

Discussion of Real Property Acquisition (Clearwater)

Council member Boulton suggested the Council direct the Manager and his staff to investigate the possibility of acquiring Clearwater Lake. Recreation Commission studies might have information on this. Council member Wallace also requested the Mayor to indicate to the "Y" that the Town was interested in their offer to sell the land. Mayor Nassif explained that the attorney on instructions by the Council had drafted an option for the purchase of Clearwater. Mayor Nassif suggested the staff could consider whether improvements needed to be made to the lake, the estimated cost of those improvements as well as the cost of the lake itself. Mr. Hooper recommended that as the Town might be in a position to apply for state funding of open space, that they inform the state of negotiations. Council member Kawalec objected that that study would be taking the lake out of the CIP process.

COUNCIL MEMBER BOULTON MOVED, SECONDED BY COUNCIL MEMBER HERZENBERG, ADOPTION OF THE FOLLOWING RESOLUTION:

RESOLUTION DIRECTING THE MANAGER TO INVESTIGATE THE POSSIBILITY OF PURCHASING CLEARWATER

WHEREAS the Council of the Town of Chapel Hill is interested in the possible purchase of Clearwater Lake,

NOW, THEREFORE, BE IT RESOLVED that the Council directs the Manager, with the assistance of staff, the Recreation Commission and the Planning Board, to investigate the feasibility of purchasing Clearwater Lake, with regard to cost of the property, uses to be made of the property, improvements needed and the estimated cost of such improvements and methods of funding such purchase, to the extent possible without an expenditure of funds;

FURTHER, BE IT RESOLVED, that the Council directs the Manager to express its interest in purchasing the property to the YMCA.

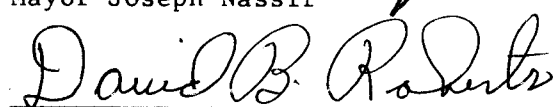
This the 11th day of February, 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.

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



Mayor Joseph Nassif



Town Clerk David B. Roberts

MINUTES OF A REGULAR MEETING OF THE
MAYOR AND CHAPEL HILL TOWN COUNCIL
MUNICIPAL BUILDING
MONDAY, FEBRUARY 25, 1980
7:30 P.M.

Mayor Nassif called the meeting to order. Present were:

Marilyn Boulton
Joseph Herzenberg
Jonathan Howes
Beverly Kawalec
Joe Straley
Bill Thorpe
James Wallace (late)

Also present were Town Manager E. Shipman and Town Attorney E. Denny. Council member Smith was still ill.

Petitions and Requests

There were no petitions.

Minutes

On motion by Council member Kawalec, seconded by Council member Straley, the minutes of January 28, 1980, were approved as corrected. On motion by Council member Kawalec, seconded by Council member Straley, the minutes of February 11, 1980, were approved as corrected.

Resolution Regarding Chapel Hill-Carrboro Bike Lane Coordination

Council member Straley reminded the Council of the bikeways program which had been implemented in Chapel Hill over the last few years. Carrboro was also embarking on such a program, and wished the two programs coordinated. COUNCIL MEMBER STRALEY MOVED, SECONDED BY COUNCIL MEMBER HOWES, ADOPTION OF THE FOLLOWING RESOLUTION:

A RESOLUTION REGARDING CHAPEL HILL-CARRBORO BIKE LANE COORDINATION

WHEREAS, the Town of Carrboro is embarking upon a program of on- and off-street improvements to encourage the use of bicycles as commuter vehicles, and

WHEREAS, the terminating point of the proposed Carrboro bicycle path along the Southernway Railway Line is the intersection of Merritt Mill Road and Cameron Avenue, at the Chapel Hill town limits; and

WHEREAS, the Town of Chapel Hill has previously provided bicycle lanes on Cameron Avenue leading from South Graham Street to Columbia Street at the entrance to the University of North Carolina, because the Chapel Hill Town Council believes it desirable to encourage bicycle commuting for energy conservation, traffic flow, relaxation of parking demand, air quality, and individual health; and

WHEREAS, for the proposed Carrboro bicycle path to safely and efficiently align with the Chapel Hill bike lanes a measure of joint action between Chapel Hill, Carrboro, and the North Carolina Department of Transportation will be necessary;

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

That the Town of Chapel Hill is in support of Carrboro's planned on- and off-street improvements to encourage the use of bicycles as commuter vehicles, because the community as a whole will benefit from these actions, and

That the Town of Chapel Hill will join with the Town of Carrboro and the North Carolina Department of Transportation to coordinate the joining of the Carrboro bicycle path and the Chapel Hill bicycle lanes on Cameron Avenue, in the area of Merritt Mill Road; however, the Town of Chapel Hill does not at this time make any financial commitment to effecting such a connection.

