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MINUTES OF A REGULAR MEETING OF THE MAYOR AND COUNCIL
OF THE TOWN OF CHAPEL HILL, MUNICIPAL BUILDING,
MONDAY, JUNE 13, 1983, 7:30 P.M.

Mayor Joseph L. Nassif called the meeting to order. Councilmembers present were:

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

David R. Taylor, Town Manager, was absent, excused. Also present were Assistant Town Manager, Sonna Loewenthal; and Town Attorney, Grainger Barrett.

Certificate of Appointment

Mayor Nassif presented a Certificate of Appointment to Mr. Lightning Brown, member of the Planning Board, and expressed appreciation to Mr. Brown on behalf of the Council for his willingness to serve the Town in this capacity. Mr. Brown was introduced to the Council.

Petitions

Dr. William C. Conley, representing Orange Enterprises, Inc., requested permission to speak on Agenda Item #10 re a request for funding.

COUNCILMEMBER BROADFOOT MOVED, SECONDED BY COUNCILMEMBER STRALEY, THAT THIS AGENDA ITEM BE CONSIDERED DURING A BUDGET WORK SESSION AND THAT DR. CONLEY BE ADVISED WHEN THIS DISCUSSION WOULD BE SCHEDULED. THE MOTION CARRIED UNANIMOUSLY.

The Council granted Dr. Conley's request to speak on Agenda Item #10.

Mr. Gordon Brown requested permission to speak on Agenda Item #3 (Winding Ridge). Council had no objection to the request.

Mr. John McAdams, representing the applicant for the Colony Lake development, petitioned the Council to delay the hearing on the Colony Lake proposal (scheduled for June 20, 1983) until September (please refer to petition files in the Clerk's Office).

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER WALLACE TO DELAY THE HEARING ON THE COLONY LAKE PROPOSAL, SCHEDULED FOR JUNE 20, 1983, UNTIL SEPTEMBER 1983. THE MOTION CARRIED UNANIMOUSLY.

Mr. Jim Mason, representing the applicant of the Dogwood Place Development, requested permission to speak on Agenda Item #7 (Dogwood Place). The Council granted the request.

Councilmember Straley requested that agendas be prepared for the upcoming budget work sessions. Councilmember Boulton would work with the Mayor's office in formulating agendas for each work session.

Minutes (May 16; May 23, 1983)

COUNCILMEMBER STRALEY MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO APPROVE THE MINUTES OF MAY 16, 1983, AS CIRCULATED. THE MOTION CARRIED UNANIMOUSLY.

COUNCILMEMBER STRALEY MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO APPROVE THE MINUTES OF MAY 23, 1983, AS CIRCULATED. THE MOTION CARRIED UNANIMOUSLY.

Discussion of Proposed Resolution Granting a Planned Development-Housing
Special Use Permit to Hoerner and Associates, Inc., for Winding Ridge

Councilmember Howes addressed the Council re concerns for sewer problems in the Bolin Creek/Booker Creek area that had been addressed during the May 16, 1983, public hearing. Since the public hearing, the Mayor and the Manager had attempted to meet with the Chair of the Orange Water and Sewer Authority Board (OWASA) and its Executive Director to discuss these concerns, but, due to scheduling problems, had not been able to arrange a meeting.

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

RESOLUTION 83-R-78

WHEREAS, the pace of development in the Bolin and Booker Creek watersheds has recently quickened and will continue to do so; and

WHEREAS, the Bolin and Booker Creek sanitary sewer interceptors are operating at or near capacity; and

WHEREAS, the Bolin and Booker Creek interceptors frequently overflow, leaving raw sewage in the Town's heavily used greenways; and

WHEREAS, the Town Council is aware of OWASA's developing interest in and capacity for capital facilities planning and programming;

NOW, THEREFORE, BE IT RESOLVED that the Town Council of Chapel Hill hereby urges OWASA's priority attention to the need for rehabilitation and reconstruction of the existing interceptors and for a new, parallel interceptor in the Bolin and Booker Creek Valleys.

This the 13th day of June, 1983.

Councilmember Howes stated that this resolution did not seek to delay the project or to address merits of the project. He suggested that the Council not take action on this project or on any project which would be affected by this concern at this meeting, but to defer action until the next regular Council meeting.

Councilmember Boulton concurred with the proposal.

