

MINUTES OF A MEETING OF THE MAYOR AND COUNCIL OF THE TOWN OF CHAPEL HILL,
MUNICIPAL BUILDING, MONDAY, MAY 24, 1982, 7:30 P.M.

Mayor Nassif called the meeting to order. Present were:

- Marilyn Boulton
- Winston Broadfoot
- Jonathan Howes
- Beverly Kawalec
- David Pasquini
- R. D. Smith
- Joe Straley
- Jim Wallace

Also present were: Town Manager, David Taylor; Assistant Town Manager, Sonna Loewenthal; Town Attorney, Emery Denny; and Deputy Town Attorney, Grainger Barrett.

Public Hearing

Persons wishing to speak on issues presented for the public hearing were sworn.

The public hearing consisted of the following items:

1. Manager's Recommended Budget for 1982-83 and Capital Improvements Program
2. Transit Services and Fare/Pass Prices for 1982-83
3. Planned Use of Revenue Sharing Funds in 1982-83 Budget

These items had been presented to Council on May 10, 1982 (please refer to Council minutes of May 10, 1982, and to the Manager's Recommended Budget and CIP for FY 1982-83 on file in the Clerk's Office).

Mr. Taylor reviewed the main aspects of the Budget which included, briefly, budget objectives, major categories (including General Fund, Personnel, Community Development (Planning, Inspections, Engineering, Human Services, and Public Works), Public Safety, Fire Department, Leisure (Parks and Recreation and Library), and Transportation.

Other funds were briefly discussed: Debt Fund, Landfill Fund, Reserve Fund, Parking Facilities, General Revenue Sharing Fund, and Library Operations.

Mr. Taylor reviewed various aspects of the Capital Improvements Program. No funding had been anticipated past the 1982-83 CIP year. CIP funding needs past 1982-83 would be considered in light of the Town Center needs, the Thoroughfare Plan, and a space needs study of the Town. Staff would re-work the CIP and submit a recommendation to Council regarding funding alternatives for an on-going CIP program.

Mr. Taylor summarized that the \$900,000 "GAP" had been closed by (1) using \$325,000 from fund balance, (2) increasing revenues of approximately \$75,000, and (3) expenditure reduction of \$500,000.

The following citizens addressed Council regarding these issues:

Mr. Roland Giduz requested that Council not be tempted to make last-minute changes in the budget which might affect the "no tax increase" proposed in the Manager's Recommended Budget and suggested that Council consider further reductions.

Mr. Leon Peace submitted a petition to Council on behalf of citizens concerned about the proposed deletion of the Summer Basketball League and part-time staff positions at the Hargraves Center from budget considerations. Mr. Peace stated that the Hargraves Center served "primarily the economically disadvantaged youth who have been hit hardest by the recession." Such budget cuts would be at the expense of and detriment to the youth. Budget savings could only be estimated, but "the development of character was incalculable."

Mr. George Coxhead expressed his appreciation for the budget and urged Council to adopt it as submitted "to show fiscal responsibility." He supported the deletion of the Law Enforcement Officers' Retirement Fund (LEO), as he felt that this retirement benefit would be higher than for other town employees.

Ms. Jill Edens thanked Council for past support of the YWCA Coalition for Battered Women, and requested continued support at the same level. This group offered emergency shelter for battered women and their children, and overnight lodging to male transients in the area. She stated that 20% of the women served by this Coalition were from the Chapel Hill area. (Mr. Taylor responded to Mayor Nassif that the amount of funding earmarked in the proposed budget was equal to last year's funding for the Coalition.)

Mr. Bill Thorpe expressed appreciation to the Manager for the "no-tax increase" budget. He requested that Council realign the budget to include the 14 Summer Involvement for Teens (SIFT) positions which had been deleted from the proposed Budget. He felt that this program would give young high school students an opportunity to become involved in city government.

Mr. Lee Hauser, speaking for the Board of Directors of the Greater Chapel Hill/Carrboro Chamber of Commerce, endorsed the "no-tax increase" budget as recommended by the Town Manager. The Chamber did not support the alternative 2¢ tax increase as it did not show fiscal responsibility. He stated that the Manager and Council needed more time to re-evaluate priorities to determine the most effective method to deal with current and future economic conditions. Mr. Hauser praised the Town Manager for a readable and understandable Budget format. The Chamber also endorsed the performance audit recommended by the Mayor, if done immediately, to aid the Manager in developing his programs. If this could not be done immediately, the Chamber felt that the audit should wait for up to five (5) years to allow the Manager sufficient time to organize and develop his staff to carry out Council policy.

Mr. Ralph Mason, President of The Oaks Homeowners' Association, expressed concern for retired persons living on fixed incomes and supported the 1/4¢ decrease in the tax rate. He did not support the 2¢ proposed alternative increase. He supported increasing the unappropriated fund balance through good management. In addition, he referenced "windfalls" in the past budget that could be used to build this fund balance. He also felt that charity should be raised by church and community groups, and fund drives, rather than use of the tax dollar.

Mr. Alexander Richardson thanked the Council for their past support of the Dispute Settlement Center, and requested continued support.

Mr. Taylor informed the Council and Mayor Nassif that \$20,300 was earmarked in the budget for funding requests from various agencies. These requests currently exceeded \$25,000. Mr. Taylor and the staff would be evaluating these requests and make a recommendation to Council during the budget study process regarding which agency would be funded and at what level.

Ms. Karen Winstead expressed her appreciation to Council for past funding to the Orange County Rape Crisis Center. She stated that 75% of all activities of the Center were Chapel Hill based. She stated that the community's approach to working with rape victims had been used as a model to other communities. She requested \$3,000 funding.

Mr. George Taylor, Chairman of the Chapel Hill Homeowners' Association, felt that all Chapel Hill homeowners would approve of the Recommended Budget as it expressed concern for retired, fixed income homeowners, and for young homeowners. He encouraged Council to resist the temptation to increase the budget to include new programs or expand old ones. In addition, he reminded Council of future financial problems that would need to be faced, stating that the budget needed to be balanced now and kept in balance.

Ms. Brenda Edwards, Director of Women's Health Counseling Service, thanked Council for support during the last year and requested support at the same level.

Ms. Mary Penta, representing the Board of Directors, Women's Health Counseling Service, requested support of the WHCS and thanked Council for their past support.

Dr. Janie Switzer, representing Seawell Elementary School parents, expressed concern for the proposed elimination of bus service to the Chapel Hill High School, as Seawell, a nearby school, would also be affected. She felt that ridership was not dramatic, but was consistent. A survey had shown that the need justified the service. If this service were eliminated, she requested that Council direct the Transportation Board to develop an alternative means of transportation for these school children.

Mr. Robert Epting, a Chapel Hill attorney, addressed Council on behalf of the Town of Chapel Hill Police Department regarding the proposed elimination of Town LEO contributions. He referenced past reduction of Town LEO contributions from 8.10% to 6%. This figure was 2.19% less than that contributed for other Town employees. The impact of this proposal would be on the Police Officers. He felt that benefits would help in reducing the current turnover rate of 24.5%. He felt that LEO contributions could remain at 6% by using \$60,000 of the 1981-82 funds appropriated for reclassification.

Mr. Joseph Herzenberg referenced the proposed alternative 2¢ tax increase. He felt that this increase would significantly improve the long-term stability of the Town and recommended that Council give this matter serious consideration. He also supported LEO funding at the current level and supported the Mayor's proposal for management or performance audit.

Ms. Calisa McKnight, a handicapped citizen residing at Stratford Hills Apartments, addressed Council regarding recent changes in E-Z Rider Service that increased the number of passengers per driver hour from 2.85 to 3.5. This increase affected the waiting time for riders and increased average trip time. This effect trip time could not be tolerated by some handicapped riders. She did not feel that the new vans were adequately adapted to needs of handicapped riders.

Mr. Doug Hurd requested that Council support current E-Z Rider Service and not curtail this service any further.

Mr. Frederick Hunt addressed Council regarding the elimination of several "small and marginal programs" in the Parks and Recreation Department and asked Council to consider who these programs were "small and marginal" for. He expressed specific concern for the elimination of the summer youth basketball program and the SIFT Program for youth employment. These eliminations affected recreational and employment opportunities for youth in the community. He also opposed the elimination of the Martin Luther King Program as it was a very important program to a number of residents in the community.