This the 25th day of February, 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.

Ordinance Granting Robbins-Lester, Inc., a Non-Exclusive Franchise to Operate a Limited Customer Transportation Service Within the Corporate Limits of the Town

COUNCIL MEMBER THORPE MOVED, SECONDED BY COUNCIL MEMBER HERZENBERG, ADOPTION OF THE FOLLOWING ORDINANCE:

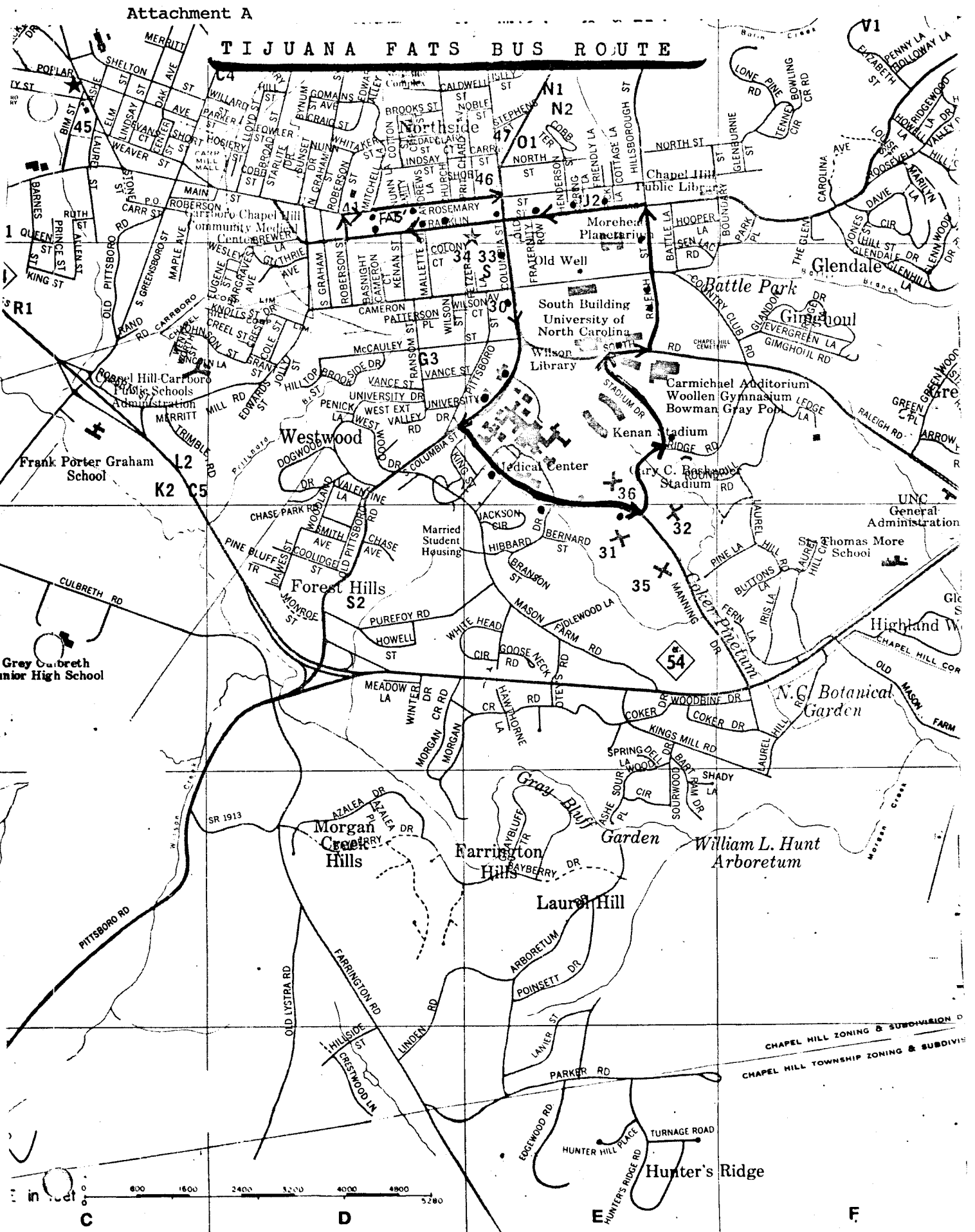
AN ORDINANCE GRANTING ROBBINS-LESTER, INC., A CORPORATION, A NON-EXCLUSIVE FRANCHISE TO OPERATE A LIMITED CUSTOMER TRANSPORTATION SERVICE WITHIN THE CORPORATE LIMITS OF THE TOWN