Mr. Brown, representing the applicant for Winding Ridge, expressed his concurrence with the Council's desire to address these concerns. He urged the Council to adopt Councilmember Howes' proposed resolution and suggestion that the matter be deferred until the next regular Council meeting.

Mayor Nassif stated that a letter had been received from Mr. Wayne Munden, P.E., Chief Engineer, OWASA (dated June 2, 1983) which stated that "The Bolin Creek Interceptor is scheduled for rehabilitation and/or reconstruction for fiscal year 1985-86,..." He suggested that a meeting be held with OWASA to discuss this issue and to attempt to arrive at an earlier date.

COUNCILMEMBER BROADFOOT MOVED TO AMEND THE MOTION BY ADDING THAT THIS PROBLEM BE OFFICIALLY CALLED TO THE ATTENTION OF THE ORANGE COUNTY HEALTH DEPARTMENT, AND THE NORTH CAROLINA DEPARTMENT OF HEALTH, ADVISING THE DEPARTMENTS OF THE PROBLEM AND REQUESTING ANY ENFORCEMENT PROCEDURES NECESSARY TO EXPEDITE A SOLUTION. COUNCILMEMBER WALLACE SECONDED THE MOTION TO AMEND.

Councilmember Boulton and Mayor Nassif felt that the motion to amend was premature. Councilmember Wallace stated that he concurred with the sense of the amendment, but felt that it could better be addressed to OWASA orally.

COUNCILMEMBER BROADFOOT, MAKER OF THE MOTION, WITHDREW THE MOTION TO AMEND, AS DID THE SECONDER OF THE MOTION, COUNCILMEMBER WALLACE.

VOTE ON RESOLUTION 83-R-78 CARRIED UNANIMOUSLY.

COUNCILMEMBER BOULTON MOVED, SECONDED BY COUNCILMEMBER HOWES, TO DELAY CONSIDERATION OF THE PLANNED DEVELOPMENT-HOUSING SPECIAL USE PERMIT TO HOERNER AND ASSOCIATES, INC., FOR WINDING RIDGE UNTIL THE NEXT REGULAR COUNCIL MEETING. THE MOTION CARRIED UNANIMOUSLY.

Discussion of Proposed Resolution Granting a Planned Development-Housing Special Use Permit to the Development Group for Church Street Condominiums

COUNCILMEMBER STRALEY MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO DEFER CONSIDERATION OF THE PLANNED DEVELOPMENT-HOUSING SPECIAL USE PERMIT TO THE DEVELOPMENT GROUP FOR CHURCH STREET CONDOMINIUMS UNTIL THE NEXT REGULAR COUNCIL MEETING. THE MOTION CARRIED UNANIMOUSLY.

Resolution Granting a Planned Development-Housing Special Use Permit to George Tate for Merritt Mill Townhouses

Ms. Loewenthal informed the Council that the Manager, Planning Board, and Community Appearance Commission recommended approval of the request. The main issue considered at the public hearing concerned road improvements. It was still felt that the stipulations for road improvements contained in the proposed resolution would ensure that traffic entering and leaving this property would be able to do so safely without impeding the traffic flow on the narrow, heavily-traveled Merritt Mill Road.

Councilmember Smith stated that he had been informed that a cemetery might exist on this property and asked the staff to respond to this concern. Mr. Jennings responded that staff members had exhaustively researched the rumor, but had not been able to locate any factual evidence to substantiate this.

Councilmember Smith requested that the developers be advised of the possibility that a cemetery could exist here and to request that caution be used in the development of the property.

Councilmember Smith expressed a concern for the need for improvements to Merritt Mill Road. He felt that road conditions were severe and had not been adequately addressed. Any development would make the situation more dangerous and he objected to approval of any development prior to solving this problem. He added that this concern did not express either his approval or disapproval of the request. Councilmember Wallace concurred. Councilmember Broadfoot felt that improvements to Merritt Mill Road should be a high priority concern in Chapel Hill.

Mr. Jennings responded to Councilmember Boulton that the stipulations in the proposed resolution would accommodate turn movements in the area of the proposed development on Merritt Mill Road. The problem as a whole, however, would be improved only slightly by this improvement.

COUNCILMEMBER HOWES MOVED, SECONDED BY COUNCILMEMBER KAWALEC, TO APPROVE RESOLUTION 83-R-81.

