

1-26-81

MINUTES OF A MEETING OF THE MAYOR AND COUNCIL OF THE TOWN
OF CHAPEL HILL, MUNICIPAL BUILDING, MONDAY, JANUARY 26, 1981, 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
Jim Wallace

Also present was Town Manager E. Shipman.

Redevelopment Plan - Public Hearing

Mr. Hooper stated the Redevelopment Plan had been on file in various public offices for the past two weeks. Notice of the hearing had been published in the newspaper, as well as having been mailed to residents, committee members, and interested citizens. He reviewed the process for considering the Redevelopment Plan. The Plan had been prepared in conjunction with the Small Cities Grant Program. It put into procedures and policies the goals and objectives of the Small Cities Grant Program. Mr. Hooper listed the goals of the Small Cities Grant Program. Two of the aspects of the plan discussed at the neighborhood meetings were the condemnation of structures for resale to private owners, and the necessity for the Redevelopment Plan to carry out the Small Cities Program. Mr. Hooper noted the condemnation authority would rest with the Council on a case-by-case basis. All other methods of acquisition would be attempted before the staff recommendation condemnation.

Councilmember Smith inquired about how many owners of the 30 parcels were willing to sell. Mr. Hooper did not know. The staff had not begun contacting individual owners as this was part of the negotiation process. Councilmember Smith asked if the residents understood that condemnation proceedings could be used. Mr. Hooper said this had in fact been over-emphasized. Mr. Shipman stated the acquisition of property had been discussed at length at community meetings.

Ms. Lucille Caldwell asked if this program would be carried out only in black neighborhoods or in others as well. Mr. Hooper answered it would be in largely black neighborhoods.

Councilmember Straley asked if there was any flexibility for changing the Redevelopment Plan. Mr. Stevenson responded the plan could be amended but HUD approval would be necessary to change the goals and objectives. Mr. Hooper added that the Town would not have to go through a formal amendment process for the three exemptions allowed in the plan. Councilmember Straley inquired whether the Town would be able to spend the grant money if they could not acquire the land. Mr. Hooper said the Town would not spend all of the money available if they did not carry out the aspects of the plan. There was a possibility the boundaries of the area could be enlarged to allow expenditures in other ways. He pointed out the home ownership opportunities depended on the Town's acquiring the land. Most were vacant parcels. Mr. Shipman added that if the Town did not succeed in carrying out the goals of the Small Cities Program, they might be limited in receiving future grants.

Councilmember Wallace asked if the Town had informed HUD in writing the goals of the program might not be met, and whether they had received a response from HUD in writing as to withdrawal of the grant or revision of its terms. Mr. Hooper said there was nothing in writing. He would not recommend conceding that the Town could not meet the goals.

Councilmember Wallace did not feel he could make a decision to support the condemnation authority without any indication of support or lack thereof for voluntary sale. He thought the Town needed an indication from HUD in writing regarding their position on variations of the plan.

Mr. Hooper commented that it was a detailed plan, difficult to explain. Adoption of the plan did not force the Town to carry out the plan.

Councilmember Boulton asked if the plan would give the Housing Authority additional legal powers it did not yet have. Mr. Hooper said it would not. The Housing Authority must approach the Council with any problems, and the Council could then give the authority. Mayor Nassif asked if the Housing Authority would have the power of eminent domain. Mr. Hooper said no. The Housing Authority had the authority to acquire land for public housing. The town had the power of eminent domain.

Mr. James Pendergraft stated his family was having difficulties with the Housing Authority officials. They were in litigation. Although co-owner of approximately 10 parcels within the defined area, he was reluctant to sell to the Housing Authority.

Mr. Parrish said the Housing Authority had considered the Redevelopment Plan. They had held two public hearings and meetings in the community. Some people thought the Redevelopment Plan was essential while others were fearful of the condemnation authority. He explained that individuals who would improve their property to community standards would be exempted. Those who would not keep their property up to standards were the ones the Housing authority would negotiate with to sell. The land would be acquired to give ownership opportunities to low and moderate income people from the neighborhood.

Mayor Nassif asked if the Town had condemned land under the Neighborhood Development Plan. Mr. Parrish responded they had not used the authority to condemn land.

Councilmember Wallace inquired whether, in the absence of a survey of property owners, Mr. Parrish had any fact on which to base his opinion that the land could be acquired through negotiation rather than condemnation. Mr. Parrish responded the property owners had been notified the discussion of the plan was taking place. The residents had the opportunity to voice opposition.

Ms. Lucille Caldwell stated she had built a house on property inherited from her parents and grandparents. Although she maintained the house well, the Housing Authority wanted to condemn the house. The income from rental of the house was a part of her livelihood. Not only did the land offer security, but it had sentimental value.

Ms. Nancy Atwater spoke for her aunt and uncle who had sold their land to the Housing Authority. Her uncle had not understood the value of the property and had sold it for less than its value. The Housing Authority had promised to build the couple another home, but had not in two years. Ms. Atwater asked why the work must always be in black neighborhoods, why it could not be spread all over town.

Mr. Parrish responded he did not know the details of all statements made. He explained the exemptions allowed under the plan. And, to determine value, three appraisals would be made. The Housing Authority paid fair market value for property.

Councilmember Smith stated many of the people in the area had lived most of their lives and could not go into debt now. Fair market value to him was when they could obtain another house for the one they were selling. The Housing Authority had condemned a large amount of land in the area over the last few years. Councilmember Smith was against increasing the authority to condemn land. Although he wanted opportunity for ownership for low income families, he did not want it by condemnation of land.

Ms. Marjorie Foushee said she did not want to sell her lot to the Housing Authority. The Building Inspector had insisted on repairs being made. Although she had made the repairs, the Housing Authority was still after her house. Mayor Nassif asked if she lived in the house. Ms. Foushee said no, she lived on Caldwell Street.

Ms. Drina Little stated the Council would be removing people's ability to plan for a vacant lot. If they were not able financially to build now, they would not be able to keep the land.

Mr. Reeve said the Planning Board had spent much time on the issue of condemnation. They had weighed the goals of redevelopment. He believed there were enormous opportunities in the program.

Mr. Rindfuss said the Community Development Facilitating Committee and the Planning Board had been concerned about the ownership pattern of land in the area. It was owned by people living in the community or the heirs of people who had lived in the community. Although the Housing Authority made the argument that the authority to condemn land might not be used, the authority would effect the negotiations. He suggested the Council consider adopting a plan with everything but the condemnation authority.

Ms. Shirley Marshall stated the power for eminent domain came from enabling legislation. She had served on the Board of Aldermen when the redevelopment program was begun. The Board had never used its condemnation authority in the NDP, and she did not believe the Council would use the authority unfairly.

