

Mayor Lee said that the Implementation Task Force will be charged with the responsibility of packaging the remainder of items to be considered by the Board, and setting time tables for implementation.

Alderman Welsh thanked the Charter Commission for its work. Mayor Lee thanked Charter Commission for its work; Charter revision is done only about every 25 years. Each member of the Charter Commission will be presented with a special certificate recognizing the work. Alderman Cohen thanked the Charter Commission for its work, and said that he hopes it understands that, even though he did not agree with all recommendations, he feels the work it has done is worthwhile. Mr. Holton thanked Mr. Nassif, Town Attorney Denny, and Mr. Jake Wicker for their assistance to the Charter Commission. Mr. Nassif said that all Charter Commission members did not agree with the recommended changes either. He expressed thanks for the excellent staff support and commended Charter Commission members for their excellent attendance at the meetings. Alderman Welsh asked that the remainder of Charter Commission recommendations be placed on Board agenda as soon as possible.

There being no further business to come before the Board of Alderman, said meeting adjourned at 7:00 p.m.



Mayor



David B. Roberts, Town Clerk

MINUTES OF A REGULAR MEETING OF THE MAYOR AND THE BOARD OF ALDERMEN
OF THE TOWN OF CHAPEL HILL HELD IN THE MUNICIPAL BUILDING, MONDAY,
FEBRUARY 24, 1975 AT 7:30 P.M.

The Board of Aldermen met for a regular meeting on February 24, 1975 at 7:30 p.m. in the Municipal Building. The roll was reported as follows:

Present:	Howard N. Lee, Mayor
	Gerald A. Cohen
	Thomas B. Gardner
	Shirley E. Marshall
	Sid S. Rancer
	Alice M. Welsh

Absent:	R. D. Smith
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A quorum of the Board was present and in attendance at the meeting. Also present were Town Manager C. Kendzior, Town Clerk D. Roberts and Town Attorney E. Denny.

Alderman Welsh moved, seconded by Alderman Gardner, that minutes of the meeting of February 17, 1975 be approved as corrected. Said motion was unanimously carried. Alderman Welsh moved, seconded by Alderman Marshall, that minutes of the special meeting of February 18, 1975 be approved as circulated. Said motion was unanimously carried.

Farrington Hills--Final Plat Mr. Robert Page petitioned the Board to consider approving the final plat for Farrington Hills without prior consideration by the Planning Board and Development Review Staff. The engineering plans and layouts have been approved, and Mr. Ed. Gray, developer, is willing to deposit funds with Town in the amount of one and a half times the cost of improvements. Alderman Welsh moved, seconded by Alderman Gardner, that the petition be received and consideration of the item on the agenda under 3c. Said motion passed by a vote of four to one, with Alderman Cohen opposing.

Westwood Drive--Parking Mayor Lee presented a letter from Mr. Herbert S. McKay, of 406 Westwood Drive, requesting that parking be banned on Westwood Drive between the hours of 8:00 a.m. and 4:00 p.m. Alderman Marshall moved, seconded by Alderman Gardner, that the petition be received, and the matter referred to Streets Committee, with a request that they move on it as soon as possible. Alderman Welsh said that the Streets Committee is already considering parking on Westwood Drive. Alderman Marshall said that this petition is in response to lack of action after the original referral; she will confer with Police Chief Blake on the matter and will have a recommendation from the Police Department for the Streets Committee in time for their next meeting. Said motion was unanimously carried.

Traffic Signs--Kenmore and Brookview Intersection Mayor Lee petitioned the Board to refer to Streets Committee the matter of lack of stop signs at the intersection of Kenmore Road and Brookview Road; the intersection is within the county, but county has no authority to erect stop signs. He said that Town needs to work with State to get some stop signs installed, since the intersection is very dangerous, with at least three accidents in the last three weeks. Alderman Welsh moved, seconded by Alderman Gardner, that the petition be received, and the matter referred to Streets Committee. Said motion was unanimously carried.

Executive Session-- Personnel Matter Town Manager Kendzior petitioned the Board to hold an executive session on personnel problems after the Board meeting. Alderman Gardner moved, seconded by Alderman Welsh, that the petition be received, and an Executive Session held after the end of the Board meeting. Said motion was unanimously carried.

