

the order for the car tags should not be cancelled.

The meeting was adjourned at 5:15 P.M.

  
 Mayor

  
 Town Clerk, David B. Roberts

MINUTES

July 6, 1972

Board of Aldermen

Town of Chapel Hill

The Board of Aldermen met at a special meeting at 8:30 A.M. on July 6, 1972 with the following members present: Mayor Lee, Aldermen Welsh, Nassif, Coxhead, Scroggs, Smith, and Marshall. Also present were Town Manager Peck, Town Clerk Roberts, and Town Attorney Denny.

LANDFILL SITE

Town Manager Peck read a recommendation from the Landfill Committee for a regional landfill site.

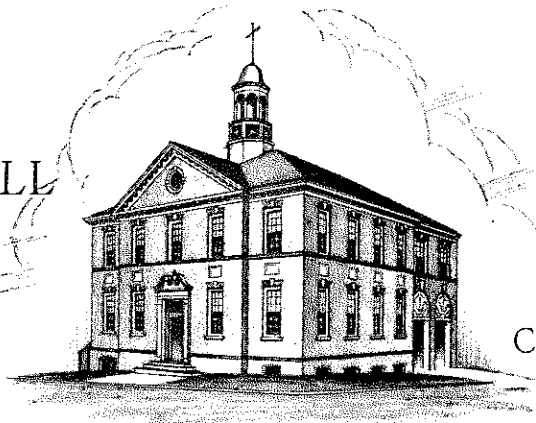
REPORT TO THE BOARD OF ALDERMEN FROM THE  
 COMMITTEE TO STUDY LANDFILL SITES

The Committee established to study landfill sites met on June 29, 1972 and reached the following consensus:

1. That a regional site to meet the foreseeable needs of Chapel Hill, U.N.C., Carrboro, and the southern portion of Orange County, supported equitably by each of these units should be obtained. The operation of more than one sanitary landfill in the area is impractical and financially unsound. An operation to serve all four units is a suitable size for economical operation.
2. Over ninety percent of the fill material from the area comes from Chapel Hill and Carrboro, and the area immediately surrounding these Towns. The economics of hauling to a landfill site makes it important to reduce the haul distance as much as possible. The break point between hauling to the landfill site with the collector trucks and use of some other system is 8 to 10 miles. A site within 6 miles of the population center of the area is desirable.
3. A landfill site within the drainage basin of University Lake is not acceptable.
4. The Handcock (or Pegram) property, on County Road 1727 between the Southern Railroad and County Road 1729 will meet most of the requirements for a regional landfill site in that:
  - a. It contains about 200 acres.
  - b. It is about 5 miles from the center of Chapel Hill
  - c. There is no large creek on the site, and the ultimate drainage is to New Hope Creek.
  - d. The site has been inspected by representatives of the State Health Department, the County Health Department, and by Dr. Okun of the U.N.C. School of Public Health, and, subject to test borings, is considered a desirable site for landfill purposes.
  - e. There is very little development adjacent to this site.
  - f. County Road 1727 is an adequate gravel road. A request should be made to the State Highway Department for paving as soon as possible.

9:15 P.M.  
JULY 5, 1972

# TOWN OF CHAPEL HILL



CHAPEL HILL, N.C.

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

TO:

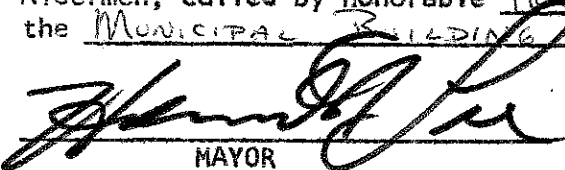
George Coxhead  
Sherlie Marshall  
Joe Nassif  
R.D. Smith  
Ross Scroggs  
Alice Welsh