Mr. William Geer addressed Council regarding the current tax rate. His taxes had increased approximately 30% in one year, an increase which he felt was not reasonable. He questioned the amount of control/management there was in Town expenditures. He opposed the proposed alternative 2¢ tax increase, and challenged Council to consider further budget reductions.

Mr. Ed Montgomery commended the Mayor and the Town Manager for the "no tax increase" budget. He did feel, however, that the Budget could be further adjusted.

Ms. Ellen Perry, an E-Z Rider patron, felt that the 2-minute time limit for handicapped persons to get to the E-Z Rider vehicle was insufficient. She also spoke to the problem of delayed pick-up time due to untrained personnel in the Dispatcher's Office. She felt that the service should have three drivers instead of two, as some handicapped persons were not able to have help to and from the vehicles, as required.

Mr. Edgar Eatman, an E-Z Rider patron, also spoke regarding current problems with untrained personnel in the Dispatcher's Office and the need to have a longer time period for handicapped persons to reach the E-Z Rider vehicle.

No other citizens addressed the Council concerning items on the public hearing.

Councilmember Broadfoot stated that if the Council entertained departmental objections (i.e., Mr. Epting's comments for the Police Department "against the Manager's Recommended budget after having received the...Budget"), then Council was "inviting anarchy in what had been put in place as an orderly governmental process of some significance, in my opinion."

Councilmember Smith asked Ms. Winstead (Rape Crisis Center) if the University of North Carolina helped fund this organization. Ms. Winstead stated that some funding had been provided by Carrboro in the past, but none from the University.

COUNCILMEMBER BOULTON MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO REFER THE MATTER TO THE MANAGER. THE MOTION CARRIED UNANIMOUSLY.

Petitions

Mr. Gordon Dragt spoke to Council regarding the Coalition for a Nuclear Arms Freeze. Mr. Dragt submitted a petition for a freeze on proposed testing, production, and development of nuclear weapons and missiles and new aircraft designed to deliver nuclear weapons. This was proposed as a first step toward reducing the risk of nuclear war and toward reducing nuclear arsenal. The petition had been signed by 7,277 area persons. He requested that Council recognize this petition as a deep concern of area people and requested Council's response to this petition.

COUNCILMEMBER WALLACE MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO RECEIVE THE PETITION. THE MOTION CARRIED UNANIMOUSLY.

Mayor Nassif submitted a letter to Council which he proposed to send to Senators, Representatives, and federal government officials. The gist of the letter conveyed the deep concern of the governing board of the town of Chapel Hill regarding the nuclear arms race and its inherent dangers. The petition submitted by Mr. Dragt would accompany the letter, indicating the concern of persons in this community and urging elected representatives to work for this essential first step to lessen the risk of nuclear war.

Mayor Nassif urged Councilmembers to sign the petition. He commended Mr. Dragt and others involved in this effort. He concluded that war was not an answer to problems. "If everyone became concerned and the world told leaders "no more," maybe this could be done."

At Councilmember Straley's request, persons involved in this effort stood and were recognized for their involvement in this effort.

Mr. Warren Piver, speaking for the Interfaith Council, presented a verbal petition to alert Council of a future request for additional financial assistance from the Town's CD funds for federally assisted housing. Funds were needed to make possible the construction of the Adelaide Walters Apartments. Costs for required construction design and land expenses would exceed the foreseeable loan from HUD. He requested that Council review this request at their June 14 meeting.

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER KAWALEC, TO RECEIVE THE VERBAL PETITION AND REFER IT TO THE MANAGER, TO BE PLACED ON THE JUNE 14, 1982, AGENDA. THE MOTION CARRIED UNANIMOUSLY.

Mr. Wade Davis, President of the Central Carolina Vintage Car Club, petitioned the Council for a permit to hold the 12th Annual Antique Auto Show to be held in the University Mall parking lot on Saturday, June 5, 1982, from 8:00 A.M. to 5:00 P.M. Barricades would be provided to separate vehicular traffic from the exhibit. The Police Department had approved the request.

Mr. Davis was informed that, according to Council policy, this request would require the unanimous consent of Council to be placed on the agenda for this meeting.

COUNCILMEMBER WALLACE MOVED, SECONDED BY COUNCILMEMBER BOULTON, THAT THE REQUEST BE PLACED ON THE AGENDA FOR THIS MEETING. THE MOTION CARRIED UNANIMOUSLY.

COUNCILMEMBER WALLACE MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO DISCUSS THE REQUEST AT THIS TIME. THE MOTION CARRIED UNANIMOUSLY.

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER BROADFOOT, TO ADOPT THE FOLLOWING RESOLUTION:

A RESOLUTION REGARDING AN EVENT AT UNIVERSITY MALL (82-R-113)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby grants a permit for the Antique Auto Show sponsored by the Central Carolina Vintage Car Club from 8:00 A.M. to 5:00 P.M. on Saturday, June 5, 1982, as described in an application by the Car Club. Said applicant shall comply with reasonable directives of the Town Police and/or Fire Departments as necessary to assure protection of persons and property in the vicinity of the above event.

This the 24th day of May, 1982.

Mr. Taylor informed Councilmember Straley that he saw no probability of safety problems regarding the request.

Mr. Davis explained to Councilmember Smith that the manned barricades would allow adequate traffic flow into the University Mall parking area.

Councilmember Howes advised Mr. Davis to, in the future, learn the rules and abide by them before approaching Council. He was aware that Mr. Davis had been incorrectly informed by persons who were not agents of the Town; this action by Council was extremely rare.

THE MOTION TO ADOPT THE PRECEDING RESOLUTION (82-R-113) CARRIED UNANIMOUSLY.

Councilmember Wallace felt that this issue should be considered by Council in its rules of procedure, as he felt that the absence of a Councilmember should not preclude action in an emergency situation, if the request had merit. The rule of reason should take precedence.

Minutes

April 26, 1982. COUNCILMEMBER KAWALEC MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO ADOPT THE MINUTES AS CORRECTED. THE MOTION CARRIED UNANIMOUSLY.

May 10, 1982. COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO ADOPT THE MINUTES AS CORRECTED. THE MOTION CARRIED UNANIMOUSLY.

May 12, 1982. COUNCILMEMBER KAWALEC MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO ADOPT THE MINUTES AS CORRECTED. THE MOTION CARRIED UNANIMOUSLY.

Resolution Approving the Preliminary Sketch for Booker Creek, Section IV Subdivision

Mr. Jennings outlined the request for modification and renewal of the formerly approved (May 11, 1981) Preliminary Sketch. The property was described as being located on the south side of Weaver Dairy Road, consisting of 9 lots, and zoned R-2.

The modification requested by the applicant concerned the requirement to widen the western half of Weaver Dairy Road, which included curb and gutter. Staff felt that this requirement should remain as a condition of approval. Staff also proposed to amend the stipulation with an additional requirement for sidewalk, matching a future cross-section of Weaver Dairy Road to include four traffic lanes and a left-turn lane.

Staff also felt that, as the Thoroughfare Plan had not been adopted, it could not be guaranteed that future alignment would be adopted by Council. Therefore, staff was willing to consider the applicant's proposal as outlined in resolution 82-R-103d.

COUNCILMEMBER WALLACE MOVED, SECONDED BY COUNCILMEMBER STRALEY, TO ADOPT THE FOLLOWING RESOLUTION:

A RESOLUTION APPROVING THE PRELIMINARY SKETCH FOR BOOKER CREEK, SECTION IV SUBDIVISION (82-R-103d)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby approves the preliminary sketch dated April 8, 1982, for the Booker Creek, Section IV Subdivision located on property identified as Chapel Hill Township Tax Map 26, Lot 27C and Chapel Hill Township Tax Map 28, Lot 40, subject to the following:

1. That the applicant comply with the open space requirement by making a payment in lieu of the required open space. Such payment shall be made to the Town prior to recordation of the final plat.
2. That the number, location and installation of fire hydrants be approved by the Town Manager. A plan for such improvements shall be approved by the Town Manager prior to issuance of any Building Permits and prior to submission of an application for final plat approval.
3. That sewer, drainage, and utility easements be dedicated as required by the Town Manager.

