

of the measures taken were cosmetic, but that the psychology created was having an effect on citizens. He stated that laws could not be enforced inside homes for conservation, and the best thing the Town could do was to impress upon citizens the necessity for conservation. His concern was if Durham could not continue to supply water to the Town. He felt that scare tactics had been permitted to creep into the situation, which would be harmful to the psychology created for citizens to conserve.

Alderman Silver stated he thought the Town was in a crisis because it did not control the water, instead it depended on the University and Durham. Therefore, he believed the best action to be conservation. The crowds at the football game did not use excessive water, and he thought the University's apology should be accepted, and should any infractions of the ordinance occur in the future a warrant should be served.

Alderman Gardner concurred with the Mayor in expressing his thanks to the community for their efforts at conservation. He felt the watering of Navy Field a regrettable incident, but the apology of the University should be accepted and no further action taken. He had protested the calling of the meeting because he did not foresee any startling proposals coming out of the meeting. He felt that conservation was now the best thing that could be done.

Alderman Epting stated that everyone knew there was a water shortage, and he did not think the number of days would have any useful influence on the conservation program. The mistake at the University was regrettable but the apology of the University should be accepted. There would be legal problems with trying to arrest anyone at the University for responsibility. He stated that he believed the appropriate way for anyone with conservation ideas to communicate them, would be to call the newspaper and have them printed. He then moved that the meeting be adjourned. Alderman Gardner seconded. The motion was carried by a vote of five to four with Aldermen Epting, Gardner, Howes and Marshall, and Mayor Wallace supporting and Aldermen Cohen, Silver, Smith and Vickery opposing. The meeting was adjourned at 8:30 p.m.

James C. Wallace

Mayor James C. Wallace

David B. Roberts

Town Clerk, David B. Roberts

MINUTES OF A PUBLIC HEARING AND A REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN, TOWN OF CHAPEL HILL, MUNICIPAL BUILDING, MONDAY, SEPTEMBER 13, 1976

Mayor Wallace called the meeting to order at 7:35 p.m. Present were:

- Gerald Cohen
- Robert Epting
- Thomas Gardner
- Jonathan Howes
- Marvin Silver
- R. D. Smith
- Edward Vickery

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

Mayor Wallace announced that items 1 and 2 on the agenda, awards of appreciation, would be held in abeyance until some of the persons arrived.

Public Hearing on Bond Orders

The Town Clerk reported to the Board of Aldermen that the bond orders entitled "Bond Order authorizing the issuance of \$300,000 Land Acquisition Bonds of the Town of Chapel Hill", "Bond Order authorizing the issuance of \$1,750,000 Street Improvement Bonds of the Town of Chapel Hill", "Bond Order authorizing the issuance of \$2,650,000 Recreation Bonds of the Town of Chapel Hill", "Bond Order authorizing the issuance of \$1,400,000 Law Enforcement and Courtroom Building Bonds of the Town of Chapel Hill", "Bond Order authorizing the issuance of \$150,000 Fire Prevention Bonds of the Town of Chapel Hill", "Bond Order authorizing the issuance of \$600,000 Public Works Building Bonds of the Town of Chapel Hill" and "Bond Order authorizing the issuance of \$3,625,000 Sanitary Sewer Bonds of the Town of Chapel Hill", which had been introduced on August 16, 1976, had been published in the Chapel Hill Newspaper on September 2, 1976, with notices that the Board would hold a public hearing thereon on September 13, 1976 at 7:30 o'clock, P.M. The Clerk also reported that the Town's Finance Officer had filed in the Clerk's office a statement of debt complying with the provisions of The Local Government Bond Act, and such statement as filed showed the net indebtedness of the Town to be 4.9% of the appraised valuation of property in the Town.

ALDERMAN COHEN MOVED THAT THE BOARD PROCEED TO HOLD A PUBLIC HEAGING ON THE BOND ORDERS. THE MOTION WAS SECONDED BY ALDERMAN GARDNER AND WAS UANIMOUSLY ADOPTED.

At 7:30 o'clock, P.M., the Mayor announced that the Board would hear anyone who wished to be heard on the questions of the validity of the bond orders and the advisability of issuing the bonds. At the direction of the Mayor, the Town Clerk read each bond order and published notice of hearing.

Mr. Jenne explained that the public hearing and resolutions to be passed were part of the procedures necessary to culminate in the introduction of a ballot for certain bond questions in the November 2 election. On April 26, 1976, the Board held a public hearing on the five-year Capital Improvement Program of the Town. Work sessions in May and June followed this. On June 14, the Town adopted the five-year CIP. The other steps necessary under North Carolina General Statutes have been taken since that time leading up to placing the bond orders on the ballot on November 2. First of the bond orders is the land acquisition bonds in the amount of \$300,000 relating to Project 1-701, General Land Acquisition, budgeted for 1976-77. This is for general advance land acquisition for general corporate purposes. Second is the issuance of \$1,750,000 streets improvements bond, which addresses itself to our projects in the CIP. These projects include street paving (\$450,000 for paving of unpaved and gravel streets); street construction (\$850,000); sidewalks (\$350,000 for building sidewalks); and bicycle paths (\$100,000 for construction of bicycle paths). These are in the same bond question and will allow flexibility in budgeting for these items. Next is the issuance of Recreation Bonds in the amount of \$2,650,000 for general recreation improvements including Hargraves Center (\$807,000), Jones Park (\$68,000), Phillips High School Area (\$79,000), Umstead Park (\$72,000), Oakwood Playground (\$24,000), Ephesus (\$136,000), Cedar Falls (\$289,000), community center (\$675,000), and an indoor-outdoor swimming pool (\$500,000). The fourth bond order is that for law enforcement and courtroom building bonds in the amount of \$1,400,000. This will be for the construction, reconstruction and renovation of police/court facilities on the corner of Columbia and Rosemary Streets. The fire prevention bonds in the amount of \$150,000 will encompass two projects, a fire training center to be located on Airport Road (\$130,000) and land acquisition for #5 fire station (\$20,000) to be located to the south of Chapel Hill. The public works building bonds, in the amount of \$600,000 are for moving the municipal operations from Plant Road to a new site, and the associated improvements necessary at the new site. The Plant Road site is then to be converted to a recreation area. The sanitary sewer bonds, in the amount of \$3,625,000, will incorporate three projects. The sewer line improvements and treatment plant both relate to the 201 program. Although the sewer system is being transferred to the Water and Sewer Authority, the Town and Board of Aldermen felt it best to get authorization to have funds available to make wastewater treatment improvements should the Authority by any chance not be able to make these improvements when they were ready to go ahead with the 201 program. The \$670,000 for sanitary sewers is for the installation of collector lines in areas not now sewered by the Town. Mr. Jenne stated that upon conclusion of the public hearing the Board would consider adoption of the bond orders and passage of the resolution calling a referendum on November 2. If these actions are taken, it will remain for the Board of Elections to put these questions on the ballot of the November 2 general election.

