

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board
thereby authorizes Mayor James C. Wallace to accept on behalf of the Town a Heritage
Conservation and Recreation Service (formerly BOR) Grant for \$137,847; and to sign
any necessary contracts and assurances in conjunction therewith.

This the ¹⁰12th day of April, 1978.

THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 8 TO 0.

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

Mayor James C. Wallace _____

MINUTES OF A PUBLIC HEARING AND REGULAR MEETING
OF THE MAYOR AND BOARD OF ALDERMEN, TOWN OF CHAPEL HILL,
MUNICIPAL BUILDING, MONDAY APRIL 24, 1978, 7:30 P.M.

Mayor Wallace called the meeting to order. Present were:

Marilyn Boulton
Gerald Cohen
Robert Epting
Jonathan Howes
Beverly Kawalec
R. D. Smith
Bill Thorpe
Edward Vickery

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

Resolution Commemorating the Life of the late Mr. Bynum Weaver

Alderman Smith read the following resolution and moved that it be adopted.

A RESOLUTION COMMEMORATING THE LIFE OF THE LATE MR. BYNUM WEAVER

WHEREAS, Mr. Bynum Weaver was a native of this community and a
member of one of Chapel Hill's finest families, and

WHEREAS, this benevolent humanitarian, ever mindful of the need
of his fellowman, worked to improve the quality of life, and

WHEREAS, this admired leader became a "Father Image" for several
generations of local youth exerting his influence and always striving
for their happiness, health and welfare, and

WHEREAS, this dedicated person helped to develop better opportunities
for young and old while quietly offering a helping hand when needed,
and

WHEREAS, this civic-minded man made contributions in a variety
of ways including his participation in his Church, as a member
of the United Order of the Odd Fellows, as a member of the Royal
Arch and the Mt. Olive Lodge, and as a member of the N.C. Morticians
Association, and

WHEREAS, this respected and beloved citizen has left his community
a better place and his many friends the richer for his having lived
and worked among us;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen
of the Town of Chapel Hill commemorate the life of the late Mr.
Bynum Weaver, 1906-1978; and pay tribute to the memory of this
noble public servant, and

BE IT FURTHER RESOLVED that a copy of this resolution be entered
into the official minutes of the Town.

This the 24th day of April, 1978.

Alderman Thorpe seconded the motion. The motion was carried by unanimous vote. Alderman Smith presented the resolution to Mrs. Weaver at a later time.

Request to Close an Unopened Spur Off Wesley Drive - Public Hearing

Mr. Drake explained that a short, spur off Wesley Drive have been reserved to connect the Weiner Street extension to Wesley Drive. The Weiner street extension would probably never be opened. The spur would not be opened either. The property by the spur owned by Property Investors was limited in use because of the location of the Wesley Drive sewer line. ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN THORPE, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE PERMANENTLY CLOSING AN UNOPENED SPUR OFF WESLEY DRIVE

WHEREAS the Board of Aldermen of the Town of Chapel Hill, having held on April 24, 1978, a properly-advertised public hearing on the subject of permanently closing an unopened spur connecting Wesley Drive with the unopened extension of Weiner Street and lying between Lots 31-H-5 and 31-H-6, Chapel Hill Township Tax Map, and having heard all persons interested in speaking on the question of whether said closing would be detrimental to the public interest or the property rights of any individual; and it appear to the Board after such hearing that the closing of said street is not contrary to the public interest and that no person owning property in the vicinity of said street or in the subdivision in which it is located would be deprived of reasonable means of ingress and egress to his property; NOW, THEREFORE,

The Board of Aldermen of the Town of Chapel Hill HEREBY orders the permanent closing of the unopened street above referred to.

This the 24th day of April, 1978.

THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 8 TO 0.

Pre-Application for a Community Development Small Cities Block Grant - Public Hearing

The staff wanted the town to explore new types of housing activities. Their proposed goals for future activities include requiring landlords to upgrade or demolish substandard rental property, providing homeownership for persons who are now renters, continuing to make improvements in the community development area, and insuring that families in the community development area receive necessary intake and referral community organization services. The recommended budget was: (1) rehabilitation for prospective homeowners - \$174,000; (2) provision of new housing sites for prospective homeownerships - \$31,000; (3) intake and referral activities - \$12,000; (4) street construction of Whitaker Street extension - \$25,000; and (5) land acquisition for public housing - \$100,000.