4. That a detailed drainage plan and grading plan be submitted to and be approved by the Town Manager prior to issuance of a Grading Permit, Building Permit, start of construction of improvements, and prior to submission of an application for final plat approval.
5. That all lots connecting onto the sanitary sewer system be serviced by gravity flow. Individual pumps for each dwelling unit shall not be permitted.
6. That Weaver Dairy Road along the frontage of this subdivision be provided with a left-turn lane including a taper and a right-turn deceleration lane. That curbing in Weaver Dairy Court be designed to match the 65-foot cross section. That the applicant dedicate a 10-foot wide slope easement along the frontage of Weaver Dairy Road with this property. The detailed design shall be approved by the Town Manager prior to start of construction.
7. That the proposed Weaver Dairy Court have a cross section of 27 feet back-to-back with 9-foot shoulders and the cul-de-sac have a radius of 40 feet with 9-foot shoulders.
8. That all road improvements to Weaver Dairy Road be approved by the North Carolina Department of Transportation prior to start of construction.

This the 24th day of May, 1982.

Mr. Roscoe Reeve, Chairman of the Planning Board, felt that the Planning Board would consider the proposed resolution fair, even though they had not had the opportunity to review this proposal.

THE MOTION CARRIED UNANIMOUSLY.

Councilmember Smith expressed concern for the growth of this area without an adopted Thoroughfare Plan. Mr. Jennings stated that the Thoroughfare Plan was proposed for presentation in the fall of 1982, with adoption planned before the end of 1982.

Resolution Approving a Revised Master Plan for the Eastowne Development

Mr. Jennings introduced the request for approval of a revised Master Plan for the Eastowne Development of office, single and multi-family residential, and recreational uses on the north side of US 15-501. The July 25, 1979, modification of the Special Use Permit required approval of a revised Master Plan before a Building Permit could be issued for building #7.

Staff and Planning Board recommended approval.

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO ADOPT THE FOLLOWING RESOLUTION:

A RESOLUTION APPROVING A REVISED MASTER PLAN FOR THE EASTOWNE DEVELOPMENT (82-R-104)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby approves the revised Master Plan for the Eastowne Development as submitted April 28, 1982.

This the 24th day of May, 1982.

Councilmember Smith asked if the Special Use Permit contained an open space stipulation. Councilmember Kawalec asked if this were a major modification of the Special Use Permit which might necessitate another public hearing.

After much discussion, it was concluded that the open space had no relevancy at all as it was not a part of the Special Use. Therefore, it was not a modification of the Special Use.

THE MOTION CARRIED UNANIMOUSLY.

Resolution Regarding Adjustments of Tax Appraisals in Computing Payments in Lieu of Dedicating Open Space

Mayor Nassif stated that the Parks and Recreation Commission, the Planning Board and the Manager recommended adoption of the proposed resolution.

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO ADOPT THE FOLLOWING RESOLUTION:

A RESOLUTION REGARDING ADJUSTMENTS OF TAX APPRAISALS IN COMPUTING PAYMENTS IN LIEU OF DEDICATING OPEN SPACE (82-R-105)

BE IT RESOLVED by the Council of the Town of Chapel Hill that for the purpose of applying Section 18-51(g) of the Subdivision Ordinance, the Council hereby determines that the most recent tax appraisals of raw land value per acre in a given subdivision shall be adjusted by dividing said appraisal by the most recent annual County-wide ratio of tax appraisals to actual land sale prices under the method described in the Town Manager's report dated May 24, 1982.

This the 24th day of May, 1982.

There was no discussion.

THE MOTION CARRIED UNANIMOUSLY.

Proposed
^ Ordinance Amending Section 2-121 (Human Services Advisory Board)

Mayor Nassif explained that the proposed amendment to the Ordinance that established the Human Services Advisory Board would add definitions for "human services agency" and "non-paid staff."

COUNCILMEMBER STRALEY MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO ADOPT THE FOLLOWING ORDINANCE:

AN ORDINANCE AMENDING SECTION 2-121 (82-O-34)

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

SECTION I

That the Council hereby amends Section 2-121 as follows:

ADD the following to Section 2-121:

For purposes of this Section, a "human services agency" is an organization other than a church that,

- a. Provides counseling or supportive psychological-, or resource-, referral services for people in need of such services, or provides to them basic necessities of life, and,
- b. Has an annual budget, as measured by the average budget for its previous two complete fiscal years, of at least \$20,000.

Also for purposes of this Section, "non-paid staff" of any human service agency means any person who works an average of 20 hours or more per week.

SECTION II

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

This the 24th day of May, 1982.

Councilmember Straley informed Councilmember Smith that he had asked Deputy Town Attorney Barrett to determine the amount an agency would need to be considered a business. Mr. Barrett had submitted a figure of \$20,000. This figure would help to formulate a definition of an agency.

Councilmember Kawalec wished to change this figure from \$20,000 to \$10,000 as she felt that this figure more appropriately designated a human service agency. Councilmember Straley, maker of the motion, and Councilmember Wallace, seconder of the motion, concurred with the request.

Councilmember Boulton did not concur with the "20 hours or more per week" definition of "non-paid staff."

Councilmember Wallace felt it was impossible to anticipate every problem and that the ordinance should be adopted, making corrections as needed.

Councilmember Howes had objected to applying any test. He would vote against the ~~resolution ordinance~~.

Mayor Nassif concurred, stating that the Human Services Task Force had already considered past and future problems when they submitted the document. Changes could be made later.

Councilmember Straley felt that the exemption of churches was necessary. Mayor Nassif felt that Councilmember Straley was trying to undo what had been recommended by the Task Force and what had already been adopted by Council. Councilmember Straley reaffirmed that his intent was simply to clarify definitions in the ordinance. Mayor Nassif suggested that paragraph "b" be deleted from the proposed amendment. Councilmembers Straley and Wallace concurred.

Councilmember Smith stated that he opposed the motion because he opposed the concept of "having another level of government for people to deal with; i.e., a Human Service Board."

THE MOTION TO ADOPT ORDINANCE 82-O-34 AS MODIFIED WAS DEFEATED 3 TO 6 WITH COUNCILMEMBERS STRALEY, HOWES, AND WALLACE SUPPORTING, AND COUNCILMEMBERS SMITH, BOULTON, KAWALEC, BROADFOOT, PASQUINI, AND MAYOR NASSIF OPPOSING.

Resolution of Support for Cane Creek Reservoir

Mayor Nassif stated that the Orange County Board of Commissioners had submitted a letter of response to the Environmental Impact Statement (EIS) that showed support that the water quality in the Cane Creek Reservoir was purer than that in the Jordan Reservoir.

He stated that he was also preparing a response to the EIS and sought Council's input before June 1, 1982. He felt that the County had not taken a firm enough stand regarding Cane Creek. He did not feel that townspersons really understood the significance of Cane Creek vs. Jordan Reservoir and, therefore, felt that it was up to elected officials to take a firm position.

Mayor Nassif stated that there were 132 polluting sources entering the Haw River--the Haw River being the major feeder into the Jordan Reservoir. He stated that the EIS had said that Cane Creek and the Jordan Reservoir contained water of the same quality. He did not believe this to be true, as chemicals that entered the Jordan Reservoir were not monitored by the State of North Carolina; in fact, the industries monitored themselves. Monitoring results were not obtainable. This information would be included in the response letter to the EIS.

Mayor Nassif stated that he felt that this governing body should do everything possible to assure that townspersons and future residents would not have to drink an unknown water source. He would assist OWASA, and asked the Board to join him in the signing of the resolution.

Councilmember Howes concurred with Mayor Nassif. He felt that local candidates should not avoid dealing with this issue on the grounds that this was an election year. Councilmember Howes proposed the following additional "WHEREAS" clause: "WHEREAS, the responsible agencies, OWASA, and its predecessor, the University of North Carolina, have concluded after lengthy and careful study the Cane Creek is the best source for added water supply; and"; he proposed this clause to be the first clause of the resolution.