Farrington Hills-Final Plat Mr. Robert Page said that there is some urgency in receiving an approval on the final plat, to permit several people, who have been waiting a number of months, to begin construction of their homes. He said that in the event the Board approves the plat, the developer will still go through the staff and Planning Board review and complete whatever stipulations may be necessary. Town Manager Kendzior said that he does not approve of this procedure, and feels that, until the ordinance is amended, the matter should go through the proper channels. The staff still has not had a chance to look at the plat to see whether the plot descriptions are correct; this is the document that will be filed as the final plat and it is very important that it be checked thoroughly. He recommended that the matter go through the normal established procedures. Alderman Marshall moved, seconded by Alderman Cohen, that the approval of the final plat for Farrington Hills follow established procedures. Alderman Welsh asked for the reason for the urgency. Mr. Ed Gray, developer, said that the preliminary plat was submitted in November, 1974, and several persons have been waiting since then to begin building. Mr. Page said that the urgency is for the benefit of these persons, since going through the proper channels would take another month. Ms. Fran Verkuil, a realtor with the development, said that the holdup in processing the final plat is not any particular person's

fault; it is due to various reasons, but the inability to proceed with construction is creating a hardship on people who are involved with the development. She said that she hopes the Board will take into consideration the fact that the engineering and fire protection plans have been approved, and that Town will hold a \$45,000 bond. Town Attorney Denny said that the Subdivision Ordinance says that the final plat may be considered by the Board of Aldermen only after receiving a recommendation from the Planning Board. If the Board acts without a recommendation, then it is following a procedure that is contrary to the existing Subdivision Ordinance. Alderman Welsh said that she agrees the ordinance is clear on the matter, but expressed concern that holding the matter up further will affect people who wish to build and people who are involved in the actual construction. She asked whether it is possible to expedite the staff review. Town Manager Kendzior said that the extent of staff involvement depends on whether any errors are discovered in the document as presented. Also, the next Planning Board meeting is on March 4, 1975, but the Board of Aldermen does not meet on March 10, 1975. Alderman Welsh asked whether it is possible to approve the final plat contingent on the Planning Board's approval. Town Attorney Denny said that this would make the approval subject to the Planning Board's approval, subject to development review staff's approval, subject to stipulations; the situation would not be very realistic. Alderman Cohen said that he is unwilling to approve a final plat presented in this manner, and asked whether the Planning Board can hold a special meeting before the next Board meeting. Mayor Lee said that it would be acceptable to ask the Town Manager to expedite matters, but he would not be prepared to violate the Subdivision Ordinance. Mr. Page asked whether the Board can consider the matter at the next Board meeting if staff and Planning Board consider the plat before then. Mayor Lee said yes. Ms. Verkuil said that she had been under the impression that the plat would not have to be reviewed by Town because of the posted bond; the necessity for the plat review was discovered only this day. Mayor Lee said that she should let Town Manager know which employee was responsible for giving such erroneous impression. Alderman Marshall amended the motion to have Town cooperate in the most expeditious fashion, and, if possible, to bring a correctly acted upon application at the next Board meeting. Said motion was unanimously carried.

Saralyn Unified Housing
Development--Special Use
Permit

Mr. Mike Jennings, Planning Director, presented the project, as given at the Public Hearing on January 27, 1975, and showed it on

the map. The request is to convert an existing residence at 307 McCauley Street to six apartment units. Appearance Commission members agreed that the information submitted to them as part of the Special Use application was insufficient to determine if the visual character of the structure was acceptable and in harmony with the surrounding neighborhood, and recommended that the Board delay approval until the developer submits additional plans which would include exterior building elevations, a landscape plan, and a site development plan showing the treatment of the parking areas and driveways in conformity with the Town's Special Use Requirements. The Planning Board concluded that, in regard to public health and safety, the addition of six apartment units will not substantially increase the traffic volume on McCauley Street, and off-street parking has been provided in the development plan; the use meets all required conditions and specifications; in regard to property value, bringing the structure into compliance with the Building Code will have a positive impact on the value of abutting property; and, in regard to harmony with the area, the intensity of the land use as proposed conforms with the policies of the Town as expressed in the Zoning regulations. He said that the Planning Board recommends that the Board make the four required positive findings and approve the request, subject to fifteen stipulations recommended by the Planning Director. Alderman Welsh expressed her concern that