Mr. Denny pointed out that each of the bond resolutions provided that a tax sufficient to pay the interest on said bonds when due, should be annually levied, but that the bond orders should take effect only when approved by the voters in election. The total bonded indebtedness of the town if these bonds are passed will be \$13,694,000.

Mrs. Lisa Price, representative of the League of Women Voters, stated that the League supported the passage of the proposed bond referendum. They believed that general obligation bonds are a sound way to finance needed town capital improvements. This method spreads the cost over a number of years and is flexible enough for capital improvements to be altered if needs change. The town must catch up with its population growth with needed facilities such as adequate sewers, recreational and law enforcement facilities. The town also needs to provide facilities for planning for future growth. The town cannot serve its present residents, much less adding other areas. The League pledged its support and help to work for passage of the bond referendum.

After the Board had heard all persons who requested to be heard, Alderman Cohen moved that the public hearing be closed. The motion was seconded by Alderman Vickery and was unanimously adopted.

Alderman Howes moved that the Board of Aldermen adopt without change or amendment and direct the Clerk to publish as prescribed by The Local Government Bond Act the bond order entitled "Bond Order authorizing the issuance of \$300,000 Land Acquisition Bonds of the Town of Chapel Hill", introduced at the meeting of the Board of Aldermen held on August 16, 1976. The motion was seconded by Alderman Epting and was adopted by the following vote:

AYES: Aldermen Cohen, Epting, Gardner, Howes, Silver, Smith and Vickery

NAYS: None

Alderman Smith moved that the Board of Aldermen adopt without change or amendment and direct the Clerk to publish as prescribed by The Local Government Bond Act the bond order entitled "Bond Order authorizing the issuance of \$1,750,000 Street Improvement Bonds of the Town of Chapel Hill", introduced at the meeting of the Board of Aldermen held on August 16, 1976. The motion was seconded by Alderman Epting and was adopted by the following vote:

AYES: Aldermen Cohen, Epting, Gardner, Howes, Silver, Smith and Vickery

NAYS: None

Alderman Cohen moved that the Board of Aldermen adopt without change or amendment and direct the Clerk to publish as prescribed by The Local Government Bond Act the bond order entitled "Bond Order authorizing the issuance of \$2,650,000 Recreation Bonds of the Town of Chapel Hill", introduced at the meeting of the Board of Aldermen held on August 16, 1976. The motion was seconded by Alderman Smith and was adopted by the following vote:

AYES: Aldermen Cohen, Epting, Gardner, Howes, Silver, Smith and Vickery

NAYS: None

Alderman Epting moved that the Board of Aldermen adopt without change or amendment and direct the Clerk to publish as prescribed by The Local Government Bond Act the bond order entitled "Bond Order authorizing the issuance of \$1,400,000 Law Enforcement and Courtroom Building Bonds of the Town of Chapel Hill", introduced at the meeting of the Board of Aldermen held on August 16, 1976. The motion was seconded by Alderman Gardner and was adopted by the following vote:

AYES: Aldermen Cohen, Epting, Gardner, Howes, Silver, Smith and Vickery

NAYS: None

Alderman Gardner moved that the Board of Aldermen adopt without change or amendment and direct the Clerk to publish as prescribed by The Local Government Bond Act the bond order entitled "Bond Order authorizing the issuance of \$150,000 Fire Prevention Bonds of the Town of Chapel Hill", introduced at the meeting of the Board of Aldermen held on August 16, 1976. The motion was seconded by Alderman Vickery and was adopted by the following vote:

AYES: Aldermen Cohen, Epting, Gardner, Howes, Silver, Smith and Vickery

NAYS: None

Alderman Smith moved that the Board of Aldermen adopt without change or amendment and direct the Clerk to publish as prescribed by The Local Government Bond Act the bond order entitled "Bond Order authorizing the issuance of \$600,000 Public Works Building Bonds of the Town of Chapel Hill", introduced at the meeting of the Board of Aldermen held on August 16, 1976. The motion was seconded by Alderman Epting and was adopted by the following vote:

AYES: Aldermen Cohen, Epting, Gardner, Howes, Silver, Smith and Vickery

NAYS: None

Alderman Howes moved that the Board of Aldermen adopt without change or amendment and direct the Clerk to publish as prescribed The Local Government Bond Act the bond order entitled "Bond Order authorizing the issuance of \$3,625,000 Sanitary Sewer Bonds of the Town of Chapel Hill", introduced at the meeting of the Board of Aldermen held on August 16, 1976. The motion was seconded by Alderman Cohen and was adopted by the following vote:

AYES: Aldermen Cohen, Epting, Gardner, Howes, Silver, Smith and Vickery

NAYS: None

Alderman Smith moved the adoption of the following resolution which was read at length to the Board:

WHEREAS, the Board of Aldermen has adopted the bond orders hereinafter described authorizing the issuance of \$300,000 Land Acquisition Bonds, \$1,750,000 Street Improvement Bonds, \$2,650,000 Recreation Bonds, \$1,400,000 Law Enforcement and Courtroom Building Bonds, \$150,000 Fire Prevention Bonds, \$600,000 Public Works Building Bonds, and \$3,625,000 Sanitary Sewer Bonds, and such bond orders and the indebtedness to be incurred by the issuance of such bonds and the tax to be levied for the payment of such bonds should be submitted to the voters of the Town of Chapel Hill for their approval or disapproval in order to comply with the Constitution and Laws of North Carolina: NOW, THEREFORE,

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

- (1) The questions whether the qualified voters of the Town of Chapel Hill shall approve or disapprove (a) the indebtedness to be incurred by the issuance of bonds of the Town authorized by the aforementioned bond orders, which indebtedness shall be secured by a pledge of the Town's faith and credit, (b) the levy of a tax for the payment thereof, and (c) said bond orders, shall be submitted to the qualified voters of said Town at an election to be held in said Town on November 2, 1976.
- (2) The Town Clerk is hereby authorized and directed to publish a notice of said election which shall be in substantially the following form:

TOWN OF CHAPEL HILL, NORTH CAROLINA

NOTICE OF SPECIAL BOND ELECTION

NOTICE IS HEREBY GIVEN that a special bond election will be held in the Town of Chapel Hill, North Carolina, on November 2, 1976, for the purpose of submitting to the qualified voters of said Town the question whether they shall approve or disapprove, (1) the indebtedness to be incurred by the issuance of bonds of said Town of the maximum principal amount of

\$300,000, which indebtedness shall be secured by a pledge of the Town's faith and credit, and (2) the levy of a tax for the payment of such bonds and (3) the bond order entitled "Bond Order authorizing the issuance of \$300,000 Land Acquisition Bonds of the Town of Chapel Hill", adopted by the Board of Aldermen on September 13, 1976, to authorize the issuance of said bonds and the levy of such tax, and the question whether they shall approve or disapprove (1) the indebtedness to be incurred by the issuance of bonds of said Town of the maximum principal amount of \$1,750,000, which indebtedness shall be secured by a pledge of the Town's faith and credit, and (2) the levy of a tax for the payment of such bonds and (3) the bond order entitled "Bond Order authorizing the issuance of \$1,750,000 Street Improvement Bonds of the Town of Chapel Hill", adopted by the Board of Aldermen on September 13, 1976, to authorize the issuance to said bonds and the levy of such tax, and the question whether they shall approve or disapprove (1) the indebtedness to be incurred by the issuance of bonds of said Town of the maximum principal amount of \$2,650,000, which indebtedness shall be secured by a pledge of the Town's faith and credit, and (2) the levy of a tax for the payment of such bonds and (3) the bond order entitled "Bond Order authorizing the issuance of \$2,650,000 Recreation Bonds of the Town of Chapel Hill", adopted by the Board of Aldermen on September 13, 1976, to authorize the issuance of said bonds and the levy of such tax, and the question whether they shall approve or disapprove (1) the indebtedness to be incurred by the issuance of bonds of said Town of the maximum principal amount of \$1,400,000, which indebtedness shall be secured by a pledge of the Town's faith and credit, and (2) the levy of a tax for the payment of such bonds and (3) the bond order entitled "Bond Order authorizing the issuance of \$1,400,000 Law Enforcement and Courtroom Building Bonds of the Town of Chapel Hill", adopted by the Board of Aldermen on September 13, 1976, to authorize the issuance of said bonds and the levy of such tax, and the question whether they shall approve or disapprove (1) the indebtedness to be incurred by the issuance of bonds of said Town of the maximum principal amount of \$150,000, which indebtedness shall be secured by a pledge of the Town's faith and credit, and (2) the levy of a tax for the payment of such bonds and (3) the bond order entitled "Bond Order authorizing the issuance of \$150,000 Fire Prevention Bonds of the Town of Chapel Hill", adopted by the Board of Aldermen on September 13, 1976, to authorize the issuance of said bonds and the levy of such tax, and the question whether they shall approve or disapprove (1) the indebtedness to be incurred by the issuance of bonds of said Town of the maximum principal amount of \$600,000, which indebtedness shall be secured by a pledge of the Town's faith and credit, and (2) the levy of a tax for the payment of such bonds and (3) the bond order entitled "Bond Order authorizing the issuance of \$600,000 Public Works Building Bonds of the Town of Chapel Hill", adopted by the Board of Aldermen on September 13, 1976, to authorize the issuance of said bonds and the levy of such tax, and the question whether they shall approve or disapprove (1) the indebtedness to be incurred by the issuance of bonds of said Town of the maximum principal amount of \$3,625,000, which indebtedness shall be secured by a pledge of the Town's faith and credit, and (2) the levy of a tax for the payment of such bonds and (3) the bond order entitled "Bond Order authorizing the issuance of \$3,625,000 Sanitary Sewer Bonds of the Town of Chapel Hill", adopted by the Board of Aldermen on September 13, 1976, to authorize the issuance of said bonds and the levy of such tax.

The Land Acquisition Bonds are authorized to pay the capital costs of acquiring land for the corporate purposes of the Town. The Street Improvement Bonds are authorized to pay the capital costs of providing and improving streets, sidewalks and bicycle paths, including without limitation paving, grading, resurfacing, widening and reconstruction of streets, construction and reconstruction of sidewalks and bicycle paths and including the acquisition of the necessary land or rights-in-land. The Recreation Bonds are authorized to pay the capital costs of providing and improving recreation facilities, including without limitation construction of a new community center building and swimming pool, reconstruction and renovation of the existing community center building and the construction of athletic fields and other facilities and the acquisition and installation of the equipment and furnishings required therefor. The Law Enforcement and Courtroom Building Bonds are authorized to pay the capital costs of construction, reconstruction and renovation of a law enforcement and courtroom facilities building complex and parking facilities therefor, including the acquisition and installation of the equipment and furnishings therefor and the acquisition of the necessary land or rights-in-land. The Fire Prevention

Bonds are authorized to pay the capital costs of providing facilities for fire fighting and prevention, including without limitation the construction of a training center and the acquisition and installation of the equipment and furnishings required therefor and the acquisition of land for a fire station. The Public Works Building Bonds are authorized to pay the capital costs of construction, reconstruction and relocation of public works buildings and facilities, including without limitation municipal garage, shop and storage facilities and the acquisition and installation of the equipment and furnishings required therefor. The Sanitary Sewer Bonds are authorized to pay the capital costs of providing and improving facilities for the collection, treatment and disposal of sewage, including without limitation sewer lines and a treatment plant and the acquisition and installation of the equipment and machinery required therefor and the acquisition of the necessary land or rights-in-land.