Councilmember Kawalec stated that the Triangle J Council of Governments was reviewing the Cane Creek Development and was expected to recommend this development. Councilmember Howes stated that a proposed Durham Creek Reservoir, currently under review by the Triangle J Council of Governments did not have to go

through the Environmental Management Commission for a permit. Legislation, however, required authorities to obtain permission. He felt this to be a serious flaw in legislation.

COUNCILMEMBER BOULTON MOVED, SECONDED BY COUNCILMEMBER SMITH, TO ADOPT THE FOLLOWING RESOLUTION:

RESOLUTION OF SUPPORT FOR CANE CREEK RESERVOIR (82-R-106)

WHEREAS, the responsible agencies, OWASA, and its predecessor, the University of North Carolina, have concluded after lengthy and careful study the Cane Creek is the best source for added water supply; and

WHEREAS, the U.S. Army Corps of Engineers and the N.C. Division of Health Services have concluded, after careful study, that the Cane Creek watershed offers a water source superior in quality to any proposed alternative water supply source available to the community served by OWASA; and

WHEREAS, the data and tables (with a few questionable exceptions) in the N.C. Division of Environmental Management's Draft Environmental Impact Statement on Cane Creek point toward this same conclusion; and

WHEREAS, the Environmental Protection Agency Primary Interim Drinking Water Standards state that "...priority should be given to the selection of the purest sources. Polluted sources should not be used unless other sources are economically unavailable..."; and

WHEREAS, no study to date has shown that economic considerations, socio-economic impacts or biological impacts are sufficient to warrant the overriding of water quality considerations associated with a well protected source;

NOW, THEREFORE, BE IT RESOLVED that the Town Council of Chapel Hill endorses the Cane Creek Reservoir as the best, most feasible and most prudent alternative for a water supply source for southern Orange County; and

BE IT FURTHER RESOLVED that the N.C. Environmental Management Commission declare the Cane Creek project "consistent with the maximum beneficial use of the water resources in the State" and grant to OWASA the power of eminent domain necessary to proceed with this project, according to the terms set forth in G.S. 162A-7(c).

This the 24th day of May, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Resolution Concerning Assignment of Interests in Jordan Lake

Ms. Loewenthal stated that the North Carolina Environmental Management Commission had asked local governments to submit a request for water supply storage allocations of Jordan Lake. She explained that this would not be a formal application, but rather the information would be used in developing allocation procedures at a later date. The Manager recommended adoption of the resolution.

Councilmember Wallace clarified a misconception that this water would be available immediately. Stabilization of the lake and proper monitoring of the water's contents would take an estimated 5 to 7 years.

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER HOWES, TO ADOPT THE FOLLOWING RESOLUTION:

A RESOLUTION CONCERNING ASSIGNMENT OF INTERESTS IN JORDAN LAKE (82-R-107)

WHEREAS, the North Carolina Environmental Management Commission has asked localities to make preliminary indications of potential future need for Jordan Lake water; and

WHEREAS, demand for potable water in Southern Orange County may exceed the supply available from the proposed Cane Creek Reservoir by the year 2020; and

WHEREAS, the Orange Water and Sewer Authority has primary responsibility for providing potable water to the Town of Chapel Hill and its environs;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby requests the Orange Water and Sewer Authority to evaluate whether to express interest in an allocation of future water supply from Lake Jordan Reservoir, and to make such request as the Authority determines is appropriate; and

BE IT FURTHER RESOLVED that the Council strongly supports the Authority's view that any raw water taken from the Jordan Lake must be of a quality that can be treated to an acceptable level of purity at a feasible cost; and

BE IT FURTHER RESOLVED that the Town administration is authorized to assist the Authority in projecting future population growth and demand for potable water.

This the 24th day of May, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Village Companies Foundation Recommendation

COUNCILMEMBER KAWALEC MOVED THAT MR. KEN McINTYRE BE RECOMMENDED TO SERVE ON THE VILLAGE COMPANIES FOUNDATION BOARD OF DIRECTORS. COUNCILMEMBER BROADFOOT SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

Mayor Nassif would send a letter to the Orange County Board of Commissions, advising them of this recommendation.

Consent Agenda

Councilmember Broadfoot requested that item "a" (regarding application for a ridesharing grant on behalf of the Triangle J Council of Governments) be deleted from the Consent Agenda.

Councilmember Smith requested to remove item "d" (regarding DUI enforcement) be removed from the Consent Agenda.

COUNCILMEMBER BOULTON MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO ADOPT THE FOLLOWING RESOLUTION:

A RESOLUTION ADOPTING AN ORDINANCE AND A RESOLUTION (82-R-108)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby approves the following resolutions and ordinances:

- b. Calling of Public Hearing June 28 on proposed Community Development (CD) grant application for 1982-83 (82-R-110)
- c. One-way traffic regulations on part of Cameron Avenue, Raleigh St. and part of Country Club Road during UNC Orientation August 15 (Arrangements as in 1980 and 1981). (82-O-35)

This the 24th day of May, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Resolution and Ordinance Adopted on the Consent Agenda

The following resolution and ordinance were adopted on the Consent Agenda:

A RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED APPLICATION FOR THE 1982-83 COMMUNITY DEVELOPMENT GRANT (82-R-110)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby calls a Public Hearing at 7:30 P.M. on June 28, 1982, in the Meeting Room of the Municipal Building, 306 N. Columbia Street, to consider the application of the Town of Chapel Hill for a 1982-83 Community Development Grant in the amount of \$750,000.

This the 24th day of May, 1982.

AN ORDINANCE PROVIDING FOR TEMPORARY ONE-WAY STREETS (82-O-35)

BE IT ORDAINED by the Council of the Town of Chapel Hill that on the 15th day of August, 1982, between the hours of 8:00 A.M. and 5:00 P.M.:

That Raleigh Street shall be limited to one-way traffic, flowing north from South Road to Franklin Street; and

That Cameron Avenue/Country Club Road shall be limited one-way traffic, flowing east from Columbia Street to Gimghoul Road.

This the 24th day of May, 1982.

Resolution Authorizing Application for UMTA Section 5 Funds on Behalf of the Triangle Area Ride-Sharing Program

Councilmember Broadfoot opposed the use of government funds to aid ride-sharing, feeling it was a waste. Councilmember Smith, however, felt that use of government funds had been well spent. The number of cars in Town park/ride lots indicated a substantial number of ride-sharing participants--a result of the program now directed by Triangle J Council of Governments.

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER BOULTON, ADOPTION OF THE FOLLOWING RESOLUTION:

A RESOLUTION AUTHORIZING APPLICATION FOR UMTA SECTION 5 FUNDS ON BEHALF OF THE TRIANGLE AREA RIDESHARING PROGRAM (82-R-109)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby authorizes the Town Manager to apply for Urban Mass Transportation Administration Section 5 funds on behalf of the Triangle Area Ridesharing Program, hereinafter "TRI-A-RIDE", with local matching funds to be provided by the Triangle J Council of Governments and the North Carolina Department of Transportation.

BE IT FURTHER RESOLVED that the Manager is authorized to enter into a contract with the Triangle J Council of Governments to pass these UMTA funds for TRI-A-RIDE through to the Triangle J Council of Governments. Said contract shall provide that the Town is not responsible for the operation of the program, the Town is not liable for any actions resulting from the operations of the program, and that the Triangle J Council of Governments and N.C. Department of Transportation shall arrange the provision of local matching funds required for the grant.

This the 24th day of May, 1982.

Councilmember Howes stated that the cost to continue this program was insignificant compared to the amount of money saved by both individuals and society through participation in this program. COG had facilitated carpooling across company lines. Councilmember Wallace concurred. Councilmember Kawalec explained that carpooling across company lines had not been encouraged because companies wished to discourage "shop talk" among carpoolers. She supported the resolution, but felt that Councilmember Broadfoot had valid points.

Mr. Bob Godding, Transportation Director, stated that the Tri-A-Ride staff could provide breakdown information to Council.

