

MINUTES OF A SPECIAL MEETING
OF THE MAYOR AND BOARD OF ALDERMEN, TOWN OF CHAPEL HILL,
MUNICIPAL BUILDING, WEDNESDAY, JULY 19, 1978, 4:30 P.M.

Mayor Wallace called the meeting to order. Present were:

- Marilyn Boulton
- Gerald Cohen
- Robert Epting
- Beverly Kawalec
- R. C. Smith
- Bill Thorpe
- Edward Vickery

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

On motion by Alderman Cohen, seconded by Alderman Smith, the Board adjourned into executive session to discuss personnel matters.

Upon reconvening the meeting, Mayor Wallace read a letter of resignation from Mr. Jenne, effective August 11, 1978. The resignation would permit Mr. Jenne to accept a position as a mid-career fellow at Princeton University. The Board had discussed the letter and decided to accept Mr. Jenne's resignation. Mayor Wallace added that the question of an interim manager would be placed on the July 24 agenda.

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

Mayor James C. Wallace James C. Wallace

Town Clerk David B. Roberts David B. Roberts

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

Mayor Wallace called the meeting to order. Present were:

- Marilyn Boulton
- 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. Alderman Cohen was excused.

Mayor Wallace announced that the public hearing on the sewer projects would be delayed until maps of the projects had been delivered. At Mayor Wallace's request the representative for Tenney Meadows had withdrawn consideration of the preliminary sketch approval from the agenda subject to its being placed on the September 11 agenda. The staff and Board were discussing an alternative use for the property with the owners.

Sale of NDP Property - Public Hearing

Mr. Shipman explained that the Housing Authority proposed to sell two parcels of vacant land, located in the Knolls area, to Albert Washington, making his lot in conformance with the R-4A zoning. The whole of the lot was not needed to make Mr. Washington's property conforming. Alderman Kawalec asked if adjoining property owners were notified of the sale. Mr. Denny responded that they were. There were no comments from the audience.

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ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN SMITH, ADOPTION OF THE FOLLOWING RESOLUTION. THE MOTION WAS CARRIED BY UNANIMOUS VOTE. The public hearing was concluded.

A RESOLUTION APPROVING PRIVATE SALE OF NDP LAND TO ALBERT WASHINGTON

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board, following a public hearing duly advertised as required by Chapter 346, Session Laws 1973, hereby finds that the sale of two parcels numbered 8-A and 8-B to Albert Washington for a total sum of \$1250 is "reasonably necessary in order to assure development which will have the desired beneficial effect upon neighboring property, the project area, and the community as a whole, as contemplated by the redevelopment plan"; and that said Albert Washington, as an adjacent property owner with a substandard lot, is the only available, qualified, and willing redeveloper for the contemplated use; and that the Board hereby approves the consideration of \$1250.00 for the two parcels as the fair, actual value of the property as based on competent appraisals.

This the 24th day of July, 1978.

Construction of Sewers in the Smith/Coolidge and Sourwood Areas - Public Hearing

Since the last public hearing on these projects, Mr. Post had developed cost information on the individual lines. He discussed the cost per line, the route, and the estimated cost per lot if the individual lines formed the basis for the assessment.

Mr. Jerry Robinson of the Orange County Health Department emphasized their displeasure at the use of septic tanks in municipalities. He repeated the concerns for older septic tanks breaking down and not being repaired because of lack of space, topography or saturation of the ground. The systems were also expensive to repair. It is questionable whether some can be repaired. If no other system is available when a system breaks down, the premises must be vacated.

Mr. Sanders asked that the town proceed with the Sourwood area sewer.

Mr. Arnold Loewy stated that the septic tank at 1106 Sourwood Circle was unserviceable. His wife could not use the washing machine. The system was also creating a problem for his neighbors and there was no way to repair the system.

Ms. Gillam asked if there were any federal funds available to assist the homeowners. Mr. Jenne responded that the funds being used in Hillsborough were for low and moderate income families and not available for this area.

Mayor Wallace explained to Ms. Weaver that homeowners did not have to hook up to the sewer immediately. Mr. Jenne said the town had not provided sewer to this area before probably because there were worse areas elsewhere. The town had never provided water. Mr. Post reviewed the separate charges for the sewer service, OWASA's charges, the construction costs and the plumbing costs in the house.

In response to Mr. Margolin, Mr. Denny explained that the connection fees are to partially defray the cost of the major outfall lines and the improvements to the sewage plant. The annual charges are for service and do not include capital improvements. He added that the town was seeking to make sewer available in areas of the town as it is needed. However, it is only involved in the installation of collector lines which are turned over to OWASA for maintenance and service. After a question on assessment, Mr. Denny explained the town's policy of allowing property owners to pay the assessment immediately or to pay over a period of ten years at 6% interest.

Dr. Capowski stated no specific need had been shown for the sewer. Alderman Epting argued that the stench in the area in the spring indicated there was something wrong with the septic systems.

Mr. Cameron stated that he knew of an instance in the 50's when the town had not charged for installing sewers. However, he was in favor of the sewer lines as his septic tank had gone bad approximately 7 years ago and he was afraid it would do so again.

Dr. Harnett had taken a survey of residents on the A line for the Sourwood Circle area and had found most people against the installation of the sewers and that the Loewys were the only family with septic system problems. He asked that the Board reconsider the need for the sewer.

Mr. Jack Rogers of Sourwood Drive stated that the soils were saturated and that if delayed the question of sewers would come up year after year. Construction now would enhance everyone's property.

Mr. George Wheless asked if the town paid any of the construction cost for the sewer. Mr. Jenne answered that the assessment was for the construction cost; that the bond issue was to pay for the construction of outfall lines, most of which were to be in the north end of town. OWASA's monthly charge is for the cost of treatment alone. Mr. Wheless did not feel the end portion of line A was necessary at this time.

Col. Egan wanted the sewer put in but felt the town should consider financing the sewers. He stated the town was negligent in not providing for this service.

Ms. Helen Daniel agreed with Col. Egan.

Mr. Post stated that any rights-of-way which must be purchased would be added to the cost of construction.

In answer to Ms. Skinner, Mr. Denny explained the Board's alternatives for assessing and their policy of assessing on a per lot basis.

Alderman Smith pointed out that if the Town delayed the project and did not have the money to install sewers when the septic tanks failed, the owners would have to bear the full cost at one time instead of spreading it out over ten years.

Ms. Sanders asked to be notified when engineers were to be working on her property, and to be notified in advance of trees to be cut on her property.

As there were no further comments from the audience, Alderman Smith moved, seconded by Alderman Epting, to refer the matter to the Manager for recommendation. The motion was carried by unanimous vote.

Minutes

ON MOTION BY ALDERMAN EPTING, SECONDED BY ALDERMAN SMITH, THE MINUTES OF JULY 10, 1978, WERE APPROVED.