all accessory buildings be removed from the lot before the building is occupied. She also asked for a clarification of the legal status of the public right-of-way. Assistant Town Attorney Drake said that while in most cases Town might wish to have title of the right-of-way property, in this case the title has to be retained by owners to meet all open space requirements for the lot. Alderman Cohen expressed his concern about the first three stipulations. The plans showing a proposed project should not be so expensive that they might discourage development; also, he feels that gravel driveways, parking lots and sidewalks may be adequate in this particular case. Alderman Marshall said that she agrees that all driveways and parking lots need not be paved, but Town has to be extremely careful that there is proper drainage on the property if they are not paved. Alderman Gardner said that he feels the co-operative documents should be submitted before the issuance of a Building Permit; he said that he feels the driveway should be paved, with the parking lot remaining gravel. Alderman Welsh said that she feels that the Planning Director's recommendations should remain in force. Alderman Cohen said that he is willing to have just the driveway paved. Alderman Marshall said that she feels Board should approve Planning Director's recommendations, and suggested that it would be easier for the Board to deal with a smaller number of stipulations, with some of the problems worked out with the developer and not brought before the Board. Town Attorney Denny said that, in regard to co-operative documents, they have to be submitted prior to selling any property, which would imply prior to the issuance of the Certificate of Occupancy. Mr. Jennings said that in this case the developer is selling shares in the co-operative and not property. Alderman Welsh suggested that the documents might be submitted prior to the issuance of a Building Permit, with a possible time extension, if necessary. Alderman Gardner said that one of the developer's attorneys has indicated that they are having difficulty with drawing up the co-operative documents; he would not like to see the project finished, and then Board not approving the document. Alderman Cohen said that he is concerned about the expense of preparing necessary plans and drawings before the project can begin; he feels this may prevent some projects from being done. Mayor Lee said that this problem is considered in some of the Charter Commission's recommendations on Subdivision Ordinance. Alderman Welsh moved, seconded by Alderman Marshall, that Board approve the request submitted by Saralyn, Inc. for a Unified Housing Development Special Use Permit, under Section 4-C-22 of the Zoning Ordinance, to convert the existing residence at 307 McCauley Street to six apartment units; that Board find that the use will not materially endanger public health and safety if located where proposed and developed according to the plan as submitted, that the use meets all required conditions and specifications, that the use will not substantially injure the value of adjoining or abutting property, and that the location and character of the use if developed according to the plan as submitted and approved 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; and that the following stipulations be included:

1. That the developer submit plans showing detailed elevations, locations and design of lighting, signs, service areas for refuse storage and collection, and a detailed landscape plan (as outlined in Section 4-C-22 of the Zoning Ordinance and to include screening of parking areas from abutting residential properties) for review by the Community Appearance Commission and approval by the Board of Aldermen prior to issuance of a Building Permit. The applicant is advised that the Community Appearance Commission finds the existing external appearance of the building to be unacceptable, and will request significant improvements to the appearance.
2. That a paved sidewalk be provided between the front property line and the front entrance of the building.

3. That the parking area and driveway be paved and designed to Town of Chapel Hill standards, and subject to approval by the Town Manager.
4. That all accessory buildings be removed from the lot prior to issuance of any Certificate of Occupancy.
5. That all improvements and utilities including sanitary sewer and storm drainage facilities be constructed to Town standards, and subject to approval by the Town Manager.
6. That the co-operative documents be submitted to and approved by the Board of Aldermen prior to issuance of a certificate of occupancy.
7. That all trees and other natural features to be preserved in the near vicinity of construction and/or grading activity shall be temporarily fenced prior to the beginning of construction or grading; the location of all such fencing shall be shown on the landscaped plan.
8. That the level and compaction of the soil around trees which are to be preserved shall not be disturbed in an areas described by a circle the diameter of which shall be equal to six inches for each inch of the tree trunk's diameter. There shall be no storage within this area.
9. That all landscaping shall be completed prior to the issuance of the final Certificate of Occupancy.
10. That the construction area shall be maintained in a neat, clean and orderly manner, including weekly removal of construction debris.
11. That all mechanical equipment, whether installed prior to or subsequent to issuance of the Certificate of Occupancy shall be screened from view from public rights-of-way.
12. That hose bibbs shall be provided within one-hundred (100) feet of any and all planting; or other system of irrigation shall be provided as approved by the Appearance Commission.
13. That any and all planting which dies during the life of the Special Use Permit shall be replaced with planting of the same species and approximately the same size during the following planting season.
14. That a 20 foot public right-of-way easement be dedicated along the front property line for the expansion of McCauley Street as a thoroughfare.
15. That construction begin by February 24, 1976 and be completed by February 24, 1977.