THE MOTION CARRIED 8 TO 1 WITH COUNCILMEMBERS BOULTON, HOWES, KAWALEC, PASQUINI, SMITH, STRALEY, WALLACE, AND MAYOR NASSIF SUPPORTING, AND COUNCILMEMBER BROADFOOT OPPOSING.

Local Governmental Resolution (DUI Enforcement)

Councilmember Smith asked if local courts were serious about convicting persons arrested for DUI. Police Chief, Herman Stone, felt that stricter enforcement would become more evident in the future.

COUNCILMEMBER STRALEY MOVED, SECONDED BY COUNCILMEMBER SMITH, TO ADOPT THE FOLLOWING RESOLUTION:



LOCAL GOVERNMENTAL RESOLUTION

(To be completed and attached to form GHSP-D-03, "Application For Highway Safety Project Grant.")

WHEREAS, the Chapel Hill Town Council (GOVERNING BODY OF UNIT OF GOVERNMENT) herein called the "Applicant" has thoroughly considered the problem addressed in the application entitled DUI Enforcement Program and has reviewed the project described in the application; and

WHEREAS, under the terms of Public Law 89-564 as amended, the United States of America has authorized the Department of Transportation, through the North Carolina Governor's Highway Safety Program to make federal grants to assist local governments in the improvement of highway safety,

NOW THEREFORE BE IT RESOLVED BY THE Chapel Hill Town Council (GOVERNING BODY OF UNIT OF GOVERNMENT) IN OPEN MEETING ASSEMBLED IN THE CITY OF Chapel Hill, NORTH CAROLINA. THIS 24th DAY OF MAY, 1982, AS FOLLOWS:

- 1. That the project referenced above is in the best interest of the Applicant and the general public.
2. That Chief Herman Stone (NAME AND TITLE OF REPRESENTATIVE) be authorized to file, in behalf of the Applicant, an application in the form prescribed by the Governor's Highway Safety Program for federal funding in the amount of \$46,249.00 (FEDERAL DOLLAR REQUEST) to be made to the Applicant to assist in defraying the cost of the project described in the application.
3. That the Applicant has or will formally appropriated the cash contribution of \$19,821 (TOTAL CASH APPROPRIATED) as required by the project.
4. That the Project Director designated in the application form shall furnish or make arrangements for other appropriate persons to furnish such information, data, documents and reports pertaining to the project, if approved, as may be required by the Governor's Highway Safety Program.
5. That certified copies of this resolution be included as part of the application referenced above.
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting. by JOSEPH L. MASSIE CHAIRMAN MAYOR

Commissioner/Councilman JOSEPH STRALEY offered the foregoing resolution

and moved its adoption, which was seconded by Commissioner/Councilman R. D. Smith and was duly adopted.

Date: May 25, 1982
ATTEST by Brenda P. Cherry Deputy Town Clerk

SEAL

<p align="center">NORTH CAROLINA GOVERNOR'S HIGHWAY SAFETY PROGRAM</p> <p align="center">APPLICATION FOR HIGHWAY SAFETY PROJECT GRANT</p> <p align="center">(UNDER SECTION 402 (C) OF PUBLIC LAW 89 564)</p>	FOR GHSP USE ONLY	
	LOCAL GOVERNMENT <input type="checkbox"/> CO <input type="checkbox"/> MUNICIPAL	STANDARD AREA
	OTHER POLITICAL SUB.	WORK TYPE
	STATE AGENCY	DATE RECEIVED
	PROJECT NO.	APPROVED GRANT PERIOD From _____ Through _____

PART I GENERAL INFORMATION

A. PROJECT TITLE Chapel Hill DUI Enforcement Program		B. TYPE OF APPLICATION <input checked="" type="checkbox"/> INITIAL <input type="checkbox"/> REVISION <input type="checkbox"/> CONTINUATION	
C. NAME OF APPLICANT AGENCY Chapel Hill Police Department		D. ADDRESS OF APPLICANT AGENCY 828 Airport Road, Chapel Hill, N.C. 27514	
E. TYPE OF GOVERNMENT UNIT <input type="checkbox"/> STATE <input type="checkbox"/> COUNTY <input checked="" type="checkbox"/> CITY <input type="checkbox"/> OTHER		F. LOCATION OF PROJECT Chapel Hill Police Department	
G. IS FUNDING FOR THIS PROJECT NOW BEING SOUGHT FROM ANOTHER STATE OR FEDERAL AGENCY? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		H. HAVE FUNDS PREVIOUSLY BEEN SOUGHT FROM ANOTHER STATE OR FEDERAL AGENCY? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
I. Has your intent to submit an application for this project been filed with the Regional Planning Office? (Local Government Applications Only) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
J. BUDGET	AMOUNT	K. SOURCE OF FUNDS	AMOUNT
PERSONAL SERVICES	46,461	FEDERAL	46,249
CONTRACTUAL SERVICES	8,400	STATE	
COMMODITIES	1,950	COUNTY	
OTHER DIRECT COSTS	9,259	CITY	19,821
INDIRECT COSTS		OTHER	
TOTAL ESTIMATED COSTS (Include Non-Federal Share)	66,070	TOTAL	66,070
L. SPECIFY HOW NON-FEDERAL SHARE WILL BE PROVIDED.		M. AMOUNT OF FEDERAL PROJECT FUNDS TO LOCALITY.	66,070

PART II

NARRATIVE DESCRIPTION OF PROJECT

STATEMENT OF THE PROBLEM

The drinking driver is becoming an ever - increasing problem for the Town of Chapel Hill and its Police Department. Thirty-five percent (35%) of the 82,930 people arrested in North Carolina in 1981 were between the ages of 19 and 25. Chapel Hill's DUI problem can best be illustrated by the following figures:

- 1.) Forty-two percent of the Town's 32,421 inhabitants are between the ages of 18 and 24.
- 2.) Forty-five of our 1979 - 1980 accidents involved drivers who were 19 - 27 years old.

Using DUI as a factor basis in comparing Chapel Hill's accident causes to those of cities of comparable size, Chapel Hill showed a 13 percent over representation compared to Burlington, Goldsboro, and Wilson.

Alcohol use by young people has become a severe national problem over the past couple of years. This problem has manifested itself in Chapel Hill by virtue of our extremely youthful population. The duties of our officers have increased tremendously over the past year, this problem being compounded by our public safety system, in that the officer's availability for police related duties is further cut back by necessitated response to fire and rescue calls. These added responsibilities, along with an annual attrition rate of 14 percent over the last three years have greatly hindered our effectiveness in controlling the problem of the drinking driver.

ANALYSIS OF THE PROBLEM

Chapel Hill is a town inhabited by just over 30,000 persons yet it encompasses both a major university (University of North Carolina) and a large medical center (North Carolina Memorial Hospital). Both of these employ a substantial number of residents of surrounding Wake, Durham, and Chatham counties. The University has a student population of over 21,000, of which over 12,000 reside off campus in multi-family dwellings and private rental properties throughout the Chapel Hill-Carrboro municipal area. North Carolina Memorial Hospital serves both the citizens of Chapel Hill and persons throughout the Southeast portion of the United States, as well as the families and visitors of those served. Thousands of visitors enter Chapel Hill every year to enjoy the historical areas of the Town and campus or to participate in the hundreds of various cultural, social, educational, and athletic events occurring monthly in association with the University, municipal, and medical communities.

Chapel Hill is the largest municipal area in Orange County and as such serves as the logical gathering place for those interested in dining out, attending social functions and/or visiting their favorite drinking establishment. Over the past ten years the number of beer and wine outlets

(Continue on additional sheets as needed)

has increased over 82 percent, most of which are located in the business district of the town. The majority of these outlets are patronized primarily by college or college age persons. The uptown location of these outlets and the widespread nature of student housing necessitates that motor vehicle transportation be utilized to that extent which is difficult to monitor with the police personnel we have available.