Mr. Roger Manus, of Orange County Group Homes, presented a proposal to the Board asking for funds to buy a home, rehabilitate it, and provide for the use of the Orange County Group Homes. They wanted to move the men's home into Chapel Hill. This move would allow the mentally retarded individuals access to community and generic resources. They estimated the cost to be \$50,000. Mr. Manus believed this proposal added to the Chapel Hill application to HUD would increase the viability of its plan in that it recognized of the needs of the handicapped citizens. In response to Alderman Kawalec, Ms. Aycock stated that their funds came from the state, supplemented by social security income and social services income. The present income provided for rent of a house but would never allow for buying.

ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN EPTING, THAT THE BOARD ACCEPT THE PETITION AND REFER THE PETITION AND PRE-APPLICATION TO THE PLANNING BOARD FOR COMMENT. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 8 TO 0. Ms. Weaver asked that if any funds were left from the land acquisition, the town consider using some to correct the drainage problems under her home.

Minutes

On motion by Alderman Smith, seconded by Alderman Vickery, the minutes of April 10, 1978, were approved. On motion by Alderman Vickery, seconded by Alderman Smith, the minutes of March 30, 1978, were approved.

Petitions and Requests

Mr. Levine's petition was delayed until the next meeting.

Mr. Richard Wolfenden asked to speak if the Mason Farm Road traffic problems were considered.

Mr. Richard Kramer presented a petition from users of the bus stop near Estes and 15-501 by-pass requesting sidewalks along Estes.

Representatives from the Holmes Day Care Center petitioned the Board of Aldermen to keep the \$852,000 in the CIP budget for Hargraves. They also affirmed their support for the location of Holmes Day Care Center.

Alderman Cohen withdrew his nomination of Diane Hubbard for the Historic District Commission.

Resolution Approving Annexation Reports

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN COHEN, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION APPROVING ANNEXATION REPORTS

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Annexation Reports on Areas 1-7, describing said areas and plans for provision of services thereto after annexation, is hereby approved.

This the 24th day of April, 1978.

	Area 1 Countryside	Area 2 Argonne Hills	Area 3 Schools	Area 4 YMCA	Area 5 Brendles	Area 6 Eastowne	Area 7 Legion Road	Total All Areas
<u>First Year</u>								
Revenue	25,812	6,691	2,929	2,869	1,322	18,776	20,100	78,499
Operating Costs	(1,909)	(845)	(31,429)	(671)	(4,131)	(4,131)	(4,363)	(47,479)
Capital Improvements	(1,097)	(97)	(6,768)	(1,097)	(1,670)	(870)	(2,870)	(14,669)
Surplus/Deficit	22,806	5,749	(35,268)	1,101	(4,679)	13,775	12,867	16,351
<u>First Five Years</u>								
Revenue	142,625	36,969	16,183	15,852	31,469	103,747	111,064	457,909
Operating Costs	(10,976)	(4,858)	(180,739)	(3,858)	(23,754)	(23,754)	(25,089)	(273,028)
Capital Improvements	(1,335)	(335)	(30,877)	(1,335)	(4,006)	(3,006)	(5,006)	(45,900)
Surplus/Deficit	130,314	31,776	(195,433)	10,659	3,709	76,987	80,969	138,981
<u>Sixth Year</u>								
Revenue	32,943	8,539	3,738	3,661	8,502	23,963	25,653	106,999
Operating Costs	(2,677)	(1,185)	(44,080)	(941)	(5,793)	(5,793)	(6,119)	(66,588)
Surplus/Deficit	30,266	7,354	(40,342)	2,720	2,709	18,170	19,534	40,411

Resolution Cancelling the July 24, 1978, Public Hearing

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

A RESOLUTION CANCELLING THE JULY 24, 1978 PUBLIC HEARING.

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the regularly scheduled July, 1978 Public Hearing to consider zoning requests is hereby cancelled.

This the 24th day of April, 1978.

Mr. Denny asked if the zoning ordinance was also to be amended as the reasoning appeared year after year. He recommended this step as the resolution was only a temporary measure. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 8 TO 0.

