

## APPROPRIATIONS

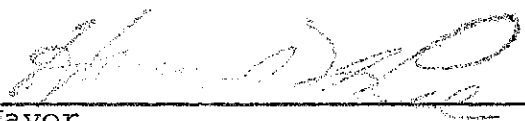
## OFF-STREET PARKING FACILITIES FUND

Code	Object	1971 Appropriations
Revenue Fund 4200		
4243	To Operation Fund	\$ 1,275
4244	To Interest and Sinking Fund	25,725
TOTAL		27,000
Operation Fund 4300		
4334	Operating Cost	1,000
4336	Audit	275
4338	Improvement	-
TOTAL		1,275
Interest and Sinking Fund 4400		
4410.81	Interest	4,525
4410.82	Bond Redemp.	35,500
4410.82	Reserve	3,511
4410.84	Reserve for 12/1*	10,270
TOTAL		53,806
Repair, Equipment & Improvement Fund 4500		
4580	Reserve	5,000
4581	To Interest and Sinking Fund	1,000
TOTAL		6,000

\*Bonds and coupons previously retired which have not been turned in by the owners.

This was unanimously carried.

The meeting adjourned at 10:15 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 at 4:00 P.M. on Monday, December 6, 1971 with the following members present: Mayor Lee, Aldermen Welsh, Nassif, Smith, Coxhead, Scroggs, and Wallace. Also present were Town Manager Peck, and Town Clerk Roberts.

## MINUTES

Alderman Coxhead moved, seconded by Alderman Smith, to approve the minutes of the meeting of November 22nd as circulated. This was unanimously carried.

## UNIVERSITY MALL

Mr. Porterfield, representing University Mall, requested the modification of the signs for the First Union National Bank which is under construction and which the developer hopes to open during December. It was noted that neither the Planning Board nor the Appearance Commission had reviewed this modification. Alderman Wallace moved, seconded by Alderman Smith, that it be referred to the Planning Board for their meeting on December 7th. This was unanimously carried.

## SEWER DAMAGE

Mr. Steve Bernholz, representing W. J. Peck and Albert Thompson of Glendale Drive, presented a petition concerning sewage backup which damaged their houses. Alderman Welsh moved, seconded by Alderman Nassif, to accept the petition and to request the Manager to make a report on it at a later date. Mr. Bernholz said that he would like to have this discussed at the meeting of January 10th. Alderman Smith asked if the Town had had previous notification of this? Yes. It was referred to the insurance company and turned down by them. The motion was unanimously carried.

## PAVING--WEST LONGVIEW

Mrs. R. M. McKenna asked the Board when W. Longview would be paved. She said that it was a petition submitted in the Spring of 1971 for this paving. Alderman Nassif said that it could be expected in the 1972-73 budget.

## COURT ROOM BIDS

Mr. Tom Bridges, Architect, presented copies of the bid tabulation for remodeling the Court Room, noting that the total of the low bids, including the installation to five new doors in the downstairs hall, which was required by the Insurance Commission, would amount to \$27,595.00 and that this did not include carpeting or drapes. Alderman Nassif asked how much new wiring was included? The fire alarm system, some lights in the Court Room, the heating and air conditioning. He asked if the new entrance to the front was included? Yes, estimated cost of \$1000 to \$1500. He told the Board that the second alternate, which was a reduction, was for bricking the front windows, and recommended that it be kept in, as this would cost a great deal more if done separately. Alderman Welsh asked how soon this could start? Within ten days after the contract was signed. Alderman Smith moved, seconded by Alderman Welsh, to accept the low bids with alternate one, but not alternate two. This motion was unanimously carried. Alderman Nassif asked that consideration be given to providing display areas for meetings and hearings to be held in the Town Hall.

## OFF-STREET PARKING

Alderman Wallace asked that this matter be deferred until the meeting of January 3rd.