The ballots to be used at said election shall contain the words, "Shall the order authorizing \$300,000 bonds secured by a pledge of the faith and credit of the Town of Chapel Hill to pay the capital costs of acquiring land for the corporate purposes of the Town and a tax to be levied for the payment thereof be approved?", and the words, "Shall the order authorizing \$1,750,000 bonds secured by a pledge of the faith and credit of the Town of Chapel Hill to pay the capital costs of providing and improving streets, sidewalks, and bicycle paths, including without limitation paving, grading, resurfacing, widening and reconstruction of streets, construction and reconstruction of sidewalks and bicycle paths and including the acquisition of the necessary land or rights-in-land and a tax to be levied for the payment thereof be approved?", and the words, "Shall the order authorizing \$2,650,000 bonds secured by a pledge of the faith and credit of the Town of Chapel Hill to pay the capital costs of providing and improving recreation facilities, including without limitation construction of a new community center building and swimming pool, reconstruction and renovation of the existing community center building and the construction of athletic fields and other facilities and the acquisition and installation of the equipment and furnishings required therefor and a tax to be levied for the payment thereof be approved?", and the words, "Shall the order authorizing \$1,400,000 bonds secured by a pledge of the faith and credit of the Town of Chapel Hill to pay the capital costs of construction, reconstruction and renovation of a law enforcement and courtroom facilities building complex and parking facilities therefor, including the acquisition and installation of the equipment and furnishings required therefor and the acquisition of the necessary land or rights-in-land and a tax to be levied for the payment thereof be approved?", and the words, "Shall the order authorizing \$150,000 bonds secured by a pledge of the faith and credit of the Town of Chapel Hill to pay the capital costs of providing facilities for fire fighting and prevention, including without limitation the construction of a training center and the acquisition and installation of the equipment and furnishings required therefor and the acquisition of land for a fire station and a tax to be levied for the payment thereof be approved?", and the words, "Shall the order authorizing \$600,000 bonds secured by a pledge of the faith and credit of the Town of Chapel Hill to pay the capital costs of construction, reconstruction and relocation of public works buildings and facilities, including without limitation municipal garage, shop and storage facilities and the acquisition and installation of the equipment and furnishings required therefor and a tax to be levied for the payment thereof be approved?", and the words, "Shall the order authorizing \$3,625,000 bonds secured by a pledge of the faith and credit of the Town of Chapel Hill to pay the capital costs of providing and improving facilities for the collection, treatment and disposal of sewage, including without limitation sewer lines and a treatment plant and the acquisition and installation of the equipment and machinery required therefor and the acquisition of the necessary land or rights-in-land and a tax to be levied for the payment thereof be approved?", with squares labeled "YES" or "NO" beneath or beside such words in which squares the voter may record his choices.

In the event a majority of the qualified voters voting at said election vote to approve such orders, the incurring of such indebtedness and the levy of such tax or taxes, said bonds shall be issued and a tax or taxes shall be levied for the payment of such bonds.

The polls for the election will be open at the hour of 6:30 o'clock, a.m., and will close at the hour of 7:30 o'clock, p.m. The election will be held at the following polling places in each of the respective election precincts:

PRECINCT

VOTING PLACE

Battle Park	Chapel Hill Library 523 E. Franklin Street
Coker Hills	Fire Station Elliott Road
Colonial Heights	Umstead Recreation Center Umstead Drive
Country Club	Woollen Gym U.N.C. Campus
East Franklin	Lutheran Church 300 E. Rosemary Street
East Side	Ephesus Road School Ephesus Church Road
Estes Hill	Guy B. Phillips School
Glenwood	Glenwood School
Greenwood	General Administration Building
Kings Mill	Aldersgate Methodist Church 623 Laurel Hill Road
Lincoln School	Lincoln Center Merritt Mill Road
Mason Farm	Community Church Building Purefoy Road
North Side	Chapel Hill Municipal Building 306 N. Columbia Street
Ridgefield	Binkley Baptist Church 1712 Willow Drive
Westwood	Frank Porter Graham School 54 By-Pass

The registration records for said election will be kept open at the office of the Orange County Board of Elections, Old Courthouse, Hillsborough, North Carolina, from 9:00 o'clock, a.m. until 5:00 o'clock, p.m., Monday through Friday, through October 4, 1976 and at the Chapel Hill Municipal Building, 306 N. Columbia Street, Chapel Hill, North Carolina, from 9:00 o'clock, a.m. until 5:00 o'clock, p.m. on Tuesdays, from 9:00 o'clock, a.m. until 5:00 o'clock, p.m. on Thursdays, and from 9:00 o'clock a.m. until 5:00 o'clock, p.m. on Monday, October 4, 1976, and at special locations and times during designated periods which information can be obtained from the above office of the Orange County Board of Elections. The Registrars for the respective Election Precincts may register voters, by appointment, through October 4, 1976. Information concerning the names and addresses of the Registrars can be obtained from the Orange County Board of Elections at the office set forth above. The last day of registration for the special election shall be October 4, 1976.

Any qualified voter of the Town who expects to be absent from the Town during all of said election day or who, because of sickness or other physical disability occurring before 6:00 o'clock, p.m. on October 27, 1976, will be unable to be present at the polls to vote in person on said day, or his near relative, may apply for an absentee ballot to be used in voting at said election not earlier than thirty days prior to said election and not later than 6:00 o'clock, p.m. on October 27, 1976. Any qualified voter of the Town who, because of sickness or other physical disability occurring after 6:00 o'clock, p.m. on October 27, 1976, will be unable to be present at the polls to vote in person on said election day, or a near relative, may apply for an absentee ballot to be used in voting at said election not later than 10:00 o'clock, a.m. on November 1, 1976.

By order of the Board of Aldermen of the Town of Chapel Hill.

/s/ David B. Roberts
Town Clerk, Town of Chapel Hill
North Carolina

Said notice of special election shall be published at least twice. The first publication shall be not less than 14 days and the second publication not less than 7 days before the last day on which voters may register for the special election.

- (3) The polls for said election shall be opened and closed at the times and at the places stated in said notice and electors shall be registered for said election in the manner stated in said notice.
- (4) The Orange County Board of Elections is hereby requested to print and distribute the necessary ballots and to provide for the registration books and equipment for the holding of said election and to conduct and to supervise said election.
- (5) The Town Clerk shall mail or deliver a certified copy of this resolution to the Orange County Board of Elections within three days after the resolution is adopted.
- (6) This resolution shall become effective upon its adoption.

Alderman Gardner seconded the motion and the motion was unanimously adopted.

Awards of Appreciation

Mayor Wallace introduced the following resolutions expressing the Board's appreciation to former members of the Planning Board whose terms have now expired.

R E S O L U T I O N

WHEREAS, Mrs. Ann Slifkin served as a member of the Planning Board from July 21, 1975, to May 6, 1976, and

WHEREAS, Mrs. Slifkin served as Vice Chairman of the Planning Board during that period;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Chapel Hill, on behalf of all of the citizens, express deep appreciation to Mrs. Slifkin for services rendered; and

BE IT FURTHER RESOLVED that this resolution be signed by the Mayor and each member of the Board of Aldermen and a copy be duly filed with the permanent records of the Town of Chapel Hill.

This the thirteenth day of September, 1976.