WHEREAS, it appears to the Council of the Town of Chapel Hill, and the Council finds as a fact, that it would be in the public interest, and that public convenience and necessity requires that the Town grant to Robbins-Lester, Inc., a Corporation, a non-exclusive franchise to render limited motor bus transportation service as hereinafter provided between points and places within the Town,

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Chapel Hill:

That a consent and permission be, and the same is hereby given and granted to Robbins-Lester, Inc., a Corporation, to engage in the furnishing of passenger transportation service as hereinafter provided over present and future streets in the Town, along the routes established from time to time as herein provided with the equipment and for the purposes as herein set forth, and to that end it is hereby authorized to operate over, along, and across the streets and highways within the Town, buses subject to the following terms and conditions:

1. Services to be rendered. The operation of buses over streets and highways within the Town shall be as to provide limited motor bus transportation service from Tijuana Fats restaurant located at 403 W. Rosemary Street, which is within the corporate limits of Chapel Hill, for the purpose of transporting its customers from said restaurant to the University of North Carolina at Chapel Hill, North Carolina Memorial Hospital, and to the Central Business District of the Town. It is the sole intent and purpose of this franchise to grant to Robbins-Lester, Inc., the authority and permission to operate over the streets of the Town for the purpose of providing such motor bus transportation to said points along the routes as hereinafter defined, with stops as herein set forth, and with passengers limited as herein provided.
2. Routes. Routes along streets of the Town shall be as provided on the attached map marked "Attachment A." Any change in the route of the buses shall be subject to prior written approval of the Town Manager of Town and the Director of Transportation, and will be shown on a map affixed to a copy of this franchise.



3. Bus stops. Buses operated pursuant to this franchise shall stop for the purpose of loading and unloading passengers only at points designated on said map attached hereto as "Attachment A" as may be modified from time to time with agreement of the Town Manager and the Director of Transportation. Except for emergency purposes, said buses shall not pick up or discharge passengers at other stops along said route.
4. Passengers. Passengers on said buses shall be limited to bona fide customers of the restaurant known as Tijuana Fats located at 403 W. Rosemary Street, Chapel Hill, Orange County, North Carolina.
5. Charges. No charges will be made for persons riding any of the buses operated pursuant to this franchise.
6. Number and type of buses. Permission is herewith granted for the operation of one school-type bus of a height not to exceed 10 feet.
7. Insurance. Robbins-Lester, Inc., agrees to carry, at times when operated over the public streets of the Town pursuant to this franchise, insurance so as to indemnify and save harmless Town from any claims, liability, damages, occasioned by the operation of said buses on streets of Town, and Robbins-Lester, Inc., agrees to indemnify and save harmless Town from any and all such claims, demands, liabilities, actions and causes of actions, occasioned by the operation under this franchise.
8. Duration of franchise. This franchise shall exist to continue for a period of one year after final action by the Council thereon, and may be renewed for mutually acceptable periods thereafter upon application to and approval by the Town.
9. The franchise granted herein to Robbins-Lester, Inc., by the Council shall in no way prohibit or prevent the Council of the Town of Chapel Hill from granting other franchises, or from the operations of any mass transportation system within or into Town.
10. Assignment. This franchise and the right contained hereunder shall not be sold or assigned, or in any manner transferred without the prior expressed approval of the Council.

This the 25th day of February, 1980.

