

612

MINUTES OF A MEETING OF THE MAYOR AND COUNCIL OF THE TOWN OF CHAPEL HILL,  
MUNICIPAL BUILDING, MONDAY, SEPTEMBER 13, 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  
Joseph Straley

Councilmember Wallace was absent. Also present were Town Manager, David R. Taylor; Assistant Town Manager, Sonna Loewenthal; and Town Attorney, Emery Denny.

Mayor Nassif expressed appreciation to the following Board/Commission members and presented each with a Certificate of Appointment:

--Community Appearance Commission: Jane Norton and Jamescina Degraffenreidt (Phil Rominger was not present).

--Transportation Board: (John Thomas, Ed Montgomery, and Paul Kelly were not present.)

Petitions

Due to the absence of one Councilmember, no action could be taken on any petition presented at this meeting.

Ms. Beverly Roberson of Elliot Woods Tenants Organization requested financial assistance (\$1,500) to provide recreational equipment and a fence around Elliot Park and Chase Park playgrounds. The Association would provide labor and maintenance of equipment (please refer to petition files in the Clerk's Office). She requested that the Council propose a policy to assist low-income communities with recreation and equipment for children as had been done in the past with Pine Knolls and Westwood communities. Ms. Roberson also expressed a desire to have this community participate in the formulation of recreation programs with the suggestion that provisions for transportation for youth in this community be offered.

Mr. Denny responded to Councilmember Straley that past town assistance referenced by Ms. Roberson had been in cooperation with the Housing Authority and had used Community Development grant funds or annual Revenue Sharing allocations. The assistance had been for recreational facilities.

COUNCILMEMBER STRALEY MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO RECEIVE THE PETITION AND TO REFER IT TO THE MANAGER FOR A REPORT TO COUNCIL IN APPROXIMATELY ONE (1) MONTH. THE MOTION CARRIED UNANIMOUSLY.

On behalf of the residents of Chase Park, Mr. Hal Saunders expressed support for the request for recreational equipment at both Elliot and Chase Parks. (Please refer to petition files in the Clerk's Office.)

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO RECEIVE THE PETITION AND REFER THE MATTER TO THE MANAGER. THE MOTION CARRIED UNANIMOUSLY.

Mr. Taylor requested Council's consent to delete agenda item 10e (repeal of prohibition of right-turn-on-red at Raleigh Street/South Road intersection).

COUNCILMEMBER BOULTON MOVED, SECONDED BY COUNCILMEMBER SMITH, TO DELETE CONSENT AGENDA ITEM 10e. THE MOTION CARRIED UNANIMOUSLY.

Mr. Taylor advised Council of an omission in ordinance 82-O-68, Agenda 10f: the words "Lanier's Place" should be inserted.

Minutes (August 23, 1982)

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO ADOPT THE MINUTES OF AUGUST 23, 1982, AS CORRECTED. THE MOTION CARRIED UNANIMOUSLY.

Resolution Temporarily Closing Portions of Franklin Street and Henderson Street (Festifall '82)

COUNCILMEMBER KAWALEC MOVED, SECONDED BY COUNCILMEMBER PASQUINI, ADOPTION OF THE FOLLOWING RESOLUTION:

A RESOLUTION TEMPORARILY CLOSING PORTIONS OF FRANKLIN STREET AND HENDERSON STREET (FESTIFALL '82) (82-R-165)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby directs the closing of Franklin Street between Columbia Street and the western entrance of the Morehead Planetarium parking lot, and Henderson Street between Rosemary and Franklin Streets on Sunday, October 3, 1982, from 11:00 A.M. to 3:00 P.M., to allow the holding of the Festifall Street Fair and cleanup of the streets following said fair.

This the 13th day of September, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Ordinance Temporarily Removing Parking from Portions of Franklin and Henderson Streets (Festifall '82)

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

AN ORDINANCE TEMPORARILY REMOVING PARKING FROM PORTIONS OF FRANKLIN AND HENDERSON STREETS (FESTIFALL '82) (82-O-62)

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

That on the 3rd day of October, 1982, between the hours of 12:45 P.M. and 3:00 P.M., there shall be no parking on either side of Franklin Street between Columbia Street and the western entrance of Morehead Planetarium parking lot, nor on either side of Henderson Street between Franklin and Rosemary Streets.