Said motion was unanimously carried.

Smith Avenue Condominium--
Special Use Permit

Mr. Mike Jennings, Planning Director, presented the project as given at the Public Hearing of

January 27, 1975, and showed it on the map. The Board of Adjustment is presently handling the problem of insufficient lot size, and this consideration does not affect the Board's decision. The Appearance Commission recommends that the request be granted. The Planning Board found, in regard to public health and safety, that the approval

of the request will cause no increase in traffic in the areas, that fire protection, water, and sewer service are currently available, and that eight required parking spaces are provided; the request meets all required conditions, since the staff certifies that the application complies with applicable ordinances and standards, except that condominium covenants have not been submitted, and the building, while non-conforming, will not increase its non-conformity by the proposed use; in regard to property value, the change from rental to condominium units will have no effect on the development in the area; and, in regard to harmony with the area, the residential use is in conformity with the zoning regulations for the area, and the change from rental to condominium units has no effect on the development of the area. He said that the Planning Board recommends that the Board of Aldermen make the required four positive findings and approve the request with one stipulation recommended by the Planning Director. Alderman Cohen asked whether the existing parking and driveway meets the approval of the Planning Director. Mr. Jennings said yes. Alderman Cohen moved, seconded by Alderman Gardner, that the Board approve the request submitted by James A. Heavner for a Unified Housing Development Special Use Permit, under Section 4-C-22 of the Zoning Ordinance, to convert a five unit non-conforming apartment structure, at 409 Smith Avenue, to five condominium dwelling units; that the Board find that the use will not materially endanger public health and safety if located where proposed and developed according to the plan as submitted, that the use meets all required conditions and specifications, that the use will not substantially injure the value of adjoining or abutting property, and that the location and character of the use if developed according to the plan as submitted and approved 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; and that the condominium covenants and provisions be submitted to and approved by the Board of Aldermen prior to issuance of the Certificate of Occupancy. Said motion was unanimously carried.

Open Space--Subdivision
Deeding

Alderman Welsh requested that consideration of this matter be postponed to the March 3, 1975

meeting. Mayor Lee requested that the consideration and conclusions on the public policy for naming public facilities also be placed on next week's agenda.

Transportation Department--
Route Changes

Town Manager Kendzior said that at the last Board meeting he was requested to provide more budget

figures for Board in considering the proposed bus route changes. He said that the funds required to cover Transportation Department's budgetary deficit are \$98,368, and estimated cost of a temporary bus facility is \$70,000. To obtain the necessary \$168,368, Town Manager Kendzior recommended that eleven budget items be deleted; additional items are listed for Board's consideration in determining where funds may be obtained to fund the proposed bus route changes. Some further savings may be present in some Town Departments at the end of the fiscal year, but it would be dangerous to depend on these for a source of funds. Alderman Marshall said that she is upset to see that the recommendation includes that the construction of rest room at Ephesus Road Site be deleted, since the agreement with the School Board is that rest rooms will be provided in areas of joint use of facilities. Town Manager Kendzior said that it was not intended to disregard this agreement, but the items that still remain as possible to be deleted also are committed. Mayor Lee asked about the cost of construction of the rest rooms. Town Manager Kendzior said \$7,500-\$10,000, with Public Works Department doing most of the work; the area is distant from water and sewer lines. Alderman Welsh asked whether Town is budgeting items that could go into the Water and Sewer Authority for