Mr. Jennings explained to Councilmember Pasquini that improvements to Merritt Mill Road that would address these concerns would be located further away from this site and any requirements to the developer to improve the road section at the proposed development would remain.

Mayor Nassif asserted that improvements to Merritt Mill Road would probably not be a top priority with the State regardless of the priority listing by the Town. He felt that any improvements would have to be done through the Town's budget through allocation of funds over a period of years.

THE FOLLOWING RESOLUTION CARRIED UNANIMOUSLY:

A RESOLUTION GRANTING A PLANNED DEVELOPMENT-HOUSING SPECIAL USE PERMIT TO GEORGE TATE FOR MERRITT MILL TOWNHOUSES (83-R-81)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby finds that the Planned Development-Housing proposed by George Tate for Tax Map Lot 91-D-6, if developed in accordance with the plans submitted April 15, 1983, and the stipulations and conditions set forth below:

1. Will be located, designed, and proposed to be operated so as to maintain or promote the public health, safety, and general welfare;
2. Will comply with all required regulations and standards of the Development Ordinance, including all applicable provisions of Articles 4, 5, and 6 and the applicable specific standards contained in Sections 8.7 and 8.8, and with all other applicable regulations;
3. Will be located, designed, and proposed to be operated so as to maintain or enhance the value of contiguous property; and
4. Will conform with the general plans for the physical development of the Town as embodied in the Development Ordinance and in the Comprehensive Plan.

These findings are conditioned on the following stipulations:

1. That Merritt Mill Road be paved to one-half the width of a 41-foot cross-section with curb and gutter along this property's frontage. Sufficient pavement shall also be provided on the opposite side of the road to provide for a total cross-section of two travel lanes and a left turn lane. Plans for these improvements shall be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
2. That a copy of the Duke Power easement be provided prior to issuance of a Zoning Compliance Permit.
3. That a Chapel Hill gravel sidewalk be provided along this property's frontage with Merritt Mill Road. Plans for this sidewalk shall be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
4. That a lighting plan be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
5. That an alternative buffer be approved by the Appearance Commission or that the plans be revised to provide the required buffer prior to issuance of a Zoning Compliance Permit.
6. That plans for water and sewer be approved by OWASA prior to issuance of a Zoning Compliance Permit.
7. That the basketball court be paved and that at least two basketball goals be provided.
8. That detailed plans for the dumpster location and screening be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
9. That a plat dedicating one-half of a 60-foot right-of-way along this property's frontage with Merritt Mill Road be recorded prior to issuance of a Zoning Compliance Permit.
10. That a single water line be brought across Merritt Mill Road to serve this development.
11. That the six-inch sewer line proposed along the north side of the site be relocated to the south of the proposed row of eight units.
12. That the four-inch sewer line proposed to serve the triplex be increased to a six-inch line.

BE IT FURTHER RESOLVED that the Council hereby grants a Planned Development-Housing Special Use Permit in accordance with the plans as submitted and approved and the stipulations above.

This the 13th day of June, 1983.

Resolution Granting a Planned Development-Housing Special Use Permit to Urban Associates of N.C., Inc., for Finley Forest

Ms. Loewenthal stated that concerns brought forward during the public hearing for this request were for traffic; effect on surrounding property values; effect on the N.C. 54 entranceway into Chapel Hill; and apparent conflicts with the Land Use Plan.

Staff felt that additional traffic resulting from the proposed development could be accommodated by N.C. 54 and Barbee Chapel Road. It was not recommended at this time that the developer install traffic signals as the N.C. Department of Transportation would install traffic signals when traffic needs were verified.

Staff felt that the proposed density (approximately 10 units per acre) was compatible with surrounding land uses and would be a logical development for the area.

Staff felt that the area was well-suited for high-density development due to the relative close proximity to the Town Center and campus, the availability of utilities and Town services, and the ability of N.C. 54 to handle excess traffic.

Ms. Loewenthal stated that the Development Ordinance dealt with the effect of a development on contiguous property values, but that evidence presented at the public hearing did not deal specifically with the value of contiguous properties; the Du Bose property was not contiguous.

It was also suggested at the public hearing that commercial development in Durham County would affect the future development of the area. Staff submitted that the future crossing of Interstate 40 with N.C. 54 east of the Durham County line, and the proposed widening of N.C. 54 at that intersection would affect commercial development in Durham County more than the proposed Finley Forest development. Chapel Hill would have no control over development in Durham County. Control of this entranceway into Chapel Hill lay with the current property owners (Du Bose).