R E S O L U T I O N

WHEREAS, Mr. Phillip Cooke served as a member of the Planning Board from February 7, 1972 to April 22, 1976, and

WHEREAS, Mr. Cooke contributed long hours of dedicated service to the Town of Chapel Hill, and

WHEREAS, Mr. Cooke provided distinguished leadership while serving as Chairman of the Long-Range Planning Committee and as Chairman of the Planning Board;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Chapel Hill, on behalf of all of the citizens, express deep appreciation to Mr. Cooke for the excellent services rendered; and

BE IT FURTHER RESOLVED that this resolution be signed by the Mayor and each member of the Board of Aldermen and a copy be duly filed with the permanent records of the Town of Chapel Hill.

This the thirteenth day of September, 1976.

R E S O L U T I O N

WHEREAS, Mr. Charles Weiss served as a member of the Planning Board from March 25, 1968 to June 30, 1976, and

WHEREAS, Mr. Weiss has served on two different occasions as the Chairman of the Planning Board;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen of the Town of Chapel Hill, on behalf of all of the citizens, express deep appreciation to Mr. Weiss for services rendered; and

BE IT FURTHER RESOLVED that this resolution be signed by the Mayor and each member of the Board of Aldermen and a copy be duly filed with the permanent records of the Town of Chapel Hill.

This the thirteenth day of September, 1976.

ON MOTION BY ALDERMAN COHEN, SECONDED BY ALDERMAN SMITH, THE RESOLUTIONS WERE UNANIMOUSLY ADOPTED.

Minutes

On motion by Alderman Smith, seconded by Alderman Gardner, the minutes of July 26, 1976, were unanimously approved. On motion by Alderman Gardner, seconded by Alderman Vickery, the minutes of August 16, 1976, were unanimously approved.

Petitions

Mayor Wallace announced that he had received a letter from the UNC Student Body President relating to a recycling effort on campus. He has obtained assurance from the University that they will provide transportation for the materials, and is asking the town for assistance in the form of containers for glass and aluminum. Mayor Wallace referred the letter to the Town Manager for consideration and a recommendation to the Board in the future.

Alderman Vickery asked the Town Manager to indicate what action would be taken to distribute the material preparatory to the meeting to be held for reconstitution of the Town committees. He also requested to be excused from the Board meeting on September 27. Hearing no objection, Mayor Wallace announced that Alderman Vickery would be excused from the meeting.

Alderman Smith stated he had gotten several calls in the last month regarding noises from automobiles and motorcycles. He asked that a discussion of improper equipment on such vehicles, and the methods for reducing the use of such equipment, be added to the end of the agenda.

RSVP Grant Proposal Submission

ALDERMAN HOWES MOVED, SECONDED BY ALDERMAN EPTING, THAT THE FOLLOWING RESOLUTION BE ADOPTED.

A RESOLUTION AUTHORIZING SUBMISSION OF AN RSVP GRANT PROPOSAL FOR 1976-77

BE IT RESOLVED for the Board of Aldermen of the Town of Chapel Hill that Kurt J. Jenne, Town Manager is hereby authorized to submit on behalf of the Town a proposal for a \$36,638 grant for the Chapel Hill Orange County Retired Senior Volunteer Program for 1977, to certify to the Federal Government the willingness of the Town to insure a minimum of 30% in cash, goods, and services as the non-federal share in support of the program.

This the 13th day of September, 1976.

Alderman Gardner asked the Manager to clarify the figure for the budget as the newspaper had listed a different one from that in the resolution. Mr. Jenne explained that the total budget of RSVP was approximately \$36,000. THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution of Intent to Permanently Close Certain Streets

ALDERMAN COHEN MOVED, SECONDED BY ALDERMAN VICKERY, THAT THE FOLLOWING RESOLUTION BE ADOPTED.

A RESOLUTION OF INTENT TO PERMANENTLY CLOSE CERTAIN STREETS

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Town of Chapel Hill intends to close the following streets within the corporate limits of the Town and not under the jurisdiction of the North Carolina Board of Transportation:

- (a) Edwards Street south of Durham Street as shown on a plat attached to a deed showing the property of Luther Edwards as recorded in Deed Book 76, Page 146, Orange County Registry.
- (b) Park Road east of the present H. G. Dorsett Estate and running generally south of Durham Street as shown on a plat of the property of General Building and Masonry Contractors, Inc., recorded in Plat Book 19, Page 86, Orange County Registry and as shown on a plat of the Kittrell Mill property of H. G. Dorsett as recorded in Plat Book 1, Page 9, Orange County Registry.
- (c) Trimble Road east of the present H. G. Dorsett Estate and running generally south of and parallel to Park Road as shown on a plat of the property of General Building and Masonry Contractors, Inc., recorded in Plat Book 19, Page 86, Orange County Registry and as shown on a plat of the Kittrell Mill property of H. G. Dorsett as recorded in Plat Book 1, Page 9, Orange County Registry.

And, be it further resolved that on October 11, 1976, the Board of Aldermen of the Town of Chapel Hill will hold a public hearing at which any person may speak on the question of whether or not any of the above closings would be detrimental to the public interest or to the property rights of any individual, and whether any individual owning property in the vicinity of said streets or in the subdivision in which they are located would thereby be deprived of reasonable means of ingress and egress to his property.

This the 13th day of September, 1976.

Alderman Smith asked for the location of Edwards and Durham Streets. Mr. Jennings pointed out these streets on the map, and stated that these streets had never been opened or paved to his knowledge. Alderman Cohen asked if this was just a formal closing of the streets. Mr. Jennings replied yes. THE MOTION WAS CARRIED UNANIMOUSLY.

Policy on Street Naming Resolution

Mr. Jenne stated that the administration had occasionally received requests from citizens and Town Departments to name or rename streets in the corporate limits. The administration would be reluctant to arbitrarily undertake to name streets without some kind of citizen input. After checking the General Statutes, the administration had formulated a policy for naming streets which they believed would allow for notification of and input from citizens. They were therefore requesting the Board to call a public hearing to consider this policy. Alderman Gardner asked if there was a policy for naming buildings, and if this could be used for streets. Mr. Denny answered there was a policy for naming buildings, but it could not be used for streets, and still get the citizen input they were looking for. ALDERMAN GARDNER MOVED, SECONDED BY ALDERMAN SMITH THAT THE FOLLOWING RESOLUTION BE ADOPTED.

A RESOLUTION OF POLICY ON STREET NAMING AND SETTING A PUBLIC HEARING ON NAMING THE CHAPEL HILL-DURHAM BOULEVARD ACCESS ROAD

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the procedure of the Town on naming or renaming streets within the corporate limits and assigning or reassigning street numbers for use thereon shall be as follows:

1. The Board call a public hearing on such matters no less than 10 days in advance;
2. Notice of the hearing be sent by the Town Clerk by first class mail to the owners of property as shown on the tax rolls abutting the affected portion of road;
3. That no names be granted in violation of the limitations listed in General Statutes 153A-240;
4. After names have been granted or changed, notice of such action be sent to the local postmaster having jurisdiction over the affected portion of road;

AND BE IT FURTHER RESOLVED that the Board hereby calls a public hearing on September 27, 1976, regarding naming Dobbins Drive, and renaming School Lane as Caldwell St. Extension, and naming Southern extension from Village Drive as Jay Street in accordance with the above policy.