Petitions

Mr. Marc Hudson presented the following petition from Thurman Atkins requesting a raise in taxi fares. ALDERMAN VICKERY MOVED, SECONDED BY ALDERMAN EPTING, THAT THE MATTER BE REFERRED TO THE TRANSPORTATION BOARD FOR CONSIDERATION AND RECOMMENDATION. Mr. Hudson stated that Mr. Atkins had requested a fare increase last year, and at that time had indicated he would request another increase later to bring his fares in line with other cities. This was still less than rates in Durham. Mr. Hudson indicated that Mr. Atkins was in favor of a study by the Transportation Board. He suggested the whole ordinance be studied and possibly revised. However, he wanted the rate increase on a temporary basis until the study could be completed. Alderman Smith supported the temporary rate increase so that the taxi company could survive. If the company went out of business, the bus system would be affected. ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN THORPE, THAT THE RATE INCREASE BE GRANTED PENDING A STUDY BY THE TRANSPORTATION BOARD OF THE RATES. THE MOTION TO SUBSTITUTE WAS CARRIED BY UNANIMOUS VOTE. THE MOTION AS SUBSTITUTED WAS CARRIED BY UNANIMOUS VOTE. Mr. Denny was directed to draft an ordinance increasing the taxi rates temporarily.

TO THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

The undersigned, Thurman T. Atkins, respectfully requests that the Board of Aldermen amend Chapter 20 of the Code of Ordinances, Town of Chapel Hill, North Carolina, by increasing Basic Fares (Section 20-78) as follows:

That Section 20-78, Code of Ordinances, Town of Chapel Hill, North Carolina be amended to read as follows:

- (1) existing ninety cents (.90) becomes one dollar and ten cents (\$1.10);
- (2) \$1.30 becomes one dollar and fifty cents (\$1.50);
\$1.55 becomes one dollar and eighty cents (\$1.80);
\$1.80 becomes two dollars and five cents (\$2.05);
\$2.20 becomes two dollars and fifty cents (\$2.50);
\$2.45 becomes two dollars and eighty cents (\$2.80);
- (3) no change
- (4) \$0.40 becomes forty-five cents (\$0.45);
\$0.75 becomes eighty-five cents (\$0.85).

Your petitioner makes the following statement in support of this request:

1. That your petitioner is the owner and operator of the Carolina Cab Company, holds a permit to operate twelve (12) taxicabs in Chapel Hill and has operated taxicabs in Chapel Hill for thirty (30) or more years.
2. That current taxi fares in Chapel Hill were enacted in July of 1977 after petitioner's request in which petition gave notice of his intent to request further increases.
3. That your petitioner believes that the rates allowed to be charged in Chapel Hill for most trips are substantially lower than those charged for comparable trips in nearby cities.
4. That since July of 1974 the cost of tires, repair parts, oil, gasoline and new taxicabs has increased substantially; the minimum employee wage has increased since that time.
5. That your petitioner believes that continued operation under the current fare schedule is too unprofitable to be maintained.
6. That your petitioner believes that the public convenience and necessity will be served by the continued operation of taxicabs in Chapel Hill.

Ms. Parker requested a worksession with the Planning Board on growth management and the comprehensive plan. The meeting was scheduled on September 18, 1978, at 7:30 p.m.

Resolution Approving a Preliminary Sketch for the Maplewood Subdivision

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN HOWES, ADOPTION OF THE FOLLOWING RESOLUTION. Alderman Smith was concerned with the consequences of allowing private roads in areas which might later be annexed. Mr. Jennings responded that this subdivision is on the edge of the planning area, and he thought private road standards could be developed which would eliminate this problem. The owner had agreed to a maintenance agreement. THE MOTION WAS CARRIED BY UNANIMOUS VOTE.

A RESOLUTION APPROVING A PRELIMINARY SKETCH FOR THE MAPLEWOOD SUBDIVISION LOCATED ON POPE ROAD (SR 1791), CHAPEL HILL TOWNSHIP TAX MAP 26, LOTS 12F and 12G

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby approves the preliminary sketch dated April, 1978, for the Maplewood Subdivision located on the south side of Pope Road (SR 1791) subject to the following requirements:

1. That an exemption be granted from Section 18-43 of the Subdivision Ordinance to permit the proposed access road to exceed the 400 ft. maximum length for cul-de-sac streets.
2. That the applicant be permitted to designate the access road within the subdivision as a private street. Such private road shall be improved to the minimum roadway design standards of the Public Works Department for private streets.
3. That the detailed construction plans for the private drive be approved by the Town Manager prior to construction.
4. That a maintenance agreement satisfactory with the Town Attorney covering permanent maintenance of the private roads within the subdivision be recorded with the Orange County Register of Deeds prior to recordation of the final plat.
5. That a surety bond or letter of credit in type and amount to be determined by the Town Manager to be sufficient to cover the total estimated cost of all improvements shown on the approved preliminary sketch described within the conditions placed upon such preliminary sketch at the time of approval, shall be submitted to the Town Manager prior to recordation of the final plat.
6. That a 30 foot wide drainage and utility easement be dedicated along the joint property line of lots 4 and 7, and along the joint property line of lots 4 and 5, and that such 30 foot wide easement extend across lot 7 along the minor drainageway to the southeastern boundary of the property. Such easements shall be shown on the final plat and their location shall be approved by the Town Manager.
7. That an exemption be granted from the open space requirements of the Subdivision Ordinance (Section 18-51) due to the small size of the required open space and since it does not appear that the required area can be made a part of an existing or proposed recreation area.

This the 24th day of July, 1978

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Resolution Approving a Special Use Permit for the Chapel Hill Insurance Agency Office Building

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN BOULTON, ADOPTION OF THE FOLLOWING RESOLUTION. Alderman Howes stated he could not find that the proposed office building would be in conformance with the comprehensive plan because the area is not within an activity center. Aldermen Boulton, Epting, Thorpe and Mayor Wallace supported the motion with Aldermen Howes, Kawalec, Smith and Vickery opposing. The matter was carried over to the September agenda.

A RESOLUTION GRANTING A UNIFIED BUSINESS DEVELOPMENT SPECIAL USE PERMIT TO CHAPEL HILL INSURANCE AGENCY FOR THE CONSTRUCTION OF TWO OFFICE BUILDINGS ON AIRPORT ROAD

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby finds that the construction of two office buildings proposed by Chapel Hill Insurance Agency if developed in accordance with the plans submitted April 5, 1978 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:

WITH REGARD TO APPEARANCE

1. That detailed architectural elevations, and a site plan showing the location of landscaped areas, signage, lighting and other site elements be submitted to and approved by the Appearance Commission prior to issuance of a building permit.
2. That a detailed landscape/planting plan including detailed sign and lighting plans be submitted to and approved by the Appearance Commission prior to issuance of a certificate of occupancy.
3. That any and all planting which dies during the life of the Special Use Permit, be replaced with planting of the same species and approximately the same size by the end of the next planting season.
4. That the off-street parking area be screened from properties to the north and south by solid evergreen planting a minimum of six (6) feet in height, and screened from the public right-of-way by a solid screen a minimum of three feet in height. Such screening shall be shown on the landscape plan.
5. That as much significant planting as possible be retained and that such planting be shown on the landscape plan. Existing planting shall be protected during construction by appropriate fencing or barriers. Provision for such protection shall be shown on the landscape plan.

