

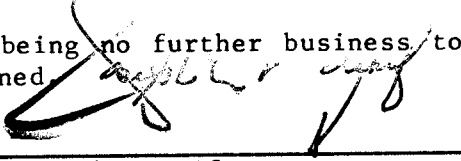
Mr. Jones, a member of the South Orange Rescue Squad, supported the request. He commented there were few garages which could repair the ambulances quickly because of the extra wiring for equipment. Mr. Johnson always made them his first priority.

Council member Smith stated that this garage never had dilapidated cars outside as many do.

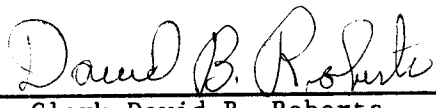
Ms. Parker had been a client of Mr. Johnson's for years. She said cars from his garage were not parked on the road. She asked that the permit be granted to make the business conforming.

There were no further comments. COUNCIL MEMBER WALLACE MOVED, SECONDED BY COUNCIL MEMBER HOWES, TO REFER THE MATTER TO THE PLANNING BOARD FOR CONSIDERATION AND RECOMMENDATION. THE MOTION WAS CARRIED UNANIMOUSLY.

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



 Mayor Joseph Nassif



 Town Clerk David B. Roberts

MINUTES OF A REGULAR MEETING OF THE MAYOR AND COUNCIL
 OF THE TOWN OF CHAPEL HILL,
 MUNICIPAL BUILDING, MONDAY, MAY 26, 1980
 7:30 P.M.

Mayor Nassif called the meeting to order. Present were:

Marilyn Boulton
 Joe Herzenberg
 Jonathan Howes
 Beverly Kawalec
 R.D. Smith
 Joe Straley
 Bill Thorpe
 James Wallace

Also present were Town Manager E. Shipman and Town Attorney E. Denny.
Annexation of the Fire Station North Property - Public Hearing

Mr. Jennings stated the Planning Board had considered the annexation at its last meeting, and without adverse comments at this hearing would recommend approval. Mr. Jennings reviewed the three findings to be made for the satellite annexation. There were no comments from the audience or the Council. COUNCIL MEMBER WALLACE MOVED, SECONDED BY COUNCIL MEMBER SMITH, TO ADJOURN THE HEARING. THE MOTION WAS CARRIED UNANIMOUSLY.

Minutes

On motion by Council member Wallace, seconded by Council member Howes, the minutes of April 14, 1980, were approved as amended. On motion by Council member Smith, seconded by Council member Wallace, the minutes of April 28, 1980, were approved as amended.

Petitions and Requests

Council member Howes announced that he had chaired the meeting on Community and Economic Development and had placed material from the meeting in the Mayor's office for Council and public to view.

Argonne Hills Subdivision Easement

Mr. Page represented some of the property owners at the end of Eastwood Road. The easement had been relocated at the request of Mr. Abernathy. The staff at the time of consideration had recommended denial of the request to move the

easement. The residents at the end of Eastwood Road believed the new road would require constant maintenance whereas the old road had become stable over the years. Public Works Department did not maintain any road under 50' wide. In the recent annexation, the residents of the area were promised police and fire protection and garbage service. Mr. Page did not believe garbage trucks could travel down the new road in bad weather.

In response to Council member Boulton, Mayor Nassif pointed out the existing road which began in the existing easement but meandered through the proposed easement.

Ms. Bear said the only place the road would be relocated would be on her property which she did not object to.

Mayor Nassif asked if the town could maintain this road. Mr. Denny explained that the town had a policy on maintenance of private roads. If the road met town standards it could be accepted for maintenance.

Mr. Kelsnick asked for a definition of private road as this was a public easement. Mr. Denny responded that because a road was a public easement it was not necessarily the responsibility of a public body. The town must first accept the responsibility. Mr. Kelsnick commented that the change was not an improvement. If the town was going to make any changes they should allow for town maintenance.