Resolution Confirming the Assessment Roll for Improvement to Streets

ALDERMAN VICKERY MOVED, SECONDED BY ALDERMAN THORPE, TO POSTPONE DISCUSSION OF THE ASSESSMENT ROLL UNTIL THE NEXT MEETING PENDING RECEIPT OF THE REPORT FROM THE TOWN ATTORNEY REQUESTED AT THE MEETING OF APRIL 10. Mr. Denny responded that the report had been distributed just before the meeting, but the Board had not had time to read it. Alderman Epting was concerned that residents had been asked to come to several meetings and the decision had been postponed each time. Ms. Sykes admitted that she was upset at the delay. Mr. Wheless agreed with Alderman Cohen that rather than rushing through the item and refusing to reduce any of the assessments, he would wait until the next meeting. Mr. Denny stated that the report had been prepared but rather than have a supplemental delivery to the packets he had waited until the meeting to distribute it. The report reiterated what had been said before. THE MOTION WAS CARRIED BY A VOTE OF 7 TO 1 WITH ALDERMAN SMITH OPPOSING.

Resolution Regarding Implementation of the Chapel Hill Noise Ordinance

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

BE IT ORDAINED by the Board of Alderman of the Town of Chapel Hill that the following resolution be affixed to and become an appendix of Article III of Chapter II, Code of Ordinances, Town of Chapel Hill.

UPON CONSIDERATION of the requirements of Article III of Chapter II, Code of Ordinance, Town of Chapel Hill (Noise Control Code for Town of Chapel Hill) (hereinafter referred to as the Noise Control Ordinance) that special "permits allowing the holders thereof to exceed the sound levels specified in Section 11-40(a) and (d) by 20 decibels may be issued by the Chief of Police" and;

UPON CONSIDERATION of the fact that such special permits "shall consider (the) hardship to the applicant, the community, and other persons of not granting the permit against the adverse impact of health, safety, and welfare of persons affected, (and) the adverse impact on property, and any other adverse impacts of granting the permit" and;

UPON CONSIDERATION of the fact that the granting of such special permits may contribute to the desirable affect of forstering an increased social and cultural awareness and enjoyment on the part of the residents of the Town of Chapel Hill; and

UPON CONSIDERATION of the fact that the granting of such special permits shall be viewed as a permissible exception to the otherwise absolute requirements of the "Noise Control Ordinance", and the fact that this BODY recognizes the existance of annual events of social and cultural importance to the residents of this town, including its business, social and educational components, which, because of their character, might require the sponsors thereof to seek the granting of a special permit (as defined in Section 11-41 of The Noise Control Ordinance), and the fact that this BODY recognizes that the scheduling of such events might dictate multiple request for special permits for the same date or time;

BE IT THEREFORE RESOLVED that it is the considered intent and opinion of this BODY that the privilege of conducting such events of social and cultural significance to the residents and components of the Town of Chapel Hill shall not be abridged by the terms of this Noise Control Ordinance; and that it is the intent of this BODY that the number, frequency and scheduling of such events, be within the sound discretion of the Chief of Police, commensurate with the requirements of section 11-41 of The Noise Control Ordinance and the fostering of a positive atmosphere for the social and cultural enjoyment of the Town of Chapel Hill and its components; and

BE IT FURTHER RESOLVED that it is the understanding of this BODY that annual events which currently fall into the above described category include, but are not limited to:

- (a) The Apple Chill Fair,
- (b) The Fall Festival,
- (c) The Spring Festival,
- (d) social activities of the first three weeks and last three weeks of the academic year of educational institutions.
- (e) events during and surrounding fall supporting events of educational institutions, and
- (f) such events that are able to prove their potential for social or cultural enjoyment to the residents or components of the Town of Chapel Hill, as determined by the Chief of Police.

This the 24th day of April, 1978.

