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A RESOLUTION ACCEPTING BIDS AND AWARDING OF CONTRACT FOR SIX-HUNDRED GALVANIZED CHANNEL IRONS

WHEREAS the Town of Chapel Hill has solicited formal bids on six-hundred galvanized channel irons and the following bids have been received:

<u>Bidder</u>	<u>Bid</u>
Southeastern Safety Supplies, Inc. Columbia, South Carolina	\$6,250.00
Vulcan Signs and Stampings, Inc. Foley, Alabama	\$6,232.00

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Town accepts the Bid of Vulcan Signs and Stampings, Incorporated in the amount of \$6,232.00 and that it be awarded the contract.

This the 25th day of July, 1977.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Authorizing the Manager to Apply for a Transit Marketing Grant from the Energy Commission, North Carolina Department of Commerce

ALDERMAN HOWES MOVED, SECONDED BY ALDERMAN SMITH, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION AUTHORIZING THE MANAGER TO APPLY FOR A TRANSIT MARKETING GRANT FROM THE ENERGY DIVISION, NORTH CAROLINA DEPARTMENT OF COMMERCE

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby authorizes the Town Manager, Kurt J. Jenne, to submit non-matching grant applications for up to \$20,000 to the Energy Commission, North Carolina Department of Commerce for a transit marketing program.

This the 25th day of July, 1977.

THE MOTION WAS CARRIED UNANIMOUSLY.

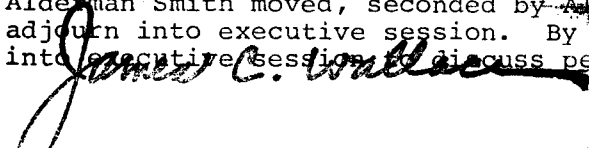
Council on Aging - Appointment

Alderman Smith nominated Mrs. Coy Hargraves. The Council on Aging had submitted the name of Hugh McLeese for the term expiring 1979. Mrs. Coy Hargraves was appointed after receipt of seven votes, while Mr. McLeese received one vote.

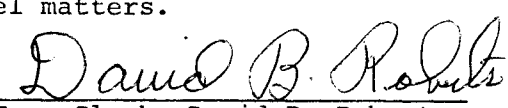
Agenda Items

Alderman Cohen asked that the tenants of Northampton Plaza be notified of the proposed changes so that they might request a public hearing if they wished.

Alderman Smith moved, seconded by Alderman Epting, that the Board adjourn into executive session. By unanimous vote, the Board adjourned into executive session to discuss personnel matters.



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, THURSDAY, AUGUST 4, 1977,
4:00 P.M.

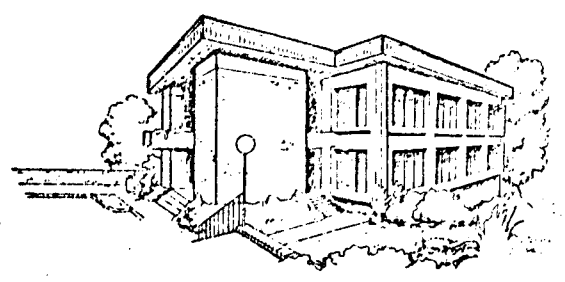
Mayor Wallace called the meeting or order. Present were:

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

Also present were Town Manager K. Jenne and Town Attorney E. Denny.

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: Alderman Gerry Cohen
 Alderman Bob Epting
 Alderman Tommy Gardner
 Alderman Jonathan Howes
 Alderman Shirley Marshall - copy
 Alderman Marvin Silver - copy
 Alderman R. D. Smith
 Alderman 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 Municipal Building, at 4:00 p.m. on Thurs., 8/4/, 1977, 1) Motion to adjourn to executive session to discuss litigation involving the Town; and 2) Formal action by the Board of Aldermen.

James C. Wallace
 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 Municipal Building, 4:00 p.m. on Thursday, 8/4/77.

James C. Wallace
 MAYOR

- Thomas B. Linder
Bob Epting
Gerald A. [unclear]
Edward Vickery
R. D. Smith
Jonathan B. Howes
Shirley E. Marshall
Marvin Silver

Mr. Denny stated the Board had received a copy of the opinion of Judge Gordon in the B. Everett Jordan Dam case. They had also received a copy of the following resolution adopted by the Board of Trustees of the University of North Carolina. He wished to discuss the legal aspects of both of these documents in an executive session with the board.

RESOLUTION OF THE BOARD OF TRUSTEES, THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL

WHEREAS, under terms of the Agreement of Sale and Purchase between Orange Water and Sewer Authority and the State of North Carolina (acting at the request of The University of North Carolina at Chapel Hill), said Authority has sought to proceed with the development of the proposed Cane Creen Reservoir to augment the seriously inadequate supply of water available to said Authority for distribution to meet the needs of said University and the surrounding community; and

WHEREAS, efforts of said Authority to proceed with the development of said Reservoir have been delayed for some time by litigation now on appeal to the N. C. Court of Appeals; and

WHEREAS, it is of vital important to said University, to the residents of the Town of Chapel Hill, and to all other customers of Orange Water and Sewer Authority that development of said Reservoir proceed without further delay and as expeditiously as possible, in order to provide the augmented water supply without which said University and the surrounding community would be severely damaged;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of The University of North Carolina at Chapel Hill hereby requests the Attorney General (on behalf of said University), the Town of Chapel Hill (on behalf of its residents) and Orange Water and Sewer Authority (on behalf of its customers) to explore and utilize, at the earliest possible time, all means open to them, jointly or separately, to eliminate, or at least minimize, any further delay in said Authority's development of said Cane Creek Reservoir.