WITH REGARD TO SAFETY AND HEALTH

6. That a drainage plan be submitted to and approved by the Town Manager prior to issuance of a grading permit or building permit. Improvements included in the drainage plan shall be completed prior to issuance of a certificate of occupancy.
7. That the off-street parking area be paved.
8. That any abandoned curb cuts be replaced by curb and gutter to Town standards.
9. That a paved sidewalk be constructed along the frontage of the property with Airport Road.

OTHER STIPULATIONS

10. That provision for trash collection be approved by the Town Manager.
11. That both buildings one and two be constructed simultaneously. That a building permit be issued only upon submission of detailed construction plans for both buildings and that a certificate of occupancy be issued only upon completion of construction of both buildings.
12. That construction begin by September 1, 1980 and be completed by September 1, 1982.

BE IT FURTHER RESOLVED that the Board hereby grants a Unified Business Development Special Use Permit in accordance with the plans as submitted and approved and the stipulations above.

This the 24th day of July, 1978.

Resolution Authorizing Execution of An NDP Closeout Agreement

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN SMITH, ADOPTION OF THE FOLLOWING RESOLUTION. THE MOTION WAS CARRIED BY UNANIMOUS VOTE.

A RESOLUTION AUTHORIZING EXECUTION OF AN NDP CLOSEOUT AGREEMENT

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby authorizes the Mayor and Town Clerk to execute on behalf of the Town a Closeout Agreement for the Neighborhood Development Program (NC A-5) as approved by the Chapel Hill Housing Authority on May 23, 1978.

This the 24th day of July, 1978.

Resolution of Support of Section 8 "Substantial Rehabilitation Assistance" for 751 Pritchard Extension

ALDERMAN HOWES, MOVED, SECONDED BY ALDERMAN EPTING, ADOPTION OF THE FOLLOWING RESOLUTION. THE MOTION WAS CARRIED BY UNANIMOUS VOTE.

A RESOLUTION IN SUPPORT OF SECTION 8 SUBSTANTIAL REHABILITATION ASSISTANCE FOR 751 PRITCHARD EXTENSION

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby authorizes the Mayor, James C. Wallace, to submit a letter to the Department of Housing and Urban Development in support of the Chapel Hill Housing Authority's preliminary application for Section 8 Substantial Rehabilitation assistance for 751 Pritchard Extension (N.C. 46-3)

This the 24th day of July, 1978.

Resolution Accepting a Petition for Paving Indian Spring Road

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN THORPE, ADOPTION OF THE FOLLOWING RESOLUTION. Alderman Howes asked if an agreement had been signed providing for the Vias gift of money to the town. Mr. Jenne had no agreement at that point. THE MOTION WAS CARRIED BY UNANIMOUS VOTE.

A RESOLUTION ACCEPTING A PETITION FOR PAVING INDIAN SPRING ROAD

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby accepts as valid a petition by 100% of the property owners, excepting a lot owned by the Town of Chapel Hill, adjacent to Indian Spring Road for the paving of said road with curb and gutter.

This the 24th day of July, 1978.

Ordinance Amending Chapter 21 of the Code of Ordinances

Section 21-45. Bicycles Prohibited on Certain Sidewalks

It shall be unlawful for any person to ride a bicycle on the following sidewalks:

- (a) Franklin Street (both sides) - Henderson Street to Columbia Street
- (b) Rosemary Street (both sides) - Henderson Street to Columbia Street

Section 21-46. Applicability of Traffic Laws

Every person riding a bicycle upon a street, bikeway, or sidewalk shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by the laws of this state declaring rules of the road applicable to vehicles, this Code or other ordinances of this town applicable to the driver of a vehicle, except as to those provisions of laws and ordinances which by their nature can have no application, and except as otherwise provided in this chapter.

Section 21-47. Obedience to Traffic Control Devices

Any person operating a bicycle shall obey the instructions of official traffic control signs, and other control devices applicable to vehicles and bicycles, unless otherwise directed by a police officer.

Section 21-48. Speed

No person shall operate a bicycle at a speed greater than is reasonable and prudent under the conditions then existing, nor exceed a posted vehicle speed limit for the roadway on which the bicycle is being operated.

Section 21-49. Entering Bikeway or Roadway

The operator of a bicycle, upon entering a bikeway, shall yield the right-of-way to all bicycles and pedestrians approaching on such bikeway, and upon entering a roadway shall yield the right-of-way to all vehicles or bicycles approaching on such roadway.

Section 21-50. Riding on Roadway Adjacent to Bike Path or Lane

When a bike path or lane has been designated, no person shall ride a bicycle upon a roadway adjacent to such path or lane, except:

- (a) When he is travelling in the opposite direction to the designated direction of travel of such path or lane;
- (b) When he is travelling southward on Airport Road between Estes Drive and Airport Drive.
- (c) or as otherwise permitted by the provisions of this chapter.

Ordinance Amending Chapter 21 of the Code of Ordinances

ALDERMAN HOWES MOVED, SECONDED BY ALDERMAN SMITH, ADOPTION OF THE FOLLOWING ORDINANCE. THE MOTION WAS CARRIED BY UNANIMOUS VOTE.

AN ORDINANCE AMENDING CHAPTER 21

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby amends Chapter 21 of the Code of Ordinances, Town of Chapel Hill as follows:

Section I

ADD a new Section 21-27.3 to read:

Section 21-27.3 Bike Lane Overlay Zones

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

Street	Side	From	To	Time
Cameron Avenue	South	Graham St.	Pittsboro St.	7 a.m. - 10 a.m. Monday - Friday
Cameron Avenue	North	Graham St.	Fetzer Lane	3 p.m. - 6 p.m. Monday - Friday

These restrictions shall not abrogate any greater restrictions placed upon parking on the above streets either before or after the date of this ordinance's adoption.

Section II

DELETE from Section 21-27.1(c):

Street	Side	From	To
Country Club Road	East	Bounday St.	South Rd.

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and ADD to Section 21-27:

Country Club Road East Boundary St. South Rd.

This the 24th day of July, 1978.

Ordinance Amending Article IV of Chapter 21

ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN KAWALEC, ADOPTION OF THE FOLLOWING ORDINANCE. Alderman Epting was concerned that the ordinance conflicted with State laws in many parts. Mr. Denny shared many of these concerns but wanted clear guidance from the Board. Alderman Smith wanted regulations set so that people would have to ride in the bike lanes instead of the streets. Alderman Epting moved, seconded by Alderman Boulton, that the matter be referred back to the attorney. Alderman Smith withdrew his motion to adopt the ordinance.