Mr. Denny stated that an ordinance amendment to the Noise Ordinance passed at the last meeting, had been prepared and distributed. This amendment would substitute for the operative portion of the resolution. The resolution would have no legal effect. He recommended the ordinance amendment be adopted instead of the resolution. Alderman Smith withdrew his motion to adopt the resolution. ALDERMAN COHEN MOVED, SECONDED BY ALDERMAN BOULTON, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE TO AMEND SECTION 41, CHAPTER 11, CODE OF ORDINANCES, TOWN OF CHAPEL HILL

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL, that Section 41, Chapter 11, Code of Ordinances of the Town of Chapel Hill as amended April 10, 1978 effective April 24, 1978 be, and the same is hereby further amended and rewritten to read as follows:

"11-41. Permit to Exceed General Sounds Levels. Permits allowing the holders thereof to exceed the sound levels specified in Section 11-40(a) and (d) by 20 decibels may be issued by the Chief of Police upon application. Before issuing such permits, the Chief shall consider hardship to the applicant, the community, and other persons of not granting the permit against adverse impact on the health, safety, and welfare of persons affected, the adverse impact on property, and any other adverse impacts of granting the permit. In the administration of this Section the Chief of Police shall consider that the privilege of conducting events of social and cultural significance to the residents of the Town of Chapel Hill shall not be unduly abridged; and that it be administered as fostering a positive atmosphere for the social and cultural enjoyment of the residents of the Town."

Annual events which currently fall within the above described category include, but are not limited to:

- 97
- (a) The Apple Chill Fall,
 - (b) The Fall Festival,
 - (c) The Spring Festival,
 - (d) Social activities of the first three weeks and last three weeks of the academic year of educational institutions,
 - (e) events during and surrounding fall supporting events of educational institutions.

All such permits shall be issued upon timely application and shall specify the date, hours and location for which it is valid. Any denial for issuance on any grounds may be appealed to the Town Manager.

If at any time the noise levels, for which the permit is issued exceeds the levels specified in Section 11-40 by more than 20 decibels, the Chief of Police or his delegate shall first warn the permit holder against continued operation in such manner. If the operation continues in the manner warned against, the Chief of Police or his delegate shall revoke the permit and the general provision of Section 11-40 shall apply.

This the 24th day of April, 1978.

Mr. Jenne stated he had some reservations about the resolution as had Mr. Denny. He noted that both the resolution and ordinance left much to the discretion of the Chief of Police. If the Board wanted to limit this discretion, they should do so within the ordinance. The ordinance would be put to the test in a week when celebrations for the end of the semester begin at the University. Mr. Silver stated there had been testing done on different noises. He suggested the Board adopt the ordinance and if there were necessary changes, they could be made later. Alderman Epting was concerned that there was too much discretion left to the Police Chief. THE MOTION WAS CARRIED BY A VOTE OF 7 TO 1 WITH ALDERMAN EPTING OPPOSING.

Resolution Approving a Special Use Permit for the University of North Carolina at Chapel Hill for a Parking Deck

Ms. Parker stated the Planning Board had not met, but that using the mail and telephone, she had a report on the parking deck. She spoke to all members of the Planning Board, and they confirmed their previous recommendation to approve the parking deck as a public facility to accommodate patients and visitors to the NC Memorial Hospital. They felt the memorandum from the University reaffirmed previous commitments made by the University in other meetings. It addressed all but four of the potential problems. There was a suggestion there perhaps should be a town representative on the UNC parking and traffic committee to help foster cooperation between the two. There was also a recommendation that restriping of parking spaces in all lots to fit small cars be considered. The Planning Board members emphasized that they could not make the four required findings without implementation of the mason Farm recommendations.

Mr. Lathrop reported that the Transportation Board had met in the afternoon and reaffirmed its vote on the parking deck with two changes. It endorsed the concept of closing Mason Farm Road between Hibbard and Purefoy to all but pedestrians and bicyclists, and they added to the first stipulation, "and that discussion begin immediately regarding establishment of fringe parking lots, particularly near the hospital, by the towns and University." The Board in reconsidering the entire resolution concluded that four findings of the Planning Board and staff did represent their opinion. The Board felt there was a comprehensive transportation planning effort underway which would address the questions raised by the Board of Aldermen. Alderman Cohen asked if the Transportation Board felt the fringe lots should be built near the hospital or further out on the outskirts of the town. Mr. Lathrop responded that the Board had not discussed this. He gave his own opinion which Alderman Cohen disagreed with. Alderman Vickery stated the traffic report by the University and the traffic report of the town submitted approximately a year ago conflicted on the location of these lots. Therefore the study asked for at the last meeting should be completed. Mr. Lathrop responded to the questioning from Alderman Vickery that the Transportation Board was satisfied that the projections of demand for patient and visitor parking were realistic and the University had spoken in good faith regarding its intentions to pursue the plans and studies with the Town of Chapel Hill and Carrboro which are necessary to come to conclusions vis-a-vis other elements of the transportation plan. Alderman Vickery through the University's funding of the transportation system should be looked into more openly and completely. Mr. Lathrop responded that the Transportation Board had discussed this issue, but had limited its decision to the four findings which must be the basis of the Planning Board's and the Board of Aldermen's decision for the special use permit. Alderman Smith was also concerned about the conflict between the two traffic reports. Mr. Temple did not believe there was a conflict. The same consulting firm had written both reports. Alderman Vickery asked if the University would be willing to meet with the Transportation Board and Planning Board to come up with a joint recommendation to resolve any apparent contradictions between the separate reports submitted by the consultants on the park-ride lots. Mr. Temple agreed to this. Mr. Jenne pointed out that the two studies were done a year apart and for different purposes. He and Mr. Temple had discussed the studies and joint cooperation on the park-ride lots. ALDERMAN