Regarding the concern that the proposed development conflicted with the Land Use Plan, Ms. Loewenthal explained that the Plan was used as a guide in implementing the Zoning Map; the Zoning Map was a part of the Developmental Ordinance and was used as a controlling document. Currently, the Planning Board was in the process of revising the Land Use Plan to make it compatible with the Zoning Map.

Ms. Loewenthal explained the differences in the three proposed resolutions:

Resolution 83-R-82a (Planning Board's recommendation)

- Stipulated that a paved stub-out be provided to the property line.
- Stipulated that an island at the entranceway be provided.

Resolution 83-R-82b (Community Appearance Commission's recommendation)

- Stipulated that a stub-out be dedicated to the property line, but that the road not be constructed at this time.
- Stipulated that an island at the entranceway be provided.

Resolution 83-R-82c (Manager's recommendation)

- Stipulated that a paved stub-out be provided to the property line.
- Did not include a stipulation for an island at the entranceway.

Ms. Loewenthal informed Councilmember Boulton that the concrete island would serve as notification of entrance into the development and would be located on the entrance road off of Barbee Chapel Road. Staff had considered the aesthetic and advertising advantages, public safety, and cost of public maintenance of the island.

Councilmember Howes questioned the reason for the zoning classification of this area which consisted primarily of low density and open space. Mr. Jennings explained that the Development Ordinance encouraged high-density development along major thoroughfares.

Mr. Jennings explained that the Manager's and Planning Board's recommendation for a paved stub-out to the property line was to provide a second means of access in the future. Councilmember Straley did not feel that an improved stub-out was necessary and that an easement was sufficient. Mr. Jennings explained that through past experience and to eliminate any misunderstanding among adjacent property owners, staff felt that it would be better to recommend development of the stub-out. It was necessary to take the point of view that there was the possibility that the adjacent property could be developed in the future.

Mr. Jennings clarified that the Du Bose property was one property removed from the Finley Forest proposed development and was not contingent. None of the proposals required access to the Du Bose property, only access to the adjacent property.

Councilmember Smith did not feel that the proposed high-density development could be considered compatible with the sparse development of the area. Ms. Loewenthal explained that future development was the basis for this consideration. Councilmember Smith felt that the Town of Chapel Hill had no control over the future development of Durham County. Councilmember Smith also did not agree with the earlier statement that the proposed development was "relatively close" to the Town Center. Ms. Loewenthal explained that in terms of travel time and accessibility, the area was relatively close to town. He stated that he did not feel that this was a basis for approving a project.

COUNCILMEMBER BOULTON MOVED, SECONDED BY COUNCILMEMBER HOWES, ADOPTION OF RESOLUTION 83-R-82d (this resolution would include the stipulation for a traffic island, and the stipulation for an improved stub-out to the property line, but would not include the stipulation for a sidewalk along Barbee Chapel Road).

Councilmember Howes asserted to Councilmember Smith that the I-40 development did assure a predictable future development of the area along the N.C. 54 corridor and that development pressures would occur in the near future.

COUNCILMEMBER BROADFOOT MOVED TO AMEND THE MAIN MOTION BY DELETING THE STIPULATION FOR A STUB-OUT, OR ANY INDICATION OF A STUB-OUT. COUNCILMEMBER WALLACE SECONDED THE MOTION TO AMEND.

Councilmember Wallace felt that any stub-out would be an overwhelming temptation to extend any access through the adjacent property and eventually onto the Du Bose property.

Councilmember Straley urged Councilmembers to oppose the motion to amend; he felt that the future development of the area was not known and that access should be provided. A dedication of right-of-way would keep the area unimproved but still provide for future access if it became necessary. Councilmember Wallace concurred.

VOTE ON THE MOTION TO AMEND FAILED 4 TO 5 WITH COUNCILMEMBERS WALLACE, PASQUINI, BROADFOOT, AND MAYOR NASSIF SUPPORTING, AND COUNCILMEMBERS KAWALEC, BOULTON, HOWES, STRALEY, AND SMITH OPPOSING.