Mr. Pipkin stated the plat for Argonne Hills was first submitted without the easement for the road. Recognizing the need for ingress and egress and the existence of the road, an easement for the road was added. At that time Mr. Abernathy made a commitment to the residents of Argonne Hills to try to move the easement. In buying an easement from Ms. Bumphus, Mr. Abernathy had explained his plans for relocation. Mr. Pipkin emphasized that Mr. Abernathy would build a better road than now existed.

Council member Boulton asked what obligation the applicant would be under to make sure the road remained navigable while settling. Mr. Pipkin said the applicant would not undertake any maintenance to the road.

Mr. Davis stated that when Argonne Hills had been approved he had suggested to the town Boulder Lane be extended to provide access to the properties to the east and to provide right-of-way for sewer and water. The Planning board had decided against this in favor of the easement along the edge of the subdivision although this would create double frontage lots.

COUNCIL MEMBER KAWALEC MOVED, SECONDED BY COUNCIL MEMBER HERZENBERG, TO RECONSIDER THE MOTION ADOPTING THE RESOLUTION MODIFYING THE ARGONNE HILLS SUBDIVISION OF APRIL 28, 1980. THE MOTION WAS CARRIED UNANIMOUSLY.

COUNCIL MEMBER KAWALEC MOVED, SECONDED BY COUNCIL MEMBER HERZENBERG, TO ADD A STIPULATION TO THAT RESOLUTION REQUIRING THAT THE APPLICANT MAINTAIN THE PROPOSED ROAD AT STANDARDS EQUAL TO THAT OF THE EXISTING ROAD.

Mr. Denny advised that the Council had already taken action granting certain property rights. If the petitioner accepted this addition he had no objection. However, if the developer objected, he did not believe the stipulation could be enforced.

Council member Smith asked how the relocation affected Mr. Davis' interests. Mr. Davis responded that the road was on a mushy type soil which took years to stabilize. If relocated, residents would not be able to travel the road in heavy rains. Council member Smith asked Mr. Jennings why the staff had not requested a road when Argonne Hills was first approved. Mr. Jennings did not know, but added that the staff had recommended denial of the request to relocate the road without a 50' wide easement. COUNCIL MEMBER STRALEY MOVED, TO AMEND THE MOTION TO LIMIT THE MAINTENANCE TO FIVE YEARS. The motion failed for lack of a second. Mr. Abernathy would not agree to any maintenance. He believed the stabilization of the road would be helped by better drainage. THE MOTION TO ADD THE STIPULATION WAS DEFEATED BY A VOTE OF FOUR TO FIVE WITH COUNCIL MEMBERS HERZENBERG, KAWALEC, SMITH, AND THORPE SUPPORTING AND COUNCIL MEMBERS BOULTON, HOWES, STRALEY, WALLACE, AND MAYOR NASSIF OPPOSING.

Council member Smith was concerned there were no written specifications for the proposed road for the Council to review. Mayor Nassif commented that the Town Manager had full discretion in the matter and continued to the next agenda item.

Ordinance Amending Section 8-7 (Refuge Collections)

Mr. Shipman had reviewed the fees for refuge collection and had submitted a report to the Council recommending they be increased for the new budget. The difference in fees was because of front-loading and side-loading garbage vehicles. Businesses had been notified of the proposed rate change.

COUNCIL MEMBER WALLACE MOVED, SECONDED BY COUNCIL MEMBER HOWES, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE AMENDING SECTION 8-7 (DAILY GARBAGE COLLECTION FEES)

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Council hereby amends Section 8-7 of the Code of Ordinances, Town of Chapel Hill, to read as follows:

Section 8-7. Collection Service Charges

The charge to be assessed and collected from persons operating businesses within the Town which require and receive special collection services with respect to garage, trash, and rubbish, shall be as follows:

- a. An annual charge of two hundred and fifty dollars (\$250.00) for seven (7) or fewer cans and an additional charge of thirty six dollars (\$36.00) per can for cars beyond seven (7) shall apply to any such businesses; and
- b. An annual charge of two hundred dollars (\$200.00) per front-loading bulk container and two hundred and fifty dollars (\$250.00) per any other container larger than a can shall be charged and assessed against any such business.

This the 26th day of May, 1980.