Mr. John Mason, a member of the CD Facilitating Committee, said the committee had supported the plan. He informed the Council the opposition to the plan had not spoken before. He wanted improvements in the area, but did not want people to lose their land. With all of the opposition to the condemnation authority in the plan, Mr. Mason was against adoption.

Mr. Stevenson, Executive Director of the Housing Authority, said the Housing Authority Board and staff had considered this problem. They believed they were following the mandate of the community. These were the tools needed to achieve the goals of the Small Cities Program. If the Council did not want to proceed with the home ownership opportunities, they could refuse to adopt the plan; but if the goal was to be achieved, the Authority would need land.

Mr. William Perry, an employee of the Housing Authority, stated he had lived in the community for many years. He reminded the Council they had lost money from the urban renewal program because people did not understand the program. The people who had been helped by the Housing Authority were not present. Paved streets and plumbing had been constructed in the area by the Housing Authority.

Mr. Pendergraft repeated that his proceedings with the Housing Authority had been disagreeable. He did not trust the officials there.

Councilmember Smith said he was not against the plan, but questioned certain aspects of it. He did not want to condemn land if the owners did not want to sell.

There were no further comments. COUNCILMEMBER WALLACE MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO REFER THE MATTER TO THE MANAGER.

Mayor Nassif asked the staff to find the number of people willing to negotiate to sell their land. He also asked that the staff request clarification from HUD on their position with regard to the Council not authorizing condemnation.

THE MOTION WAS CARRIED UNANIMOUSLY.

Petitions and Requests

Mr. Robert Bryan requested permission to speak on items 4 and 6.

Mr. Reeve petitioned the Council on behalf of the Planning Board to reconsider the drive-in policy. He wished to make a statement in support of the policy. The Planning Board also requested the Council to call a public hearing on the part of the transportation network for the southeastern part of Chapel Hill. They recognized that the Town was developing a comprehensive plan. The hearing would give the citizens a chance to speak on the problems arising from rapid development of the area. Councilmember Thorpe asked if there was any new evidence to be offered on the drive-in policy. Councilmember Howes understood the Planning Board had some modifications. Councilmember Thorpe objected to reconsideration at this time. Mayor Nassif stated it would be placed on the next agenda.

Mr. Shipman stated the Council had also received a request for a hearing on the transportation network south of town from the neighborhoods in that area. He suggested it be on the public hearing night in March. Councilmember Smith said the request seemed urgent. Mr. Shipman responded he was aware of the issues and did not believe it necessary to rush into the matter. He thought the problems could be resolved without a public hearing. COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER STRALEY, THAT THE MANAGER MAKE A REPORT ON THE ISSUES TO THE COUNCIL AT THE NEXT MEETING. THE MOTION WAS CARRIED UNANIMOUSLY.

Mayor Nassif reminded the Council the Animal Control Ordinance amendment would take effect February 1, 1981. He asked if the Council wanted to direct the manager to advertise the provisions of the ordinance. The Council suggested Mr. Shipman try to publicize the matter.

Minutes

ON MOTION BY COUNCILMEMBER STRALEY, SECONDED BY COUNCILMEMBER BOULTON, THE MINUTES OF JANUARY 12, 1981, WERE APPROVED AS CORRECTED.

Ordinance to Amend Section 18-51 of the Code of Ordinances (Optional Payment in Lieu of Dedicated Open Space in Subdivisions)

Mr. Jennings explained that the purpose of the ordinance was to allow the pooling of money from different subdivisions to purchase a large tract for open space rather than giving exemptions to the open space requirement or accepting a small portion in a location which was not optimal. The Town was limited by State law to making the payment optional. Determination of value of the land would be done on assessed valuation with an inflation clause each year set by the Council. The ordinance would not limit the geographic location in which the money would be used. Although no exemption was proposed at the public hearing, discussions of the Planning Board and Recreation Commission had since indicated an exemption for less than 3,000 sq. ft. of open space.

Councilmember Howes was concerned about the lack of provision for exemption. He thought this should be at the discretion of the Council. Mr. Jennings responded that with the option of making a payment, the staff, Planning Board and Recreation Commission thought the Town should receive either the payment or land in all cases. Ms. White added that exemptions had been made in the past which the Recreation Commission and Planning Board did not think should have been made.

Councilmember Boulton asked if the Commission had considered an exemption in subdivisions where the lot size was very large and open space would not be as needed as in Town. Ms. White said that residents frequently did not want their lot used as the neighborhood recreation field. And, nothing could be built on a private lot. Mr. Reeve added that a question of equity was also involved. Where the open space would be smaller than 3,000 sq. ft. would be the situations in which there might be a financial problem with a payment. The Planning Board and Recreation Commission believed that all should contribute to town-wide recreational needs.

Councilmember Smith asked if the land adjoining Lystra Woods Subdivision was suitable for development. Even though the open space for Lystra Woods would be small it could be added to land from the adjoining property when it was developed. Mr. Jennings said the location of open space for Lystra Woods had not been discussed. Although the open space for Lystra Woods would be more than 3,000 sq. ft., it had originally been approved with an exemption. Mr. Reeve commented that in the past, the Planning Board had recommended exemption from the open space requirement without recognizing that small parcels from adjoining developments could be put together.

Mr. Bryan stated that in small projects, often adjoining properties were owned by different individuals who were not interested in developing at the same time. Therefore, parcels could not be put together. Mr. Bryan read the portion of the zoning ordinance stating the purpose of the open space requirement. He noted that with a payment, the money would not benefit the immediate neighborhood. Mr. Bryan commented that under the current ordinance, the Council had the flexibility of allowing passive open space. The proposed ordinance would not allow this flexibility. Mr. Shipman responded that in those cases where the topography was not suitable for active open space, the property would be in the flood way and the developer could not build there.

Ms. White said the criteria for suitability of open space was not limited.

Councilmember Kawalec asked if it was the intent for the proposed ordinance to take precedence over all portions of the current ordinance. Mr. Shipman was not sure and requested the Council to delay the matter until he could obtain legal advice. COUNCILMEMBER KAWALEC MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO POSTPONE THE MATTER UNTIL THE NEXT MEETING TO ALLOW THE MANAGER TO OBTAIN LEGAL ADVICE. THE MOTION WAS CARRIED BY A VOTE OF SIX TO THREE WITH COUNCILMEMBERS BOULTON, HOWES, KAWALEC, THORPE, WALLACE, AND MAYOR NASSIF SUPPORTING AND COUNCILMEMBERS HERZENBERG, SMITH, AND STRALEY OPPOSING. Councilmember Smith asked if consideration of Lystra Woods Subdivision would also be delayed as the question of open space was involved. The Council agreed to consider this item next.