Thus, Chapel Hill is an extremely mobile community during working hours and to even greater extent during the later hours of the day and the weekends when municipal transportation services are not available. Since 1975 our personal injury accidents have increased 41 percent and property damage has increased 80 percent, yet our on-duty patrol strength has decreased 20 percent. There are 113.5 miles of roadway in Chapel Hill, yet during optimum operating times our department has only eight patrol officers on duty. While our DUI problem continues to grow our patrol responsibilities have broadened also, allowing officers little time to concentrate their efforts on the drinking driver. Our 1981 DUI arrests total 302 represents a small portion of those drivers operating on Chapel Hill streets while under the influence. Officers must often arrest for DUI without the benefit of a breathalyzer reading due to a lack of certified operators available per shift. With increased budget tightening limiting our financial resources and manpower allotments being held constant, Chapel Hill is fighting a losing battle against the onslaught of drunk drivers hitting our streets daily. With additional funding and equipment we will be able to make significant progress towards decreasing this most severe problem.

PROPOSED SOLUTION

To solve the above problems, the following tasks will be utilized:

TASK 1: ACQUIRE EQUIPMENT AND TRAIN PERSONNEL IN DUI ENFORCEMENT.

To mount an effective DUI enforcement campaign several pieces of necessary equipment must be purchased. We need one (1) breath testing instrument (breathalyzer), two (2) DUI pretesting breath analyzers along with test ampules, DUI forms and other necessary support material for the above equipment. A copier capable of collating multiple-page documents and leaflets is also needed. This copier will be a necessary tool for record keeping purposes - filing, organizing and the distribution of pertinent information,

to all personnel. Training material, computer based statistical information, enforcement strategies, assignments and work schedules must be available as an integral part of the enforcement program. Our current equipment is antiquated in both function and design. Maximum copying capacity is nine (9) per minute with each article being entered manually and individually. There exists a considerable amount of down time due to equipment failure. A faster, more modern (dependable) copier is essential if the program is to operate efficiently.

Officers will be trained in DUI enforcement techniques as well as in the use of all the equipment purchased as a part of this task.

Officers will be sent to any Driving Under the Influence or Selective Traffic Enforcement workshops sponsored by the Governor's Highway Safety Program or other agencies. Research Triangle Institute (computer consultants for our first grant project) believe it is imperative to our program to have one or two officers trained in computer sciences. Primarily because the sophisticated nature of computer operations, it will be necessary to have someone on board at all times to respond to computer malfunctions, program changes, etc.

Cost of this task - \$8,965.

TASK II: DUI ENFORCEMENT PROGRAM. The Chapel Hill Police Department will implement a DUI enforcement program using a squad of experienced officers trained in task 1. These officers will be operating in an overtime capacity and will be responsible for the enforcement of DUI related offenses. This program will use four (4) officers, six (6) hours per night, three (3) nights per week. The officers will be deployed in locations known to be frequented by drinking drivers, especially during times when the offenses are known to be most prevalent. These times and locations will initially be determined from pre-existing data until more exact data can be derived from our DUI computer program (See Task V). These Selected officers will also be responsible for conducting public talks, media contacts, court liason sessions, etc.

Cost of this task: \$47,205.

TASK III: PLAN A PUBLIC INFORMATION AND EDUCATION PROGRAM. It is hoped that some benefit can be gained from a Public Information Program by increasing public awareness of the DUI problem in our community. During this task materials to

carry out the campaign will be acquired. These material will include displays provided by the Governor's Highway Safety Program and films and other visual aids provided by the Highway Safety Research Center. Officers will be trained as necessary to contact the public in the most convincing manner.

Cost of this task: -0-.

TASK IV: IMPLEMENT A PUBLIC INFORMATION PROGRAM. Using the various aids obtained in Task III, along with the officers trained in that task, a public information campaign will be undertaken. This will include public contact at several levels such as the following:

Speeches: Officers will make speeches with question/answer sessions to various organizations on the above mentioned DUI problem. It is hoped that a minimum of six (6) speeches can be made with an average attendance of fifty (50) people, for a minmum contact of three hundred people.

Displays: Displays using visual aids obtained in Task III will be set up in areas such as shopping malls or during street fairs in order to reach a large number of persons. This type of display should contact at least five hundred (500) persons per day. It is hoped that this could be used as many as four (4) times during the year, thus contacting a minimum of two thousand (2,000) people.

Media: The local broadcast media will be contacted to run public service announcements a minmum of three times. It is hoped that as much as eighty percent of the local population can be reached in this manner.

The local newspaper will be contacted and asked to run public service advertisements at least three times. The local paper has a circulation of nine-thousand (9,000) and is widely read in the community. Through this medium it is hoped that five (5,000) persons are contacted.

Courts: Officers will devote a great deal of time working with the local court officials, instructing them of our efforts in the hope of gaining their support for this program.

Cost of this task: -0-.

TASK V: UTILIZE A COMPUTERIZED MANPOWER ALLOCATION PROGRAM. The Chapel Hill Police Department will select a computer programmer who is versed in our particular central processing unit to develop a specific DUI application. This computer

Task V: - continued

page 5

application will enable us to have the capacity for constant tracking in such areas as DUI case disposition, arrest data, accidents in correlation to the driver's sobriety level, and breathalyzer test results. This tracking will also enable us to allocate manpower resources to the areas most likely to foster DUI offenses and on the days and times when the offenses are occurring. Use of this computer application will allow us to have this information quickly and accurately, when its effectiveness is at an optimum. Current clerical resources do not allow us such capabilities.

Cost of this task: \$9,900.

LONG RANGE GOALS AND PROJECT OBJECTIVES

Goals for this project are threefold. One goal is to increase public awareness of the DUI problem that exists in our community, through contact with (from) five to seven thousand people. The second goal is to control the DUI problem in Chapel Hill by a detectable amount. It is hoped that the number of DUI arrests is increased by ten percent. Continuation of the program should lead to a decrease in DUI charges by ten percent after three years. The third goal is to implement a software system that will address police manpower allocation in an attempt to combat the DUI problem efficiently and effectively.

Other long range results of the program:

- 1) Train officers to better interact with the citizens in hopes of being more effective in future public education.
- 2) Develop traffic enforcement procedures specifically for DUI problems unique to the Chapel Hill area.
- 3) Use the computer system to constantly monitor new trends in DUI occurrences and react to these trends before they become critical in nature.

EVALUATION

A task group from the Chapel Hill Police Department will continually monitor and evaluate the progress of this project, using data retrieved from our computer system and feedback from officers and the public.

PROJECT CONTINUATION PLAN

It is anticipated that this will be a two year project with activities in subsequent years being focused on continued testing of assignment strategies and evaluation of long term project effectiveness.

PART III**SCHEDULE OF TASKS BY QUARTERS**

List performance schedule of tasks by quarters referring specifically to the Statement of Tasks in the narrative description and defining the components of tasks to be accomplished by quarters. Tasks that extend beyond one quarter should specify the elements of the tasks that are to be performed for the particular quarters.

REPORTING PERIOD (OCT., NOV., DEC.)

1. Begin Task I: Acquire equipment and train officers for DUI Enforcement Program.
2. Begin Task II: Implement DUI Enforcement Program.
3. Begin Task III: Plan PI & E Program and train officers for PI&E.
4. Begin Task V: Select a programmer and begin planning a Computerized Manpower Allocation System.

REPORTING PERIOD (JAN., FEB., MAR.)

1. Complete Task I: Acquisition of equipment and officer training. DUI and Computer Science.
2. Continue Task II: DUI Enforcement Program.
3. Complete Task III: Acquisition of equipment and officer training for PI&E.
4. Begin Task IV: Implement PI&E Program.
5. Continue Task V: Implement Computerized Manpower Allocation System.

PART III (continued)

SCHEDULE OF TASKS BY QUARTERS

REPORTING PERIOD (APR., MAY, JUNE)

1. Continue Task II: DUI Enforcement Program.
2. Continue Task IV: PI&E Program.
3. Continue Task V: Operate under a Computerized Manpower Allocation System.

REPORTING PERIOD (JULY, AUG., SEPT.)

1. Complete Task II: DUI Enforcement Program.
2. Complete Task IV: PI&E Program.
3. Complete Task V: Analyze effect of Computerized Manpower Allocation System.