later implementation. Mayor Lee said that, while it is intended that the Authority will fulfill this kind of need, it may not be true in all instances. Town Attorney Denny said that the Authority will take over this function, but, since it does not have the authority to assess, Town may have to do projects and be reimbursed by the Authority over a period of time; this will be especially true at the outset. Also, the question exists whether sewer extensions, such as in Kings Mill area, will be part of the Authority's legitimate operational cost. Alderman Cohen said that he feels that funds being held in special contingency funds for several years should be considered for use for the Transportation Department; Town can hold a bond issue at a later date to get the necessary funds, and the money would create more than ten jobs immediately in the Transportation Department. Mayor Lee said that the Board needs to consider carefully whether it wishes to cut into these funds, since they have been built up over a number of years, although if the choice comes between solving the Transportation Department's problems and keeping these funds, then the choice should be clear. Alderman Cohen said that construction costs are increasing at a faster rate than Town can save. Alderman Marshall asked whether Town Manager has any recommendations about the bus route changes. Town Manager Kendzior said that, with the budgetary considerations being as they are, with the uncertainty of future revenue, and with the uncertain expense of the temporary bus facility, he cannot recommend any route expansions; he said that the Board may want to consider cutting bus service back at some hours of day. Alderman Gardner said that he feels the budgetary items presented will not cover the added expense of expanded bus routes. Mayor Lee agreed, but said that the estimates given are very conservative; also adjustments can be made within the bus system, in regard to route changes and shortened time of service to provide additional funds. Alderman Gardner agreed and said that he hopes Transportation Advisory Committee can consider the whole scope of the problem. Mayor Lee said that he feels that TAC can act after it receives detailed information and recommendations from Transportation Department. Alderman Cohen said that when the bus service began, he pushed for late evening service and an early start, but he feels that the service can be cut to once an hour after 7:00 p.m. and early in the morning. The buses and drivers involved would be utilized to expand the service during the middle of the day. Alderman Welsh said that the data she has indicates that the U-route carries 70% of riders on Sundays and at night after 7:00 p.m. Dr. James Gallagher, Director of Frank Porter Graham Center, said that he supports the change in L-route, since he feels bringing the loop from one end of Town to the other will stimulate more bus riders; at the present time the FPG parking lot is always full. Mayor Lee said that he supports Town Manager's position, but feels that route changes can be done at a minimal cost. The Transportation Department is still in a position of expanding and settling down, and it is better to have a bad year financially now rather than later. The route changes can be made without the need for additional gas or personnel. Alderman system cannot fit the riding habits of everybody, and people will have to learn to become more flexible in their riding habits. She suggested that the Lake Shore run be incorporated in the Bus System. Alderman Marshall said that the route changes have to be tried out before the next fiscal year's budget is set up. She said that she hopes when route cutbacks are being considered, these will not affect the recreational program this spring. She suggested that a flyer be given to every registrant to the programs, showing how the Bus System can provide transportation to the sites, and indicating that if the system is not used for this, then cutbacks for next year can be expected. Mayor Lee said that he recommends that Board approve route extensions and that Town Manager be requested to review the matter and report with the Transportation Director to TAC, who will report to the Board as soon as possible on what route adjustments can be made. Alderman Gardner said that TAC and Transportation

Department should consider ways to meet the proposed route changes with more flexibility in the routes and hours of operation; to date any changes made have been only to expand the bus system, and decreases in the system should be considered. Mayor Lee said that the Transportation Department was not set up to operate on its own revenues; the Department has been in a state of experimentation, and TAC should be knowledgeable enough to draw up the necessary changes in routes and schedules. Alderman Marshall said that she feels it is necessary to indicate Board's position on the proposed route changes now. Alderman Marshall moved, seconded by Alderman Cohen, that the N/L-route switch be made no later than March 17, 1975 and that B-route be extended only to University Mall no later than March 17, 1975. Alderman Welsh said that further adjustments may be necessary, since University ends its school year on May 8, 1975. Alderman Marshall agreed; she said that the Transportation System has not had any experience with the summer schools and further schedule cut-backs may be necessary. Dr. Marvin Silver, Chairman of TAC, said that TAC needs policy guidelines to make its decisions. Mayor Lee said that the Board is asking TAC to recommend what policy the Board should make; these are adjustments in the Transportation System and firm policy will not be made until next year. Alderman Welsh said that decreasing the hours of bus service does not mean decreasing the level of service but adjusting the system as needs demand. Mayor Lee asked that TAC present its recommendations within two weeks. Alderman Cohen said that other adjustments in the system may need to be made after the bus routes are adjusted; he suggested that these be made after 60 days from the route adjustments. Alderman Marshall said that the Transportation Director needs to know firm bus schedules to distribute to students when they return on March 17. Alderman Marshall amended the motion to have Saturday bus schedules from 7:00 p.m. to 9:00 p.m. Alderman Welsh asked whether Board should consider having no service on B-route on Sundays. Alderman Marshall said that she does not think exceptions should be made; if there is no bus service on B-route on Sundays, other Town-routes also should not have any service then. Said motion passed by a vote of four to one, with Alderman Gardner opposing.