Resolution Reapproving the Preliminary Sketch for Lystra Woods Subdivision, Phase 2

Mr. Jennings stated that without the adoption of the ordinance allowing payment in lieu of open space, the Council should either delay consideration or grant an exemption to the open space.

Councilmember Boulton asked for the reason behind the opposition to requesting open space on this subdivision. Mr. Francisco explained that as this subdivision as first been approved with an exemption to the open space, they did not think the requirements should be changed after the plans had been drawn.

Mr. Reeve noted the original approval had expired and the subdivision must apply for approval again.

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER KAWALEC, TO POSTPONE THE MATTER UNTIL THE NEXT MEETING. Councilmember Howes said he was against this as the subdivision had already been delayed once. Councilmember Smith commented that in the past the Council had made mistakes by allowing small developments to continue while regulations were being written.

THE MOTION WAS CARRIED BY A VOTE OF FIVE TO FOUR WITH COUNCILMEMBERS HERZENBERG, KAWALEC, SMITH, STRALEY, AND WALLACE SUPPORTING AND COUNCILMEMBERS BOULTON, HOWES, THORPE, AND MAYOR NASSIF OPPOSING.

Resolution Authorizing Execution of an Agreement Regarding Joint Planning

Councilmember Howes stated the ad hoc committee appointed by the Council, OOWASA, and the Orange County Commissioners had been meeting for two years. They had attempted to devise a plan for joint planning of the area likely to be urbanized as Chapel Hill and Carrboro continued to grow. The Council was being asked to approve an agreement which would formalize a joint planning agreement. It would permit formalization of the committee which would recommend to the governing bodies action on planning. This would not represent a change in the planning area jurisdiction, nor did it represent adoption of a land use plan. The land use plan attached to the agreement had been adopted by the County Commissioners. The agreement would set up a process by which Carrboro and Chapel Hill could have impact on subsequent amendments to that land use plan. COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER STRALEY, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION REGARDING EXECUTION OF AN AGREEMENT REGARDING JOINT PLANNING (81-R-10)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby authorizes the Mayor to execute an agreement concerning joint planning.

This the 26th day of January 1981.

Councilmember Wallace stated that given the significance of the joint planning effort, the Council should hold a public hearing for Chapel Hill citizens at which time the map showing various areas would be available for display and discussion. He thought the elements of the joint planning report by the County staff should be made available to the public. He also wanted the hearing to address the legal aspects of the County, Carrboro, Chapel Hill and OWASA joining

together for such a purpose. COUNCILMEMBER WALLACE MOVED, SECONDED BY COUNCILMEMBER BOULTON, THAT CONSIDERATION OF THE ITEM BE DEFERRED UNTIL AFTER A PUBLIC HEARING HAD BEEN HELD, THE FACTS OF THE AGREEMENT AND REPORT MADE KNOWN GENERALLY, AND THAT THE ITEM BE PLACED ON THE AGENDA AS SOON AFTER THE HEARING AS POSSIBLE. Councilmember Boulton asked if the land use plan adopted by the County would also be discussed at the hearing. Councilmember Wallace thought the Council and public should have the details on the land use plan.

Councilmember Howes thought a public hearing would be useful, but after the adoption of the agreement and drafting of plans for the area. The report mentioned by Councilmember Wallace was a report by an ad hoc committee. Chapel Hill had not had an opportunity to influence the land use plan because they had no jurisdiction. Councilmember Howes did not believe any citizens would object to the Town's agreeing to plan for the area with Carrboro and the county.

Councilmember Kawalec said she had not fulfilled her obligation as a member of the committee to keep everyone informed on proposed procedures. The report was a document produced by the County planning staff which had been reviewed by the County Commissioners. She believed it appropriate for the Council to review the document. Councilmember Kawalec suggested a hearing would be useful.

Councilmember Smith inquired about the input of Carrboro and Chapel Hill in preparing the land use plan adopted by the County Commissioners. Councilmember Howes said they had none officially. Only through formalization of the agreement could they have an impact on the planning.

Mr. Reeve stated the joint planning would establish a plan for Chapel Hill Township. The Town currently had no jurisdiction in the joint planning area. The Planning Board was accorded courtesy review on projects near the town limits. The proposal by the County was to enforce Chapel Hill standards in the joint planning area.

Councilmember Smith asked why the County had approved two projects near the Town with County standards in the past two weeks. Mr. Reeve explained the County could not enforce Chapel Hill standards until it had adopted those standards.

Councilmember Wallace said all of this could be discussed at a public hearing. By signing the agreement at this point, the town would be giving final authority to the County.

Mayor Nassif stated the Council was not discussing land within Chapel Hill's jurisdiction. It was under the jurisdiction and planning of the Orange County Commissioners. This was a request from the County commissioners to the Towns of Chapel Hill and Carrboro for assistance in planning for the area to the north of town. A public hearing held now would not be relevant because Chapel Hill had no jurisdiction. The Council was being offered a chance to extend Chapel Hill's influence.

Councilmember Kawalec stated that whatever happened in this area would affect residents of Chapel Hill. They would, for instance, have to pay for the widening of Weaver Dairy Road if the subdivisions did not make such improvements. She noted that the Town was active in initiating the joint planning process. As there had been so much delay in the joint planning effort, another month for a hearing would not present difficulties. In this time, the committee and the Council could review the report from the planning staff.

Mayor Nassif called attention to the paragraph by which the County would agree to adopt standards meeting or exceeding those of Carrboro and Chapel Hill. Chapel Hill would not be giving up any authority.

Councilmember Thorpe suggested the public hearing be held and the Council could see how many people were interested.

Councilmember Wallace also wanted to hear at the public hearing citizen comments on possible alternatives to the proposed planning process as he did not believe this was the best plan.

THE MOTION WAS CARRIED BY A VOTE OF FIVE TO FOUR WITH COUNCILMEMBERS BOULTON, KAWALEC, SMITH, THORPE, AND WALLACE SUPPORTING AND COUNCILMEMBERS HERZENBERG, HOWES, STRALEY, AND MAYOR NASSIF OPPOSING.

Resolution Denying Approval of the Proposed Preliminary Sketch for Booker Creek Subdivision, Phase 4

Mr. Jennings stated a public hearing had been held on rezoning of the subject property to allow construction of town houses. The adjoining residents had objected. Now the developer was proposing a subdivision of 8 lots. The applicant proposed combined drives for the lots with a flag lot for lot #3. The staff had prepared an alternative plan which they believed to be more acceptable, but the applicant did not want the alternative plan considered. The staff recommended denial of the subdivision because of the lots fronting on a major thoroughfare, the difficulties caused by common drives, and the undesirable flag lot. Mr. Jennings added that no open space was proposed.