A RESOLUTION GRANTING A PARKING DECK SPECIAL USE PERMIT TO THE UNIVERSITY OF NORTH CAROLINA FOR AN ADDITION TO THE HEALTH AFFAIRS PARKING DECK. APR 24 1978

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby finds that the Parking Deck addition proposed by the University of North Carolina if developed in accordance with the plans submitted November 11, 1977 and the stipulations and conditions set forth below:

1. will not materially endanger the public health or safety if located where proposed and developed according to the plan as submitted and approved,
2. meets all required conditions and specifications,
3. will not substantially injure the value of adjoining or abutting property, and
4. 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.

The stipulations upon which the above findings are based are as follows:

1. That the existing deck and the proposed parking deck addition be completely assigned to serve the parking needs of patients and visitors by June 30, 1988, with the exception that after June 30, 1988 employees may use the existing parking deck and proposed parking deck for off-peak hour shifts which generally run between 2:30 p.m. and 8:45 a.m.
2. That detailed plans and designs for the following street and traffic improvements be submitted to and approved by the Town Manager prior to the start of construction of such improvements. These improvements shall be completed prior to opening the deck addition and shall be approved by the North Carolina Department of Transportation if such improvements fall under the jurisdiction of the North Carolina Department of Transportation.
 - A. That the one-way access to the hospital entrance be reversed to match with the one-way pattern encircling the parking deck.
 - B. That the on-street parking on East and West Drives be removed.
 - C. That marked crosswalks be placed from the hospital entrance to all walkways.
 - D. That a paved sidewalk be constructed along the south side of Manning Drive from West Drive to South Columbia Street.
 - E. That a marked crosswalk be placed across Manning Drive from Brauer Hall to the front of the New Faculty Laboratory Office Building.
 - F. That the on-street parking spaces on Manning Drive in front of Brauer Hall be removed.
 - G. That Manning Drive be widened to accommodate an additional lane on the north side of the existing street. Such additional lane to extend from near Brauer Hall to the intersection of Columbia Street and Manning Drive. The additional lane to provide a separate right turn lane for traffic headed northbound on Columbia Street.
 - H. That King Street be made one-way south bound from Manning Drive and that the connection of King Street with Mason Farm Road extension be either closed or relocated to the west of Medical Lab A. The service drive located off Manning Drive serving the west side of the Faculty Lab/Office Building shall not be used for through traffic to serve parking areas located south of the Faculty Lab/Office Building.
 - I. That the additional pedestrian overpass across Manning Drive, as shown on the submitted site plan be constructed.

99 A RESOLUTION GRANTING A PARKING DECK SPECIAL USE PERMIT TO THE UNIVERSITY OF NORTH CAROLINA FOR AN ADDITION TO THE HEALTH AFFAIRS PARKING DECK.

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The stipulations upon which the above findings are based are as follows:

1. That the existing deck and the proposed parking deck addition be completely assigned to serve the parking needs of patients and visitors by June 30, 1988, with the exception that after June 30, 1988 employees may use the existing parking deck and proposed parking deck for off-peak hour shifts which generally run between 2:30 p.m. and 8:45 a.m.
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 - I. That the additional pedestrian overpass across Manning Drive, as shown on the submitted site plan be constructed.

