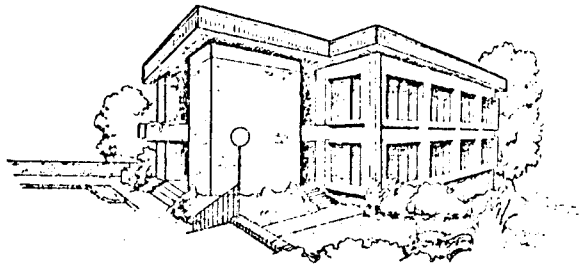


TOWN OF CHAPEL HILL

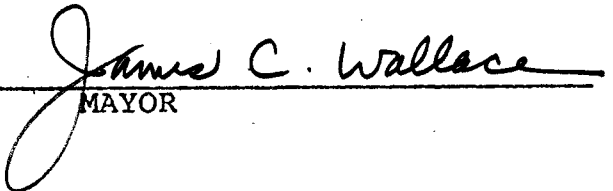
306 NORTH COLUMBIA ST.
CHAPEL HILL, N.C., 27514
(919) 929-1111



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

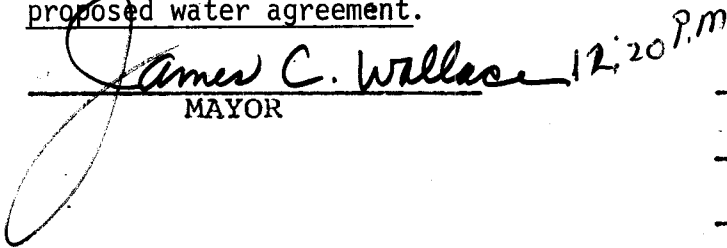
TO: Gerry Cohen
Robert Epting
Thomas Gardner
Jonathan Howes
Shirley Marshall
Marvin Silver
R. D. Smith
Edward Vickery


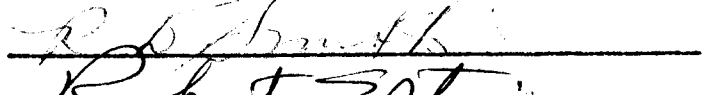

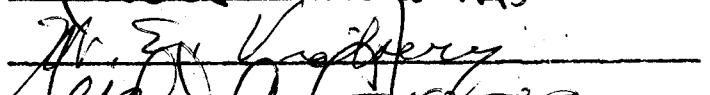

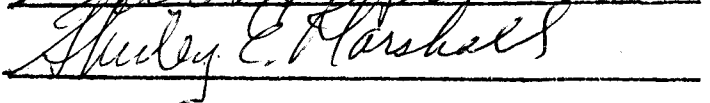
You, and each of you, are hereby notified that the Board of Aldermen have called a Special Meeting, to be held in the Conference Room, at 7:30P.M. on May 17, 1976, for consideration of word changes in proposed water agreement.


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 James C. Wallace, Mayor, to be held in the Conference Room at 7:30P.M. May 17, 1976 for consideration of word changes in proposed water agreement.


MAYOR

121
WHEREAS, for the Town to withdraw from the Authority at this time removes any possibility of agreement, NOW THEREFORE

BE IT RESOLVED, by the Board of Aldermen of the Town of Chapel Hill:

That the appointees of the Town to the Orange Water and Sewer Authority be requested not to participate in the formulation and submission of any revised bid by the Authority as presently constituted, for the University Water and Sewer Utility Properties, and the Board takes notice that they have not done so, and

BE IT FURTHER RESOLVED that in the event any proposal by the Authority is recommended for acceptance that the Board expresses its intent to withdraw from the Authority as presently constituted. (i.e., 3-3-3)

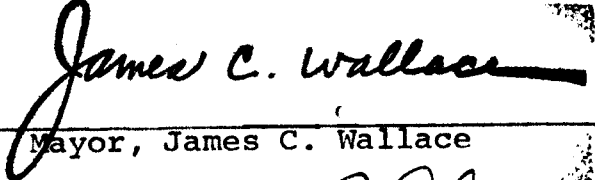
This the 11th day of May, 1976.

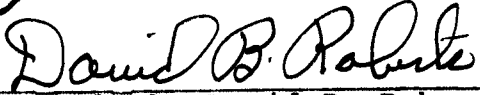
ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN MARSHALL, THAT THE RESOLUTION, AS READ BY THE TOWN ATTORNEY, BE APPROVED.