Councilmember Boulton asked how many curb cuts were on the other side of Weaver Dairy Road. Mr. Jennings said there were five lots, each with a curb cut, across from the subdivision. Councilmember Straley inquired where the flag lot would have access to Weaver Dairy Road. Mr. Jennings said it would have a 20' easement between two lots, with the three drives adjacent. Councilmember Boulton asked about the standards for the access as proposed by the staff. Mr. Jennings responded the staff had proposed a subdivision with lots fronting on a cul-de-sac constructed to town standards. The applicant did not want this because the cul-de-sac would be expensive.

COUNCILMEMBER KAWALEC MOVED, SECONDED BY COUNCILMEMBER SMITH, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION DENYING APPROVAL OF THE PROPOSED PRELIMINARY SKETCH FOR BOOKER CREEK SUBDIVISION, SECTION 4 (81-R-12a)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby denies approval of the applicant's proposed preliminary sketch for Booker Creek Subdivision, Section IV.

This the 26th day of January, 1981.

THE MOTION WAS CARRIED BY A VOTE OF SIX TO THREE WITH COUNCILMEMBERS HERZENBERG, HOWES, KAWALEC, SMITH, STRALEY, AND WALLACE SUPPORTING AND COUNCILMEMBERS BOULTON, THORPE, AND MAYOR NASSIF OPPOSING.

Human Services

COUNCILMEMBER STRALEY MOVED, SECONDED BY COUNCILMEMBER HERZENBERG, ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION REGARDING REORGANIZATION FOR THE HUMAN SERVICES DEPARTMENT (81-R-13)

BE IT RESOLVED by the Town Council that the Town Manager is hereby directed to hire a permanent Director and to develop a reorganization plan for the Human Services Department as outlined by alternative B in the "Report on Human Services to Council" and as defined in the memorandum to Council on Human Services Reorganization dated January 13, 1981, particularly relative to the definition of referral services.

Further, it is understood that the duties and functions of the Department will be consistent with those defined within the scope of responsibilities of the adopted FY 1980-81 budget toward the achievement of the goals outlined therein.

This the 26th day of January 1981.

Councilmember Smith asked how many additional staff members would be needed for the rest of the year. Mr. Shipman responded there was one vacancy currently existing. The department would have 8 social workers, 1 director, 1 secretary, and the 2 rsvp personnel. Councilmember Smith asked whether the Housing Authority could receive federal funds for the community organizer. Mr. Hooper explained that the Housing Authority had chose not to apply for those funds this year. The process was a complicated one. Mr. Hooper hoped to apply next year.

82

Councilmember Kawalec thought that although the information received was needed by the Council to make its decision, the resolution was vague. It did not offer direction to the manager. COUNCILMEMBER KAWALEC MOVED, SECONDED BY COUNCILMEMBER SMITH, THAT THE HUMAN SERVICES DEPARTMENT BE CONTINUED TO BE STRUCTURED IN THE FOLLOWING MANNER AND TO PROVIDE THE FOLLOWING SERVICES: "That there be a director with a secretary; the main function of the office would be to provide referral services to assist town residents to obtain social services available through the county, state and federal programs; that the department have 3 police social workers to be cross-trained to work intensively with the residents of the public housing units; that there be a community organizer to organize public housing residents in such a manner that they could continue the organization themselves within a year; that there be two social workers in the Community Development area, to be paid with Community Development program funds. If the needs of the public housing residents were not met, then the Housing Authority could present a specific proposal to meet their needs. After the department had been operating as restructured for a time, the Council would consider the advisability of establishing a Human Services Advisory Board." Councilmember Kawalec thought this would be a compromise for the members of the Council with opposing views.

Councilmember Straley stated the Council had requested and received a comprehensive statement of Option B. He pointed out the budget for Human Services had decreased over the last few years. The number of workers proposed was adequate for the caseload.

Councilmember Boulton said the Council must decide the service level for all departments. None of the departments met all of the needs for the town. Over the last few years the department had become involved in more matters than the Council felt was wanted. The department was now being restructured. She believed other agencies could take over some of the cases now covered by the Human Services Department.

Councilmember Boulton questioned some of the cases cited by the Human Services Department as not being in the referral category. Mr. Huegerich explained why the other agencies did not see these cases. Councilmember Smith argued that the case regarding educational competency should have been referred to the home-school coordinator.

Mr. Shipman thought the motion by Councilmember Kawalec overlooked the families in public housing. He asked how these families would be helped. Councilmember Kawalec responded the police social workers should be cross-trained to work with the families in public housing.

Councilmember Smith was concerned that some employees of the Housing Authority would be eliminated if this restructuring of the department became effective immediately. He wanted to give the new director some discretion as to how many staff positions were needed to provide the services the Council wanted. The present staff should be carried for the rest of the fiscal year. Councilmember Kawalec agreed that the motion to restructure should not be effective until the new fiscal year. Councilmember Smith objected to the Board's setting the number of staff positions now for the next fiscal year when the new director might recommend new positions. Councilmember Kawalec countered that the Council was always open to department heads' suggestions. Councilmember Straley agreed that it would be inappropriate to decide the budget at this meeting. The Manager should advertise for a new director with the current staff to carry out the program as proposed by the Manager.

Councilmember Kawalec called the question. The motion was defeated by a vote of seven to two with Councilmembers Howes and Kawalec supporting and Councilmembers Boulton, Herzenberg, Smith, Straley, Thorpe, Wallace and Mayor Nassif opposing.

The Council continued to discuss the substitute motion so that it was clarified for everyone. Councilmember Wallace interpreted the motion to mean the manager should hire a new director who would supervise ten staff positions, currently existing, until the new fiscal year at which time the Council proposed to eliminate two positions. However, the Council would listen to any recommendations from the manager and new director during the budget. Councilmember Howes stated he was not clear as to the meaning of the motion and would not vote for it.

THE MOTION WAS DEFEATED BY A VOTE OF FIVE TO FOUR WITH COUNCILMEMBERS KAWALEC, SMITH, WALLACE, AND MAYOR NASSIF SUPPORTING AND COUNCILMEMBERS BOULTON, HERZENBERG, HOWES, STRALEY, AND THORPE OPPOSING.

Councilmember Wallace said he had voted for the substitute motion because he did not believe the Manager had detailed the restructuring of the department as he had been instructed to do. Councilmember Howes stated it was an improvement over what had been offered at the last meeting. The Manager could come back with more detail in the budget.

THE MOTION WAS CARRIED BY A VOTE OF SIX TO THREE WITH COUNCILMEMBERS HERZENBERG, HOWES, KAWALEC, SMITH, STRALEY, AND THORPE SUPPORTING AND COUNCILMEMBERS BOULTON, WALLACE AND MAYOR NASSIF OPPOSING.

