Colony Woods-Briarcliffe area.
2. A site south of Weaver Dairy Road to provide access to property owned by the Town of Chapel Hill.
3. A site in the Umstead Park area.
4. A parcel suitable for a Community Recreation Center on the south side of Town.
5. Linear open space areas, preferably in the central part of Chapel Hill.

Alderman Welsh moved, seconded by Alderman Bernholz to approve this recommendation. The motion was unanimously carried. She then read a third transmittal as follows:

The Open Space Committee, at a called meeting on November 30, 1970, considered means for expediting an acquisition program, and recommended unanimously that the Board of Aldermen establish a Committee composed of the chairmen of the Open Space Committee and the Recreation Commission to obtain appraisals and options, and to prepare application for Federal assistance, using all staff help required to expedite the program. Alderman Welsh moved, seconded by Alderman Bernholz. Alderman Nassif questioned whether it was the intent of this to authorize the options to be purchased for specific pieces of properties. Alderman Welsh said that that was the recommendation of the Open Space Committee. Attorney Denny said the obtaining an option did not bind the Board to exercise the option. Alderman Welsh moved, seconded by Alderman Bernholz that this recommendation be approved. The motion was unanimously carried.

WILLOW DRIVE PARKING

Alderman Coxhead told the Board that Mr. Rominger, owner of the Willow Terrace Apartments, had agreed to repaint the parking lot nearest the corner of the Bypass so that there would be 4 additional spaces in the lot but he still would like to have 2 parking spaces on the street east of the entrance to the parking lot. Alderman Coxhead moved, seconded by Alderman Welsh that the Board allow forty feet for parking east of the parking entrance on the north side of Willow Drive and that the necessary ordinance be prepared. Alderman Smith made a substitute motion to do this only after the owner has provided the four within the parking lot. There was no second to this motion. The motion carried by a vote of 4 to 1 with Alderman Smith opposing.

TRAFFIC LIGHT-UNIVERSITY SQUARE

Alderman Nassif read a letter from the student government at Granville Towers requesting a traffic light on Franklin Street at the main entrance to University Square. Alderman Coxhead moved, seconded by Alderman Welsh to refer this to the Highway Commission as Franklin Street was a State Highway but suggesting that they consider a location that would serve University Square and also Church Street. This was unanimously carried.

COUNTY INDUSTRIAL COMMITTEE

Nominations had been requested for appointment to an Orange County Industrial Committee with a suggestion that there be two appointees from Chapel Hill, one of which would be from the Board of Aldermen. Alderman Coxhead nominated Joe Augustine. It was agreed to carry this matter over until the meeting of December 21, 1970.

BICENTENNIAL COMMITTEE

Alderman Nassif read a letter from the County asking that persons be recommended for appointment by the County to a planning committee for the bicentennial to be held in 1975. He also read a letter from the Chapel Hill Historical Society offering to recommend names for such an appointment. This matter was continued until the meeting of January 4, 1971 so that they could receive the recommendations of the Chapel Hill Historical Society before making the Board recommendations to the County.

RECREATION ORDINANCE

Alderman Coxhead moved, seconded by Alderman Welsh that the proposed revision of the Recreation Ordinance be postponed until the meeting of January 4, 1971. Attorney Denny said that he had not had a chance to study this ordinance thoroughly, but there appeared to be some conflicts in it.

STREET STANDARDS

The Town Manager told the Board that the construction standards for asphalt streets in Chapel Hill should be established somewhat higher than they are at the present time as the Town was experiencing a great deal of trouble with new streets failing under the construction loads they are asked to handle in the early years. He presented a report by Rose & Pridgen Engineers establishing standards about 1/3 stronger than the present standards for streets. He told the Board that these standards would be used by the Town in their construction and would be required of subdividers for all new subdivisions after this time. Alderman Coxhead moved, seconded by Alderman Smith that these standards be adopted as recommended. This was unanimously carried.

STREET STANDARDS

The following standards are adopted for construction of asphalt surfaced residential streets in Chapel Hill and in its planning area. These standards will be adhered to by the Town in its construction and by developers of all subdivisions submitted for approval after December 14, 1970.