Alderman Boulton added the \$73000 allocated for the heating of Lincoln Gym to the proposal of the manager. She thought this would be in accord with what the county had done for the Grady Brown School. Mr. Jenne stated that although he had first told Alderman Boulton this addition was possible, he now perceived two problems. The proposal was based on a 70-30% split with Carrboro. Alderman Boulton suggested the community youth theatre be given to Carrboro. Alderman Cohen was concerned that the County's paying for the heating would be in conflict with the lease with the School Board. Mr. Jenne preferred to see the proposal go to the County as he had presented it. The motion was defeated by a vote of seven to one with Alderman Boulton supporting and Alderman Cohen, Epting, Howes, Kawalec, Smith, Thorpe and Vickery opposing. ALDERMAN HOWES MOVED, SECONDED BY ALDERMAN SMITH ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION REQUESTING RECREATION SUPPORT BY ORANGE COUNTY

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby authorizes the Town Manager to develop with the Town Manager of Carrboro a joint proposal for \$130,000 of recreation funding by Orange County, said support to be divided 70/30 between the Towns.

This the 24th day of April, 1978.

Alderman Boulton thought maintenance more important than the little contracts recommended. THE MOTION WAS CARRIED BY UNANIMOUS VOTE.

Consideration of the Chapel Hill-Carrboro Parks and Recreation Study Commission

Alderman Cohen stated that Carrboro had adopted a different resolution than Chapel Hill for the Parks and Recreation Study Commission. Carrboro would be considering changing their resolution on April 25. Alderman Cohen suggested waiting until the worksession on the 26th to discuss this. The Board agreed to this.

Ordinance Amending Section 21-13

ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN THORPE, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE AMENDING SECTION 21-13 (2-WAY STOP SIGN AT ROSEMARY AND BOUNDARY)

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby amends Section 21-13 of the Code of Ordinances of the Town of Chapel Hill to DELETE the line:

<u>Through Street</u>	<u>Stop Street</u>
Rosemary Street (eastbound traffic only)	Rosemary Street (westbound traffic only)

This the 24th day of April, 1978.

Alderman Howes stated the cars traveled too fast on this portion of Rosemary Street and a 2-way stop would not solve the problem or satisfy the residents. Mr. Lathrop stated that stop signs should not be used for speed control, nor should speed control signs be used to stop signs which allocate right-of-way. Alderman Vickery suggested the Board try the 2-way stop and if it did not work, then change it to a 4-way stop. THE MOTION WAS CARRIED BY A VOTE OF 7 TO 1 WITH ALDERMAN HOWES OPPOSING.

Resolution Authorizing the Filing of an Amended Application with the Department of Transportation

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

A RESOLUTION AUTHORIZING THE FILING OF AN AMENDED APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED, AND WITH THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

WHEREAS, the United States and North Carolina Secretarys of Transportation are authorized to make grants for mass transportation projects;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs; and

WHEREAS it is required by the U.S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as Amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder;

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services:

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

1. That the Mayor and the Town Manager are authorized to execute and file an amended application on behalf of the Town of Chapel Hill, North Carolina with the U.S. Department of Transportation and with the North Carolina Department of Transportation, to aid in the financing of the purchase of transit vehicles and ancillary equipment, the construction of a vehicle maintenance facility and passenger shelters, and purchase of signs and required maintenance equipment;
2. That the Mayor and the Town Manager are authorized to execute and file with such application an assurance or any other document required by the North Carolina Department of Transportation or the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964;
3. That Kurt J. Jenne, Town Manager, is authorized to furnish such additional information as the North Carolina Department of Transportation or the U.S. Department of Transportation may require in connection with the application of the project;
4. That the Mayor and Town Manager are authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

This the 24th day of April, 1978.

THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 8 TO 0.

Discussion of University Payments for Services Provided by the Town

Mr. Jenne had distributed a memorandum summarizing University payment for Town services over the last few years. Alderman Howes said the summary pointed out the need for communication between the Board of Trustees and the Town. Alderman Boulton stated there was a test case in Wilmington as to what the University would contribute to the sixteen town which have branches of the University.

Committees and Commissions

Diane Lea and Bob Bryan were nominated for the vacancy on the Historic District Commission. Ms. Lea received six votes to Mr. Bryan's three votes and was appointed to complete the term of Lynn Obrist.

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

James C. Wallace

Mayor James C. Wallace

Town Clerk, David B. Roberts

David B. Roberts