COUNCILMEMBER HERZENBERG MOVED, SECONDED BY COUNCILMEMBER STRALEY, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE TO AMEND ARTICLE VII OF CHAPTER TWO OF THE CODE OF ORDINANCES (CREATION OF HUMAN SERVICES ADVISORY BOARD) (81-0-3)

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Council hereby amends Article VII of Chapter Two of the Code of Ordinances of the Town of Chapel Hill to read as follows:

ARTICLE VII. HUMAN SERVICES ADVISORY BOARD

Sec. 2-120. Created; named.

There is hereby created a human services advisory board for the Town of Chapel Hill.

Sec. 2-121. Membership; terms.

The human services advisory board shall consist of nine (9) members appointed as hereinafter provided. The terms of office shall be three (3) years, or until their successors are appointed and qualified.

The terms of members first appointed shall be as follows: Three (3) members shall be appointed for a period of one (1) year; three (3) members for a period of two (2) years; and three (3) members for a period of three (3) years, and members may be appointed to succeed themselves. The terms of all members shall expire on the 30th day of June. Members initially appointed are automatically extended to said date in the calendar year in which their term would otherwise expire.

Sec. 2-122. Appointment; vacancies.

The members shall be appointed by the mayor and council. Vacancies shall be filled in the same manner as the original appointments.

Sec. 2-123. Meetings; chairperson.

The Human Services Advisory Board shall regularly hold meetings at such time and places as it shall determine. It shall select from its membership a member to serve as chairperson and such other officers as it deems appropriate to serve for a term of one year.

Sec. 2-124. Duties; powers.

The Human Services Advisory Board shall have the following powers and duties:

- (a) Advise the Council and the Town Manager of deficiencies in the delivery of human services in Chapel Hill by monitoring federal, state, and county agencies which provide such services.
- (b) Assist the Council in formulating policy with respect to human services in Chapel Hill with special attention to the housing element of the Comprehensive Plan.
- (c) Review on an annual basis the level of human services being provided by the Town of Chapel Hill and make recommendations to the Council and the Town Manager regarding future needs and opportunities.

Sec. 125-129. Reserved.

This the 26th day of January, 1981.

Councilmember Boulton thought this ordinance premature. The Council would need to give the advisory board direction which should wait until the budget was decided. Councilmember Smith agreed. Because of the nature of the Human Services Department, he was not sure the Council needed an advisory board in that area. Councilmember Straley commented that the board was needed, but could wait until the Council could give specific direction through the budget. COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO TABLE THE MATTER WITH LEAVE. THE MOTION WAS CARRIED BY A VOTE OF SIX TO THREE WITH COUNCILMEMBERS BOULTON, KAWALEC, SMITH, THORPE, WALLACE, AND MAYOR NASSIF SUPPORTING AND COUNCILMEMBERS HERZENBERG, HOWES, AND STRALEY OPPOSING.

Ordinance Granting a Taxicab Franchise to Mr. Willie Dixon

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER HOWES, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE TO GRANT A FRANCHISE TO OPERATE TAXICABS (81-O-10)

BE IT ORDAINED by the Council of the Town of Chapel Hill:

SECTION I

WHEREAS, N.C.G.S. 160A-304 provides that the Town, by Ordinance, may grant a taxi franchise for a stated number of taxicabs within the Town; and

WHEREAS, Mr. Willie Dixon proposes to operate three (3) taxicabs, and

WHEREAS, the Council finds that the public convenience and necessity require the operation of up to three (3) taxicabs, and that the said Willie Dixon is a proper person for said franchise;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Chapel Hill, that pursuant to the authority contained in N.C.G.S. 160A-304 and Article II, Chapter 20, Code of Ordinances, Town of Chapel Hill, Willie Dixon be, and he is hereby granted the franchise to operate a total of three (3) taxicabs within the Town upon compliance with the provisions of Chapter 20, Code of Ordinances, Town of Chapel Hill.

SECTION II

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

This the 26th day of January, 1981. (First Reading)

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

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEBER WALLACE, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE AMENDING THE ORDINANCE GRANTING A CATV FRANCHISE TO VILLAGE CABLE INC. (80-O-74) (Second Reading)

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Council hereby amends the "Ordinance Granting a Franchise to Village Cable Inc., etc." as follows:

ADD to Section 13 (amendments to original proposal)

- 5. In lieu of the separate "B" institutional network originally proposed, franchisee may activate the return capability of the 'A' subscriber network as a means to allow origination of audio-visual, data and audio signals from institutional sources and transmit such institutional signs on additional band width of the downstream "A" system as described in correspondence from the President of Village Cable dated October 8, 1980. In addition, Village Cable shall make cable security and fire alarm services available to subscribers by May 1, 1982.

It is further provided that whenever either the downstream or upstream institutional network channels are in use during twenty-four of the weekdays (Monday-Friday) during a period of six consecutive weeks during any consecutive three-hour period for six consecutive weeks, Village Cable shall be required to make available within 90 days the institutional cable network originally incorporated in Village Cable's proposal of September 4, 1979.

All other terms and conditions regarding the institutional network pursuant to Village Cable's proposal of September 4, 1979, shall remain in effect.

This the 26th day of January, 1981. (First Reading - November 10, 1980)

THE MOTION WAS CARRIED BY A VOTE OF SEVEN TO TWO WITH COUNCILMEMBERS BOULTON, HOWES, KAWALEC, SMITH, STRALEY, THORPE, AND WALLACE SUPPORTING AND COUNCILMEMBER HERZENBERG AND MAYOR WALLACE OPPOSING.

Resolution Regarding Refund or Release of a Pro-Rated Portion of 1979 Chapel Hill Fire District Taxes to Taxpayers in Area Annexed on December 31, 1979

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

RESOLUTION REGARDING REFUND OR RELEASE OF A PRORATED PORTION OF 1979 CHAPEL HILL FIRE DISTRICT TAXES TO TAXPAYERS IN AREA ANNEXED ON DECEMBER 31, 1979 (81-R-14)

WHEREAS, the half year's Town tax charged to citizens in the newly annexed area for the period January 1, 1980 through June 30, 1980 covered fire protection service; and

WHEREAS, a fire district tax was also levied upon the January 1, 1979 valuation (due September 1, 1979) which covered fire protection services for the period July 1, 1979 through June 30, 1980; and

WHEREAS, the Town, can legally refund or release the Chapel Hill fire district taxes,

NOW, THEREFORE BE IT RESOLVED by the Council of the Town of Chapel Hill that refunds be granted to the listed taxpayers in the following amounts:

-1979 CHAPEL HILL FIRE TAX REFUNDS-

AMOUNT	NAME	ADDRESS	TOWN, STATE & ZIP CODE
\$ 12.53	Willie T. Marlow & Margaret	1191 Airport Road	Chapel Hill, N.C. 27514
\$ 3.75	Bruce A. Johnson & Faye	1187 Airport Road	Chapel Hill, N.C. 27514
\$ 26.56	Bruce A. Johnson & Faye	1187 Airport Road	Chapel Hill, N.C. 27514
\$ 2.65	Truett N. Blackwood & Georgia	3524 Mossdale Avenue	Durham, N.C. 27707
\$ 26.76	A. T. Williams Oil Co	P. O. Box 7287	Winston-Salem, N.C. 27109
\$ 13.55	James D. Moody Et Al & Mary	P. O. Box 216	Carrboro, N.C. 27510
\$ 18.65	Charles W. Ashworth & Ruth	1203 Airport Road	Chapel Hill, N.C. 27514
\$ 6.30	Willie T. Marlow & Margaret	1191 Airport Road	Chapel Hill, N.C. 27514

\$ 33.93	M. M. Fowler, Inc.	P. O. Box 1090	Durham, N. C. 27700
\$ 15.43	Bridges Pendergraph	Glen Heights	Chapel Hill, N.C. 27514
\$ 72.95	Mrs. Geneva M. Moody	1204 Airport Road	Chapel Hill, N.C. 27514
\$ 2.34	Growin' Green	85 Tarheel Mobil Court	Chapel Hill, N.C. 27514
\$ 4.37	Grey B. Moody	P.O. Box 216	Carrboro, N.C. 27510
\$ 13.72	Craig D. Turnbull & Patricia A.	10 Windsor Circle	Chapel Hill, N.C. 27514
\$ 10.19	Elizabeth F. Freedlender sold to: Elizabeth Fowler	165 Windsor Circle 165 Windsor Circle	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$ 12.73	Robert K. Jacobson & Mary	163 Windsor Circle	Chapel Hill, N.C. 27514
\$ 11.77	John A. Zunes	161 Windsor Circle	Chapel Hill, N.C. 27514
\$ 9.70	Joseph J. Herbert & Lilliam G. Trexler sold to: Jeffrey Obler & Herrad	Windsor Circle 208 Vance Street	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$ 8.15	Wilbur S. Kutz	P. O. Box 2087	Chapel Hill, N.C. 27514
\$ 9.50	Elizabeth M. Williams sold to: Roland Intrator & Wendy	730 Williams Street 155 Windsor Circle	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$.81	Roland Intrator & Wendy	155 Windsor Circle	Chapel Hill, N.C. 27514
\$ 8.05	Yale L. Klugman	Glen Heights	Chapel Hill, N.C. 27514
\$ 8.55	Jerry L. Noe & Elizabeth	151 Windsor Circle	Chapel Hill, N.C. 27514
\$ 8.65	Olga F. Hackett	11 Audley Street	Chapel Hill, N.C. 27514
\$ 15.03	Merritt Landers	149 Glen Heights	Chapel Hill, N.C. 27514
\$ 12.52	Robert David Ekstrom & Sarah	147 Windsor Circle	Chapel Hill, N.C. 27514
\$ 9.15	Clarence W. Thomas, Jr. & Martha	143 Windsor Circle	Chapel Hill, N.C. 27514
\$ 10.06	Dann Carnes & Rebecca	145 Windsor Circle	Chapel Hill, N.C. 27514
\$ 9.65	Wilbur S. Kutz	P. O. Box 2087	Chapel Hill, N.C. 27514
\$ 13.40	Stephen E. Kegg & Cheryl	111 Windsor Circle	Chapel Hill, N.C. 27514
\$ 13.47	John Hector Clark & Donna	109 Windsor Circle	Chapel Hill, N.C. 27514
\$ 12.34	Jug Steiner & Ruth	107 Windsor Circle	Chapel Hill, N.C. 27514
\$ 12.89	Paul L. Shadburn, Jr.	107 Meadowbrook Drive	Chapel Hill, N.C. 27514
\$ 10.23	Robert Charles Schreiner	130 Windsor Circle	Chapel Hill, N.C. 27514
\$ 9.96	Peter J. Robinson & Shirley	4 Windsor Circle	Chapel Hill, N.C. 27514
\$ 9.60	Brady McLennan	1505 E. Franklin Street	Chapel Hill, N.C. 27514
\$ 9.20	Sarah F. Bell	706-H Milton Street	Greensboro, N.C. 27403
\$ 12.94	Norman H. Loewenthal & Sonna	156 Windsor Circle	Chapel Hill, N.C. 27514
\$ 16.12	Adam Stein & Jane	155 Windsor Circle	Chapel Hill, N.C. 27514
\$ 14.10	Michael C. Troy & Joan	209 Markham Drive	Chapel Hill, N.C. 27514
\$ 12.88	Margaret Cooper	120 Windsor Place	Chapel Hill, N.C. 27514
\$ 14.20	Kent R. Mullikin & Miriam E.	101 Windsor Place	Chapel Hill, N.C. 27514
\$ 4.45	D. B. McLennan	1505 E. Franklin Street	Chapel Hill, N.C. 27514
\$ 9.65	Michael H. Barnes & Karen sold to: Frederick W. Lawler, Jr. & Leslie J.	150 Windsor Circle 150 Windsor Circle	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$ 3.40	Dr. James B. King, Jr.	1580 Elmwood Avenue	Rochester, N. Y. 14620