Mayor Nassif commented that he would vote against the ordinance because he did not believe the four day notice to businesses was sufficient. Council member Smith thought the notice sufficient. COUNCIL MEMBER BOULTON MOVED, SECONDED BY COUNCIL MEMBER THORPE, TO DELAY ACTION ON THE ORDINANCE UNTIL THE NEXT MEETING. Mr. Shipman informed the council bills were mailed on the first of June with payment by July 1. THE SUBSTITUTE MOTION FAILED BY A VOTE OF FIVE TO FOUR WITH COUNCIL MEMBERS BOULTON, STRALEY, THORPE AND MAYOR NASSIF SUPPORTING AND COUNCIL MEMBERS HERZENBERG, HOWES, KAWALEC, SMITH AND WALLACE OPPOSING. THE MOTION TO ADOPT WAS CARRIED BY A VOTE OF EIGHT TO ONE WITH COUNCIL MEMBERS BOULTON, HERZENBERG, HOWES, KAWALEC, SMITH, STRALEY, THORPE AND WALLACE SUPPORTING AND MAYOR NASSIF OPPOSING.

Ordinance to Amend Section 21-8(d) (No Right Turn on Red on Raleigh Street)

Mr. Shipman explained that the ordinance prohibiting right turns on red on Raleigh Street at Franklin Street had inadvertently been repealed. This was a bus stop and would cause a hazard. COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER HOWES, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE AMENDING SECTION 21-8(D) (NO RIGHT-TURN-ON-RED)

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Council hereby amends Section 21-8(D) of the Code of Ordinances, Town of Chapel Hill, to add the following line:

<u>Street</u>	<u>At</u>	<u>For Traffic Approaching from the:</u>
Raleigh Street	Franklin Street	South

This the 26th day of May, 1980.

Ordinance Regarding the Library Board of Trustees

Council member Boulton wanted the term of the Library Board of Trustees changed to three years to match other commissions and boards. Mr. Savage expressed the wishes of the Board of Trustees that the terms be reduced to only four years with those being reappointed now being given terms of three years so that terms would be evenly spaced. COUNCIL MEMBER WALLACE MOVED, SECONDED BY COUNCIL MEMBER STRALEY, ADOPTION OF THE FOLLOWING ORDINANCE WITH THE UNDERSTANDING THAT THE TERMS OF THE TWO MEMBERS APPOINTED NOW WOULD BE FOR THREE YEARS.

AN ORDINANCE REGARDING THE LIBRARY BOARD OF TRUSTEES

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Council hereby amends Chapter 2 of the Code of Ordinances, Town of Chapel Hill, by adding a new Article IX to read as follows:

Article IX: Library Board of Trustees

Section 2-140: Created; named. There is hereby created a Library Board of Trustees for the Town of Chapel Hill.

Section 2-141: Membership terms. The Library board of Trustees shall consist of members appointed as hereinafter provided. Their terms of office shall be four (4) years or until their successors are appointed and qualified.

The terms of members appointed prior to May 1, 1980 shall be continued for the term of the original appointments. When such terms expire, the new terms shall be filled in accordance with this article. The terms of all members shall expire on June 30.

Section 2-142: Appointment; vacancies. The members shall be appointed by the Mayor and Council. Vacancies shall be filled in the same manner as original appointments.

Section 2-143: Meetings; chairman. The Library Board of trustees shall regularly hold meetings at such times and places as it shall determine. It shall select from its membership a member to serve as chairman and such other officers as it deems appropriate to serve for a term of two years.

This the 26th day of May, 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Calling a public Hearing (General Revenue Sharing Funds)

COUNCIL MEMBER WALLACE MOVED, SECONDED BY COUNCIL MEMBER SMITH, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION CALLING A PUBLIC HEARING (GENERAL REVENUE SHARING)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby calls a public hearing for the purpose of receiving comments from citizens on the use of General Revenue Sharing Funds in the 1980-81 Recommended Budget on June 2, 1980 at 7:30 p.m. in the Meeting Room of the Chapel Hill Municipal Building, 306 N. Columbia Street.