The Police Department of the Town of Chapel Hill is hereby authorized to cover the parking meters on said streets during such hours on said date. The Police Department is further authorized to remove, tow, and impound automobiles and vehicles of any kind which are parked on said streets during such hours in contravention of this ordinance. In light of the large number of pedestrians expected in the street fair area, the Council hereby determines that vehicles in the restricted area would constitute a special hazard requiring prompt removal. The owner shall be responsible for and pay storage and moving costs of any vehicle removed pursuant to the provisions of this ordinance, and the Police Department shall use reasonable diligence to notify the owner of the removal and storage of such vehicle.

This the 13th day of September, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Resolution Concerning Acquisition of Two Parcels for Greenway from Hargraves Center to Umstead Park

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER BOULTON, ADOPTION OF RESOLUTION 82-R-166.

Councilmember Broadfoot opposed the motion. He felt that (1) the land area was useless, and (2) purchase of this land would not be sound business judgment.

64

COUNCILMEMBER BROADFOOT MOVED A SUBSTITUTE MOTION THAT COUNCIL RESOLVE TO  
--WITHDRAW ALL OFFERS FOR THE TWO (2) PIECES OF PROPERTY;  
--CEASE ALL NEGOTIATIONS FOR THE TWO (2) PIECES OF PROPERTY; and  
--DROP ALL INTERESTS IN ACQUIRING EITHER OF THE TWO (2) PIECES OF PROPERTY.  
THE MOTION WAS SECONDED BY COUNCILMEMBER BOULTON.

Councilmember Smith reminded Councilmember Broadfoot that plans for this greenway had been ongoing since 1969. He questioned what he felt to be Councilmember Broadfoot's intent to discontinue past commitment to townspersons in this area.

Councilmember Howes opposed the substitute motion. He felt that even though the inference to "withdraw town commitment" for a greenway system probably overstated the concerns of Councilmember Broadfoot, he could not concur with such withdrawal. Councilmember Howes stated that the main motion would put the matter into the courts where land value would be resolved; he would, therefore, support the main motion.

Councilmember Broadfoot stated that the assessed value of the property was \$6,385. Mr. Tate valued the property at \$32,000.

In response to Councilmember Broadfoot, Mr. Taylor stated that he felt that the land, even though steep, was walkable. To construct a trail would require a good amount of work. The Town was attempting to acquire the remaining property through negotiations. If the offer were rejected, condemnation would be the next step.

Mr. Taylor explained to Councilmember Pasquini that federal regulations controlled use of Community Development funds. The "fair market value" was offered for the property and this figure was not necessarily (directly or indirectly) related to tax values. Mr. Taylor explained to Councilmember Broadfoot that this figure would allow room to negotiate. Settlement was far more desirable, as the town would be required to pay all legal fees if condemnation proceedings took place.

THE SUBSTITUTE MOTION FAILED 1 TO 7 WITH COUNCILMEMBER BROADFOOT SUPPORTING, AND COUNCILMEMBERS KAWALEC, PASQUINI, BOULTON, HOWES, STRALEY, SMITH, AND MAYOR NASSIF OPPOSING.

COUNCILMEMBER BROADFOOT MOVED TO AMEND THE MAIN MOTION TO READ THAT "UNDER NO CIRCUMSTANCES SHALL THE TOWN OBLIGATE ITSELF TO PAY MORE THAN THE PRESENT APPRAISED PROPERTY VALUE (\$10,500 FOR THE TATE PROPERTY AND \$6,000 FOR THE JAMES PROPERTY)."

COUNCILMEMBER PASQUINI SECONDED THE MOTION. Mr. Taylor stated that this amendment would prohibit further negotiations, and condemnation procedures would, therefore, begin.

VOTE ON THE MOTION TO AMEND THE MAIN MOTION FAILED 1 TO 7 WITH COUNCILMEMBER BROADFOOT SUPPORTING, AND COUNCILMEMBER KAWALEC, PASQUINI, BOULTON, HOWES, STRALEY, SMITH, AND MAYOR NASSIF OPPOSING.