Pavement design for light duty streets:

Asphalt Surface NCSH 1-2	1"
Asphalt Base Type HB	3"
Compacted Sub-grade 95%	6"
Asphalt Surface NCSH 1-2	1½"
Crushed Stone Base NCSH	
#7 CABC	6"
Compacted Sub-grade 95%	6"
Asphalt Surface NCSH 1-2	2"
Chapel Hill Gravel	8"
Compacted Sub-grade	6"

Pavement design for collector streets:

Asphalt Surface NCSH 1-2	1.5"
Asphalt Base Type HB	3.5"
Compacted Sub-grade 95%	6.0"
Asphalt Surface NCSH 1-2	2"
Crushed Stone Base NCSH	
#7 CABC	8"
Compacted Sub-grade 95%	6"

Sub-grade:

The sub-grade should be compacted to 95% maximum density as defined in AASHO T-180-61 Method D for a depth of 6 inches. In order that this be accomplished, the upper layer of soil must be brought to a moisture content that approaches optimum and carefully rolled in place until the desired degree of compaction is obtained. In some sub-grades containing either organic materials or high moisture content, the sub-grade will be observed to pump or yield under the weight of a heavy motor grader or loaded roller. Such areas should be undercut, the poor grade material hauled out and replaced with compacted high quality dry material that will provide a permanent and suitable sub-grade for the proposed street.

HUMAN RELATIONS COMMISSION

Alderman Nassif read a proposed amendment to the ordinance establishing the Human Relations Commission which would increase their membership by two high school students and two college students. It was explained that the eligibility of students would be limited to the time they were registered students in school, that if the college or high school student graduated in June that his term would automatically expire at that time. Alderman Smith moved, seconded by Alderman Welsh that the ordinance be adopted as read. This was unanimously carried. Nominations were called for at the meeting of January 4, 1971.

AN ORDINANCE TO AMEND THE ORDINANCE ESTABLISHING A HUMAN RELATIONS COMMISSION

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

SECTION I.

That the Ordinance establishing a Human Relations Commission adopted May 27, 1968 and as subsequently amended be, and the same is hereby further amended by rewriting Section 2 of said Ordinance to read as follows:

"Section 2 and Term of Office. The Commission shall be composed of twenty-two (22) members, serving without pay. They shall be appointed by the Mayor and Board of Aldermen, and vacancies occurring on the Commission shall be filled in the same manner for the unexpired terms. Two of said members shall be duly registered students at the Chapel Hill High School and two of such members shall be duly registered students at the University of North Carolina in Chapel Hill. The terms of office of these members shall be one (1) year. The term of office of all other members shall be three (3) years or until their successors are appointed and qualified. The term of members first appointed shall be as follows:

Six members shall be appointed for a period of one year;
Six members shall be appointed for a period of two years; and
Six members shall be appointed for a period of three years.

At the expiration of such periods, each member shall thereafter be appointed for the full three (3) year term, and members may be appointed to succeed themselves."

SECTION II.

All Ordinances and portions of Ordinances in conflict herewith are hereby repealed.

This the 14th day of December 1970.

NEW HOPE RESERVOIR

Alderman Welsh read the following resolution and moved that it be adopted and copies sent to appropriate officials. This was seconded by Alderman Bernholz and unanimously carried.

RESOLUTION-NEW HOPE RESERVOIR

WHEREAS, the Town of Chapel Hill has a strong general interest in the construction of the 30,000 acre New Hope Reservoir as a regional asset,

WHEREAS, the Town, because of its lack of and need for a lake-side type recreation area,

WHEREAS, there have been indications from the Federal Water Quality Administration that the water quality will not be compatible with this interest,

WHEREAS, said impaired water quality will be caused by upstream municipal discharge and industrial effluent into the New Hope Creek and Haw River,

WHEREAS, the National Environmental Policy Act of 1969 requires that ecological impact studies be conducted and made public on such proposed federal projects,

WHEREAS, completion date is 1973. NOW, THEREFORE,

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that this body go on record favoring the preparation of a full environmental report by the Army Corps of Engineers under the terms of the 1969 law and furthermore that the Board extend its gratitude and appreciation to the Corps for its willingness to prepare and file an environmental statement that will include evaluations of the project as a recreation site and in the event, after comprehensive study, the project is feasible that the Board of Water and Air Resources be requested to prepare a program to upgrade treatment of the waste water feeding tributaries flowing into the New Hope Reservoir to maintain a high quality of impounded water for swimming, boating, fishing, etc. purposes and to avoid sensory and esthetic problems created by polluted water and thereby assuring the preservation of the desired water quality of the New Hope Reservoir by the aforesaid date of its completion.