This the 4th day of August, 1977.

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN GARDNER, TO GO INTO EXECUTIVE SESSION TO DISCUSS LITIGATION. THE MOTION WAS CARRIED UNANIMOUSLY. The Board adjourned to executive session.

At approximately 5:30 p.m., the Board of Aldermen reconvened in regular session. Mayor Wallace reviewed the topics discussed in executive session. OWASA had asked for the assistance of interested parties, Chapel Hill and Durham, in obtaining a writ of supersedeas.

ALDERMAN VICKERY MOVED, SECONDED BY ALDERMAN SMITH, THAT THE BOARD AUTHORIZE THE ATTORNEY TO FILE WITH THE COURT OF APPEALS SUCH PETITIONS OR BRIEFS AS MAY BE DESIRABLE IN SUPPORT OF OWASA'S APPLICATION FOR WRIT OF SUPERSEDEAS. Alderman Gardner asked Mr. Denny to clarify this. Mr. Denny explained the writ of supersedeas would allow the surveying to continue. THE MOTION WAS CARRIED UNANIMOUSLY.

Mayor Wallace stated Judge Gordon had found in favor of the Corps of Engineers. His order would allow the stripping and filling of the B. Everett Jordan reservoir. The Board had considered the desirability of continuing the case by an appeal by Chapel Hill.

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN MARSHALL, THAT THE BOARD AUTHORIZE THE ATTORNEY TO APPEAL THE DECISION IN THE CASE OF CONSERVATION COUNCIL OF NORTH CAROLINA, ET AL. V. ROBERT F. FROEHLKE, ET AL. Alderman Vickery stated he thought it a mistake to press the case. He accepted the findings handed down by Judge Gordon. Alderman Epting stated that although Sections II an III could be used for raw water supply, it would smell, taste bad, look green, cost a lot to treat, and possible clog filters.

THE MOTION WAS CARRIED BY A VOTE OF SIX TO TWO WITH ALDERMEN COHEN EPTING, HOWES, MARSHALL, SILVER, AND SMITH SUPPORTING AND ALDERMEN GARDNER AND VICKERY OPPOSING.

There being no further business to come before the Board, the meeting was adjourned.

James C. Wallace

Mayor James C. Wallace

David B Roberts

Town Clerk, David B. Roberts

MINUTES OF A REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN TOWN OF CHAPEL HILL, MUNICIPAL BUILDING, MONDAY, SEPTEMBER 12, 1977 7:30 P.M.

Mayor Wallace called the meeting to order. Present were:

- 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 Attorney E. Denny and Town Clerk D. Roberts.

Preliminary Resolution of Intent to Pave Chase Avenue and Portions of Markham Drive, Markham Court, and Old Oxford Road

Mayor Wallace announced that a public hearing was to be held on the paving of Chase Avenue and portions of Markham Drive, Markham Court, and Old Oxford Drive; however, inadvertently the proper notice was not published. The manager had suggested a resolution be adopted setting another public hearing on the matter for October 10, 1977, at 7:30 p.m., and that item 10b "Accepting Bids and Awarding of Contract" for the paving be deferred until after the public hearing. ALDERMAN GARDNER MOVED, SECONDED BY ALDERMAN SMITH, ADOPTION OF THE FOLLOWING RESOLUTION.

A PRELIMINARY RESOLUTION OF INTENT TO PAVE CHASE AVENUE AND PORTIONS OF MARKHAM DRIVE, MARKHAM COURT, AND OLD OXFORD ROAD

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board is considering undertaking the paving with curb and gutter of Chase Avenue from its dead-end to Columbia Street, Markham Drive from Tadley Drive to Old Oxford Road; Markham Court from Markham Drive to its dead-end; and Old Oxford Road from Markham Drive to Ridgecrest Drive.

It is anticipated that the basis for assessing said project costs against the abutting property owners shall be 50% of the total cost on a pro rata front-foot basis; and that the excess above said assessed 50% of the total costs shall be borne by the Town.

The amount of said assessment may be paid in full without interest at any time before the expiration of 30 days after the date that the notice of confirmation of said assessment has been published, or may be paid in 10 equal annual installments each bearing interest on the unpaid balance at the rate of 6% per annum from the date of said confirmation, and

BE IT FURTHER RESOLVED by the Board of Aldermen of the Town of Chapel Hill, that a public hearing is hereby called on this proposed project on the 10th day of October, 1977, in the Meeting Room of the Municipal Building, Chapel Hill, North Carolina at 7:30 o'clock p.m., and