AN ORDINANCE AMENDING ARTICLE VI OF CHAPTER 21, "BICYCLES"

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby amends Article VI of Chapter 21 of the Code of Ordinances, Town of Chapel Hill, to read as follows:

VI. BICYCLES

- 21-41. Definitions.
- 21-42. Applicability of Article.
- 21-43. Establishment of Bikeways; Signs.
- 21-44. Shared Facilities.
- 21-45. Bicycles Prohibited on Certain Sidewalks.
- 21-46. Applicability of Traffic Laws.
- 21-47. Obedience to Traffic Control Devices.
- 21-48. Speed.
- 21-49. Entering Bikeway or Roadway.
- 21-50. Riding on Roadway Adjacent to Bike Path or Lane.
- 21-51. Direction of Travel.
- 21-52. Right of Way at Intersection.
- 21-53. Leaving Bikeway.
- 21-54. Walking Bicycles.
- 21-55. Driving Vehicles across Bikeways.
- 21-56. Equipment.
- 21-57. Owner Protection and Identification - Finding and Declaration of Necessity.
- 21-58. Same - Registration of Bicycles Generally.
- 21-59. Same - Registration of Bicycles temporarily operated within the town.
- 21-60. Same - Transfer of Ownership.
- 21-61. Same - Duration of Registration.
- 21-62. Same - Registration Fees.
- 21-63. Same - Failure to Register.
- 21-64. Same - Penalties.

Section 21-41. Definitions

- (1) Bicycle: A nonmotorized vehicle with two or three wheels tandem, a steering handle, one or two saddle seats, and pedals by which the vehicle is propelled.
- (2) Bikeway: A thoroughfare suitable for bicycles, and which may either exist within the right-of-way of the modes of transportation, such as highways, or along a separate and independent corridor. The term "bikeway" may include "bike lanes", "bike paths" and "bike trails".
- (3) Bike Lanes: That portion of a roadway set aside for the use of bicycles and so designated as provided in Section 21-43.
- (4) Bike Path: A separate pathway for bicycles and pedestrians paralleling a roadway, located within the right-of-way of said roadway and so designated as provided in Section 21-43.
- (5) Bike Trail: A pathway for bicycles and pedestrians located within a public easement or right-of-way other than that of a roadway and so designated as provided in Section 21-43.

Section 21-42. Applicability of Article

The regulations contained in this article shall apply whenever a bicycle is operated upon any street or sidewalk, or upon any public path set aside for the exclusive use of bicycles, subject to those exceptions stated herein.

Section 21-43. Establishment of Bikeways; Signs

The Town Manager, upon approval of the Board of Aldermen, is authorized to erect or place signs, painted lines and/or other demarcations upon any street or public right-of-way indicating the existence of a bike path, lane or trail and otherwise regulating the operation and use of vehicles and bicycles with respect thereto

- (a) The following are designated as Bikepaths:
 - E. Franklin Street (northside) - Estes Drive to Hillsboro Street
 - Airport Road (east side) - Hillsboro Street to Airport Drive
 - Airport Road (east side) - Airport Drive to Estes Drive
 - Airport Road (west side) - Umstead Drive to N. Columbia Street
 - Columbia Street (west side) - Airport Road to Cameron Avenue
 - Columbia Street (east side) - Cameron to Rosemary Street
 - Raleigh Road (north side) - NC 15-501 By-pass to Country Club Rd.
- (b) The following are designated as Bike Lanes:
 - Country Club Rd. (east side) - Gimghoul Rd. to Boundary Street
- (c) The following are designated as Bike Lanes from 7:00 A.M. to 10:00 A.M.:
 - Cameron Avenue (south side) - Pittsboro St. to Graham St.
- (d) The following are designated as Bike Lanes from 3:00 P.M. to 6:00 P.M.
 - Cameron Avenue (north side) - Fetzer Lane to Graham St.
- (e) The following are designated as Bike Trails:
 - Muirhead Trail - from Cleland Road to Ridgefield Road
 - Glendale Trail - from Weaver Road right-of-way to Valley Park Drive.

While roadways are provided for the safety and convenience of vehicles, sidewalks are provided for the safety and convenience of pedestrians and bikeways are provided for the safety and convenience of bicycles, it is recognized that in many instances such facilities may be shared, provided that:

- (a) When using bikeways, pedestrians walk as far to the right as practicable, walk no more than two abreast and exercise due care. A bicyclist shall give audible signal before passing a pedestrian on a bikeway.
- (b) When using sidewalks, bicyclists shall not exceed seven miles per hour, shall yield the right-of-way to pedestrians and shall pass only on the left and only after giving audible warning to pedestrians.
- (c) When using a roadway, bicyclists shall ride as far to the right as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction, and shall not pass standing or slower moving vehicles in their lane on the right except as permitted by G.S. 20-150.1.
- (d) Persons riding bicycles upon a roadway, sidewalk, or bikeway shall ride single file except when passing another bicycle.
- (e) All persons shall observe all other rules and provisions outlined in this chapter.

Section 21-51. Direction of Travel

The following bikeways are designated for two-directional traffic:

Airport Road (east side) - Airport Drive to Estes Drive

Muirhead Trail

Glendale Trail

All other bikeways shall carry bicycle traffic only in the direction of the nearest adjacent traffic lane.

Section 21-52. Right of Way at Intersection

Upon approaching an intersection, any person riding or operating a bicycle in a bicycle lane shall yield the right of way to all vehicles within or approaching such intersection; except, that all vehicles making a left-hand or right-hand turn at an intersection shall not proceed into such intersection nor make such a turn without first yielding the right of way to all bicycles within or approaching such intersection, and shall proceed only when it is safe to do so.

Section 21-53. Leaving Bikeway

Once having entered a bikeway, no person riding or operating a bicycle shall leave such bikeway except at intersections or designated exit points; provided, that such person may leave a bikeway upon dismounting from a bicycle, walking the same, and being subject then to all laws applicable to pedestrians; provided further, that such person may leave the bikeway between intersections in order to make a U-turn, where such a turn is permissible for vehicular traffic or to turn into driveways on the right or left hand sides of the bikeway. Upon leaving a bikeway, the rider or operator of such bicycle shall yield the right of way to all vehicles and shall not leave the bikeway until it is safe to do so.

Section 21-54. Walking Bicycles

Bicycles may be walked subject to all provisions of law applicable to pedestrians.

Section 21-55. Driving Vehicles across Bikeways

No person shall drive a vehicle upon or across a bikeway except at street intersections or to enter a driveway. No person shall drive upon or across a bikeway as permitted by this section except after giving the right of way to all bicycles within the lane.

Lamps on Bicycles.

Every bicycle shall be equipped with a lighted lamp on the front thereof, visible under normal atmospheric conditions from a distance of at least 300 feet in front of such bicycle, and shall also be equipped with a reflex mirror or lamp on the rear, exhibiting a red light visible under like conditions from a distance of at least 200 feet to the rear of such bicycle, when used at night.

Section 21-57. Owner protection and identification - Finding and declaration of necessity.