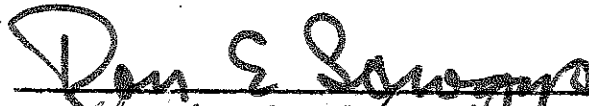
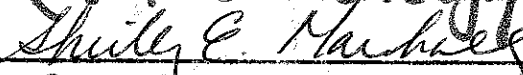
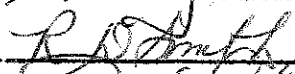
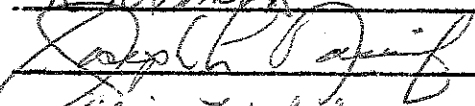
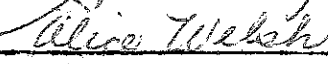
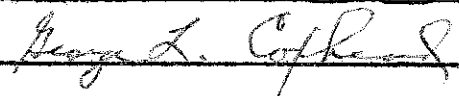
You, and each of you, are hereby notified that the Board of Aldermen have called a Special Meeting, to be held in the MUNICIPAL BUILDING at 8:30 A.M. on JULY 6, 1972, TO DISCUSS LANDFILL SITE ACQUISITION.

  
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 BUILDING.

  
MAYOR

AN ORDINANCE OF THE TOWN OF CHAPEL HILL PROVIDING FOR THE GRANTING OF FRANCHISES FOR THE OPERATION AND MAINTENANCE OF COMMUNITY ANTENNA TELEVISION SYSTEMS

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill, North Carolina, that Chapter 10 of the Code of Ordinances of the Town of Chapel Hill is hereby amended by adding a new Article, to be designated Article V, as follows:

ARTICLE V. COMMUNITY ANTENNA TELEVISION SYSTEM

Section 10-80. Purpose. For the better protection of the public interest, health, safety, welfare and convenience, the following rules and regulations are hereby adopted setting forth the conditions, requirements and limitations under which a person may construct, have constructed for him, operate and maintain a community antenna television system and engage in the business of providing a community antenna television service in the Town of Chapel Hill.

Section 10-81. Definitions. For the purposes of this Article, the following terms, phrases, words, abbreviations, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future tense. The word "shall" is always mandatory and not merely directory.

- (a) "CATV" shall mean community antenna television.
- (b) "Community Antenna Television Service" shall mean the business of furnishing to the public for compensation, by means of a master antenna and cables, broadcast TV programs obtained off the air, together with such other program material and advertising as may be allowed by rules and regulations of the Federal Communication Commission from time to time.

- (c) "Community Antenna Television System" shall mean any facility which, (1) in whole or in part, receives directly or indirectly over the air and amplifies or otherwise modifies the signals transmitting programs broadcast by one or more television and AM and FM radio stations and distributes such signals by wire or cable to subscribing members of the public who pay for such services, (2) distributes by cable or wire, news, weather or other programming as an incidental part of CATV service to all subscribers without charge. It may include non broadcast service requiring the use of a converter or decoder at the receiver or a return pass from receiver to the transmitting facility.
- (d) "Franchise" shall mean and include any authorization granted hereunder in terms of a franchise, privilege, permit, license or otherwise to construct, or have constructed, operate and maintain a CATV system in the Town for the purpose of providing a CATV service to the citizens of Chapel Hill. Any such authorization, in whatever term granted, shall not include any license or permit authorization required for the privilege of transacting and carrying on a business within the Town in accordance with Article I of Chapter 10, Code of Ordinances."
- (e) "Grantee" shall mean the person, to whom or which a franchise, as hereinabove defined, is granted by the Board under this ordinance, and the lawful successor, transferee or assignee of said person, firm or corporation.
- (f) "Gross Annual Receipts" shall mean any and all compensation and other consideration in any form whatever and any contributing grant or subsidy received directly or indirectly

by a grantee from subscribers or users in payment for the community antenna television service received within the Town, including charges for periodic services, for installation, and for relocation of outlets, transmitted over the CATV system.

- (g) "Property of grantee" shall mean all property owned and installed or used by a grantee in the conduct of a CATV business in the Town under the authority of a franchise granted pursuant to this ordinance.
- (h) "Street" shall mean the surface of and the space above and below any publicly owned or maintained street as defined in the Code.
- (i) "Subscribe" shall mean any person or entity receiving for any purpose the CATV service of a grantee.

Section 10-82. Franchise Required; Application.