COUNCILMEMBER STRALEY MOVED TO AMEND THE MAIN MOTION BY REDUCING THE STIPULATION FOR AN IMPROVED STUB-OUT TO A STIPULATION FOR THE DEDICATION OF A RIGHT-OF-WAY. COUNCILMEMBER BOULTON SECONDED THE MOTION.

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

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER KAWALEC, TO AMEND THE MAIN MOTION, TO REQUIRE SIDEWALKS ON BARBEE CHAPEL ROAD.

VOTE ON THE MOTION TO AMEND CARRIED 5 TO 4 WITH COUNCILMEMBERS WALLACE, KAWALEC, BROADFOOT, HOWES, AND SMITH SUPPORTING, AND COUNCILMEMBERS PASQUINI, BOULTON, STRALEY, AND MAYOR NASSIF OPPOSING.

VOTE ON THE MAIN MOTION, TO ADOPT THE FOLLOWING RESOLUTION AS AMENDED, CARRIED 7 TO 2 WITH COUNCILMEMBERS BOULTON, BROADFOOT, HOWES, KAWALEC, STRALEY, WALLACE, AND MAYOR NASSIF SUPPORTING, AND COUNCILMEMBERS SMITH AND PASQUINI OPPOSING:

A RESOLUTION GRANTING A PLANNED DEVELOPMENT-HOUSING SPECIAL USE PERMIT TO URBAN ASSOCIATES OF N.C., INC. FOR FINLEY FOREST (83-R-82d)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby finds that the Planned Development-Housing Special Use Permit proposed by Urban Associates of N. C., Inc., Chapel Hill Township Tax Map 66, Lot 2, and Durham County Tax Map 491, Block 6, Lot 1, if developed in accordance with the plans submitted February 24, 1983 and the stipulations and conditions set forth below:

1. Will be located, designed and proposed to be operated so as to maintain or promote the public health, safety and general welfare;
2. Will comply with all required regulations and standards of the Development Ordinance, including all applicable provisions of Articles 4, 5, and 6, and the applicable specific standards contained in Sections 8.7 and 8.8, and with all other applicable regulations;
3. Will be located, designed, and proposed to be operated so as to maintain or enhance the value of contiguous property; and
4. Will conform with the general plans for the physical development of the Town as embodied in the Development Ordinance and in the Comprehensive Plan.

These findings are conditioned on the following stipulations:

1. That a detailed plan for internal sidewalks for each phase be approved by the Town Manager prior to issuance of a Zoning Compliance Permit for each phase.
2. That a landscape plan for each phase with sufficient detail to determine compliance with shading and landscape requirements of Article 6 be approved by the Town Manager prior to issuance of a Zoning Compliance Permit for each phase. A detailed landscape plan as required by Section 8.4.14 shall be approved by the Appearance Commission prior to issuance of a Certificate of Occupancy.
3. That the sidewalks outside the rights-of-way be maintained by a homeowner's association.
4. That plans showing the location and detailed design of dumpster pads and screening be approved by the Town Manager prior to issuance of a Zoning Compliance Permit for each phase.
5. That consideration be given to designating an area for recreational vehicle parking.
6. That the bus stop be relocated near the club house; that the turn-around in this area be designed with a 40-foot radius and the island deleted; that the cul-de-sac roadway be built to a standard to support buses. Plans for this stop shall be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
7. That the island in the roadway at the entrance be maintained by the homeowner's association.
8. That the location and design of fire hydrants be approved by the Town Manager prior to issuance of a Zoning Compliance Permit for each phase.
9. That an additional 15 feet of right-of-way for Barbee Chapel Road be dedicated along this property's frontage. A plat dedicating this right-of-way shall be recorded prior to issuance of a Zoning Compliance Permit.
10. That right-of-way for a future extension of Brookberry Circle to the northern property line be recorded. The other roads may be built to a 27-foot width back-to-back of curb. Construction plans for these roads shall be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
11. That Barbee Chapel Road have an 11-foot wide, 150-foot full turn lane with a 385-foot taper, or be designed to meet NCDOT or Town requirements, whichever is greater. Plans for this turn lane shall be approved by the Town Manager and NCDOT prior to issuance of a Zoning Compliance Permit.