Councilmember Smith asked why there was such a vast difference between 1/2 acre and 1 1/2 acres of land which were side by side. Mr. Taylor explained that land values differed due to frontage location, land topography, and tax value of both pieces of property.

VOTE ON THE MAIN MOTION (TO ADOPT THE FOLLOWING RESOLUTION) CARRIED 7 TO 1 WITH COUNCILMEMBERS KAWALEC, PASQUINI, BOULTON, HOWES, STRALEY, SMITH, AND MAYOR NASSIF SUPPORTING, AND COUNCILMEMBER BROADFOOT OPPOSING:

A RESOLUTION CONCERNING ACQUISITION OF TWO PARCELS FOR GREENWAY FROM HARGRAVES CENTER TO UMSTEAD PARK (82-R-166)

WHEREAS, residents of the Northside area have supported the concept of a linear park or greenway from Hargraves Center to Umstead Park, and this project is part of the adopted 1979-82 Community Development program of the town; and

WHEREAS, said greenway would provide a pedestrian path between the Hargraves and Umstead Center facilities; and

WHEREAS, the acquisition of lots 24 and 24B of Block B, Chapel Hill township tax Map 94 is needed to develop said greenway; and

WHEREAS, the owners of said lots have been offered fair market value for said lots as determined by appraisals and as certified by the Council to be just compensation for said lots, and such offers have not been accepted;

NOW, THEREFORE, BE IT RESOLVED by the Council that the Council authorizes the Town Attorney to negotiate with the owners of the above two lots for the purchase of these properties; and

BE IT FURTHER RESOLVED that if a negotiated purchase cannot be made, the Town Attorney is hereby authorized to institute condemnation proceedings available to the Town of Chapel Hill and is to cause the Finance Department of the Town of Chapel Hill to issue a check payable to the order of the Clerk of Superior Court for deposit of the appraised, certified value of said lots with the Clerk of Court pursuant to the institution of said proceedings.

This the 13th day of September, 1982.

Resolution Approving Private Sale of Community Development Property to the Oscar Davis Heirs

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

A RESOLUTION APPROVING PRIVATE SALE OF COMMUNITY DEVELOPMENT PROPERTY TO THE OSCAR DAVIS HEIRS (82-R-167)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council, following a Public Hearing duly advertised as required by Chapter 346, Session Laws 1973, hereby finds that the sale of part of former Tax Map number 93-1-3 to the Oscar Davis heirs for the sum of \$150 "will assure that the property will not remain unused for an unduly long period and will result in a return to the local ad valorem tax rolls at a substantially earlier date"; and that it appears to this Council that the Oscar Davis heirs are the only available, qualified, and willing developer for the contemplated use; and that the Council hereby approves a sales price of \$150 for the parcel as fair actual value of the property as based on competent appraisal.

This the 13th day of September, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Selection of Voting Delegates for National League of Cities

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER STRALEY, THAT MAYOR PRO-TEM BOULTON BE DESIGNATED AS THE VOTING DELEGATE TO THE NATIONAL LEAGUE OF CITIES CONGRESS OF CITIES. THE MOTION CARRIED UNANIMOUSLY.

COUNCILMEMBER SMITH MOVED TO APPOINT COUNCILMEMBER HOWES AS THE ALTERNATE VOTING DELEGATE TO THE NATIONAL LEAGUE OF CITIES CONGRESS OF CITIES, BY ACCLAMATION. COUNCIL VOTED UNANIMOUSLY TO APPOINT COUNCILMEMBER HOWES BY ACCLAMATION.

Police Services at UNC Home Games

Mr. Taylor explained that the resolution would formalize the previously informal understanding between the Chapel Hill Police Department and the UNC Athletic Association for police services at UNC home games. The agreement would set a pay rate per game; the rate would vary according to the officer's rank. The Chief of Police would have the authority to require off-duty officers to work at games. The contract would be for 1982-83 only and pay would be significantly increased over past provisions.