This the 13th day of September, 1976.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Ordering Improvements to Ward, Weiner and Coker Streets

Alderman Vickery stated that this was a familiar issue which had been discussed at the July 12 meeting of the Board. He was concerned as to whether the town could take action which the citizens were against, and still be justified in asking the citizens to bear the costs of the action. He pointed out that there were cases in the recent past where the town had ordered improvements to certain streets, determined to be in the public interest, and had reduced the assessment to zero or reduced the assessment for certain portions of the improvements. ALDERMAN VICKERY THEN MOVED, SECONDED BY ALDERMAN COHEN, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION ORDERING IMPROVEMENTS TO WARD, WEINER AND COKER STREETS WITHOUT ASSESSMENT

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board directs the Town Manager to undertake the paving of the portion of Ward and Weiner Streets between Barclay Road and Severin Street, and Coker Drive between the existing pavement and Kings Mill Road, public streets within the corporate limits of the Town of Chapel Hill, without petition and without assessment of costs; and

BE IT FURTHER RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the resolution of said Board dated July 12, 1976, and numbered 76-R-113 be and the same hereby is amended by deleting therefrom the lines:

Street	From	To
Ward Street	Barclay Road	Severin Street
Weiner Street	Barclay Road	Severin Street
Coker Drive	Existing Pavement	Kings Mill Road

This the 13th day of September, 1976.

Alderman Smith asked what the cost would be to the town for the total cost of paving the streets. Mr. Jenne answered that he did not have the exact figures, but the cost to the town would be over a period of time. The town would have to bear the initial outlay of cash after which most residents preferred to pay the assessment over the ten-year period. At the July meeting, Mr. Jenne had not recommended deleting these streets for several reasons. One, he believed that alleviating assessment in this case would open the door to more cases of street paving without assessment. The justification of the bus no longer using Ward and Weiner Streets as a route was not good because the routes were changing, and could possibly be changed to use these streets again next year, and they would still need paving. The administration saw a difference between Casswell Street which was not primarily residential and had one property owner, who would not derive benefit from the paving, and Ward and Weiner Streets. Mr. Jenne stated that his opinion had not changed, he would still recommend paving the streets at the low cost, and would not recommend paving the streets at the low cost, and would not recommend deleting the assessment.

Alderman Smith stated that all of the Board members had been asked to visit these streets and determine if it was in the public interest to pave them; and all members did so. He agreed with Mr. Jenne that the town did not want to set a precedent by not assessing these streets.

Mr. Thomas Konrad of 300 Severin Street stated he had purchased his home partially because of the bus route. He argued that the bus was no longer on this route, and the residents did not want the streets paved; therefore, they should not have to pay for the paving.

Mr. Washington of Ward and Severin streets stated Alderman Vickery had argued the case well, the streets were not being paved under petition, and he did believe the residents should be assessed. Alderman Silver asked if Mr. Washington was against paving or assessment. Mr. Washington stated he personally was against paving, but some residents were only against the assessment.

Mr. George Wheless of Coker Drive stated there was no petition or request to pave the western of Coker Drive. He added there would be no need to pave the street if it were not used for a bus route; therefore, he objected to being assessed for the paving.

Alderman Vickery stated the question was a matter of judgment. Alderman Gardner said the policy of the town had been to pave streets with assessment, and he would support the manager's recommendation. Alderman Silver said that personally felt that assessment was not the way to improve the streets; however, that had not been the policy of the town, nor was it the usual way for state government to function. Paving was usually done by assessment. He did not believe the town should make an exception in this case. If the Board wanted to change the policy, they should discuss it in the future. Alderman Cohen stated the town had started out to provide a bus system for all. When the referendum was voted on, Ward and Weiner Streets were a part of the bus route, and needed paving to keep the dust down, as well as prevent a bumpy ride for bus riders. The Coker Street paving would benefit the entire town. Ward and Weiner Streets were no longer on a bus route, but they were still being paved as a part of planning for the bus system. Therefore, the residents should not be assessed. Streets were now paved by petition. Alderman Vickery added that one of the arguments for paving had been the low cost, therefore the town should pave the streets now. Alderman Silver stated he could see the argument for not paving the streets if the residents did not want them paved, however, he could not support the argument not to assess if the residents did want the streets paved. Alderman Gardner stated at the earlier meeting on the assessment, the question was asked whether the streets would need paving if the bus did not run on them, and the answer was yes. He thought the situation similar to that of annexation, where considering whether a proposed annexed area would be profitable was a poor reason for that annexation. Alderman Howes agreed with the position of Alderman Cohen and Vickery that this was a judgment issue. He did not think the issue should be debated any more. Alderman Epting moved the question. The motion was defeated by a vote of four to one with two abstentions, with Aldermen Howes supporting, Aldermen Cohen, Smith, Gardner and Vickery opposing, and Alderman Epting and Silver abstaining. Alderman Smith asked Mr. Jenne what effect deleting the streets from the paving would have. Mr. Jenne said he was not sure what stage the paving was in because some of the construction had been started; however, he still recommended the streets be paved because of the possibility of Ward and Weiner Streets again becoming part of the bus system, and because of the low cost of paving at this time. The question of whether paving without petition but with assessment was legal was considered. Mr. Denny explained that under state statute it could be done under certain conditions which had been met in this case. THE MOTION WAS CARRIED BY A VOTE OF FOUR TO THREE WITH ALDERMEN COHEN, EPTING, HOWES AND VICKERY SUPPORTING, AND ALDERMEN SILVER, SMITH AND GARDNER OPPOSING.

Alderman Cohen then requested to be excused from the meeting for the rest of the evening. He left at 9:21 p.m.

Petition to Pave Chase Avenue

ALDERMAN SILVER MOVED, SECONDED BY ALDERMAN GARDNER, THAT THE FOLLOWING RESOLUTION BE ADOPTED.

A RESOLUTION ACCEPTING A PETITION TO PAVE CHASE AVENUE

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby receives a petition for paving Chase Avenue with curb and gutter, half the cost thereof to be assessed to the abutting property owners; and that said petition be referred to the Town Manager to be held for appropriate budget action.