## PUBLIC MARKET

Alderman Welsh told the Board that the Vending Committee had an interim report on work done towards providing areas for street vendors. She said that the area proposed was the south side of E. Franklin Street, extending about 1/2 block west from Henderson Street, and that there would be Town control as to the times, the number of days, and the type of booth. Alderman Nassif told the Board that the problem seemed to be the matter of location and appearance, and he displayed photographs of E. Franklin Street showing much less congestion on the south side than the north side of the street. Alderman Welsh showed a number of slides of street vending in several cities in Europe. Mr. Berger, Assistant Planner, showed sketches and proposed design for brick paving between the existing sidewalk and the curb in the half block of E. Franklin Street indicating permanent benches and vending pods. Alderman Nassif said that this could be controlled to the extent that there would be no selling during certain uses by the church, such as funerals and church holidays. He said that the vendors would be expected to supply their own stalls, constructed and maintained to Town specifications, that these would be portable and would be brought in by the vendor, and removed by the vendor each day. Mr. Cook, North Carolina State University School of Design presented a number of sketches prepared by class members showing variety of possible designs for portable vending booths. He said that the design criteria called for a limit of \$25.00 material cost for these portable booths, and that some variation probably would be needed to take care of different types of items to be sold. Alderman Smith said that he felt that there should be more than one type of booth so that the

vendors would have a choice. He suggested that several samples be made and field tested. Alderman Nassif asked if the vendors had been given an opportunity to discuss these designs? Mr. Cook said that he and the students would be meeting with some vendors on that subject as soon as the Aldermen had a chance to inspect the drawings. Mr. Clyde Hornaday said that he felt that this should be put on the north side of Franklin Street because most of the pedestrians use that side, and that the church would object to using the land in front of their building. Mayor Lee suggested that this be discussed with the Vending Committee. Alderman Coxhead asked why wheels were shown on a number of the designs? Mr. Cook said that he felt they would be brought near the site in cars, but probably would have to be wheeled from the parking lot to the site. Alderman Wallace said that he liked the design which required sockets in the paving, as this would give control over the exact location of the booths. Alderman Welsh expressed appreciation of the Board to Mr. Cook and the students that made these designs, and suggested that the landscaping school at State be asked to prepare the landscaping plans surrounding these vending pods.

#### POLICIES

This item was deferred until the meeting of January 3rd.

#### CONSUMER PROTECTION

Mayor Lee asked that this be deferred until the meeting of January 3rd.

#### PERSONNEL

Alderman Coxhead explained that, under the State Retirement System, the Town could exercise an option to give credit toward retirement for time served by employees in the military service. He said that in all cases where employees went into the service, and returned to the job afterward, that they were covered, but under this proposal credit could be given for service at any time, whether or not the employee had worked for the Town prior to entering service, and said that he was not in favor of this. He moved, seconded by Alderman Wallace, not to exercise the option to give credit for this type of service. This was unanimously carried.

#### JOLLY LANE

The Town Manager reported that Mr. George Tate had offered to purchase the two buildings on Jolly Lane and move them with the tenants to a location in Carrboro. He questioned whether this could be accepted on an emergency basis, or whether it would be necessary to take bids on this. Alderman Welsh moved, seconded by Alderman Smith, to accept this as the Town Attorney ruled that it was legal, and if not to advertise it on this basis. The motion was unanimously carried.

#### BUILDING INSPECTOR

Mayor Lee read a letter from the Citizen's Advisory Committee recommending that a Deputy Building Inspector be authorized at this time. Alderman Welsh moved, seconded by Alderman Wallace, to defer this matter until the Manager could check with the Citizen's Advisory Committee to see what exactly they expected this person to do. The Manager was asked to report at the December 13th meeting.

#### HUMAN RELATIONS COMMISSION

Mayor Lee reported that there was a vacancy in the Human Relations Commission because of the resignation of Mrs. Donald Holloway, whose term expires December 31, 1973, and that the Commission had recommended the appointment of Reverend Lex Matthews to fill this vacancy. Alderman Smith moved, seconded by Alderman Wallace, to suspend the rules with regard to appointments and consider this appointment at this time. This was unanimously carried. Alderman Wallace then moved, seconded by Alderman Welsh, to appoint Reverend Lex Matthews to fulfill the unexpired term of Mrs. Holloway. This was carried unanimously.

## DOGS

Mayor Lee read an ordinance making several amendments in the present Dog Ordinance.

AN ORDINANCE TO AMEND THE PROVISIONS OF SECTION 4 OF THE CODE OF ORDINANCES OF THE TOWN OF CHAPEL HILL

BE IT ORDAINED by the Board of Aldermen:

## SECTION I

That Section 4-27, Code of Ordinances of the Town of Chapel Hill, North Carolina, is amended to read as follows: "4-28 Unlicensed dogs: Impoundment; adoption; disposition of unclaimed dogs. Unlicensed dogs siezed and confined under the provisions of this article shall be kept in the pound for three (3) days, subject only to claim by the owner, and if unclaimed by the owner shall be offered for adoption for a minimum of another three (3) days, during which time the owner or other persons may claim the dog. After this period the dogs shall be put to death humanely. Persons claiming the dog must pay all pound fees before the dog will be released. Unlicensed dogs must be licensed, and dogs without a rabies tag must be vaccinated prior to claim or adoption."