- (a) It shall be unlawful for any person to engage in or otherwise participate in the construction, operation or maintenance of a community antenna television system in the Town unless such person or the person for whom the work is being done shall have first obtained a franchise from the Board. It shall also be unlawful for any person to engage in the business of providing a community antenna television service in the Town unless such person shall have first obtained a franchise from the Board. Provided, however, this article shall not apply to any person who only provides master antenna service to property owned or leased by said person, or to systems of less than 50 subscribers.
- (b) A person seeking issuance of a franchise hereunder shall

file a written application, in duplicate, with the Town Manager. The application shall contain the following information:

- (1) The name and address of the applicant. If the applicant is a partnership, the name and address of each partner. If the applicant is a corporation, the application shall also state the names and addresses of its directors, officers, parent and subsidiary companies and of stockholders owning as much as five per cent (5%) of the outstanding stock, and shall include a certified copy of the articles of incorporation.
- (2) A statement showing the applicant's experience in establishing a CATV system and in providing a CATV service.
- (3) A financial statement prepared by a certified public accountant, or person otherwise satisfactory to the Board, showing applicant's financial status and its financial ability to complete the construction and installation of the proposed CATV system and to provide a CATV service. In connection therewith, information with respect to financial projections, including nature and sources of capital or equity financing, shall be submitted along with the application. All financial information shall be confidential and shall not be regarded as public information.
- (4) A statement and description of the CATV system proposed to be constructed, installed, maintained or operated by the applicant; the manner in which applicant proposes to con-

struct, install, maintain and operate the same; and, particularly the extent and manner in which existing or future poles or other facilities of other public utilities will be used for such system.

- (5) A copy of any arrangement, agreement or contract, if existing, between the applicant and the University of North Carolina or any public utility providing for the use of facilities of such public utility, such as poles, lines, cables or conduits.
  - (6) A statement setting forth all agreements and understandings, whether written, oral or implied, existing between the applicant and any person, with respect to the ownership, control or transfer of the proposed franchise or the proposed CATV system and service. If a franchise is granted to a person posing as a front or as the representative of another person and such information is not disclosed in the original application, such franchise shall be deemed void and of no force and effect whatsoever.
  - (7) A statement or schedule of proposed rates and charges to subscribers for installation and services.
  - (8) Any additional information which the Board, at any time, may deem reasonably necessary to determine whether the requested franchise should be granted.
- (c) Upon consideration of any such application, the Board shall determine the applicant's qualifications to construct, operate, and maintain a CATV system and to provide a CATV

Service in accordance with the provisions of this ordinance. If the Board determines that the applicant is not so qualified, it may refuse to grant the requested franchise. If the Board determines that the applicant is so qualified, it may, by ordinance, grant a franchise to such applicant, to be effective as provided in Section 10-83. Provided, however, no provision of this ordinance may be deemed or construed as to require the granting of a franchise when the Board determines that to do so would not be in the public interest. Any franchise granted shall include the following condition:

"The CATV system and service herein franchised shall be used and operated solely and exclusively for the purpose expressly authorized by ordinance of the Town of Chapel Hill and no other purpose whatsoever."

Section 10-83. Acceptance; Indemnification; Effective Date.

- (a) Within 25 days after the Board has taken final action to approve the granting of a franchise, the grantee shall file a written acceptance of the conditions required for the franchise, acknowledged before a notary public, with the Town Clerk. Such acceptance shall acknowledge that the grantee agrees to be bound by and to comply with the provisions of this ordinance and the franchise and shall be in such form and content as to be satisfactory to and approved by the Town Attorney.
- (b) Concurrently with the filing of the written acceptance, the grantee shall file with the Town Clerk the bond and insurance policies required by Section 10-90 hereof.



- (c) Within 30 days after acceptance of the franchise, grantee shall file an application with the Federal Communications Commission for a certificate of compliance.
- (d) The effective date of the franchise shall be the date on which the grantee receives a certificate of compliance from the Federal Communications Commission for the operation pursuant to said franchise.

Section 10-84. Duration of Franchise; Termination; Transfer.