\$ 13.35	Elizabeth Deknatel sold to: Delores L. Burke	Windsor Circle 106 Windsor Circle	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$ 11.89	Barbara A. Israel & Richard C. Pipan	108 Windsor Circle	Chapel Hill, N.C. 27514
\$ 12.03	M. B. Merritt	Glen Heights	Chapel Hill, N.C. 27514
\$ 9.45	Mark T. Mitas	230 Changebridge Road	Montville, N. J. 07045
\$ 8.57	Rose Wade Harvel	122 Windsor Circle	Chapel Hill, N.C. 27514
\$ 11.69	Robert E. Daniels & Barbara	124 Windsor Circle	Chapel Hill, N. C. 27514
\$ 13.98	Anthony E. Thomas & Joyce Kramer	202-A Rainbow Drive	Carrboro, N.C. 27510
\$ 12.61	James J. L. Crawford	160 Windsor Circle	Chapel Hill, N.C. 27514
\$ 2.74	Donald Keith Marlow	1191 Airport Road	Chapel Hill, N.C. 27514
\$ 7.54	Mini-Mart	1200 Airport Road	Chapel Hill, N.C. 27514
\$ 2.30	Ora Dixon Purvis	1203 Airport Road	Chapel Hill, N.C. 27514
\$ 10.70	Henry Edmiston & Barbara	P. O. Box 2507	Chapel Hill, N.C. 27514
\$ 16.00	Eng-Shang Huang & Shu-Mei	100 Quail Roost Drive	Chapel Hill, N.C. 27514
\$ 13.45	William Griffin Graves, III & Karen sold to: Linda M. Howden	105 Taylor Street 105 Taylor Street	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$ 10.40	Ellen M. Greene	104 Taylor Street	Chapel Hill, N.C. 27514
\$ 8.80	Paul B. Ginsburg & Gail	744 N. Quebec Street	Arlington, Va. 22207
\$ 12.66	Sonya P. Johnston sold to: Sonya Prestridge	139 Windsor Circle 139 Windsor Circle	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$ 1.30	Lyman A. Cotten	520 Hooper Lane	Chapel Hill, N.C. 27514
\$ 17.60	Lyman A. Cotten	520 Hooper Lane	Chapel Hill, N.C. 27514
\$ 9.93	Kathleen E. Brann	135 Windsor Circle	Chapel Hill, N.C. 27514
\$ 2.03	James M. Brann	135 Windsor Circle	Chapel Hill, N.C. 27514
\$ 16.38	Allen C. Smith, III & Marcia	133 Windsor Circle	Chapel Hill, N.C. 27514
\$ 11.15	Paula E. Coffey	131 Windsor Circle	Chapel Hill, N.C. 27514
\$.20	James Cecil Coffey, III	131 Windsor Circle	Chapel Hill, N.C. 27514
\$ 12.42	Nancy B. Tannenbaum & John W. Becton	129 Windsor Circle	Chapel Hill, N.C. 27514
\$ 9.21	William L. Carr & Joan	127 Windsor Circle	Chapel Hill, N.C. 27514
\$ 1.65	Francis Kulcsar	P. O. Box 318	Portsmouth, Ohio 45662
\$ 10.21	Michael A. McNulty & Jane	123 Glen Heights	Chapel Hill, N. C. 27514
\$ 9.27	Ruth Iola Barbee	Glen Heights	Chapel Hill, N. C. 27514
\$ 12.69	Norman M. Hill, Jr.	Glen Heights	Chapel Hill, N.C. 27514
\$ 14.67	Daniel N. Hooker & Sharon T.	117 Windsor Circle	Chapel Hill, N.C. 27514
\$ 10.42	Mustafa E. Konanc & Judy	115 Windsor Circle	Chapel Hill, N.C. 27514
\$ 8.73	George W. Buckner sold to: Paul C. Johnston & Janet S.	113 Windsor Circle 113 Windsor Circle	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514

\$ 8.85	Henel M. Henkels sold to: Sherrri R. Ontjes & David	111 Taylor Street 3 Iris Lane	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$ 9.60	Mrs. Elizabeth Jolly	806 E. Franklin Street	Chapel Hill, N.C. 27514
\$ 9.40	Herman M. Greene	204 Greene Street	Chapel Hill, N.C. 27514
\$ 9.45	Victor L. Huggins	408 Ransom Street	Chapel Hill, N.C. 27514
\$ 10.18	Herman M. Greene, Jr. & Dorothy sold to: Dorothy Foley Rogers	5 Ellen Place 5 Ellen Place	Chapel Hill, N.C. 27514 Chapel Hill, N.C. 27514
\$ 12.84	Bruce Boyce Chappell & Agnes	6 Ellen Place	Chapel Hill, N. C. 27514
\$ 12.88	Ronald T. Haskins & Kathan	7 Ellen Place	Chapel Hill, N.C. 27514
\$ 19.15	Joseph J. Kruzal	9 Ellen Place	Chapel Hill, N.C. 27514
\$ 1.95	Herman M. Greene, Jr.	5 Ellen Place	Chapel Hill, N.C. 27514
\$ 1.65	Johnny Paden Greene & T. M. Greene, Sr.	104 Taylor Street	Chapel Hill, N. C. 27514
\$ 10.06	Frank L. Roediger & Andrea	12 Ellen Place	Chapel Hill, N.C. 27514
\$ 10.40	J. Earl Allison & Betty	112 Collums Road	Chapel Hill, N. C. 27514
\$ 9.93	June Ladner Brown EtAl	1200 Ellen Place	Chapel Hill, N.C. 27514
\$ 10.10	J. Earl Allison & Betty	112 Collums Road	Chapel Hill, N. C. 27514
\$ 10.05	James N. Ford	119 Taylor Street	Chapel Hill, N.C. 27514

and that Releases be granted to the listed taxpayers in the following amounts:

AMOUNT CODE	NAME	ADDRESS	TOWN, STATE & ZIP
\$ 3.50	Richard Strum	P.O. Box 460	Hillsborough, N.C. 27278
\$.25	Walter G. Crowe	Rt. 4, Box 159	Chapel Hill, N.C. 27514
\$ 4.55	Airport Road Gulf	1201 Airport Road	Chapel Hill, N.C. 27514
\$ 2.55	T.M. Greene, Jr.	Rt. 2, Box 225	Chapel Hill, N.C. 27514

This the 26th day of January, 1981.

THE MOTION WAS CARRIED UNANIMOUSLY.

Ordinance to Amend the "Ordinance Concerning Appropriations and the Raising of Revenues for the Fiscal Year Beginning July 1, 1980"

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER STRALEY, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE TO AMEND "THE ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1981" (81-O-11)

BE IT ORDAINED by the Council 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, 1981" as duly adopted on June 16, 1980, be and the same is hereby amended as follows:

ARTICLE I

<u>Appropriation</u>	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
GENERAL FUND				
Mayor & Council	\$105,116	\$ 600	\$ -	\$105,716
Public Works Public Buildings and Grounds	\$260,544	\$7,245	-	267,789
Sundry Contingency	20,458	-	\$7,845	12,613
LIBRARY				
Library Operations	393,514	\$1,000	-	394,514
Library Gift Fund	12,000	\$1,000	-	13,000

ARTICLE II

<u>Revenue</u>	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
LIBRARY	\$405,514	\$2,000	-	\$407,514

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

This the 26th day of January, 1981.

THE MOTION WAS CARRIED UNANIMOUSLY.

Ordinance Amending Chapter 21 (Stop Regulations on New Streets)

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER KAWALEC, ADOPTION OF THE FOLLOWING ORDINANCE.