THE MOTION WAS CARRIED BY A VOTE OF FIVE TO TWO WITH COUNCIL MEMBERS HERZENBERG, HOWES, KAWALEC, STRALEY AND THORPE SUPPORTING AND COUNCIL MEMBER BOULTON AND MAYOR NASSIF OPPOSING.

Resolution Supporting Re-enactment of the State and Local Fiscal Assistance Act

(Council member Wallace came in.) Mr. Shipman explained that the resolution supporting the re-enactment of general revenue sharing if adopted would be forwarded to state representatives. Mayor Nassif commented that he would support this resolution only because it pertained to a bill which directly influenced the town in terms of general revenue sharing. COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER THORPE, ADOPTION OF THE FOLLOWING RESOLUTION:

A RESOLUTION SUPPORTING RE-ENACTMENT OF THE STATE AND LOCAL FISCAL ASSISTANCE ACT (GENERAL REVENUE SHARING)

WHEREAS, the Town of Chapel Hill has received entitlements totalling \$2.9 million since enactment of the State and Local Fiscal Assistance Act of 1972, also known as the General Revenue Sharing program, and

WHEREAS, the Town will receive approximately \$426,680 in General Revenue Sharing Funds in the 1979-80 fiscal year, and

WHEREAS, the said entitlement for 1979-80 is equal to the revenue which would be generated from 13¢ of the property tax rate, and

WHEREAS, the Town has come to rely on Revenue Sharing funds since 1972 to provide public safety, public works, public transportation and other vital municipal services in a period of inflation, and

WHEREAS, the elimination of the General Revenue Sharing program would require the Town to reduce needed services, increase taxes or a combination of the two; and

WHEREAS, General Revenue Sharing funds are similarly crucial to the needs of local governments in North Carolina and across the nation, and

WHEREAS, state governments in numerous states pass Revenue Sharing funds to local governments, and in North Carolina about half of the state government's allocation is redistributed to local school systems to the benefit of local taxpayers, and

WHEREAS, the General Revenue Sharing program allows communities flexibility to use these funds according to their locally-determined needs, and

WHEREAS, General Revenue Sharing legislation is scheduled to expire in September 1980, and

WHEREAS, discussion of extension of the Revenue Sharing program is pending in the House of Representatives and Senate,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council declares that extension of General Revenue Sharing through 1985 is vital and critical to the fiscal health of Chapel Hill and other governments assisted under this program and enthusiastically endorses the extension of General Revenue Sharing in substantially its present form and urges all citizens of Chapel Hill to support re-enactment by contacting U.S. Representative L.H. Fountain and Senators Jesse Helms and Robert Morgan; and

BE IT FURTHER RESOLVED that the Council directed the Town Manager to send a copy of this Resolution to Messrs. Fountain, Helms and Morgan.

This the 25th day of February, 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.

Bids

Mr. Shipman stated that at the work session on February 21, Council members had questioned the recommendation to award a bid for 8 subcompact vehicles to Old Hickory Motors. He had prepared a response to these inquiries which addressed the mechanical reliability of the Toyoto Corollas, the availability of repair parts, the specifications for the bids, the balance of trade for the nation, and safety of the vehicles.

Mayor Nassif asked for the average number of miles driven in a patrol car in a year. Mr. Shipman answered that with 3 drivers in a 24-hour shift, the car would travel between 15,000 and 60,000 miles. Mayor Nassif pointed out this was not the type of mileage used for testing. Mr. Shipman responded that although not receiving this type of usage in testing, the Toyoto Corolla was as worthy or more so than others even with less usage. Council member Howes asked about the mileage on a car used for administrative purposes. These were usually assigned to one person and travelled approximately 10,000 to 15,000 miles per year. The warranty for 12,000 or one year was a standard warranty offered by most manufacturers. Longer warranties on some engine parts could be bought. Mayor Nassif asked if the specifications were written such that Ford, AMC and General Motors could not have bid on the cars. Mr. Shipman stated that Pinto could have met the specifications, and the bidding process allows for exceptions to be taken if the bidder feels he has a comparable product. Specifications were sent to several American manufacturers' representatives in the area, but none submitted bids. Mayor Nassif asked if the town had the tools necessary to repair the cars. Mr. Shipman said the town had some metric tools, but would have to buy some as well. Council member Wallace inquired whether the bidder would be doing the maintenance on the cars. It would during the warranty period. Mayor Nassif questioned the availability of parts. Mr. Campbell, representative of Old Hickory Motors, stated that Toyoto was the largest selling import in America and had a larger availability of parts than any other import. He did not know of any parts which the company did not have in stock at this time. Council member Howes asked if Toyotas were used as police cars anywhere else. Mr. Campbell said they were used for administrative purposes by the state patrol.