- (a) The franchise shall be nonexclusive, shall be for a term of 10 years from the effective date thereof, as specified in Section 10-83 above, and shall be renewable for a period of 5 years upon terms satisfactory to both the Town and the grantee.
- (b) The franchise shall not be sold, transferred, leased, assigned or disposed of, in whole or in part, either by forced or involuntary sale, or by voluntary sale, merger, consolidation or otherwise, without the prior consent of the Board expressed by resolution, and then only under such conditions as may therein be prescribed. In addition to such conditions, the successor in interest as approved by the Board, shall comply with the requirements of Section 19-83 of this Ordinance with respect to filing acceptance, bonds and insurance and shall show that it is financially responsible. Any such sale, transfer, lease, assignment or disposal shall be made only by an instrument in writing, a duly executed copy of which shall be filed in the office of the Town Clerk within 30 days thereof. Provided, however, the provisions of this subsection shall not apply to a transfer in trust, mortgage or other

hypothecation to secure an indebtedness.

- (c) The Board may terminate the franchise prior to the date of expiration upon a finding, made after 30 days notice of any proposed termination and public hearing, that:
- (1) The grantee has failed to comply in some material respect with any provision of this ordinance, or has, by any act or omission, violated in some material respect any term or condition of any franchise or permit issued hereunder; or
  - (2) The grantee made a material, false statement in the application for the franchise, knowing it to be false; or
  - (3) The grantee, contrary to the best interest of public convenience and welfare, is not providing subscribers with regular, adequate and proper service.
- (d) In the event that the use of any part of the CATV system is discontinued for any reason for a continuous period of twelve months, or the franchise has been terminated, cancelled or has expired, the grantee shall promptly remove from the streets or public places all such property of the system, other than that which the Town Manager may permit to be abandoned in place, and as directed by the Town Manager shall either restore the street or pay the city for restoring the street or other area from which such property has been removed to a condition for public use as good as the abutting portions thereof. Any property remaining in place 60 days after the termination

or expiration of the franchise shall be considered permanently abandoned.

Section 10-85. Authority Granted by Franchise.

- (a) The grantee of any franchise issued pursuant to the provisions of this ordinance shall be authorized to construct, or have constructed, operate and maintain a CATV system and to engage in the business of providing a CATV service in the Town, and for that purpose to erect, install, construct, repair, replace, reconstruct, maintain and retain in, over, on, under, upon, across and along any public street, such wires, cables, conductors, ducts, conduits, vaults, manholes, amplifiers, appliances, attachments, and other property excepting poles as may be necessary and appurtenant to the CATV system; and in addition, so to use, operate, and provide similar facilities or properties rented or leased from other persons, including but not limited to any public utility or other grantee franchised or permitted to do business in the Town.
- (b) The grantee may make a charge to subscribers for installation or connection to its CATV system and a fixed monthly charge for service in accordance with the schedule of rates and charges filed and approved by the Board. No increase in rates and charges may be made without the prior approval of the Board expressed by resolution.

- (c) The grantee shall not engage in the sale, service, repair, rental or leasing of television receivers, radio receivers, parts or accessories and shall not require or attempt to influence its subscribers to deal with any particular person in regard thereto.
- (d) Construction and maintenance of the CATV system, including house connections, shall be in accordance with the provisions of the National Electrical Safety Code of the American Insurance Association and such applicable ordinances and regulations of the Town affecting electrical installations as may be presently in effect or may be enacted by the Town, and shall be subject to the approval of the building inspection department of the Town.
- (e) Grantee shall provide at least as many channels of programs as are permitted or required by the Federal Communications Commission regulations.

Section 10-86. Conditions to Use of Streets.

- (a) The poles used for a distribution system shall be those erected and maintained by either the power company or the telephone company or both whenever agreement can be reached with the owners of such poles. Any poles, wires, cables, conduits or other properties to be realigned or reset to permit their use for purposes of Grantee under an agreement with the

owner thereof shall be constructed or installed only at such locations and depths and in such manner as shall be approved by the owner and the Town Manager. They shall be located so as to cause minimum interference with the proper use of streets and to cause minimum interferences with the rights or reasonable convenience of the general public and of property owners who adjoin such streets.