## SECTION II

Amend Section 4-31 by adding to the last sentence of this section the words "or the Town of Chapel Hill."

## SECTION III

Amend Section 4-35 as follows: Wherever it appears, delete the words "Municipal Rabies Officer" and substitute in lieu thereof the words "Dog Warden."

In the second paragraph of this section delete the words "to turn the dog over to the Society for the Prevention of Cruelty to Aminals" and substitute in lieu thereof the words "dispose of the dog under the provisions of Section 4-31."

Delete the last paragraph in this section defining the Municipal Rabies Officer.

## SECTION IV

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

This the 6th day of December, 1971.

Alderman Coxhead moved, seconded by Alderman Welsh, to approved the ordinance as read. This was unanimously carried.

## RELEASES

Alderman Smith moved, seconded by Alderman Welsh, to adopt the following resolution.

## RESOLUTION - TAX RELEASES

WHEREAS, taxes listed below were erroneously levied through clerical error on properties belonging to the following:

Name	Rec.	Amt.	Reason
Richard E. Anglin, Jr.	141	30.65	Pers. Property in Carrboro
Bassiooni Emad Ael	1827	22.53	Pers. Property not in town
Hubert L. Edwards	1997	7.90	Real Property on Piney Mt. Road
James R. Harper	2587	85.23	Real Property not in town
E. B. Stocking	5794	33.82	County reduced valuation from 24,070 to 21,800

Melvin Wood

6658 281.01

Real Property on Hwy. 54W.

WHEREAS, the above list of people have made application for release of said taxes.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL, that it finds that taxes on the above listed people were levied through clerical error, and in the discretion of the Board should be released to the taxpayer, IT BEING FURTHER RESOLVED that the Tax Collector is authorized and empowered to make such release.

This was unanimously carried.

#### COUNCIL OF GOVERNMENTS

Mayor Lee told the Board that he had had a letter concerning a meeting to consider the organization of a Council of Governments within Region J of the State Planning Area, that this meeting would be in Raleigh on January 11th, 1972, that he would be unable to attend and asked that Alderman Smith, as Mayor pro tem, represent the Town at this meeting.

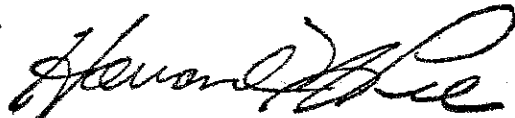
#### SUPERIOR COURT

Town Attorney Denny came in at this time, and Alderman Nassif asked him to report his findings concerning the backlog of criminal cases in the district and superior court of Orange County. Attorney Denny said that he had not been able to obtain figures on the total volume of cases handled, but the Clerk of Courts office had given him the following figures on cases pending as of September 30th of the last three years as follows: District Court, 9/30/69--432, 9/30/70--431, 9/30/71--455; Superior Court, 9/30/69--33, 9/30/70--219, 9/30/71--633. He told the Board that the Superior Court normally held five weeks of criminal court per year, with one week of mixed criminal and civil court, and that one major case might take up as much as a week, or sometimes more, and that it was a general rule that all jail cases must be taken before those out on bond.

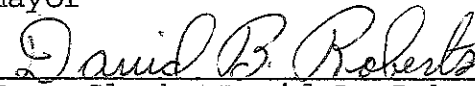
#### MEETINGS

Alderman Nassif moved, seconded by Alderman Wallace, that the Board of Aldermen not meet on December 20th or December 27th. This was unanimously carried.

The meeting adjourned at 5:30 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 at 7:30 P.M. on Monday, December 13, 1971 with the following members present: Mayor pro tem Smith, Aldermen Nassif, Welsh, Scroggs, Coxhead, and Wallace. Mayor Lee was absent. Also present were Town Manager Peck, Town Clerk Roberts, and Town Attorney Denny.

#### MINUTES

Alderman Nassif moved, seconded by Alderman Welsh, to approve the minutes of December 6, 1971 as corrected. This was unanimously carried.

## SCHOOL CROSSING GUARD

Mrs. Eve Shy told the Board that there was no regular crossing guard at the intersection of Estes Drive and Cashwell Road and asked that one be assigned there. Alderman Nassif moved, seconded by Alderman Welsh, to accept the petition and request the Police Department to provide regular crossing patrol at this point. This was unanimously carried.