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

66

A RESOLUTION AUTHORIZING CONTRACTS WITH THE UNIVERSITY OF NORTH CAROLINA FOR SUPPLEMENTAL POLICE SERVICES AT UNIVERSITY FOOTBALL GAMES AND OTHER MAJOR EVENTS (82-R-168)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council authorizes the Town Manager to enter into agreements with the University of North Carolina for the provision of supplemental traffic control, security and other related services of Chapel Hill Police Department officers at University football games and other major University events. The form of said contracts shall be substantially as described in the Manager's report on this matter dated September 13, 1982, and may include such minor modifications and periodic cost adjustments as the Manager determines are appropriate.

This the 13th day of September, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Performance Bonds for Street Construction

Mr. Taylor stated that the ordinance would allow the expansion of options to allow the posting of an assurity bond as well as a cash bond or a letter of credit. In addition, if work was not required under a Subdivision or Special Use Permit, the Town would have the authority to waive bonding if the work were less than \$10,000.

COUNCILMEMBER STRALEY MOVED, SECONDED BY COUNCILMEMBER KAWALEC, ADOPTION OF THE FOLLOWING ORDINANCE:

AN ORDINANCE AMENDING CHAPTER 17 (82-O-64)

BE IT ORDAINED by the Council of the Town of Chapel Hill that Chapter 17 of the Code of Ordinances be amended as follows:

Section 1. AMEND Section 17-45 to read as follows:

Section 17-45: Bonds

- a. All contractors, except for franchised utilities, shall post a bond in the amount of 125% of the estimated construction prior to issuance of a Construction Permit. Bonds are required in all cases, except for franchised utilities, and as permitted under (d) below, regardless of whether or not platting of property is required by zoning or subdivision ordinances.
- b. All construction performed by the contractor is subject to a one (1) year warranty period; and a bond, in the amount of 25% of the total project cost, or \$50,000, whichever is less, must be posted prior to release of the original bond.
- c. In addition, all bond requirements of the Town's subdivision, zoning and other development ordinances and standards shall be complied with.
- d. If the total cost of the construction is less than \$10,000, the Town Manager may waive all performance bond and warranty bond requirements if the contractor has no outstanding obligations to the Town resulting from previous construction projects and has no prior history of failure to comply with Town requirements. This waiver provision cannot be used when bonds are required for plat recording or special use conditions.
- e. Bonds may be cash, certified check, bank letter of credit, or a surety bond written on a company licensed by the N.C. Department of Insurance and granted Fidelity and Surety Authority in accord with State law.

Section 2. All ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 13th day of September, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Resolution Concerning an Interlocal Cooperation Agreement

Mr. Taylor reported, according to Council's directions of August 23, 1982, that he had consulted with the Town of Carrboro regarding provision of a sworn officer to direct traffic at the entrance to Frank Porter Graham School on Smith Level Road. Council felt that Chapel Hill should not provide a traffic control officer since the street was in Carrboro. Since the school was in Chapel Hill, however, Council felt that there should be some sharing of the costs if Carrboro could not provide an officer.

Mr. Taylor recommended a cost-sharing arrangement with (1) Carrboro providing a sworn officer to direct traffic (with Carrboro being liable), and (2) Chapel Hill bearing some of the expense to compensate for pay differential between the school crossing guard (formerly provide by Chapel Hill) and a sworn officer. Staff recommended that Chapel Hill pay \$2,000/year toward this expense.

Mayor Nassif stated that Chapel Hill currently paid the total cost for a traffic officer at Phillips Junior High School, which had Carrboro children in attendance. Councilmember Boulton, however, felt that this situation was unique since the road was in Carrboro and the school was in Chapel Hill.

COUNCILMEMBER BOULTON MOVED, SECONDED BY COUNCILMEMBER HOWES, TO ADOPT RESOLUTION 82-R-169.

Councilmember Smith asked if the cost for Carrboro would be equal to the cost for Chapel Hill. Mr. Taylor responded that, in the past, Chapel Hill paid a school crossing guard at this intersection and Carrboro had provided one at a nearby intersection. Sharing of this expense had been satisfactory to Carrboro in the past. Carrboro, however, felt that the expense for a sworn officer should be borne by Chapel Hill, with Chapel Hill paying \$2,000 (i.e., the cost of a School Crossing Guard plus one-half of the increase in cost of a sworn officer.) Carrboro would pay \$300 (a portion of the cost for a sworn officer).