- (b) The installation of the facilities, including service drops to subscribers, shall be made underground in areas where facilities of either the telephone company or the power company, or both, are underground or hereafter may be placed underground. In addition to the foregoing, installation of the facilities shall be made underground when required by Town Ordinances or policies.
- (c) The grantee shall, at its expense, protect, support, temporarily disconnect, relocate in the same street or other public place, or remove from the street or other public place, any property of the grantee when required by the Town by reason of traffic conditions, public safety, street vacation, freeway and street construction, change or establishment of street grade, installation of sewers, drains, water pipes, power lines, signal lines, or any other type of structures or improvements by the Town, and the Town shall not be liable for any disturbance of the grantee's installations resulting therefrom. The grantee shall carry out the instructions and directions of the Town Manager whenever it is necessary to

raise or remove any of the grantee's wires or cables temporarily, for the purpose of moving or removing buildings or structures on the public streets of the city, and shall perform such tree trimming or other maintenance work as shall be required or as shall be directed by the Town Manager, all at the grantee's expense.

- (d) Whenever a grantee takes up or disturbs any pavement, sidewalk or other improvement of any street, the same shall be replaced and the surface restored in as good condition as before entry in accordance with ordinances, regulations, technical standards and fee schedules of the Town as administered by the Town Manager. Any opening or obstruction in the streets shall be guarded and protected at all times by the placement of adequate barriers, fences or boardings, the bounds of which shall be clearly designated by warning lights of approved types.

Section 10-87. Permits, Installation and Service.

- (a) Within 30 days after the effective date of the franchise, the grantee shall proceed with due diligence to obtain all necessary permits and authorizations which are required in the conduct of its business, including, but not limited to, any utility joint use attachment agreements.
- (b) Within 90 days after obtaining all necessary permits, licenses and authorizations, grantee shall commence construction and installation of the CATV system.

- (c) Within 1 year after the effective date of the franchise, grantee shall proceed to render to subscribers in at least 20% of the franchise area, and the completion of the system shall be pursued with reasonable diligence thereafter with extension of service to not less than an additional 20% of the franchise area in each year.
- (d) Failure on the part of the grantee to commence and diligently pursue each of the foregoing requirements and to complete each of the matters set forth herein, shall be grounds for termination of such franchise, under and pursuant to the terms of Section 19-84(c) hereof; provided, however, the Board may extend the time for the commencement and completion of construction and installation for additional periods in the event the grantee, acting in good faith, experiences delays by reason of circumstances beyond its control.
- (e) The grantee shall file a map with the Town at the close of each franchise year, showing the areas and locations of the Town being served by the CATV system and the location and identification of component parts of the system.

Section 10-88. Operational Requirements.

- (a) The grantee shall install and maintain a CATV system which shall be in accordance with the highest and best accepted standards of the industry to the effect that subscribers shall receive the highest possible service. In addition, the grantee shall comply with all requirements of duly constituted regulatory agencies having jurisdiction over the operator of CATV systems.
- (b) The grantee must obtain individual permits for street openings,

must have the installation or construction plans approved prior to construction, must secure all necessary permits at his expense and must pay all fees charged for closing pavement cuts.

- (c) When any portion of the CATV system is to be installed on public utility poles and facilities, a certification that agreements for such joint use have been entered shall be filed with the Town.
- (d) The grantee shall maintain a local office for the purpose of handling subscriber complaints and providing prompt maintenance service.

Section 10-89. Remuneration to Town.