## STREET VENDING

Ms. Laura Spinarski asked the Board to approve street vending for thirty days beginning December 14th. Alderman Welsh moved, seconded by Alderman Nassif, to accept this petition and place it at the end of the agenda. This was unanimously carried.

## REZONING - POWELL - R-10

Mayor pro tem Smith read a transmittal from the Planning Board recommending that this rezoning petition be denied. Attorney Denny told the Board that Mr. Powell's attorney had asked for a conference with him prior to the decision by the Board, and there had been no opportunity for this, and he recommended that action be postponed until the next regular meeting. Alderman Wallace moved, seconded by Alderman Welsh, to postpone action on this until the meeting of January 3, 1972. This was unanimously carried.

## SPECIAL USE - N.C.N.B. - EASTGATE

Mayor pro tem Smith read a transmittal from the Planning Board recommending approval of this project and comments on the project from the Appearance Commission. Alderman Coxhead moved, seconded by Alderman Wallace, that the Board find that the project as shown on the plans submitted:

1. Will not materially endanger the public health or safety if located where proposed and developed according to plans as submitted;
2. Meets all required conditions and specifications;
3. Will not substantially injure value of adjoining or abutting property;
4. Will be in harmony with the area in which it is to be located and in general conformity with the plan of development of Chapel Hill and its environs, if developed according to the plan as submitted;

and approve the special use permit as requested. Alderman Welsh made a substitute motion, seconded by Alderman Nassif, to make these findings and approve the project as per the following stipulations:

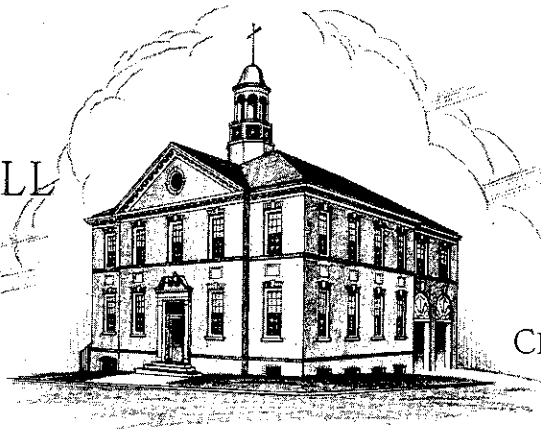
1. That planting be incorporated into the design of the concrete island;
2. That the canopy be finished to be harmonious with the existing building.

Alderman Nassif questioned whether any planting in this location could survive. Alderman Coxhead said that he would be willing to amend his motion to include these stipulations with the provision that the planting be put in and receive reasonable care, but not that it be permanent if it does not survive. The substitute motion was then withdrawn and the original motion as amended carried unanimously.

## TRAFFIC STUDY - EASTGATE

Mayor pro tem Smith read a recommendation from the Planning Board that a request be made to the owners of Eastgate requesting improvement in the traffic situation through Eastgate. Alderman Coxhead moved, seconded by Alderman Nassif, that the Manager be requested to write such a letter with the assistance of the Planning Department, and that reference be made to previous recommendations on this subject. This was unanimously carried.

# TOWN OF CHAPEL HILL




CHAPEL HILL, N.C.

## NOTICE OF SPECIAL MEETING OF THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL

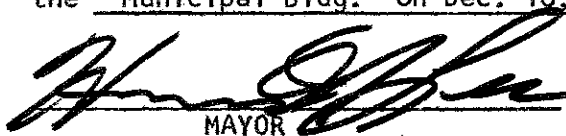
TO: Mr. Nassif  
Mrs. Welsh  
Mr. Smith  
Mr. Scroggs  
Mr. Coxhead  
Mr. Wallace 942-2263 - 42-1122

You, and each of you, are hereby notified that the Board of Aldermen have called a Special Meeting, to be held in the Municipal Building, at 4:00 p.m. on Dec. 16, 1971, to discuss Jolly Lane bids and bids on janitorial service

  
MAYOR

### ACCEPTANCE OF NOTICE

We, the undersigned, members of the Board of Aldermen of the Town of Chapel Hill, hereby accept notice of a Special Meeting of the Board of Aldermen, called by Honorable Howard N. Lee, Mayor, to be held in the Municipal Bldg. on Dec. 16, 1971 at 4:00 p.m.

  
MAYOR