This the 13th day of September, 1976.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Accepting Bids and Awarding of Contract for Bus Washer

ALDERMAN HOWES MOVED, SECONDED BY ALDERMAN SMITH, THAT THE FOLLOWING RESOLUTION BE ADOPTED.

A RESOLUTION ACCEPTING BIDS AND AWARDING OF CONTRACT FOR ONE TWO-BRUSH DRIVE-THROUGH BUS WASHER WITH WASH-WATER RECLAMATION SYSTEM

WHEREAS the Town of Chapel Hill has solicited formal bids on one two-brush drive-through bus washer with reclamation system, and the following bids have been received:

<u>Bidder</u>	<u>Bid</u>	<u>Delive</u>
Mr. Scrubb Car Wash Systems, Alexandria, Va.	\$36,711	120 day
Nordick Industries, Inc., Milwaukee, Wisc.	30,400	60 day
Power Wash, Inc., Pottstown, Pa.	36,370	120 day
Ross and White Co., Wheeling, Ill.	47,570	120 day
Wiegand Engineering Corp., Fort Worth, Texas	46,995	45 day

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Town accepts the bid of Nordick Industries Inc., for the amount of \$30,400 and that it be awarded the contract.

This the 13th day of September, 1976.

Alderman Gardner asked what were the provisions in the contract for repairs. Mr. Pappas stated the bus washer was guaranteed for one year's parts and labor. Nordick Industries would provide the services for repairs. Alderman Gardner asked if the manufacturer would send a man from Wisconsin, their home base. Mr. Pappas stated that the manufacturer had indicated this to be the case by a letter. Mayor Wallace asked if this letter was legally binding. Mr. Pappas stated that all written documents were a part of the bid package, and if the manufacturer did not perform repairs, the town had recourse to civil suit. The only problem would be if the company went out of business, as happened with Twin Coach. However, he had checked the financial basis of the company and had found that they had been in business for nine years and had performed work for the GSA, which meant they had to fill out government accounting sheets. Alderman Gardner asked if the washer could be used by public works. Mr. Pappas answered yes it could be used for that purpose. Alderman Smith asked when the washer would be put in use. Mr. Pappas said within sixty days if there were enough water. THE MOTION WAS CARRIED UNANIMOUSLY.

No Parking on Henderson and Franklin Street for October Fair

ALDERMAN SILVER MOVED, SECONDED BY ALDERMAN VICKERY THAT THE FOLLOWING ORDINANCE BE ADOPTED.

AN ORDINANCE TO PROVIDE FOR NO PARKING ON HENDERSON AND FRANKLIN STREETS

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

Section I

That on the 3rd day of October, 1976 between the hours of 12:30 p.m. and 7:30 p.m., there shall be no parking on either side of Henderson Street between Franklin and Rosemary Streets and there shall be no parking on either side of Franklin Street between Henderson and Columbia Streets. The Police Department of the Town of Chapel Hill is hereby authorized to cover the parking meters situated on said streets during such hours on said date, and to post signs during said time that said areas are tow zones. The Police Department is further authorized to remove, tow in, and impound automobiles and vehicles of any kind which are parked on said streets during such hours in controvention of this Ordinance. The owner shall be responsible for any 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 13th day of September, 1976.

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THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Temporarily Closing a Portion of Franklin Street

ALDERMAN HOWES MOVED, SECONDED BY ALDERMAN EPTING, THAT THE FOLLOWING RESOLUTION BE ADOPTED.

A RESOLUTION TEMPORARILY CLOSING A PORTION OF FRANKLIN STREET

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby directs the closing of Franklin Street between Henderson Street and Columbia Street to vehicular traffic between the hours of 12 noon through 7:30 p.m. on Sunday, October 3, 1976, to allow holding the annual fall street fair "Celebration of the Spheres '76."

This the 13th day of September, 1976.

Alderman Smith asked if cars displaying wares for the fair would be allowed to park on Franklin Street. Mr. Jenne answered that no cars would be allowed in the portion to be closed off. THE MOTION WAS CARRIED UNANIMOUSLY.

Joint Development of School-Town Recreational Facilities.

Alderman Silver reported that the school board is on the verge of putting before the public a bond referendum and needs to make certain decisions with regard to the joint recreational facilities. The Board of Aldermen needs to give the school system a signal as to whether it is interested in pursuing the matter further. No firm commitment would be made at this time since more architectural and engineering data would be needed for anything definite. The manager's report distributed to the Aldermen was made at Alderman Silver's request. There was a time constraint on the manager and Alderman Silver's memorandum contains information gathered since September 9, when a meeting with Alderman Silver, Dr. Hanes, Dr. Weatherly and Mr. Jenne in attendance was held. Alderman Silver's proposal for joint usage facilities rather than one single multi-purpose facility would result in a savings to the town of approximately \$239,000. Alderman Silver added that the Recreation Commission had passed a resolution agreeing for more study on the joint usage proposal and the Chairman of the Commission was present at the Board meeting. Alderman Howes asked what the urgency for immediate action was. Alderman Silver explained that the school board was more constrained than the town and needed to decide on priorities for its budget. Without some indication from Chapel Hill, the school board would find it difficult to allocate money for improvements to the warehouse and maintenance facilities. Alderman Howes stated he was concerned about taking action on such an important matter about which there was conflict. The Aldermen did not get the memorandum until late and there had not been enough time to study the proposals. He was not convinced that there was the urgency about the matter that Alderman Silver suggested. Alderman Vickery commended Alderman Silver on his work but stated this was not a proposal from the Recreation Commission, and he believed the Board should work through the town commissions. Alderman Silver stated he had been requested by the Board, earlier this year, to negotiate with the school board to develop joint facilities. He introduced the following motion to acknowledge that the proposals, discussed in his memorandum, looked promising and the town would explore the possibilities of these proposals.

1. Move that the Board of Aldermen find either of these alternatives as an acceptable basis for a contractual agreement with the school system contingent upon:
 - a. Passage of the County School and the Town recreational bond referendums; and,
 - b. After appropriate architectural design work the development of mutually acceptable plans for joint facilities,
 - c. Development of mutually acceptable plans for cost sharing operation and maintenance and scheduling.
2. The Mayor or his designates transmit this action to the school Board and resolve any minor differences between this action and possible comparable action by the School Board.