Parking Ordinance--
Henderson Street

Town Manager Kendzior said that the ordinance is intended to prohibit parking on Henderson Street

during Apple Chill Fair. Alderman Welsh moved, seconded by Alderman Cohen, that the following ordinance to provide for no parking on Henderson Street be adopted:

AN ORDINANCE TO PROVIDE FOR NO
PARKING ON HENDERSON STREET

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

SECTION I

That on the 20th day of April, 1975 between the hours of 1:00 p.m. and 7:00 p.m., there shall be no parking on either side of Henderson Street between Franklin Street and Rosemary Street. The Police Department of the Town of Chapel Hill is hereby authorized to cover the parking meters situated on said street during such hours on said date, and to post signs during said time that said area is a tow zone. The Police Department is further authorized to remove, tow in, and impound automobiles and vehicles of any kind which are parked on said street during such hours in controvention of this Ordinance. The owner shall be responsible for and pay storage and moving cost of any vehicle removed pursuant to the provisions of this Ordinance, and the Police Department shall use reasonable diligence to notify the owner of the removal and storage of such vehicle.

This the 24th day of February, 1975.

Said motion was unanimously carried.

Parking Ordinance--
Glandon Drive

Alderman Marshall moved, seconded by Alderman Welsh, that the following ordinance to designate no

parking during certain hours be adopted:

AN ORDINANCE TO DESIGNATE NO PARKING DURING CERTAIN HOURS.

BE IT ORDAINED by the Board of Aldermen, Town of Chapel Hill, that Chapter 21, Traffic Code, of the Code of Ordinances Town of Chapel Hill, be amended by the addition of a new section 21-21.1 to read as follows:

SECTION I

§21-27.1 No parking during certain hours:

During the following periods it shall be unlawful to park an automobile or vehicle of any kind on the following streets in the designated areas:

8 A.M. - 5 P.M.

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Glandon Drive	West	A point 400 feet north of Western intersection with Gimghoul Road.	Gimghoul Road, eastern intersection.
Glandon Drive	East	A point 300 feet north of the western intersection with Gimghoul Rd.	Gimghoul Road, eastern intersection.

SECTION II

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

This the 24th day of February, 1975.

Said motion was unanimously carried.

Personnel Ordinance--
Police Department

Town Manager Kendzior said that the grant for providing personnel for the special crime tactical

squad has been approved by the State Department of Natural and Economic Resources. The grant is for \$31,627, with the Town share of \$1,818 budgeted in General Fund contingency fund. Alderman Gardner moved, seconded by Alderman Marshall, that the following ordinance, amending personnel ordinance for the period July 1, 1974 to June 30, 1975 be adopted:

O R D I N A N C E

AN ORDINANCE TO AMEND AN ORDINANCE ESTABLISHING SALARY RANGES, POSITION CLASSIFICATIONS, SALARIES, BONDS OF OFFICIALS AND CERTAIN BENEFITS FOR THE VARIOUS SALARIED AND HOURLY FULL-TIME EMPLOYEES, AND SALARIES FOR THE VARIOUS PART-TIME AND NON-PERMANENT EMPLOYEES WITHIN THE SERVICE OF THE TOWN OF CHAPEL HILL, NORTH CAROLINA, FOR THE PERIOD JULY 1, 1974 TO JUNE 30, 1975.

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill, Orange County, State of North Carolina:

SECTION I

That the ordinance be amended as follows:

<u>Position</u>	<u>No.</u>	<u>Hours</u>	<u>Range</u>	<u>Salary Range</u>
Police Officer	27	42	18	\$3.18-\$4.98 Hour

SECTION II

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

This the 24th day of February, 1975.