This the 26th day of May 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Accepting Bids and Awarding a Contract for Game Tables

COUNCIL MEMBER STRALEY MOVED, SECONDED BY COUNCIL MEMBER HOWES, ADOPTION OF THE FOLLOWING RESOLUTION.

Bidders and Bids

	<u>Louisville Billiard Supply Co.</u>	<u>Met-Tech., Inc.</u>	<u>Pro-Play Quality Equipment</u>	<u>Sydney- Laner & Co.</u>	<u>U.S. Games. Inc.</u>
2 Pocket Billiard Tables	\$1,784.00	\$1,589.00	\$2,390.00	\$1,978.00	<u>\$1,775.88</u>
4 Table Tennis Tables	500.00	No Bid	620.00	<u>1,276.00</u>	1,880.32
1 Bumper Pool Table	392.00	449.50	<u>545.00</u>	390.00	No Bid
2 Table-Soccer Tables	736.00	890.00	980.00	No Bid	<u>736.66</u>
1 Hockey Table	<u>437.00</u>	457.00	535.00	445.00	471.44

(Underlined items recommended for award.)

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Town accepts the bid of Louisville Billiard Supply Inc. for one hockey table in the amount of \$437.00, the bid of Pro-Play, inc. for one bumper pool table in the amount of \$545.00, the bid of Sydney-Laner & Co. for four table-tennis tables in the amount of \$1,276.00 and the bid by U.S. Games, Inc. for two pocket billiard tables and two table-soccer tables in the amount of \$2,539.54.

This the 26th day of May, 1980.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Declaring Surplus and Directing the Sale of Three Radios to South Orange Rescue Squad

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER WALLACE, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION DECLARING SURPLUS AND DIRECTING THE SALE OF THREE RADIOS TO SOUTH ORANGE RESCUE SQUAD

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Board hereby declares surplus and directs the Purchasing Agent to sell to the South Orange Rescue Squad the following radios under the provisions of North Carolina General Statute 160A-274.

VHF Portable Radio with Vehicular Charger, Serial No. R39F5M
 VHF Portable Radio with Vehicular Charger, Serial No. R39F6M
 VHF Portable Radio with Vehicular Charger, Serial No. R39F7M

These radios shall be sold for \$500 each.

This the 26th day of May, 1980.

Council member Straley asked how much the town had paid for the radios. The finance director responded they had cost \$1500 but had been appraised recently at \$500. THE MOTION WAS CARRIED UNANIMOUSLY.

Nominations and Appointments

The Library Board had nominated Lallie Godschalk and W. Tobin Savage. COUNCIL MEMBER WALLACE MOVED, SECONDED BY COUNCIL MEMBER SMITH, THAT MS. GODSCHALK ~~AND~~ MR. SAVAGE BE APPOINTED FOR TERMS ENDING JUNE 30, 1983. THE MOTION WAS CARRIED UNANIMOUSLY.

The Recreation Commission had submitted the following names for nomination: Lynn Cox, Carolyn Lindsey, Florence Soltys, Stirling Haig, Frank Stritter, Scott Herman-Giddens, and Albert Peloquin.

The Historic District Commission had submitted the following names for nomination: Gary Freeze and Walter Baum.

Resolution Establishing Bus Fare and Pass Prices

Council member Straley offered an alternative schedule of prices different from the Manager and the Transportation Board, increasing the single fare to \$.40. Council member Smith thought the heaviest burden of cost should fall on those who rode the bus the most, not on the single rider. Chapel Hill offered service cheaper than most others in the state.

Mr. Shipman did not believe his schedule very different from Council member Straley's, with the variations because of different assumptions about inflation. He was concerned that pass prices would be so low that passes were much more attractive than the fare box. Mr. Godding explained the costs in the proposed budget. Mr. Shipman was also concerned that the large increase in single fares proposed by Council member Straley would discourage riders. Mr. Lathrop then explained the Transportation Board's alternative.