Alderman Vickery asked if the proposal had been endorsed by the Recreation Commission. Mr. Jenne stated he had some reservations about the proposals, especially with regard to location. He stated if the Board wished further study, it would be done, and then the cost saving would be weighed against

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the disadvantages. He thought, however, that Alderman Silver's motion did not contain the element of balancing cost against disadvantages but agreed to the proposals contingent upon cost. Mrs. Boulton, Chairman of the Recreation Commission stated the Commission had called a special meeting on September 11 to discuss the proposals and had made a recommendation for further study only. Alderman Smith concurred with the need for joint proposals. However, the school board had proposed that if Chapel Hill participated in the construction of the facilities, with the amount of \$300,000, they would make the facilities available to Chapel Hill and Carrboro on a 70 - 30 per cent basis respectively. He objected to Chapel Hill's providing the money for Carrboro's use of the facilities. Alderman Silver stated he would not agree to a lease with the school system if they insisted on Carrboro's using the facilities on a 30% basis. ALDERMAN SILVER THEN MOVED, SECONDED BY ALDERMAN SMITH,

1. That the Board of Aldermen find either of the alternatives discussed in his memorandum as an acceptable basis for a contractual agreement with the school system contingent upon:
 - a. Passage of the County School and the Town recreational bond referendums; and,
 - b. After appropriate architectural design work the development of mutually acceptable plans for joint facilities,
 - c. Development of mutually acceptable plans for cost sharing operation and maintenance and scheduling and the development of acceptable long-term lease agreement between the Town and School system for the use of Lincoln Gym and any other jointly developed facility.
2. The Mayor or his designates transmit this action to the School Board and resolve any minor differences between this action and possible comparable action by the School Board.

Alderman Smith questioned the legality of whether the School Board could lease the facilities to the town and exclude part of the school system from the use of the facility. Mr. Denny stated he had not researched the question but he believed the school board would need to make the determination that the facility would no longer be needed as a facility and then with certain considerations a lease could be drawn.

Mrs. Boulton stated the Recreation Commission had not discussed the part of the proposal regarding Frank Porter Graham School. Alderman Silver amended his motion to include only the first proposal, regarding Phillips School, discussed in his memorandum. Alderman Howes was concerned that the Recreation Commission had not had time to discuss all of the information. Alderman Gardner stated the matter was confusing and he did not believe it in the best interest of the town to act immediately. Alderman Vickery concurred with Alderman Howes and Gardner. Alderman Silver again offered amended wording and moved: That the School's current proposal for Phillips and the Town's plan for multi-purpose space appear to be close enough in concept to not be functionally incompatible. There would therefore appear to be reasonable grounds to explore that course of action further by the development of the site plans and building schematics when funds become available to determine if functional requirements could indeed be combined and acceptable costs developed which might outweigh possible disadvantages. And, the Mayor or his designates transmit this action to the School Board and seek to resolve any differences between this action and possible comparable action by the School Board.

Alderman Gardner objected to any action by the town at this time, as the item had been listed on the agenda as a report, not a motion or possible action. THE MOTION WAS CARRIED BY A VOTE OF FIVE TO ONE WITH ALDERMEN EPTING, HOWES, SILVER SMITH AND VICKERY SUPPORTING AND ALDERMAN GARDNER OPPOSING.

Work Session

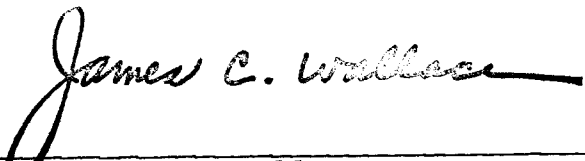
Mr. Jenne announced that on September 16, 1976, at 4:00 p.m., in the meeting room in the Municipal Building, a number of citizens were meeting to attempt to formulate a strategy for getting the bond orders passed. Alderman Howes suggested the Board meet in a work session on the 21st to discuss the strategy and try to give the citizens some guidelines. The meeting would be at

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4:00 p.m. and Alderman Howes stated the members of the Authority would also give a report at that meeting.

Improper Equipment on Vehicles

Alderman Smith stated it was his understanding that state laws prohibited certain types of equipment on autos when they emitted certain types of noise. He had received complaints from residents of Chapel Hill that the state statutes were not being enforced. Some cars were without tailpipes and some had two loud mufflers. He asked that the attorney explain the statutes dealing with this matter; the Board would determine if they were being carried out; and if they were not being carried out, then the Board would direct the Manager to have the staff carry out the statutes. He suggested that individuals in the automobiles did not hear the noise with their windows up, and perhaps the police did not hear it either. Mr. Denny stated the general statutes did provide that all autos must be equipped with standard mufflers in working order. It would be in order for the Board to advise the Town Manager that they had received complaints, and to advise the police department to keep a closer watch. Alderman Gardner said he would also like the manager to publicize the town leash laws and the ordinances governing garbage pick-up and public consumption. Alderman Silver stated the noise ordinance had no teeth, that the town needed devices whereby noise could be monitored. Alderman Epting advised the public and Alderman Smith to take the license numbers of the cars and a description of the driver and call the police with this information. ALDERMAN SMITH MOVED THAT THE BOARD DIRECT THE TOWN MANAGER TO INSTRUCT THE POLICE DEPARTMENT TO ENFORCE THE STATE STATUTES WITH REGARD TO IMPROPER EQUIPMENT. ALDERMAN VICKERY SECONDED, AND THE MOTION WAS CARRIED UNANIMOUSLY.

There being no further business before the Board, the meeting was adjourned at 11:00 p.m.



Mayor James C. Wallace



Town Clerk, David B. Roberts

MINUTES OF A PUBLIC HEARING AND A REGULAR MEETING OF THE MAYOR
AND BOARD OF ALDERMEN, TOWN OF CHAPEL HILL, MUNICIPAL BUILDING,
MONDAY, SEPTEMBER 27, 1976

Mayor Wallace called the meeting to order at 7:30 p.m. Present were:

Robert Epting
Thomas Gardner
Jonathan Howes
Shirley Marshall
Marvin Silver
R. D. Smith

Also present were Acting Town Manager A. Hooper, Town Attorney E. Denny, and Town Clerk D. Roberts. Aldermen Cohen and Vickery were excused.

Presentation of Certificate of Appreciation:

Mayor Wallace asked Mrs. Richmond Bond to come forward. He then read the following certificate of appreciation from the Town to Mrs. Bond.

I N A P P R E C I A T I O N

MAJORIE NIX BOND, with the aid and support of the Library staff, trustees, and friends, you have brought the Chapel Hill Public Library from its beginning as a few books in makeshift rooms in an old dwelling house to its present distinction as a modern library with a wide range of services housed in a bright and beautiful building which, after the manner of libraries, already crowds itself for room.