Said motion was unanimously carried.

Electric Utilities Sale--
Policy Statement

Alderman Cohen said that, if Board wishes, he can draft statement regarding the sale of electric utilities for next Board's meeting; it would then be ready in time for Attorney General's Public Hearing of March 5, 1975. Alderman Marshall said she supports the idea. Alderman Welsh said that the Board needs to decide if it wishes to be present at the hearing as an advocate or to gather information. Alderman Cohen said that the policy statement could be drafted to support either position. Alderman Gardner expressed his concern about taking such an action, since Town is involved in a joint agreement with Carrboro and Orange County with water and sewer sale. Alderman Welsh said that she agrees in principle with having a policy statement, but feels it may be better for individuals to express their views rather than for the Board to make an official statement. Town Attorney Denny said that the sale of electrical utilities is related to sale of water utilities, since University shares billing, warehousing and office facilities for the two. Mayor Lee said that he agrees it would be better for the Board not to make an official statement; Town can evaluate the situation after the public hearing. Alderman Cohen withdrew his proposal. Alderman Gardner said that the Board took action at the last Board meeting to invite State Utility Commission members to attend the hearing.

Pending Legislations--
Resolutions

Alderman Cohen said that he was asked by the Mayor to keep Board informed of any pending legislations before General Assembly that may affect Town. U. S. Congress bill S662, Urban Mass Transit Amendments of 1975, authorizes operating aid to transit systems in cities of 50,000 population and under; this would qualify Town to receive matching funds for up to \$250,000. Alderman Welsh moved, seconded by Alderman Gardner, that a resolution be drafted supporting S662, with copies sent to congressmen and senators. Said motion was unanimously carried. Mayor Lee said that he will write personal letters to the congressmen and senators and suggested that Board members do likewise. Alderman Cohen said that SB18 would provide for absentee voting in municipalities of 25,000 population and over. Alderman Welsh moved, seconded by Alderman Marshall, that a resolution be drafted supporting SB18, with copies to be sent to Town's delegation. Said motion was unanimously carried. Alderman Cohen said that Campaign Finance Act of 1974 requires that donations of more than \$50 be reported; SB138 would extend this requirement to county and municipal offices. Alderman Gardner asked whether the League of Municipalities has expressed its views in the matter. Alderman Cohen said that he believes they are supporting the bill. Alderman Welsh moved, seconded by Alderman Marshall, that a resolution be drafted supporting SB138, with copies to be sent to Town's delegation. Said motion was unanimously carried. Alderman Cohen said that a Senate Bill is being introduced permitting increasing

city auto tax from \$1.00 to \$3.00; this would provide about \$20,000 additional Town revenue. Alderman Marshall moved, seconded by Alderman Welsh, that a resolution be drafted supporting increase in city auto tax, with copies to be sent to Town's delegation. Said motion was unanimously carried. Alderman Welsh said that she would also like to have Board support the repeal of food tax. Alderman Gardner said that he is opposed to the repeal, since he does not think that the consumer would benefit from this in the long run. Mayor Lee said that he would like to have Board support the Equal Rights Amendment. Alderman Cohen said that this can be placed on next week's agenda.

Charter Implementation Team

Mayor Lee requested that consideration of appointment of Charter Implementation Team be postponed to next week's meeting, with Board members considering how this committee should be structured.

Community Development Task Force-Public Hearing

Town Manager Kendzior presented the schedule for balance of Community Development Application Process and requested that a Special Public Hearing be held on March 17, 1975. Alderman Cohen moved, seconded by Alderman Marshall, that a special public hearing to consider the CD Task Force recommendations be scheduled for March 17, 1975. Said motion was unanimously carried.