The Council discussed whether they wanted to increase the passes a large amount at once or incrementally. Council member Boulton asked that the Council's decision on pass prices be forwarded to the University as soon as possible so that it could be sent to students. COUNCIL MEMBER KAWALEC MOVED, SECONDED BY COUNCIL MEMBER HOWES, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION SETTING BUS FARE AND PASS PRICES

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby sets the following fares and prices for passes for patrons of the Chapel Hill Transit System:

SECTION 1 - FULL USE

<u>Type of Pass</u>	<u>Price</u>
Annual, 12-month pass	\$79.00
Academic year, 9-month pass	\$65.00
Six month pass	\$47.25
Three month pass	\$27.50
40-ride ticket	\$11.25
Adult fare, one trip	\$.35

SECTION II - SPECIAL USE

Prices for Youth, Senior Citizen, Campus Shuttle Only, Shared-Ride Taxi Only and Handicapped passes shall be the following:

<u>Type of Pass</u>	<u>Price</u>
12 Month	\$39.00
9 Month	\$32.50
6 Month	\$23.50
3 Month	\$13.75
80-Ride Ticket	\$11.25
Single Fare	\$.20

SECTION III

Charges for incidental charter operations shall be twenty five dollars (\$25.00) for the first hour or portion thereof and twenty dollars (\$20.00) for each additional hour or portion thereof.

SECTION IV

These prices shall be effective from and after July 1, 1980.

This the 26th day of May, 1980.

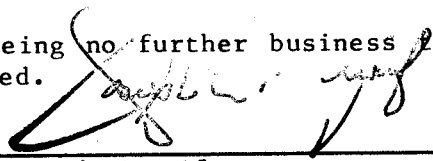
THE MOTION CARRIED BY A VOTE OF EIGHT TO ONE WITH COUNCIL MEMBERS BOULTON, HERZENBERG, HOWES, KAWALEC, SMITH, THORPE, WALLACE AND MAYOR NASSIF SUPPORTING AND COUNCIL MEMBER STRALEY OPPOSING.

6-2-80

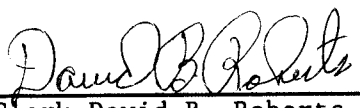
Future Agenda Items

Council member Kawalec asked for a report on the North Carolina Forestry Program mentioned in the Planning Board minutes. She also requested a report on cities in North Carolina which had an urban forestry program.

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 PUBLIC HEARING OF THE MAYOR AND COUNCIL
OF THE TOWN OF CHAPEL HILL
MUNICIPAL BUILDING, MONDAY, JUNE 2, 1980
7:30 P.M.

Mayor Nassif called the meeting to order. Present were:

- Marilyn Boulton
- Joseph Herzenberg
- Jonathan Howes
- Beverly Kawalec
- R.D. Smith
- Joe Straley
- Bill Thorpe

Also present were Town Manager E. Shipman and Town Attorney E. Denny. Council member Wallace was excused.

Public Hearing to Consider Use of General Revenue Sharing Funds in the Manager's Recommended 1980-81 Budget

Ms. Parker presented an overview of the proposed uses for general revenue sharing funds for 1980-81. Most of the funds would be transferred to the general fund to prevent a larger tax increase. Ms. Parker listed the proposed uses within the general fund.

Dr. Roberts presented a request from the North Carolina Chapter of the National Hemophilia Foundation for a grant to help with the cost of an administrative assistant. The administrative offices of the chapter were located in Chapel Hill and served as the liaison between the patient population and the diagnostic center located at Memorial Hospital. Dr. Roberts believed this diagnostic and treatment center to be the largest in the world, and had been in operation since 1952. Study of these disease helped in treating other diseases such as heart attacks and strokes. The assistant would help to maintain the liaison.

Council member Smith asked what specific amount the Foundation was requesting. Dr. Roberts said the request was for \$9500, but the Foundation would accept any amount.

With no further comments from the audience, Mayor Nassif adjourned the first public hearing.

Public Hearing on the Manager's Recommended Budget for 1980-81 and Capital Improvement Program for 1980-85

Mr. Lewis Bateman of Hamilton Road, opposed the cut in Sunday service at the Library. He proposed as an alternative the Library try to have volunteers help to cut costs.