Alderman Epting said that it is necessary to adopt the resolution to show that the Town is not interested in a 3-3-3 Authority. Alderman Howes said that the resolution is a mechanical instruction to the Town Authority members not to participate in the preparation of the Authority bid. Alderman Marshall said that she will appreciate receiving direction on this matter, since without direction she will resign from the Authority. Alderman Cohen said that the purpose of the resolution is to avoid conflict of interest both on the part of the Town and the Authority. Mayor Wallace said that the resolution indicates in advance what the Town's intention is in case the Authority obtained the utilities.

THE MOTION WAS UNANIMOUSLY CARRIED.

There being no further business to come before the Board of Aldermen, said meeting adjourned at 1:42 a.m.



Mayor, James C. Wallace


Town Clerk, David B. Roberts

MINUTES OF A SPECIAL MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TOWN OF CHAPEL HILL, MUNICIPAL BUILDING, MONDAY
MAY 17, 1976, 7:30 P.M.

Mayor Wallace called said meeting to order; present and seated were:

James C. Wallace, Mayor
Gerald Cohen
Robert Epting
Thomas Gardner
Jonathan Howes
Shirley Marshall
Marvin Silver
R. D. Smith
Edward Vickery

Also present were Town Manager K. Jenne, Town Clerk D. Roberts and Town Attorney E. Denny.

The Mayor announced that the Board of Aldermen was meeting for the purpose of considering some changes in the wording of the proposed water agreement.

Alderman Howes moved that the Special Meeting go into Executive Session and the motion was seconded by Alderman Epting. Mayor Wallace explained that Mr. Denny was to brief the Session on the changes in the wording. Alderman Gardner raised the question of whether this was a legitimate action for Executive Session. Mr. Denny replied that it quite clearly had to do with property application.

The meeting was adjourned into Executive Session at 7:41 p.m.

At 8:24 p.m. called the Special Meeting back into order after having considered in Executive Session the changes in the wording of the proposed

water agreement.

Alderman Epting introduced the following resolution, which was read:

RESOLUTION CLARIFYING SUBPARAGRAPH f(1) OF SECTION 13 OF THE PROPOSED WATER UTILITY AGREEMENT OF SALE AND PURCHASE BETWEEN THE STATE OF NORTH CAROLINA AND THE TOWN OF CHAPEL HILL

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

That Subparagraph f(1) of the proposed Water Utility Agreement of Sale and Purchase between the State of North Carolina and the Town of Chapel Hill be clarified to read as follows:

"To serve and charge reasonable rates, based on costs of service, to all classes of users of the water and sewer system impartially and without unjust discrimination, and that no differential in rate shall be based on the location of a customer of the system."

ALDERMAN ROBERT EPTING MOVED THE PASSAGE OF THE FOREGOING RESOLUTION CHANGING THE WORDING OF THE PROPOSED WATER UTILITY AGREEMENT OF SALE AND PURCHASE, ALDERMAN JONATHAN HOWES SECONDED, AND THE RESOLUTION WAS PASSED BY THE FOLLOWING VOTES:

AYES: Aldermen Gerald Cohen, Robert Epting, Jonathan Howes, Shirley Marshall, R. D. Smith, Marvin Silver, Edward Vickery.

NOES: Alderman Thomas Gardner.

Mr. Gardner asked if he might bring up a matter relative to the matter at hand. Mayor Wallace stated that if the members of the Board of Aldermen had no objection he might proceed. There was no objection.

Alderman Gardner stated that there had been no written justification from the University for its increase from the original Orange Water and Sewer Authority bid of \$900,000 to minimum acceptable bid of \$1.5 million. He suggested that Dr. Jones be asked for clarification of the \$600,000 increase. There were objections from several Aldermen and the Chair ruled that this was beyond the subject matter of the Special Meeting.

The Meeting was then adjourned at 8:26 p.m.

James C. Wallace

Mayor, James C. Wallace

David B. Roberts

Town Clerk, David B. Roberts

MINUTES OF PUBLIC HEARINGS AND A REGULAR MEETING OF THE MAYOR AND THE BOARD OF ALDERMEN, TOWN OF CHAPEL HILL, MUNICIPAL BUILDING, MONDAY, MAY 24, 1976, 7:30 P.M.

Mayor Wallace called the meeting of the Board of Aldermen to order; present and seated were:

- James C. Wallace, Mayor
- Gerald Cohen
- Robert Epting
- Thomas Gardner
- Jonathan Howes
- Shirley Marshall, Mayor pro tem
- Marvin Silver
- R. D. Smith
- Edward Vickery

Also present were Town Manager K. Jenne, Town Attorney, E. Denny and Town Clerk D. Roberts.