AN ORDINANCE AMENDING CHAPTER 21 (STOP REGULATIONS IN NEW DEVELOPMENTS AND ANNEXED AREAS) (81-O-12)

BE IT ORDAINED by the Town Council of the Town of Chapel Hill that Chapter 21 of the Code of Ordinances, Town of Chapel Hill, be amended as follows:

ADD to Section 21-13(a)

THROUGH STREETS

STOP STREETS

- | | |
|----------------------------------|-------------------------------------|
| Estes Drive | Somerset Drive |
| Somerset Drive | Huntington Drive |
| Kensington Drive | Wellington Drive |
| Weaver Dairy Road | Cedar Hills Drive |
| Cedar Hills Drive | Silo Drive |
| Weaver Dairy Road | Silo Drive |
| Cedar Hills Circle | Wysteria Way |
| Cedar Hills Circle | Kingston Court |
| Cedar Hills Circle | Sutton Place |
| Cedar Hills Circle | Saddle Ridge |
| Cedar Hills Circle | Whisper Lane |
| Cedar Hills Drive | Cedar Hills Circle (southeast fork) |
| Wildwood Drive | Grove Street |
| Grove Street | Deerwood Court |
| U.S. 15-501 | Mt. Moriah Church Road Extension |
| Legion Road | Mt. Moriah Church Road Extension |
| Mt. Moriah Church Road Extension | U.S. 15-501 Service Road |

U.S. 15-501
Ephesus Church Road
Weaver Dairy Road
Weaver Dairy Road
Timberlyne Road
Kingston Drive
Kingston Drive
Kingston Drive
Butternut Drive
Pineoak Court
Butternut Drive
Blackcherry Lane
Butternut Drive
Kingston Drive
Balsam Court
Kingston Court
Clover Drive
Clover Drive

Mt. Moriah Church Road
Frances Street
Timberlyne Road
Kingston Drive
Timberlyne Court
Timberlyne Court
Red Cedar Lane
Butternut Drive
Pineoak Court
Cottonwood Court
Blackcherry Lane
Basswood Court
Pitch Pine Lane
Balsam Court
Tupelo Lane
Kingston Drive
Heather Court
Lark Circle

This the 2⁶th day of January, 1981.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Amending the Town Council Procedures Manual

COUNCILMEMBER BOULTON MOVED, SECONDED BY COUNCILMEMBER KAWALEC,
ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION AMENDING THE TOWN COUNCIL PROCEDURES MANUAL (81-R-16)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby adopts Supplement #2 (January 26, 1981) to the Town Council Procedures Manual adopted by the Council on January 28, 1980.

This the 2⁶th day of January, 1981.

Councilmember Thorpe questioned the four year appointment of Councilmember Straley to JOCCA, as most Council committee appointments were for two years. As the reason for this was not apparent, the Council agreed the appointment should be a two year appointment. Councilmember Herzenberg pointed out the chairmen of the Library Board of Trustees and Historic District Commission had changed.

THE MOTION WAS CARRIED UNANIMOUSLY.

Petition for Annexation of Legion Road Public Housing Site

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER HERZENBERG,
ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION CALLING A PUBLIC HEARING TO CONSIDER A PETITION FOR ANNEXATION OF THE PUBLIC HOUSING SITE NEAR LEGION ROAD (81-R-17)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby calls a public hearing at 7:30 PM on March 16, 1981, in the Meeting Room of the Municipal Building, 306 North Columbia Street, to consider a petition by the Chapel Hill Housing Authority owner of property identified as lot 21, block D, of Chapel Hill Township, Map 27, to be annexed by the Town.

This the 2⁶th day of January, 1981.

THE MOTION WAS CARRIED UNANIMOUSLY.

Resolution Certifying Valuation as Required by HUD Handbook 1320.1

COUNCILMEMBER WALLACE MOVED, SECONDED BY COUNCILMEMBER KAWALEC,
ADOPTION OF THE FOLLOWING RESOLUTION.

A RESOLUTION CERTIFYING VALUATION AS REQUIRED BY HUD HANDBOOK 1320.1 (81-R-18)

BE IT RESOLVED by the Council of the Town of Chapel Hill that it has determined, on the basis of two appraisals and a review appraisal, that the fair market values of a certain property intended for purchase by the Chapel Hill Housing Authority, is as follows:

Parcel No.	Area (Sq. Ft.)	Owner	Interest to be Acquired	Just Compensation
93-1-3 (Bynum St.)	5,080	Mary E. Atwater	Land	\$3,000

BE IT FURTHER RESOLVED that the Council, on the basis of information supplied by Alvin E. Stevenson, Executive Director of the Chapel Hill Housing Authority, hereby certifies that the work of the appraisers and the review appraiser, with respect to each of the above properties, has been performed in a competent manner in accordance with applicable state and federal law and the policies and requirements of the Department of Housing and Urban Development.

This the 26th day of January, 1981.

THE MOTION WAS CARRIED UNANIMOUSLY.

Monthly Reports

Mr. Shipman had distributed the financial report and the report on the capital Improvement Program.

Nominations and Appointments

The nominees for the Historic District Commission were Arthur Marks, Knox Tate, James Webb, Lamar Cecil, Debbie Herbert, Nancy Preston, and Gary Freeze. Nancy Preston wished her name removed because of a legal impediment. Councilmembers voted as follows: Thorpe - Marks, Tate, Webb, Herbert; Nassif - Marks, Tate, Webb, Freeze; Howes - Tate, Webb, Cecil, Freeze; Herzenberg - Marks, Tate, Webb, Cecil; Smith - Marks, Tate, Webb, Cecil; Straley - Marks, Tate, Webb, Cecil; Boulton - Marks, Tate, Webb, Herbert; Wallace - Tate, Webb, Cecil, Freeze; Kawalec - Marks, Tate, Webb, Freeze. Mr. Marks, Mr. Tate, Mr. Webb, and Mr. Cecil were appointed to the Historic District Commission.

The nominees for the position on the Parks and Recreation Commission were Mary Pendergraft and Rebecca Clark. Ms. Clark elected by unanimous vote.

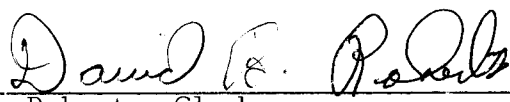
The nominees for the position on the Appearance Commission were Patricia Wyler, S. Brooks Morton and James Belk. Councilmembers voted as follows: Herzenberg - Wyler; Thorpe - Morton; Wallace - Belk; Kawalec - Belk; Howes - Wyler; Boulton - Wyler; Straley - Wyler; Smith - Belk; Nassif - Wyler. Ms. Wyler was appointed.

Councilmember Thorpe nominated Councilmember Herzenberg for the position on the Fireman's Relief Fund Committee. There were no other nominations. Councilmember Herzenberg was appointed.

There being no further business to come before the Council, the meeting was adjourned at 12:45 a.m.



Joseph L. Nassif, Mayor



David B. Roberts, Clerk