Councilmember Smith asserted that the school was a Chapel Hill/Carrboro school and an officer was needed equally by both Chapel Hill and Carrboro. He felt that Carrboro should assume some of the expense. Mayor Nassif concurred. Councilmember Boulton concurred and would oppose the motion.

Councilmember Howes agreed, stating his disappointment that Carrboro had not proposed more equitable cost sharing. He felt that this was the most dangerous school intersection in the school system.

Councilmember Boulton, maker of the motion, felt that \$1,150 would be a more equitable cost-sharing figure and proposed making this offer to Carrboro. She felt it should be made clear to Carrboro that the petition originated from the school, not from the Town of Chapel Hill.

Councilmember Howes, seconder of the motion, did not object to changing the proposed figure from \$2,000 to \$1,150.

Councilmember Smith felt that Carrboro could refuse this offer, leaving Chapel Hill with only a School Crossing Guard again. He would oppose the motion.

VOTE ON THE FOLLOWING RESOLUTION CARRIED 6 TO 2 WITH COUNCILMEMBERS KAWALEC, PASQUINI, BOULTON, HOWES, STRALEY, AND MAYOR NASSIF SUPPORTING, AND COUNCILMEMBERS BROADFOOT AND SMITH OPPOSING.

A RESOLUTION CONCERNING AN INTERLOCAL COOPERATION AGREEMENT (82-R-169)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council authorizes the Town Manager to enter into an interlocal cooperation agreement with the Town of Carrboro for traffic control at the entrance to Frank Porter Graham School on Smith Level Road under substantially the following terms:

1. The town of Carrboro will assign a qualified, sworn officer to direct traffic at the entrance to Frank Porter Graham School for approximately one hour on the mornings and afternoons of school days. Said officer need not be a full-time employee of the Carrboro Police Department, but must be a sworn police officer fully authorized under State law to direct traffic.

2. The Town of Chapel Hill will contribute \$1,150 annually in the 1982-83 and 1983-84 fiscal years toward the Town of Carrboro's costs for the traffic control officer. The amount of costs borne by the Town of Chapel Hill after 1983-84 will be determined by mutual agreement.
3. The Town of Chapel Hill assumes no liability for actions or omissions by said traffic control officer employed by the Town of Carrboro.

This the 13th day of September, 1982.

Councilmember Howes felt that it might be timely for the new Town Manager and the new School Superintendent to discuss solutions to such problems. Councilmember Kawalec proposed that the traffic engineers consider the more far-reaching problem of traffic safety for this area.

Resolution Concerning a Farmer's Market at Eastgate Shopping Center

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER PASQUINI, ADOPTION OF RESOLUTION 82-R-170.

Councilmember Smith felt that now would be a good time to contact the shop owners at Eastgate Shopping Center regarding the need to improve the traffic/parking markings in the parking lot. Mr. Taylor stated that unsuccessful attempts had been made to improve traffic channelization and flow in this area. This was not a recent problem.

Councilmember Kawalec stated that she would oppose the motion on grounds of inadequate public safety measures.

VOTE ON THE FOLLOWING RESOLUTION CARRIED 7 TO 1 WITH COUNCILMEMBERS PASQUINI, BROADFOOT, BOULTON, HOWES, STRALEY, SMITH, AND MAYOR NASSIF SUPPORTING, AND COUNCILMEMBER KAWALEC OPPOSING:

A RESOLUTION CONCERNING A FARMER'S MARKET AT EASTGATE SHOPPING CENTER (82-R-170)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council authorizes the continuation of a Farmer's Market in the Eastgate Shopping Center parking lot under the following conditions:

1. The measures for separation of vehicular and pedestrian traffic shall be used as described in a letter dated September 6, 1982, from Ms. Susan Lewis on behalf of sellers in the Farmer's Market. In particular, vehicles shall be parked in a manner which will effectively form a barrier on all sides of the sales area, and the area of the Farmer's Market shall be at least 50 feet from the access road going through the shopping center from the U.S. 15-501 By-pass to East Franklin Street.
2. Persons who sell goods in the Farmer's Market shall comply with reasonable directives of the Town's Police and/or Fire Chiefs or their designees to undertake additional or alternative safety measures as may be necessary in unusual circumstances.
3. This approval shall be effective for the remainder of 1982 and through 1983.
4. The Town Manager is authorized to rescind this approval if the Manager finds that the safety measures required under this approval are not regularly followed.
5. The operation of the Farmer's Market is acceptable to the owner of the Shopping Center property.