PART IV (A)

BUDGET DETAIL

COST CATEGORY - PERSONAL SERVICES

(Refer to Instruction Sheets)

(1) REGULAR SALARIES		(2)	(3)	(4)
(4) Patrol officers @ overtime rates		38,563	100%	
(4) Officers X 6 hrs. / night X 3 nights/52				
Weeks (year 3744 hrs) @ \$10.30 = \$38,563				
(5) TOTAL REGULAR SALARIES				38,563
(6) FRINGE BENEFITS		(7)	(8)	
Retirement (.06) 4 Officers			100%	2,314
FICA (.067) 4 Officers			100%	2,584
(9) TOTAL FRINGE BENEFITS				4,898
(10) TRAVEL EXPENSE (See Note Below)	IN-STATE	\$1,000		
	OUT-OF-STATE	\$2,000		
(10) TOTAL TRAVEL EXPENSE				3,000
(12) GRANT TOTAL PERSONAL SERVICES (Total of (5), (9), (11))				46,461

(13) PROJECTED EXPENDITURES BY QUARTER

1st. QUARTER	11,366
2nd. QUARTER	13,365
3rd. QUARTER	10,865
4th. QUARTER	10,865

NOTE: Travel expense is limited to current state travel expense authorization unless advance approval is obtained in writing from the GHSP and the State Budget Office. The per diem allowances for in-state and out-of-state travel are subject to the N. C. General Statutes and the rules and regulations established by the Department of Transportation. Compliance with the established procedures is mandatory in order to receive total reimbursement for per diem expenditures. Detailed per diem information and requirements may be obtained from the budget officer of the GHSP. The necessity for all travel must be substantiated by project narrative.

ACTUAL EXPENDITURES MUST BE RECORDED IN QUARTERLY PROGRESS REPORT.

PART IV (B)		BUDGET DETAIL	
COST CATEGORY – CONTRACTUAL SERVICES			
(1) SERVICE TO BE PROCURED		ESTIMATED (2) COST	
System Programmer		3,000	
Maintenance Contract		5,400	
(3) TOTAL		8,400	
(If space is insufficient, detail on continuation sheet and bring totals forward.)			
(4) PROJECTED EXPENDITURES BY QUARTER			
	1st. QUARTER	4,350	
	2nd. QUARTER	1,350	
	3rd. QUARTER	1,350	
	4th. QUARTER	1,350	
Actual expenditures must be recorded in Quarterly Progress Report.			

PART IV (C)

BUDGET DETAIL

COST CATEGORY - COMMODITIES

(1) COMMODITY TO BE PURCHASED	ESTIMATED (2) COST
Computer Equipment	1,500
Breathalyzer Equipment and Supplies	400
(3) TOTAL	1,950

(If space is insufficient, detail on continuation sheet and bring totals forward.)

(4) PROJECTED EXPENDITURES BY QUARTER

	1st. QUARTER	487
	2nd. QUARTER	488
	3rd. QUARTER	488
	4th. QUARTER	487

Actual expenditures must be recorded in Quarterly Progress Report.

PART IV (D)		BUDGET DETAIL	
COST CATEGORY - OTHER DIRECT COSTS			
(1) EQUIPMENT (Specifically Identify each item)		ESTIMATED	(2) COST
Breathalyzer 900 A		1,100	
(2) Pre-testing		740	
Simulator		175	
Copier		3,500	
(3) TOTAL EQUIPMENT COST			5,515
(4) OTHER ITEMS OF DIRECT COSTS			
(4) vehicles @ 30 miles per day, 3 days per week, @.20 per mile		3,744	
DUI Training		-	
Computer Training		-	
(5) TOTAL OTHER ITEMS OF DIRECT COSTS			3,744
(6) GRANT TOTAL DIRECT COSTS			9,259
(If space is insufficient, detail on an attached continuation sheet and bring total forward)			
(7) PROJECTED EXPENDITURES BY QUARTER			
		1st. QUARTER	6,451
		2nd. QUARTER	936
		3rd. QUARTER	936
		4th. QUARTER	936
Actual expenditures must be recorded in Quarterly Progress Report.			

PART V (A)

ACCEPTANCE OF CONDITIONS

**EQUAL OPPORTUNITY ASSURANCE
WITH REGARD TO THE HIGHWAY SAFETY PROGRAMS**

Pursuant to the requirements to Section 22(a) of the Federal-Aid Highway Act of 1966 and subsequent amendments, the applicant agency, as a condition to receiving approval of this application submitted under the Federal Aid Highway Safety Program, hereby gives its assurance that employment in connection with the subject Highway Safety Program project will be provided without regard to race, color, sex, creed, or national origin.

The applicant agency further agrees that, as a condition to receiving any Federal financial assistance from the U. S. Department of Transportation, it will comply with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U. S. C. 200-d-42 U. S. C. 200d-4 (hereinafter referred to as the Act), 23 U. S. C. 324 and all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, U. S. Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination of Federally-Assisted Programs of the Department of Transportation. Effectuation of Title VI of the Civil Rights Act of 1964 (hereinafter referred to as the Regulations) and other pertinent directives to the end that in accordance with the Act, Regulations, and other pertinent directives, no person in the United States shall, on the grounds of race, color, sex, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the applicant agency receives Federal financial assistance from the U. S. Department of Transportation, including the National Highway Traffic Safety Administration and the Federal Highway Administration.

More specifically and without limiting the above general assurance, the applicant agency hereby gives the following specific assurances with respect to its highway safety project.

Applicant agency shall insert the following notification in all solicitations for bids for work or material subject to the Regulations and made in connection with all Highway Safety Projects:

" Chapel Hill Police Dept. in accordance with Title VI of the Civil Rights Act of 1964, hereby ratifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, religion, sex, or national origin in consideration for an award."

In addition, the applicant agency agrees that if it fails or refuses to comply with these assurances, the Administrations may take any or all of the following actions:

- (a) Cancel, terminate, or suspend this agreement in whole or in part;
- (b) Refrain from extending any further assistance to the applicant agency under the program with respect to which the failure or refusal occurred until satisfactory assurance of future compliance has been received from the applicant agency;
- (c) Refer the case to the Department of Justice for appropriate legal proceedings.

Also, the applicant agency either:

- (1) certifies that there is at this time no litigation involving Civil Rights pending against the agency or,
- (2) agrees to submit with this application the identification of any case(s) now pending.

The applicant agency further agrees to notify the Governor's Highway Safety Program of disposition of any case(s) identified in (2) above and of the filing of any additional cases during the grant period of this project.

During the performance of this contract, the applicant agency, for itself, its assignees and successors in interest (hereinafter referred to as the "agency") agrees as follows:

PART V (A) (continued)

ACCEPTANCE OF CONDITIONS

(1) Compliance with Regulations: The agency shall comply with the Regulations relative to non-discrimination in Federally-assisted programs of the Department of Transportation (hereinafter, "DOT") Title 49, Code of Federal Regulations, Part 21, as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

(2) Nondiscrimination: The agency with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, sex, or national origin in the selection and retention of subcontractors, including procurement of materials and leases of equipment. The agency shall not participate either directly or indirectly in the discrimination prohibited by Section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.

(3) Solicitation for Subcontracts, Including Procurements of Materials and Equipment: In all solicitation either by competitive bidding or negotiation made by the applicant agency for work to be performed under a subcontract, including procurements or materials or leases of equipment, each potential subcontractor or supplier shall be notified by the agency of the agency's obligations under this contract and the Regulations relative to nondiscrimination on the grounds of race, color, sex, or national origin.

(4) Information and Reports: The agency shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the State or the National Highway Traffic Safety Administration or the Federal Highway Administration, as appropriate, to be pertinent to ascertain compliance with such Regulations, Orders and Instructions. Where any information required of an agency is in the exclusive possession of another who fails or refuses to furnish this information the agency shall so certify to the State or the Administrations as appropriate, and shall set forth what efforts it has made to obtain the information.

(5) Sanctions for Noncompliance: In the event of the agency's noncompliance with the nondiscrimination provisions of this contract, the State shall impose such contract sanctions as it or the Administrations may determine to be appropriate, including, but not limited to:

- (a) withholding of payments of the agency under the contract until the agency complies, and/or
- (b) cancellation, termination or suspension of the contract, in whole or in part.