Upon acceptance of a franchise, and in consideration of the rights and privileges granted hereunder, the grantee shall pay to the Town the sum of \$100 each month until grantee shall have commenced service to the residents of Town. Within 60 days after the close of its first fiscal year, and each succeeding fiscal year thereafter during the life of the franchise, the grantee shall pay to the Town for the privilege of constructing, operating and maintaining the CATV system as defined in Section 19-81(c), and for the privilege of providing the CATV service as defined in Section 10-81(b) during the ensuing fiscal year, the sum of \$\_\_\_\_\_ or a sum equal to three (3%) of its gross annual receipts during the preceding fiscal year, whichever is greater. Within 45 days after the expiration of the grantee's fiscal year, the grantee shall file with the Town a financial statement prepared by a certified public accountant, or other person satisfactory to the Board, showing in detail the gross annual receipts, as defined herein, of grantee during such fiscal year. The payment of this fee is in



addition to any ad valorem taxes which the Town may levy on the grantee's real or personal property. At any time during the three fiscal years following the payment of the annual fee, the Town shall have the right to inspect the grantee's records showing the gross annual receipts from which these payments are computed and the right of audit and recomputation of any and all amounts under this ordinance. Acceptance of payments hereunder shall not be strued as a release or as an accord and satisfaction of any claim the Town may have for further or additional sums payable under this ordinance or for the performance of any other obligations hereunder. In the event of holding over after expiration or other termination of any franchise granted hereunder, without the consent of the Town, the grantee shall pay to the Town reasonable compensation and damages, of not less than 100% of its total gross profits during said period.

Section 10-90. Rights Reserved to Town.

- (a) Nothing herein shall be deemed or construed to impair or affect, in any way, to any extent, any right of the Town to acquire the property of the grantee, either by purchase or through the exercise of eminent domain.
- (b) The Town hereby reserves the right to amend any section or part of this ordinance.
- (c) At all reasonable times, the grantee shall permit any duly authorized representative of the city (1) to examine any and all financial records maintained by or under the control of the grantee relating to all revenue obtained by it from its operations under the franchise, (2) to inspect and obtain copies of any

or all maps or other diagrams maintained by or under the control of the grantee showing the location and the layout of the various components of the CATV system operated by it under its permit, (3) to inspect any and all installations owned, maintained, or used by the grantee in its operations under its permit including all towers, cables and other components of the grantee's CATV system.

- (d) The grantee shall indemnify and save harmless the Town, its officers and employees, from and against any and all claims, demands, actions, suits, and proceedings by others, and against all liability to others, arising out of the exercise or enjoyment of its franchise, including but not limited to any liability for damages by reason of or arising out of any failure of the grantee to secure consents from the owners, authorized distributors or licensees of programs to be delivered by the grantee's CATV system, and against any loss, cost, expense and damages resulting therefrom, including reasonable attorney's fees.
- (e) Concurrently with the filing of the written acceptance, as required in Section 10-83, the grantee shall file with the Town Clerk, and at all times thereafter maintain in full force and effect for the term of such permit or any renewal thereof,
  - (1) a good and sufficient liability insurance policy or policies, providing Three Hundred Thousand Dollars (\$300,000.00) coverage for personal injuries to each person; Five Hundred Thousand Dollars (\$500,000.00) coverage for all personal injuries

in each accident; and Three Hundred Thousand Dollars (\$300,000.00) coverage for all property damage in each accident. The policy or policies shall name the Town as an additional insured and shall be for the purpose of insuring the Town against any and all legal liability, court costs and costs of defense for any action, cause of action, claim or demand for personal injury, death or property damage arising out of the operations of the grantee under this ordinance or its permit;

(2) a good and sufficient insurance policy with One Hundred Thousand Dollars (\$100,000.00) limits of liability for each accident naming the Town as insured and insuring the Town against damage to its property arising out of the operations of the grantee under this ordinance; (3) a good and sufficient insurance policy naming the Town as an additional insured providing coverage for damages, expenses and costs arising out of copyright infringements or in lieu thereof, an indemnification agreement satisfactory to the Board.

- (f) Concurrently with the filing of the written acceptance, as required in Section 10-83, the grantee shall file with the Town Clerk, and at all times thereafter maintain in full force and effect for the term of such franchise or any renewal thereof, good and sufficient bond in the penal sum of Fifteen Thousand Dollars (\$15,000.00), executed by a surety company authorized and qualified to do business in the State of North Carolina. This bond shall be conditioned upon the faithful performance by the grantee of the obligations imposed by the pro-

visions of this ordinance and the franchise. This requirement is in addition to and not in lieu of the requirements of subsection (e) above.