12. That a detailed drainage plan with retention calculations be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
13. That a plat dedicating easements and rights-of-way be recorded for each phase prior to issuance of a Zoning Compliance Permit.
14. That a picnic/tot lot area be provided near the pool and tennis courts and that a picnic/tot lot area be provided in the west center portion of the project.
15. That the public improvements for each phase be completed before a Building Permit is issued for the next phase.
16. That plans for water and sewer utilities be approved by the Town Manager and OWASA prior to issuance of a Zoning Compliance Permit.
17. That easement documents as approved by OWASA be recorded for utility easements for each phase prior to issuance of a Zoning Compliance Permit.
18. That a solid hedge of holly or similar prickly shrub be provided along the northern property line from the northeast corner to a point approximately 50 feet west of the existing pond.
19. That the applicant relocate the tennis courts approximately 35 feet from his northern property line and that he provide directional lights which will not adversely affect the adjoining residences.
20. That a paved sidewalk be provided along the property's frontage with Barbee Chapel Road.
21. That construction begin by June 30, 1985, and be completed by June 30, 1988.

BE IT FURTHER RESOLVED that the Council hereby grants a Planned Development-Housing Special Use Permit in accordance with the plans as submitted and approved and the stipulations above.

This the 13th day of June, 1983.

Discussion of the Proposed Resolution Granting Planned Development-Housing Special Use Permit to Sylvia Rodin and Harris Groten for Dogwood Place

Mr. Jim Mason, representing the applicant for Dogwood Place, requested that the Council consider a modification to Stipulation #17 of proposed resolution 83-R-83a (Stipulation #17 reads: "That the recreation area be completed prior to issuance of a Building Permit for the seventy-eighth dwelling unit.").

The developers felt that a more reasonable request would be to have the recreation area completed when a little over 1/2 of the entire development (117th unit) was completed. The request was made because the developer would be spending a considerable amount of money at the onset of the development to bring sewer and water to the site and this stipulation would add another financial burden.

Councilmember Smith questioned why the project was designed with the recreation area so far away from the center of the property. Councilmember Smith also felt that it would be hazardous for small children to walk from the completed Phases I and II through or around the construction site of Phase III to reach the completed recreation area.

Mr. Mason responded to Councilmember Smith that this area had been selected for a recreation site because the area was more suited for family recreation than for development.

Councilmember Smith stated that the proposed recreation area, being adjacent to other property, could present problems with excessive lighting and noise. Mr. Mason stated that the court area was not close enough to the adjacent property to cause problems; he did not feel that the proposed picnic area would be a problem.

Mr. Mason responded to Councilmember Boulton that he would not object to a dirt road as access to the recreation area. Councilmember Boulton suggested that the recreation area be open to the public via U.S. 15-501.

Mr. Jennings stated that staff had no objections to the proposed development as the development was within the designated zoning density and the developer proposed to extend water and sewer to the property.

Due to inconsistencies between the Ad Hoc Joint Planning Committee's recommended designation of this transition area (20-year transition area) and the designation given by the Orange County Land Use Plan (10-year transition area designation), COUNCILMEMBER BROADFOOT MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO DELAY CONSIDERATION OF THE REQUEST UNTIL ORANGE COUNTY HAD BEEN GIVEN THE OPPORTUNITY TO SUBMIT A COURTESY REVIEW.

Mayor Nassif stated that he did not object to the request for a courtesy review, but that such requests should be made consistently. Councilmember Straley felt that the Council should take action on this request before the end of July. Councilmember Wallace concurred.

Councilmember Kawalec felt that development in this area had lessened the likelihood of having a true green belt south of Chapel Hill.

COUNCILMEMBER STRALEY MOVED TO AMEND THE MAIN MOTION, SECONDED BY COUNCILMEMBER WALLACE, THAT CONSIDERATION OF THIS REQUEST BE SCHEDULED FOR THE JULY 11, 1983, MEETING OF THE TOWN COUNCIL.

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

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

Councilmember Straley stated that he opposed the site for the recreation site as it (1) was too far away, and (2) could possibly bother neighbors on adjacent properties.

Resolution Granting a Planned Development-Neighborhood Shopping Center Special Use Permit to Bolin Creek East Associates for Bolin Creek East

COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER BOULTON, ADOPTION OF RESOLUTION 83-R-84.

Ms. Loewenthal stated to the Council that the proposed development emptied into the Bolin Creek interceptor, but did not represent an addition to the flow.