This the 13th day of September, 1982.

Consent Agenda

Council had consented to Mr. Taylor's request to delete Consent Agenda "e" (right turns on red at Raleigh Street/South Road intersection) (please refer to "Petitions").

Councilmember Broadfoot requested that Consent Agenda "b" be deleted (re application to North Carolina Arts Council for a grant).

COUNCILMEMBER BOULPON MOVED, SECONDED BY COUNCILMEMBER SMITH, ADOPTION OF THE FOLLOWING RESOLUTION:

A RESOLUTION APPROVING VARIOUS ORDINANCES (82-R-171)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby adopts the ordinances submitted by the Manager in regard to the following:

- a. Second Reading of an Ordinance amending the franchise granted to Village Cable (to substitute Cable News Network 2 service for Satellite Programming Network)(82-O-60)
- c. Budget Amendment -- General Fund (82-O-65)
- d. Budget Amendment -- Transportation Fund (82-O-66)
- f. Stop regulations in Forest Creek Subdivision (near Piney Mountain Road)(82-O-68). Transportation Board also recommends adoption.

This the 13th day of September, 1982.

THE MOTION CARRIED UNANIMOUSLY.

Ordinances Adopted on the Consent Agenda

The following ordinances were adopted on the Consent Agenda:

AN ORDINANCE AMENDING THE FRANCHISE GRANTED TO VILLAGE CABLE, INC. (82-O-60)

BE IT ORDAINED by the Council of the Town of Chapel Hill that the ordinance dated November 19, 1979, granting a cable television franchise to Village Cable, Inc., is hereby amended by adding the following sentence at the end of paragraph 13 of said ordinance:

"Village Cable is authorized to substitute Cable News Network 2 (CNN 2) programming for the Satellite Programming Network (SPN) offered originally by Village Cable in said proposal."

This the 13th day of September, 1982.

*(2<sup>nd</sup> reading)*

AN ORDINANCE TO AMEND THE "ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1982" (82-O-65)

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, 1982" as duly adopted on June 28, 1982, be and the same is hereby amended as follows:

ARTICLE I

<u>Appropriations</u>	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
General Fund				
Nondepartmental				
Retirement Reserve	14,584		14,584	0
Contingency	28,596		11,207	17,389
Mayor/Town Council	125,112	47		125,159
Town Manager				
Administration	191,906	698		192,604
Staff Services	76,315	861		77,176



Personnel	99,519	243	99,762
Finance			
Admin./Purchasing	81,730	163	81,893
Accounting & Control	86,805	260	87,065
Revenue Collections	58,239	142	58,381
Town Clerk	40,401	67	40,468
Legal	98,771	75	98,846
Human Services			
Crisis Intervention	85,332	174	85,506
Planning	200,625	405	201,030
Inspections	162,773	338	163,111
Town Engineer	151,259	306	151,565
Public Works			
Administration	86,437	172	86,609
Construction	107,373	165	107,538
Streets	774,406	1,421	775,827
Equipment Services	546,776	357	547,133
Solid Waste Collection	843,727	1,398	845,125
Public Bldg. & Grds.	310,407	14,789	325,196
Police			
Administration	193,987	35	194,022
General Services	236,227	4,684	240,911
Patrol	1,137,160	6,516	1,143,676
Detective	202,624	3,719	206,343
Fire			
Admin./Training	120,003	239	120,242
Suppression	1,023,203	1,896	1,025,099
Prevention	78,267	156	78,423
Parks & Recreation			
Administration	92,755	388	93,143
General Recreation	215,295	500	215,795
Athletics	232,698	40	232,738
Parks Maintenance	266,590	37	266,627

## ARTICLE II

Revenues

General Fund			
Service Charges	377,842	14,000	391,842
Other	23,500	500	24,000

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

This the 13th day of September, 1982.