It is hereby found that the number of bicycles owned by the citizens and residents of the Town of Chapel Hill and the operation of bicycles on the public streets have been greatly increasing in recent years; that the number of accidents involving bicycles while being operated on the public streets has been growing; that larceny of bicycles has risen to many hundreds in recent years with consequent monetary losses formerly in excess of twenty-five thousand dollars (\$25,000.00) per year, and now more than double, and that the rate of monetary loss is steadily increasing; that many of the accidents have occurred by reason of improperly maintained, equipped, or operated bicycles and that the operators thereof have lacked proper personal identification; that theft of bicycles is being encouraged by reason of a lack of registration and proper identification and their recovery is unlikely; that proper identification of bicycles temporarily the subject of unauthorized use and subsequently recovered as abandoned has not been possible, and proper notification to owners has been impeded by lack of sufficient information; that a comprehensive program of inspection, operator education, registration, and identification of all bicycles owned and operated in the Town of Chapel Hill as a means of owner protection and identification is necessary and that it is in the public interest that such program be instituted as soon as possible and that the necessity for the provisions hereinafter ordained is hereby declared as a matter of legislative determination to be in the public interest.

Section 21-58. Same - Registration of bicycles generally.

All bicycles located within the town owned by persons domiciled in the Town of Chapel Hill shall be registered with the town and shall at all times bear a valid registration decal issued by the town.

Section 21-59. Same - Registration of bicycles temporarily operated within town.

Any bicycle temporarily operated upon the public streets and sidewalks of the town by persons not domiciled in the Town of Chapel Hill may be registered with the town in accordance with the provisions of this article.

Section 21-60. Same - Transfer of ownership

The transfer of ownership of any bicycle required to be registered shall be reported to the town and registration by the new owner obtained within thirty (30) days after transfer of ownership.

Section 21-61. Same - Duration of registration

In order to assure that there exist at all times a current registration and a legible decal on such bicycle for the purpose of identification, registration shall be valid for period ending December 1 in even-numbered years two (2) years after the effective date of these registration provisions; provided, however, that in the event a registration decal becomes illegible by reason of being damaged, defaced, or otherwise mutilated the owner shall immediately apply for a new decal.

Section 21-62. Same - Registration fees.

In order to partially defray the cost of operation of this program, the cost of the decals, and the maintaining of current comprehensive records of registration, and the identification of said bicycles, the following fees shall be charged:

- (a) For initial registration \$0.50
- (b) For transfer of registration 0.25
- (c) For a replacement decal 0.25

Section 21-63. Same - Failure to register

Any person failing to register a bicycle required to be registered by the provisions of this article shall be advised of the requirement of registration and shall be issued a warning that in the event said bicycle is not registered within seven (7) days and proof of said registration filed with the police department, he shall be subject to the penalties for violation of this article.

Section 21-64. Same - Penalties

Any person violating the provisions of Sections 21-58, 21-60, or 21-61 shall be subject to a fine not to exceed ten dollars (\$10.00)

Section II

With the exception of Sections 21-58 and 21-59, this ordinance shall be effective upon adoption. Sections 21-58 and 21-59 shall be effective from and after October 1, 1978.

Section III

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

This the 24th day of July, 1978.

Resolution Regarding Temporary Parking Permits

ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN HOWES, ADOPTION OF THE FOLLOWING RESOLUTION. Alderman Boulton asked if there was a limit on the number of permits a person could apply for. Alderman Smith replied that the applications were investigated by the manager and the public works department. Decisions to recommend granting permits were based upon this investigation. THE MOTION WAS CARRIED BY A VOTE OF SIX TO ONE WITH ALDERMEN EPTING, HOWES, KAWALEC, SMITH, THORPE AND VICKERY SUPPORTING AND ALDERMAN BOULTON OPPOSING.

A RESOLUTION REGARDING TEMPORARY PARKING PERMITS

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Police Department is hereby authorized to issue temporary permits for limited time periods to accommodate visitors and changes in circumstances between Aldermen's meetings.

This the 24th day of July, 1978.

Resolution Granting Special Parking Permits

ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN THORPE, ADOPTION OF THE FOLLOWING RESOLUTION. Alderman Kawalec asked why permits had been denied. Mr. Shipman explained that they did meet the criteria set up for a permit. THE MOTION WAS CARRIED BY A VOTE OF SIX TO ONE WITH ALDERMEN EPTING, HOWES, KAWALEC, SMITH, THORPE AND VICKERY SUPPORTING AND ALDERMAN BOULTON OPPOSING.

242 A RESOLUTION GRANTING SPECIAL PARKING PERMITS (RENEWABLE)

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby finds regarding the below-listed applicants for special parking permits as follows:

- 1) the applicants are domiciled on streets on both sides of which in front of applicants' domiciles parking is prohibited at some time; and
- 2) the applicants have vehicles which they have no practical way of parking off the public right-of-way; or there is no practical way in which two guest vehicles in addition to applicants' own vehicles (if any) may be parked off the public right-of-way; and
- 3) in the opinion of the Town Engineer, it would cost more than \$800 to construct each parking space for applicants' vehicles off the public right-of-way; or in the opinion of the Board, such construction would require the destruction of an area or object of historical or natural significance to the Town as a whole; and

THEREFORE, the Board hereby grants the following special parking permits for the period August 1, 1978 through July 1, 1979 and renewable thereafter for further one-year periods upon a showing of no change in circumstances:

Address	Applicant	# Affixed	# Guest
208 Glenburnie	Terry Cox	1	2
519 Senlac	Sophie S. Martin	1	0
303 Briarbridge Valley	Mildred L. Alexander	1	2
8 Cobb Terrace	John S. Akin	1	2
105 Ledge Lane	John D. Leak, III	3	2
412 Westwood Drive	J. Dennis Sanchez	1	2
200 Howell Street	M. Sandra Halperin	1	2
403 North Street	Randall Bailey	1	2
14 Cobb Terrace	Charles R. Hardman	1	2
418 Westwood Drive	Stirling and Sara Haig	3	2
17A Cobb Terrace	W. J. Thompson	1	2
17B Cobb Terrace	Katherine Polk	1	2
221A Vance Street	Kathryn A. Fetter	1	2
500 Laurel Hill Road	Roger D. Billica	1	2
704A Gimghoul Road	Joel Fine	1	2
704B Gimghoul Road	Sam Markham	1	2
510 Hooper Lane	George E. French	0	2
12 Cobb Terrace	Scott & Marcia Herman-Giddens	0	2
7 Cobb Terrace	Rosalie M. Massengale	0	2
318 West University	J. Temple Gobbel	0	2
312 West University	Mrs. H. R. Ritchie	0	2
202 Vance Street	Mrs. A. H. Poe	0	2
408 Patterson Place	Silvia Hinnom	0	2
410 Patterson Place	Michael Crowell	0	2
4 Briarbridge Lane	Miss Ruth Price	0	2

This the 24th day of July, 1978.

Resolution Granting Special Parking Permits

ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN VICKERY, ADOPTION OF THE FOLLOWING RESOLUTION. All of the names who had applied were not in these resolutions as some applications had been submitted too late to be processed. THE MOTION WAS CARRIED BY A VOTE OF SIX TO ONE WITH ALDERMEN EPTING, HOWES, KAWALEC, SMITH, THORPE AND VICKERY SUPPORTING AND ALDERMAN BOULTON OPPOSING.