Charter Revisions

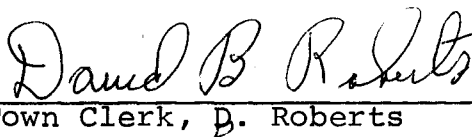
Town Attorney Denny said that the revised charter has been distributed to all Board members and asked that this be considered so that it can be put in the final form and submitted to the General Assembly. Alderman Cohen said that he would like to see Department of Human Services included in the charter. Town Attorney Denny said that the present charter has a section entitled "Other Departments," which in the revised charter is retitled to include only departments charged with public safety. He suggested that the section revert back to the present title, with Department of Human Services included here. This might be worded to include providing for social service operations, including day care, in the same manner that counties now provide. Alderman Cohen said that he supports this; he feels that the charter should include specific grants of power that are not provided for in the General Law. Alderman Cohen moved, seconded by Alderman Marshall, that the revised charter include a section authorizing a Human Services Department for social welfare programs and that included in its powers be authorization to aid nonprofit day care programs. Alderman Gardner asked whether this motion goes further in support of day care programs than the resolution passed at the November 11, 1974 meeting. Alderman Cohen said no, this would be a narrower interpretation, giving the Town only powers that the counties now have in support of day care, with the rest of the section describing only the actual operation of the Human Services Department. This is a permissive section that can be implemented if desired. The previous resolution requested that a local bill be drafted authorizing the Town to support day care; representative Hunt has been awaiting direction from the Town on how to proceed in the matter. Alderman Welsh asked whether there would be any conflict with the County Commissioners in giving the Town powers to support day care. Town Attorney Denny said that the Town is now and has been assuming powers that have traditionally been given to the counties when the Board has felt that such an action is necessary; that he does not know if County Commissioners would oppose the Town's support of day care. Alderman Cohen said that the Commissioners he has contacted have indicated that they would not oppose this. Mayor Lee said that he feels the Town should have authority in this matter; whether the section is implemented would be left up to the Board. There is a need to clarify the operation of the Human Services Department, and it should be included in the Charter. Alderman Gardner asked what new activities would be permitted by this section.

Town Attorney Denny said that this would allow the Town to consider requests from day care for financial assistance, such as Board received at the budget deliberations in 1974. Alderman Cohen said that the Day Care Task Force is now drafting its final report and is considering various proposals of financial assistance with individual income criteria. Alderman Gardner asked whether the Task Force knows how much money might be needed. Alderman Cohen said no; it also has to be considered whether the Community Development Task Force recommendations, that would provide assistance to day care for scholarships, would be implemented if the Town does not have the authority to support day care. Alderman Gardner asked about budget appropriation for Human Service Department for current fiscal year. Town Manager Kendzior said \$102,000; this figure also includes other Human Services functions, the department itself is appropriated \$77,000. Said motion passed by a vote of four to one, with Alderman Gardner opposing. Alderman Welsh said that she would like to have Board reconsider the matter of giving the Mayor the right to vote on all issues. She feels that if the Mayor has a vote, then he is one of the nine legislators, which would interfere with his duties as an intermediary, or dealing with citizen inquiries; it would also be difficult to have completely objective discussions at Board meetings. Alderman Marshall said that she feels the matter should not be reconsidered until all Board members are present. Alderman Rancer said that he has changed his mind and is now opposed to giving the Mayor the right to vote on all issues. Mayor Lee asked whether it would be possible to submit the rest of the charter to the General Assembly, with the matter being considered at the next Board meeting. Town Attorney Denny said that this would be difficult, since the Mayor's right to vote determines the matter of a Legislative Board, and the Charter would need to be changed extensively to provide the proper wording. Alderman Cohen said that the deadline for local bills is after March 1, 1975; he also is changing his vote and not supporting giving the Mayor the right to vote on all issues. Mayor Lee said that an official vote will be taken at the next Board meeting, but since the majority of Board members now oppose Mayor's vote, the Charter can be revised completely reflecting this change. He said that he would like to see giving the Mayor the right to vote on appointments in the same manner as the rest of the Board. Town Attorney Denny said that the committees set up by General Statutes require appointment by the vote of the legislative body; the charter could be rewritten to indicate that the appointments will be made by the Mayor and the Board of Aldermen. Alderman Cohen said that he feels the Mayor should vote only in the case of a tie. Mayor Lee agreed, but proposed that the Board consider endorsing open vote on all appointments. Mayor Lee directed the Town Attorney to rewrite the Charter to submit it for Board action at the next Board meeting.

There being no further business to come before the Board of Aldermen, said meeting adjourned at 10:05 p.m.



Mayor



Town Clerk, D. Roberts