- (g) The grantee shall pay to the Town a sum of money sufficient to reimburse it for all publication expenses incurred by it in connection with the granting of a franchise pursuant to the provisions of this ordinance. Such payment shall be made within 30 days after the Town furnishes the grantee with a written statement of such expenses.

Section 10-91. Violations.

- (a) It shall be unlawful for any person, firm or corporation to make any unauthorized connection, whether physically, acoustically, inductively or otherwise, with any part of a franchised CATV system within the Town for the purpose of taking or receiving television signals, radio signals, pictures, programs, or sound.
- (b) It shall be unlawful for any person, firm or corporation to make any unauthorized connection, whether physically, electrically, acoustically, inductively or otherwise, with any part of a franchised CATV system within the Town for the purpose of enabling himself or others to receive any television signal, radio signal, picture, program or sound, without payment to the owner of said system.
- (c) It shall be unlawful for any person, without the consent of the owner, to wilfully tamper with, remove or injure any cables, wires or equipment used for distribution of television signals, pictures, programs or sound.

Section 10-92. Effective Date. This Ordinance shall become effective upon its adoption.

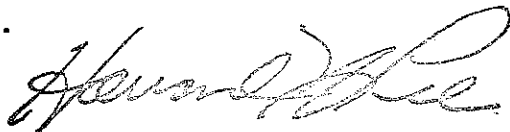
e. The land is for sale.

5. The Committee, therefore, recommends that efforts be made to acquire this site and operate it as a regional sanitary landfill.

Alderman Smith moved, seconded by Alderman Nassif, to submit the recommendation to the County Commissioners and request that a special public hearing be held at the earliest possible date. Town Manager Peck said that the Board should request the County's financial cooperation as well as rezoning. This motion was unanimously carried. Alderman Smith

said the citizens of Chapel Hill should be encouraged to attend the public hearing and support the site selected for a regional landfill.

The meeting was adjourned at 8:50 A.M.



Mayor



Town Clerk, David B. Roberts

#### MINUTES

July 10, 1972

Board of Aldermen

Town of Chapel Hill

The Board of Aldermen met at a regular meeting at 7:30 P.M. on July 10, 1972 with the following members present: Mayor pro tem Smith, Aldermen Nassif, Marshall, Coxhead, Welsh, and Scroggs. Also present were Town Manager Peck, Town Clerk Roberts, and Town Attorney Denny. Mayor Lee was absent.

#### MINUTES

Alderman Coxhead moved, seconded by Aldermen Marshall, to approve the minutes of the meetings of July 3rd and July 6th, 1972 as corrected. This motion was unanimously carried.

#### EPHESUS CHURCH ROAD--LAND CLEARANCE JANUS HOUSE

Mayor pro tem Smith said he had received a petition from the residents in the area of Ephesus Church Road, Spruce Street, and Cypress Road protesting the clearing of property there. Mayor pro tem Smith read a petition from the residents in The Glen regarding the rental of a home in The Glen for Janus House. Alderman Coxhead moved, seconded by Alderman Welsh, to receive the petitions and place them on the end of the agenda for discussion. This motion was unanimously carried.

#### ROBERSON STREET CENTER--LIGHTING BIDS

Alderman Coxhead moved, seconded by Alderman Nassif, to place this item at the end of the agenda. This motion was unanimously carried.

#### WORKABLE PROGRAM

Mayor pro tem Smith read a letter from Mr. R. D. Barnwell, Area Director, Department of Housing and Urban Development, requesting the Town to submit information related to the Workable Program. Alderman Nassif moved, seconded by Alderman Coxhead, to receive this petition and place the item on the end of the agenda. This motion was unanimously carried.

#### HEARING--READOPTON OF ORDINANCES

Town Attorney Denny said that Article 19 of Chapter 160-A of the General Statutes of North Carolina provides for the readoption of specific regulations and that a hearing on this matter had been properly advertised for this date. No one spoke for or against this matter. Alderman Scroggs moved, seconded by Alderman Welsh, that an ordinance be prepared