A RESOLUTION GRANTING SPECIAL PARKING PERMITS (NON-RENEWABLE)

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby finds regarding the below-listed applicants for special parking permits as follows:

- 1) the applicants are domiciled on streets on both sides of which in front of applicants' domiciles parking is prohibited at some time; and
- 2) the applicants have vehicles which they have no practical way of parking off the public right-of-way; or there is no practical way in which two guest vehicles in addition to applicants' own vehicles (if any) may be parked off the public right-of-way; and
- 3) in the opinion of the Town Engineer, it would be possible to construct each parking space for applicants' vehicles for \$800

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THEREFORE, the Board hereby grants the following special parking permits for the period August 1, 1978 through July 1, 1979; however, such permits shall not be renewed without a showing that all the circumstances contemplated in Section 21-27.2(c), Code or Ordinances, Town of Chapel Hill obtain:

Address	Applicant	# Affixed	# Guest
314 West University	Indy H. Cannon	2	2
3-A Briarbridge Lane	Jane Cousins	1	2
404 Westwood Drive	Gerhard E. Lenski	0	2

This the 24th day of July, 1978.

Resolution Denying Special Parking Permits

ALDERMAN SMITH MOVED, SECONDED BY ALDERMAN THORPE, ADOPTION OF THE FOLLOWING RESOLUTION. THE MOTION WAS CARRIED BY A VOTE OF SIX TO ONE WITH ALDERMEN EPTING, HOWES, KAWALEC, SMITH, THORPE AND VICKERY SUPPORTING AND ALDERMAN BOULTON OPPOSING.

A RESOLUTION DENYING SPECIAL PARKING PERMITS

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby fails to find regarding the below-listed applicants for special parking permits as follows:

- 1) the applicants are demiciled on streets on both sides of which in front of applicant's domiciles parking is prohibited at some time; or
- 2) the applicants have vehicles which they have no practical way of parking off the public right-of-way; and

Therefore, the Board hereby denies special parking permits for the below-listed applicants:

Address	Applicant	Affixed	Guest
510 North Street	Peter J. & Kristina Lee		2
345 Tenney Circle	Betty Webb	1	
213 N. Boundary	C. T. & J. G. Nuzum	3	2

This the 24th day of July, 1978.

Resolution Setting a Public Hearing to Consider Renaming Henderson Street North of Durham/Chapel Hill Boulevard, Near Brendles

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN SMITH, ADOPTION OF THE FOLLOWING RESOLUTION. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF SEVEN TO ZERO.

A RESOLUTION SETTING A PUBLIC HEARING TO CONSIDER RENAMING HENDERSON STREET NORTH OF DURHAM/CHAPEL HILL BOULEVARD, 15-501, NEAR BRENDLES

WHEREAS there are two streets within the corporate limits of Chapel Hill with the name of Henderson Street, NOW THEREFORE,

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that a Public Hearing is hereby called for September 11, 1978 at 7:30 p.m. to consider renaming the Henderson Street located north of the Durham/Chapel Hill Boulevard and near Brendles.

This the 24th day of July, 1978.

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Ordinance to Amend the Personnel Ordinance

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN THORPE, ADOPTION OF THE FOLLOWING ORDINANCE. Alderman Smith questioned whether facilities were accessible. Mr. Jenne replied that they were currently up to standard. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF SEVEN TO ZERO.

AN ORDINANCE TO AMEND THE PERSONNEL ORDINANCE (EMPLOYMENT OF HANDI-CAPPED)

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill that the Board hereby amends Section 14-28 and 14-29 of the Code of Ordinances, Town of Chapel Hill, by adding the phrase "non-job related handicap," to follow the word "religion," in either section.

This the 24th day of July, 1978.

Resolution Authorizing the Filing of an LEAA Training Grant

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN SMITH, ADOPTION OF THE FOLLOWING RESOLUTION. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 7 TO 0.

WHEREAS, the Town of Chapel Hill herein called the "Applicant" has thoroughly considered the problem addressed in the subgrant application entitled Chapel Hill Training Grant and has reviewed the project described in the application; and

WHEREAS, under the terms of Public Law 90-351 as amended, the United States of America has authorized the Law Enforcement Assistance Administration, through the North Carolina Law and Order Section to make federal grants to assist local governments in the improvement of the criminal justice system,

NOW THEREFORE BE IT RESOLVED BY THE Chapel Hill Board of Aldermen IN OPEN MEETING ASSEMBLED IN THE Town of Chapel Hill, North Carolina, THIS 24th day of July, 1978, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Applicant and the general public.
2. That Kurt J. Jenne, Town Manager, or his duly appointed successor be authorized to file, in behalf of the Applicant, an application in the form prescribed by the Law and Order Section for a subgrant in the amount of \$2,356.00 to be made to the Applicant to assist in defraying the cost of the project described in the application. This individual shall act as the authorized representative of the Applicant in connection with all aspects of the application process.
3. That if the subgrant is made, the Applicant shall provide or make arrangements to provide, a local cash matching contribution in the amount of \$131.00 (State-131.00) (local cash match) as required by the most current guidelines.
4. That to the full extent the law allows, the applicant agrees that upon submission of an application for this subgrant, the applicant intends to continue the program at its own expense and to appropriate funds therefore subject only to budgetary limitations should the program be useful, effective and pertinent.
5. That applicant understands that approval of the subgrant application in no way implies or commits the United States of America, the Law Enforcement Administration or the Law and Order Section to approve any application for continuation funding or to provide any continuation funding whatsoever; rather applicant understands that continuation funding will probably not be available and applications therefore will only be considered, if at all, under only unusual circumstances.
6. That the Project Director designated in the application form shall furnish or make arrangements for other appropriate persons for furnish such information, data, documents and reports pertaining to the project, if approved, as may be required by the Law and Order Section.
7. That certified copies of this resolution be included as part of the application referenced above.
8. This resolution having been read aloud in its entirety at the meeting above mentioned, shall be effective upon its adoption and shall be recorded in its entirety in the minutes of the Chapel Hill Board of Aldermen.

Ordinance to Amend the "Ordinance Concerning Appropriations and the Raising of Revenue for the Fiscal Year Beginning July 1, 1977"

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN HOWES, ADOPTION OF THE FOLLOWING ORDINANCE. THE MOTION WAS CARRIED BY UNANIMOUS VOTES OF 7 TO 0.

AN ORDINANCE TO AMEND THE "ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1977"

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill that the Budget Ordinance entitled "An Ordinance Concerning Appropriations and the Raising of Revenue for the Fiscal Year Beginning July 1, 1976" duly adopted on June 13, 1977, be and the same is hereby amended as follows:

ARTICLE I

	<u>Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised</u>
<u>General Fund</u>				
Town Manager				
Administration	124 685		- 5 000	119 685
Staff Services	55 305	+ 2 000		57 305
Legal	80 785	+ 3 000		83 785
Police				
Administration	70 920	+ 2 000		72 920
General Services	232 000		- 2 000	230 000
Patrol	479 560		-60 000	459 560
Public Safety	175 550	+20 000		195 550
Sundry	879 395	+40 000		919 395
<u>Transportation Fund</u>				
Sundry	153 735	+ 5 685		159 420
Administration	41 790	+ 500		42 290
Maintenance	183 360	+ 5 000		188 360
<u>Library Gift Fund</u>	14 500	+ 100		14 600

ARTICLE II

	<u>Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised</u>
Transportation Fund	954 005	+11 185		965 190
Library Gift Fund	14 500	+ 100		14 600

All ordinances and portions in conflict herewith are hereby repealed.