(6) Incorporation of Provisions: The agency shall include the provisions of paragraphs (1) through (6) in every subcontract, including procurements or materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The agency shall take such action with respect to any subcontract or procurement as the State or the Administrations may direct as a means of enforcing such provisions including sanctions for noncompliance: Provided, however, that, in the event an agency becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the agency may request the State to enter into such litigation to protect the interests of the State, and, in addition, the agency may request the United States to enter into such litigation to protect the interests of the United States.

PART V (B)

ACCEPTANCE OF CONDITIONS

This application is approved for fiscal year 82 and authorization to proceed with this highway safety project is granted subject to the State and Federal laws and regulations applicable to the North Carolina Governor's Highway Safety Program and the conditions stated below.

1. Unless otherwise directed, applicants must submit **Quarterly Progress Reports** to the GHSP which reflect the status of project implementation and attainment of stated goals. Each progress report shall describe the project status quarterly and shall be submitted to GHSP no later than 15 days subsequent to the termination of each quarter. **A Final Accomplishment Report** (Form GHSP-D-10) must be submitted to the GHSP within (30) days of completion of the project unless otherwise directed. Appropriate forms will be mailed to Project Director along with a reminder notice advising date that each is due.
2. North Carolina State Government agencies making purchases or entering into contracts as provided for by this project must adhere to the policies and procedures established by the North Carolina Division of Purchase and Contract. All purchases by local government agencies must comply with North Carolina General Statute 143-129.
3. All Out-of-State travel must have prior approval of the Governor's Highway Safety Program. Requests for approval (Form GHSP-A-17) should be submitted to GHSP at least two weeks before the intended date of travel.
4. Applicants must submit any proposed agreements for contractual services to the Governor's Highway Safety Program for final approval prior to acceptance.
5. Applicants shall account for program income related to projects financed in whole or in part with federal grant funds. Program income earned during the grant period shall be retained by the applicant and added to the funds committed to the project by the GHSP and be used to further eligible program objectives.
6. Local government applicants must complete Attachment 1 entitled "Local Governmental Resolution".
7. Any continuation of this project with funds from the State of North Carolina is contingent upon State funds being appropriated by the General Assembly specifically for that purpose.
8. See attached Addendum to Part V (B), Acceptance of Conditions.

PROJECT DIRECTOR (Read the above "Conditions" before signing)		
NAME Herman Stone	TITLE Chief of Police	ADDRESS 828 Airport Road, Chapel Hill, NC
SIGNATURE		TELEPHONE NUMBER 919-929-7106
AUTHORIZING OFFICIAL OF GOVERNMENTAL UNIT (Read the above "Conditions" before signing)		
NAME David Taylor	TITLE Town Manager	ADDRESS 306 N. Columbia Street, Chapel Hill
SIGNATURE		TELEPHONE NUMBER 919-929-1111
OFFICIAL OF GOVERNMENTAL UNIT AUTHORIZED TO RECEIVE FUNDS UNDER THIS PROJECT		
NAME Dave Roberts	TITLE Town Clerk	ORGANIZATION Town of Chapel Hill
ADDRESS 306 N. Columbia Street, Chapel Hill, N.C. 27514		
APPROVAL INFORMATION (FOR GHSP USE ONLY)		
APPROVAL DATE	SIGNATURE	TITLE

PART V (B)

ACCEPTANCE OF CONDITIONS

This application is approved for fiscal year 82 and authorization to proceed with this highway safety project is granted subject to the State and Federal laws and regulations applicable to the North Carolina Governor's Highway Safety Program and the conditions stated below.

1. Unless otherwise directed, applicants must submit **Quarterly Progress Reports** to the GHSP which reflect the status of project implementation and attainment of stated goals. Each progress report shall describe the project status quarterly and shall be submitted to GHSP no later than 15 days subsequent to the termination of each quarter. **A Final Accomplishment Report** (Form GHSP-D-10) must be submitted to the GHSP within (30) days of completion of the project unless otherwise directed. Appropriate forms will be mailed to Project Director along with a reminder notice advising date that each is due.
2. North Carolina State Government agencies making purchases or entering into contracts as provided for by this project must adhere to the policies and procedures established by the North Carolina Division of Purchase and Contract. All purchases by local government agencies must comply with North Carolina General Statute 143-129.
3. All Out-of-State travel must have prior approval of the Governor's Highway Safety Program. Requests for approval (Form GHSP-A-17) should be submitted to GHSP at least two weeks before the intended date of travel.
4. Applicants must submit any proposed agreements for contractual services to the Governor's Highway Safety Program for final approval prior to acceptance.
5. Applicants shall account for program income related to projects financed in whole or in part with federal grant funds. Program income earned during the grant period shall be retained by the applicant and added to the funds committed to the project by the GHSP and be used to further eligible program objectives.
6. Local government applicants must complete Attachment I entitled "Local Governmental Resolution".
7. Any continuation of this project with funds from the State of North Carolina is contingent upon State funds being appropriated by the General Assembly specifically for that purpose.
8. See attached Addendum to Part V (B), Acceptance of Conditions.

PROJECT DIRECTOR (Read the above "Conditions" before signing)

NAME Herman Stone	TITLE Chief of Police	ADDRESS 828 Airport Rd., Chapel Hill, NC
SIGNATURE		TELEPHONE NUMBER 919-929-7106

AUTHORIZING OFFICIAL OF GOVERNMENTAL UNIT (Read the above "Conditions" before signing)

NAME David Taylor	TITLE Town Manager	ADDRESS 306 N. Columbia Street, Chapel Hill
SIGNATURE		TELEPHONE NUMBER 919-929-1111

OFFICIAL OF GOVERNMENTAL UNIT AUTHORIZED TO RECEIVE FUNDS UNDER THIS PROJECT

NAME Dave Roberts	TITLE Town Clerk
ADDRESS 306 N. Columbia Street, Chapel Hill, NC 27514	ORGANIZATION Town of Chapel Hill

APPROVAL INFORMATION (FOR GHSP USE ONLY)

APPROVAL DATE	SIGNATURE	TITLE

ADDENDUM TO PART V (B), ACCEPTANCE OF CONDITIONS

(Applicable to all state agency and local applicants-exclusive of state and local institutions of higher education and hospitals)

(1) Applicants shall adhere to the standards established by Office of Management and Budget (OMB) Circular A-102 dated August 24, 1977 and additions or amendments thereto, for Uniform Administrative Requirements for Grants-in-Aid to State and Local Governments.

(2) In accordance with Attachment P, dated October 22, 1979 of OMB Circular A-102, the Applicant shall arrange for independent financial and compliance audits of its fiscal operations. Such audits will usually be made annually, but not less frequently than every two years. Duplicate copies of the independent audit report will be furnished to the Governor's Highway Safety Program for review and distribution to the cognizant federal agency.

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ADDENDUM TO PART V (B), ACCEPTANCE OF CONDITIONS

(Applicable to all state and local institutions of higher education and hospitals)

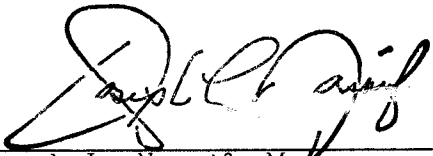
Applicants shall adhere to the standards established by Office of Management and Budget (OMB) Circular A-110 and additions or amendments thereto, for Uniform Administrative Requirements for Grants-in-Aid to State and Local Governments.

THE MOTION CARRIED UNANIMOUSLY.

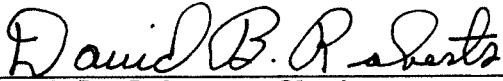
Future Business

The following dates were established for Council budget worksessions: Tuesday, June 1, 1982, 7:30 P.M., and Tuesday, June 8, 1982, 7:30 P.M. Both worksessions would be held in the Meeting Room of the Municipal Building. In addition, June 14, 1982 (a regularly scheduled Council meeting), would be reserved for a public hearing, if necessary. June 16, 1982, would be reserved for an additional worksession, if necessary. Adoption of the Budget would be proposed for June 28, 1982, if possible.

There being no further business to come before the Council, the meeting was adjourned at 11:21 P.M.



Joseph L. Nassif, Mayor



David B. Roberts, Clerk