AN ORDINANCE TO AMEND THE "ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1982" (82-0-66)

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, 1982" as duly adopted on June 28, 1982, 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>
Transportation Fund				
Administration	159,475		877	158,598
Operations	1,464,447		20,044	1,444,403
Maintenance	371,610		2,496	369,114
Non-Departmental	98,468		13,007	85,461

ARTICLE II

Revenues

Transportation Fund	2,094,000	36,424	2,057,576
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This the 13th day of September, 1982.

AN ORDINANCE AMENDING CHAPTER 21 (82-O-68)

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

SECTION I

ADD: SECTION 21-13(a) Right-of-Way and Stop Regulations

<u>Through Streets</u>	<u>Stop Streets</u>
Piney Mountain Road	Old Forest Creek Drive
Piney Mountain Road	Priestly Creek Drive
Piney Mountain Road	Oosting Drive
Old Forest Creek Drive	Pinchot Lane
Old Forest Creek Drive	Darlin Circle
Old Forest Creek Drive	Mendel Drive
Old Forest Creek Drive	Lanier's Place
Old Forest Creek Drive	Old Forest Creek Drive (eastbound approach)
Priestly Creek Drive	Oosting Drive

SECTION II

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

This the 13th day of September, 1982.

Discussions of Resolution Authorizing Application for 1982-83 Local Government Challenge Grant

Councilmember Broadfoot opposed the resolution, feeling art on walls in the pool area was wasteful.

Councilmember Boulton concurred, preferring to spend the money on landscaping.

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER KAWALEC, ADOPTION OF RESOLUTION 82-R-172.

Mr. Ron Secrist, Director of the Parks and Recreation Department, stated that recent discussions between the Parks and Recreation Commission and staff members prompted a search for an artist who might be interested in doing murals that would enhance the interior aesthetics of the buildings. Mr. Secrist stated that if the Council did not approve the application, or if the grant were not approved, the Recreation Department would still be interested in negotiating with the artist who was currently under consideration. Mr. Secrist explained to Councilmember Boulton that funds for landscaping had been appropriated at the same level as FY 1981-82.

THE MOTION PASSED WITH A 4/4 VOTE WITH COUNCILMEMBERS KAWALEC, HOWES, STRALEY, AND SMITH SUPPORTING, AND COUNCILMEMBERS PASQUINI, BROADFOOT, BOULTON, AND MAYOR NASSIF OPPOSING. The matter would be carried to the September 27, 1982, Council agenda.

Regarding the request to delete Consent Agenda "e," Mr. Taylor explained that the University had expressed a preference to continue the right-turn-on-red restrictions due to the large number of students that crossed at this intersection.

Notification of Vacancy on the Board of Adjustment

Council was advised of the resignation of Board of Adjustment member, Ruth Leaver.

Nomination for Transportation Board

Two vacancies currently exist on the Transportation Board. Councilmember Broadfoot nominated Mr. Lawrence Lanset and Mr. Donald Tomson. Councilmember Howes nominated Ms. Rita Berman. Councilmember Straley nominated Mr. Daniel Forrest Read.

Councilmember Howes requested information regarding current student membership on the Transportation Board.

Appointments to the Historic District Commission

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER STRALEY, TO CLOSE NOMINATIONS. THE MOTION CARRIED UNANIMOUSLY.

The following vote was taken:

--John Gulick: 5 votes (Councilmembers Boulton, Kawalec, Straley, Smith, and Howes.

--Michael Culpepper: 3 votes (Councilmembers Pasquini, Broadfoot, and Mayor Nassif.

--Lynn Igoe: 0 votes.

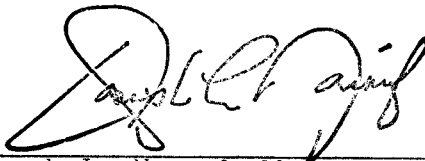
Mr. John Gulick was appointed to serve on the Historic District Commission.