This the 14th day of December, 1970.

CHRISTMAS TREE LIGHTS

Alderman Coxhead moved, seconded by Alderman Welsh that the Town appropriate \$100.00 to purchase Christmas tree lights. The Town Manager told the Board that this was probably an illegal expense. This was confirmed by the Town Attorney. The motion was unanimously carried.

COURT SOLICITOR

Alderman Bernholz told the Board that a new solicitor had been appointed for this court district and that if the Town would provide office space that he would establish his office in Chapel Hill. He pointed out that this would be a convenience for the citizens of Chapel Hill, police department and the lawyers. He noted that an office could probably be provided in the municipal building in the future but that it would be necessary to rent one temporarily. He moved, seconded by Alderman Welsh that an ordinance be prepared appropriating \$1,000.00 for the purpose of renting an office providing the necessary utilities. He said that this would perhaps help having a second court day in Chapel Hill which was needed and that it would be a permitted expense from court revenue. The motion was unanimously carried.

CHRISTMAS PARTY

Alderman Coxhead told the Board that he felt that it acted to hastily in authorizing the closing of the main block of Franklin Street for a Christmas party on December 12, 1970. He said this kind of project needed more planning and the involvement of more people, particularly the merchants of that block who were very much concerned. Alderman Welsh asked what the position of the merchants would be on a similar observance next year? Alderman Coxhead said that they were not opposed to the idea, but they would want changes of time and place, because they felt the business was hurt this year because of the way it was done.

SPEEDING-HOMESTEAD ROAD

Alderman Welsh said that she had had complaints about speeding on Homestead Road near the high school. Alderman Smith said that this was out of Town, and could not be handled by the Town but that the school had asked the highway patrol to help and suggested that a letter might be written to Dr. Cody, superintendant of schools, suggesting that he ask help from the County.

N. C. BOTANICAL GARDEN

Alderman Welsh read a resolution pertaining to the financial support by the state of the N. C. Botanical Garden. She moved that the resolution be adopted and copies sent to appropriate persons. This was seconded by Alderman Bernholz and unanimously carried.

RESOLUTION CONCERNING THE NORTH CAROLINA BOTANICAL GARDEN

WHEREAS the North Carolina Botanical Garden consisting of 329 acres of virgin hardwood forests, mature stands of pine, fern-covered slopes, drifts of wide flowers and open fields was established in 1952 as a part of the University of North Carolina's long-standing programs of teaching and research involving the state's interesting native plants which comprise one of the state's valuable natural resources, and

WHEREAS the North Carolina Botanical Garden now is called upon continually to fulfill a multiple of services, not only to the University but to the people of the community and the state, in the form of public programs in conservation and environmental education at all levels and reaching from the coast to the mountains, and

WHEREAS these programs lead to a more informed citizenry through an increased public awareness of environmental problems and an understanding of the importance of constructive conservation, and

WHEREAS the many important public programs of the Botanical Garden can no longer be supported by private gifts alone but require a basis of financial support from a regular state appropriation (which is also necessary before other supplemental funding from Foundations is available),

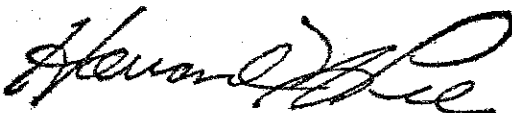
NOW THEREFORE, BE IT RESOLVED that the Board of Aldermen of the Town of Chapel Hill recognizing the North Carolina Botanical Garden is a valuable and meaningful asset enhancing the special character of the community requests the support of citizens throughout the state in asking their members of the 1971 General Assembly to make available to the Botanical Garden the modest funds necessary to realize more of the educational, recreational, cultural, and conservation potential of this unique and important adjunct to the state's growing programs concerned with man and his environment.

This the 14th day of December, 1970.

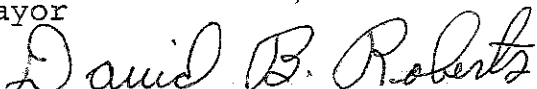
MEETING-DECEMBER 28, 1970

Alderman Coxhead moved, seconded by Alderman Welsh to dispense with the meeting of the Board of Aldermen on December 28, 1970. This was unanimously carried.

The meeting adjourned at 11:15 P.M.



Mayor



Town Clerk, David B. Roberts