This the 24th day of July, 1978.

Resolution Accepting Bids and Awarding of Contract for Construction of Renovations for Parks and Recreation Administrative Offices

ALDERMAN KAWALEC MOVED, SECONDED BY ALDERMAN EPTING, ADOPTION OF THE FOLLOWING RESOLUTION. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 7 TO 0.

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RENOVATIONS FOR PARKS AND RECREATION ADMINISTRATIVE OFFICES

WHEREAS the Town of Chapel Hill has solicited formal bids on Construction of Renovations for Parks and Recreation Administrative Offices and the following bids have been received:

<u>BIDDER</u>	<u>BID</u>		
	<u>Base Bid</u>	<u>Deduct Alternate G-1</u>	<u>Add Alternate G-2</u>
<u>General Construction</u>			
Bordeaux Construction Co., Inc. Durham, N.C.	\$35,386	-\$791	\$300
C. C. Woods Construction Co., Inc. Durham, N.C.	\$35,800	-\$750	No Bid
C. T. Wilson Construction Co., Inc. Durham, N.C.	\$37,621	-\$821	\$320
Delta Construction Co., Inc. Durham, N.C.	\$33,487	-\$781	No Bid
Durham Construction Co., Inc. Durham, N.C.	\$37,288	-\$850	\$199
Nello L. Teer Co. Durham, N.C.	\$39,990	-\$800	\$372
Security Building Co., Inc. Chapel Hill, N.C.	\$38,000	-\$799	\$286
Triad, Inc. Durham, N.C.	\$38,785	-\$700	\$300
Front & Riggs Construction Co., Inc. Durham, N.C.	\$42,260	-\$800	\$250

Plumbing Construction

Acme Plumbing & Heating Co., Inc. Durham, N.C.	\$ 6,368
Boykin & Long Plumbing Co. Raleigh, N.C.	\$ 6,990
Brown Brothers Plumbing & Heating Co., Inc. Durham, N.C.	\$ 6,266
Copelan Plumbing Co. Durham, N.C.	\$ 5,325
Mechanical Associates, Inc. Cary, N.C.	\$ 8,990

Heating & Air Conditioning Construction

Carolina Air Conditioning Co., Inc. Durham, N.C.	\$11,665
Comfort Engineers, Inc. Durham, N.C.	\$13,824
H & L Home Equipment Co. Raleigh, N.C.	\$10,849
Hockaday Heating and Air Conditioning, Co. Raleigh, N.C.	\$13,329
Lee Air Conditioning Co., Inc. Durham, N.C.	\$10,743
Mechanical Associates, Inc. Cary, N.C.	\$13,200

Electrical Construction

Bitting Electric, Inc. Cary, N.C.	\$ 5,695
Modern Electric Co., Inc. Durham, N.C.	\$ 8,500
Pendergraph & Thomerson Electric Co. Durham, N.C.	\$ 6,800

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Town accepts the bid of Delta Construction Co., Inc. for the general construction portion in the amount of \$33,487, the bid of Copelan Plumbing Co. for the plumbing portion in the amount of \$5,325, the bid of Lee Air Conditioning Co., Inc. for the heating and air conditioning portion in the amount of \$10,743, and the bid of Bitting Electric, Inc. for the electrical portion in the amount of \$5,695.

This the 24th day of July, 1977.

Resolution Accepting Bids and Awarding of Contract for Athletic Uniforms, Equipment, and Supplies

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN BOULTON, ADOPTION OF THE FOLLOWING RESOLUTION. Alderman Smith asked if the Recreation Department had determined a way to cut down on loss of equipment. Mr. Hooper responded that the loss had been reduced from the procedures implemented of not allowing children who had not returned equipment to participate in other programs. Alderman Boulton asked if the helmets being accepted were as good as the ones used before. Mr. Hooper stated that they had been checked, and that other departments which had used them had been contacted. He felt they would be as good. Alderman Smith raised the question of children playing football without a doctor in attendance at the games. Alderman Boulton said there were so many games at once that there weren't enough ambulances to cover all of them. Alderman Vickery suggested a PSO be present. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 7 TO 0.

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A RESOLUTION ACCEPTING BIDS AND AWARDING OF CONTRACT FOR ATHLETIC UNIFORMS, EQUIPMENT AND SUPPLIES

WHEREAS the Town of Chapel Hill has solicited formal bids on Athletic Uniforms, Equipment and Supplies and the following bids have been received:

ITEM	BIDDER AND BIDS					
	American Pro Louisville, Ky.	Durham Sporting Goods Co. Durham, N.C.	McGinty's Sport Shop, Inc. Chapel Hill, N.C.	Link-Watson Corp. Danville, Va.	Oxford Sporting Goods Oxford, N.C.	Johnson- Lambe Co. Raleigh, N.C.
I. FOOTBALL UNIFORMS, EQUIPMENT AND SUPPLIES						
A. Football Uniforms						
1. 50 jerseys	No Bid	No Bid	No Bid	No Bid	No Bid	\$ 304.50*
2. 80 pr. pants	No Bid	\$ 772.00	No Bid	\$ 580.00*	\$ 584.00	\$ 635.20
3. 100 helmets	No Bid	No Bid	\$1,795.00	\$1,393.00*	\$1,695.00	\$1,845.00
4. 100 sets shoulder pads	\$1,466.62	\$1,189.00*	\$1,206.33	\$1,170.00	\$ 732.65	\$1,189.75
					(bid on only 67)	
5. 25 pad sets	No Bid	\$ 91.25	\$ 99.50	\$ 148.50	\$ 81.25*	\$ 91.25
B. Football Equipment						
1. 24 footballs	\$ 295.68	\$ 286.80	\$ 300.00	\$ 299.76	\$ 302.40	\$ 268.80*
2. 4 footballs	\$ 94.40	\$ 88.00	\$ 98.00	\$ 77.52*	\$ 79.80	\$ 80.00
C. Football Supplies						
1. 6 doz. chin straps	No Bid	\$ 61.20	\$ 90.00	\$ 71.88	\$ 85.50	\$ 59.40*
2. 3 doz. buckles	No Bid	\$ 14.85	No Bid	\$ 12.75	\$ 9.90*	\$ 10.50
3. 25 doz. mouthpieces	No Bid	\$ 75.00	\$ 225.00	\$ 95.50	\$ 73.75*	\$ 105.00
4. 2 sets-down box & chain	No Bid	\$ 128.00	\$ 120.00	\$ 119.56*	\$ 153.90	\$ 122.00
5. 1 set sideline markers	No Bid	\$ 150.00	\$ 275.00	\$ 97.48	\$ 44.95*	\$ 54.00
6. 18 kicking tees	No Bid	\$ 16.20	\$ 36.00	\$ 34.02	\$ 41.40*	\$ 47.52
7. 6 first aid kits	No Bid	\$ 252.00	No Bid	\$ 160.74*	No Bid	\$ 90.00
II. BASKETBALL UNIFORMS, EQUIPMENT AND SUPPLIES						
A. Basketball Uniforms						
1. 70 T-shirts	No Bid	No Bid	No Bid	No Bid	\$ 126.00	\$ 122.50*
2. 48 sets (12) shirts	No Bid	No Bid	No Bid	No Bid	No Bid	\$2,671.20*
3. 6 doz. vests	No Bid	\$ 230.40	No Bid	\$ 234.00	No Bid	\$ 160.00*
4. 2 doz. pinnies	No Bid	\$ 62.40	No Bid	\$ 78.00	\$ 36.50*	\$ 39.90
B. Basketball Equipment						
1. 36 basketballs	\$ 438.08*	\$ 450.00	\$ 603.00	\$ 501.84	\$ 459.00	\$ 475.20
2. 12 basketballs	\$ 374.40	\$ 275.40	\$ 315.00	\$ 250.68	\$ 232.20*	\$ 274.80
C. Basketball Supplies						
1. 40 scorebooks	\$ 90.00	\$ 84.00	\$ 90.00	\$ 75.60*	\$ 76.00	\$ 88.00
2. 2 doz. whistles	\$ 36.00	\$ 36.00	\$ 30.00	\$ 36.00	\$ 29.90*	\$ 42.00
3. 2 game timers	No Bid	\$ 60.00	\$ 45.00	\$ 39.90	\$ 37.90*	\$ 40.00
4. 4 scoreboards	No Bid	\$ 102.40	No Bid	\$ 83.80*	\$ 90.00	\$ 84.00
III. VOLLEYBALL EQUIPMENT						
1. 8 volleyballs	\$ 129.68	\$ 160.00	\$ 132.00	No Bid	\$ 119.60*	\$ 141.60
2. 4 volleyballs	\$ 64.40*	\$ 81.20	\$ 74.00	\$ 65.66	\$ 74.00	\$ 87.60
3. 1 set standards	\$ 190.50	\$ 165.00	\$ 245.00	\$ 183.00	\$ 218.00	\$ 130.00*
IV. SOFTBALL EQUIPMENT						
1. 30 doz. softballs	\$1,005.00	\$ 954.00	\$1,080.00	\$ 898.20*	\$ 988.50	\$ 960.00

* Recommended items

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill that the Town accepts the bid of American Pro for the starred items above in the amount of \$502.48, the bid by Durham Sporting Goods Company for the starred items above in the amount of \$1,189.00, the bids by Link-Watson Corp. for the starred items above in the amount of \$3,388.42, the bid by Oxford Sporting Goods for the starred items above in the amount of \$707.35, and the bid by Johnson-Lambe Company for the starred items above in the amount of \$3,736.40 be accepted that that these firms be awarded the contracts.

This the 24th day of July, 1978.

Committees and Commissions

The Board of Adjustment had submitted the names of Ellen Ironside and John Burchard for the vacancy created by the expiration of Ms. Ironside's term, and the names of Robert Joesting and Stuart Keller for Ms. Klingberg's position.

Technical Corrections to Resolution 78-R-96A

Mr. Denny explained that corrections had been made to refer to a public meeting instead of a public hearing, and to Department of Transportation instead of Board of Transportation.

ALDERMAN HOWES MOVED, SECONDED BY ALDERMAN THORPE, ADOPTION OF THE FOLLOWING ORDINANCE. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 7 TO 0.

ORDINANCE TO AMEND SECTION 20-78 OF THE CODE OF ORDINANCES OF THE TOWN OF CHAPEL HILL

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill that the following subsections of Section 20-78, Code of Ordinances of the Town of Chapel Hill, North Carolina, be amended to read as follows:

- (1) If both origination and destination are within Zone 1, one dollar and ten cents, (\$1.10).
- (2) If either origination or destination is within Zone 1 and the other is in numbered Zone 2, one dollar and fifty cents (\$1.50); Zone 3, one dollar and eighty cents (\$1.80); Zone 4, two dollars and five cents (\$2.05); Zone 5, two dollars and fifty cents (\$2.50); and Zone 6, two dollars and eighty cents (\$2.80).
- (4) If both origination and destination are in numbered zones other than Zone 1 but not in the same lettered zone, the maximum charge shall be at the rate shown in subsection (2) above the higher of the two (2) zones, with a surcharge in the adjacent lettered zones of forty cents (\$0.40) and in non-adjacent lettered zones of seventy-five cents (\$0.75).

Section II

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

Section III

This ordinance shall be effective the 1st day of August, 1978.

This the 24th day of July, 1978.

Resolution with Respect to Media Notice of Special Meeting

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN SMITH, ADOPTION OF THE FOLLOWING RESOLUTION. THE MOTION WAS CARRIED BY UNANIMOUS VOTE OF 7 TO 0.

RESOLUTION WITH RESPECT TO MEDIA
NOTICE OF SPECIAL MEETING

WHEREAS, the provisions of G.S. Section 143-318.8 with respect to notice of special meetings of the Board of Aldermen provides that said notice shall be mailed or delivered to each newspaper, wire service, radio station, and television station that has filed a request for the notice with the Clerk of the Board of Aldermen of the Town of Chapel Hill, and

WHEREAS, the Board of Aldermen desires to provide for the filing of formal request with the name, address, and telephone number of the person to be notified by the various media covering meetings of the Board of Aldermen of the Town of Chapel Hill.

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen that in the event a newspaper, wire service, radio station or television station desires to receive notice of special meetings of the Board of Aldermen pursuant to the provisions of G.S. Section 143-318.8, then and in that event said media shall file with the Town Clerk of the Town of Chapel Hill in the month of December of each year a notice to that effect, said notice shall request notices of all special meetings, and shall designate the representative of said media with the address and telephone number to be notified of said meeting, and

BE IT FURTHER RESOLVED that no charge be made to any media or its representative for this service.

This the 24th day of July, 1978.

Appointment of Interim Town Manager

ALDERMAN EPTING MOVED, SECONDED BY ALDERMAN BOULTON, THAT THE BOARD APPOINT MR. SHIPMAN INTERIM TOWN MANAGER, EFFECTIVE AUGUST 12 UNTIL A NEW TOWN MANAGER COULD BE FOUND.

The Board discussed the advertising for a new town manager. Mayor Wallace was opposed to prohibiting any current employee from applying. Alderman Howes suggested October 15 as a closing date for applications. Alderman Kawalec asked if Mr. Shipman's salary would be raised. Mr. Denny indicated Town policy was to increase the salary for a temporary promotion. Mr. Jenne stated this could be modified by the Board in September, with other minor adjustments.

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

Mayor James C. Wallace

James C. Wallace

Town Clerk David B. Roberts

David B. Roberts