Council scheduled interviews with McNanis Associates, and Arthur Young and Co. on September 17, 1982 at 4:00 P.M. and 5:00 P.M. respectively.

Executive Session

COUNCILMEMBER KAWALEC MOVED, SECONDED BY COUNCILMEMBER HOWES, TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS. THE MOTION CARRIED UNANIMOUSLY.

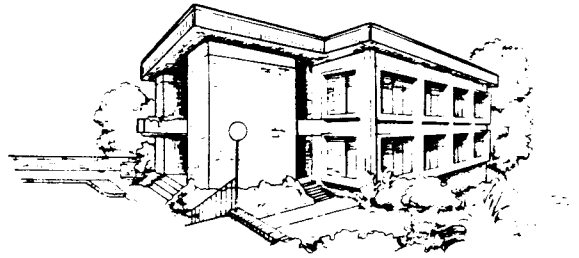
As there was no further business to come before Council, the meeting was adjourned at 9:07 P.M.

  
\_\_\_\_\_  
Joseph L. Nassif, Mayor

  
\_\_\_\_\_  
David B. Roberts, Clerk

# TOWN OF CHAPEL HILL

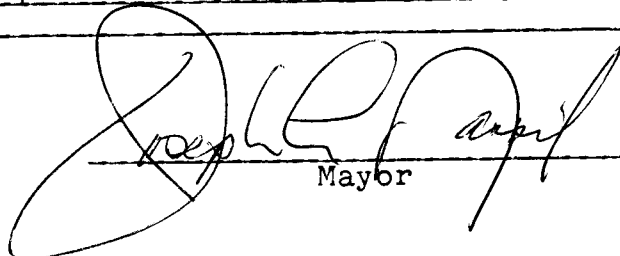
306 NORTH COLUMBIA ST.  
CHAPEL HILL, N.C., 27514  
(919) 929-1111



## NOTICE OF SPECIAL MEETING OF THE CHAPEL HILL TOWN COUNCIL

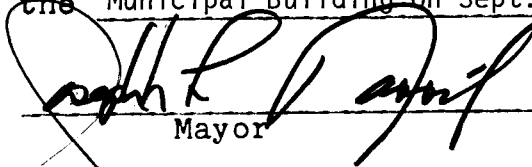
TO:

You, and each of you, are hereby notified that the Town Council has called a Special Meeting, to be held in the Municipal Building, at 7:00 p.m. on September 20, 1982, to award a contract for a performance audit for Chapel Hill Town Government and Chapel Hill Housing Authority.

  
\_\_\_\_\_  
Mayor

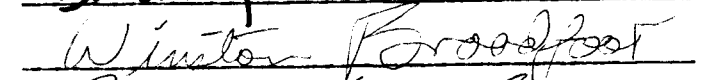
### ACCEPTANCE OF NOTICE

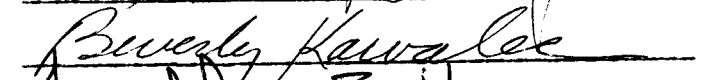
We, the undersigned, members of the Chapel Hill Town Council, hereby accept notice of a Special Meeting of the Council, called by Honorable Joseph L. Nassif, Mayor, to be held in the Municipal Building on Sept. 20, 1982.

  
\_\_\_\_\_  
Mayor

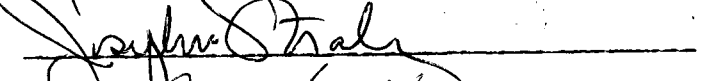
  
\_\_\_\_\_  
Marilyn M. Boulton

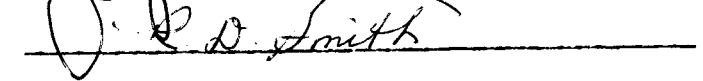
  
\_\_\_\_\_  
David Pasquini

  
\_\_\_\_\_  
Winston Kooze

  
\_\_\_\_\_  
Beverly Kawalec

  
\_\_\_\_\_  
Jonathan B. Hure

  
\_\_\_\_\_  
Joseph Strah

  
\_\_\_\_\_  
P. D. Smith

Exp copy at Jim Wallace 9-15-82  
3:48 P.M.  
BSP