In response to Council member Thorpe, Mr. Shipman explained that the Toyotas were not on state contract because only the low bidder was on state contract.

Council member Straley questioned Chief Stone on his change of recommendation from large cars to subcompacts. Chief Stone commented that he would rather have a large car for police use; however, as a department head he was conscious of fuel usage and economy. Using the small cars would be an experiment. COUNCIL MEMBER KAWALEC MOVED, SECONDED BY COUNCIL MEMBER HOWES, ADOPTION OF THE FOLLOWING RESOLUTION:

A RESOLUTION ACCEPTING BIDS AND AWARDING OF CONTRACT FOR EIGHT SUB-COMPACT STATION WAGONS

WHEREAS the Town of Chapel Hill has solicited formal bids on February 17, 1980, and the following bids have been received:

<u>Bidder</u>	<u>Unit</u>	<u>Total</u>	<u>Brand</u>	<u>EPA City Rating</u>
Harriss-Conners Chevrolet, Inc. Chapel Hill, N.C.	\$6,902.00	\$55,216	Subaru	21
Holiday Imports, Inc. Durham, N.C.	\$6,455.50	\$51,644	Datsun	28
Old Hickory Motors, Inc. Chapel Hill, N.C.	\$5,976.00	\$47,808	Toyota	26

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Town accepts the bid of Old Hickory Motors, Inc. in the amount of \$47,808.

This the 25th day of February, 1980.

Council member Wallace asked that the cars used for administrative purposes be kept separate from those used on patrol, and that the Manager report to the Council on maintenance of the cars. Council member Thorpe informed the Council he would vote against the resolution because the small cars would be difficult for men to drive for 8 hours a day. THE MOTION WAS CARRIED BY A VOTE OF SEVEN TO ONE WITH COUNCIL MEMBER BOULTON, HERZENBERG, HOWES, KAWALEC, STRALEY, WALLACE AND MAYOR NASSIF SUPPORTING AND COUNCIL MEMBER THORPE OPPOSING.

COUNCIL MEMBER WALLACE MOVED, SECONDED BY COUNCIL MEMBER STRALEY, ADOPTION OF THE FOLLOWING RESOLUTION:

A RESOLUTION ACCEPTING BIDS AND AWARDING OF CONTRACT FOR BASEBALL AND SOFTBALL UNIFORMS AND EQUIPMENT

WHEREAS the Town of Chapel Hill has solicited formal bids on February 1, 1980, and the following bids have been received:

<u>ITEM</u>	<u>BIDDERS AND BIDS</u>			
	<u>Link-Watson Corp.</u>	<u>Oxford Sporting Goods</u>	<u>Johnson-Lambe Co.</u>	<u>Diamond Baseball Co.</u>
<u>I. Uniforms</u>				
A. 1. 16 Boys' Jerseys	\$ 107.04	\$ 105.60	\$ 100.80	\$ No Bid
2. 14 Men's Jerseys	97.86	95.90	96.60	No Bid
3. 16 Boys' Pants	127.68	120.80	136.00	No Bid
4. 14 Men's Pants	125.72	125.86	128.10	No Bid
B&C. 1. 30 Boys' Jerseys	200.70	No Bid	189.00	No Bid
2. 5 Men's Jerseys	34.95	No Bid	34.50	No Bid
3. 40 Boys' Pants	319.20	302.00	340.00	No Bid
D. 16 Sets Boys' T-Shirts	1,100.32	No Bid	1,024.00	No Bid
E-H. 20 Sets Boys' T-Shirts	1,587.00	No Bid	1,480.00	No Bid
I. 13 Sets Baseball Socks	271.05	184.86	195.00	No Bid
J. 15 Sets Baseball Hats	537.75	477.00	390.00	No Bid
<u>II. Equipment and Supplies</u>				
A. 1. 8 Dozen Baseballs	215.60	255.60	204.00	223.60
2. 8 Dozen Baseballs	151.60	231.60	168.00	207.60
B. 1&2. 30 Bats	148.20	129.00	127.50	No Bid
3-5. 30 Bats	209.40	174.00	192.00	No Bid
C. 1-4. 24 Bats	126.00	69.12	108.00	No Bid
D. 12 Umpire Indicators	18.47	9.00	14.00	No Bid
E. 9 Sets Hollywood Bases	719.46	710.10	557.10	No Bid
F. 12 Equipment Bags	107.40	No Bid	54.00	No Bid
G. 9 Pitcher's Plates	182.52	168.30	65.25	No Bid
H. 6 Pitcher's Plates	62.64	44.25	53.70	No Bid
I. 5 Home Plates	159.70	138.00	162.50	No Bid
J. 2 Batting Tees	65.88	No Bid	48.00	No Bid
K. 4 Dozen Scorebooks	93.12	71.60	79.20	No Bid
L. Protective Gear:				
1. 1 Umpire Protector	26.94	24.75	18.95	No Bid
2. 6 Catcher's Masks	47.88	50.70	43.50	No Bid
3. 5 Catcher's Masks	69.90	33.75	36.25	No Bid
4. 1 Catcher's Mask	17.98	17.90	18.25	No Bid
5. 5 Catcher's Helmets	49.70	48.00	48.00	No Bid
6. 1 Catcher's Helmet	9.94	7.80	9.60	No Bid
7. 10 Shin Guard Sets	98.90	141.24	129.00	No Bid
8. 6 Catcher's Mitts	143.64	119.40	138.00	No Bid
TOTALS	\$ 7,234.14	\$ 3,856.13	\$ 6,388.80	\$ 431.20

Underlined items are recommended for award.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Town accepts the bid of Link-Watson Corp. for the underlined items in the amount of \$376.22, the bid of Oxford Sporting Goods for the underlined items in the amount of \$1,340.48 and the bid of Johnson-Lambe Co. for the underlined items in the amount of \$4,305.70.

This the 25th day of February, 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.

Ordinance Prohibiting Parking on Colony Court

COUNCIL MEMBER HERZENBERG MOVED, SECONDED BY COUNCIL MEMBER WALLACE, ADOPTION OF THE FOLLOWING ORDINANCE:

ORDINANCE PROHIBITING PARKING ON COLONY COURT

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Council hereby amends Section 21-27 of the Code of Ordinances, Town of Chapel Hill, as follows:

DELETE:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Colony Court	North	Mallette	East End

and ADD:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Colony Court	Both	Full Length	

This the 25th day of February, 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Regarding Review and Amendment of the Comprehensive Plan

COUNCIL MEMBER KAWALEC MOVED, SECONDED BY COUNCIL MEMBER HOWES, ADOPTION OF THE FOLLOWING RESOLUTION:

A RESOLUTION REGARDING REVIEW AND AMENDMENT OF THE COMPREHENSIVE PLAN

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby requests that the Town Manager and the Planning Board develop a process for the orderly review and amendment of the "Comprehensive Plan for the Town of Chapel Hill", said process to be brought before the Council for consideration and possible action at the earliest time commensurate, in the opinion of the Manager and Planning Board, with responsible action.

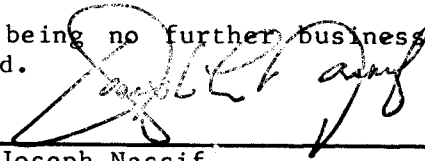
This the 25th day of February, 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.


Planning Board--Appointment

Mr. William Rohe had been nominated to fill a vacancy created by the resignation of Edward Kaiser. COUNCIL MEMBER WALLACE MOVED, SECONDED BY COUNCIL MEMBER HOWES, THAT MR. ROHE BE APPOINTED FOR A TERM TO EXPIRE ON JUNE 30, 1983. THE MOTION WAS CARRIED UNANIMOUSLY. Council member Boulton asked that a resolution of appreciation be drafted for Mr. Kaiser. Mayor Nassif informed the Council he had written a letter to Mr. Kaiser. It was suggested that the policy of adopting a resolution of appreciation be reconsidered after that adopted for Mr. Kaiser.

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



Mayor Joseph Nassif



Town Clerk David B. Roberts