VOTE ON THE FOLLOWING RESOLUTION CARRIED UNANIMOUSLY:

A RESOLUTION GRANTING A PLANNED DEVELOPMENT-NEIGHBORHOOD SHOPPING CENTER SPECIAL USE PERMIT TO BOLIN CREEK EAST ASSOCIATES FOR BOLIN CREEK EAST (83-R-84)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby finds that the Planned Development-Neighborhood Shopping Center proposed by Bolin Creek East, Associates for Tax Map 82, Block B, Lots 19, 20, 21 and 30 and Block C, part of Lot 1, if developed in accordance with the plans submitted April 14, 1983, and the stipulations and conditions set forth below:

1. Will be located, designed, and proposed to be operated so as to maintain or promote the public health, safety and general welfare;
2. Will comply with all required regulations and standards of the Development Ordinance, including all applicable provisions of Articles 4, 5 and 6, and the applicable specific standards contained in Sections 8.7 and 8.8, and with all other applicable regulations;
3. Will be located, designed, and proposed to be operated so as to maintain or enhance the value of contiguous property; and
4. Will conform with the general plans for the physical development of the Town as embodied in the Development Ordinance and in the Comprehensive Plan.

The stipulations upon which the above findings are based are as follows:

1. That an additional 5 feet of right-of-way be dedicated along this property's frontage with Bolin Heights Road and that the 25' x 35' tract at the end of Bolin Heights Road be dedicated as right-of-way.
2. That a plat dedicating all easements and rights-of-way be approved by the Town Manager and recorded prior to issuance of a Zoning Compliance Permit.
3. That a storm drainage plan with hydrologic calculations be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
4. That the proposed alternative buffers be approved by the Appearance Commission prior to issuance of a Zoning Compliance Permit.
5. That a lighting plan be approved by the Town Manager prior to issuance of a Zoning Compliance Permit.
6. That plans for water and sewer be approved by OWASA prior to issuance of a Zoning Compliance Permit.
7. That construction begin by June 30, 1985, and be completed by June 30, 1988.

BE IT FURTHER RESOLVED that the Council hereby grants a Planned Development-Neighborhood Shopping Center Special Use Permit in accordance with the plans as submitted and approved and the stipulations above.

This the 13th day of June, 1983.

Discussion of Proposed Resolution Approving the Preliminary Plat for Sycamore Run Subdivision

Mr. Jennings outlined the request for approval of a preliminary plat for a cluster subdivision to create 20 duplex lots on an 11.5 acre tract zoned Residential-1. The property was located on the north side of Mt. Carmel Church Road between U.S. 15-501 and Lystra Road, and designated Chapel Hill Township Tax Map 122, Block B, Lot 8B.

An 830-foot long cul-de-sac would provide access to the property. The applicant had agreed to all stipulations proposed by the Planning Board.

A Courtesy Review had not been requested from Orange County for this project.

Mayor Nassif stated for the record that he did not object to the Council's delaying a project in order to allow time for further study and review, but if one project were delayed for this reason, then other such projects should also be delayed, if a reviewed had not been completed. The process should be consistent.

COUNCILMEMBER KAWALEC MOVED, SECONDED BY COUNCILMEMBER WALLACE, TO REFER THE MATTER TO THE ORANGE COUNTY PLANNING BOARD FOR A COURTESY REVIEW, TO BE BROUGHT BACK BEFORE THE COUNCIL ON JULY 11, 1983.

Councilmember Straley opposed the motion. He felt that the request for a Courtesy Review for the Bolin Creek Center was because the Council had unanswered questions. He did not feel that such questions existed in this request. Councilmember Smith felt that any questions should be addressed by the staff, not Orange County. He did not feel that a Courtesy Review would answer Council's questions.

VOTE ON THE MOTION CARRIED 5 TO 4 WITH COUNCILMEMBERS WALLACE, KAWALEC, BROADFOOT, HOWES, AND MAYOR NASSIF SUPPORTING, AND COUNCILMEMBERS PASQUINI, BOULTON, STRALEY, AND SMITH OPPOSING.

Report on Human Service Proposals from Community Agencies

Ms. Patricia Sullivan, Chair of the Human Services Advisory Board (HSAB), reviewed the charges given to the newly-established Board (April 1982) and the subsequent meetings and reports that led to the completion of this report to the Council. The report discussed proposals which had been submitted to the Board from community agencies, outlining human service needs in Chapel Hill that each agency proposed to meet. The report submitted both the amount of funding requested by each agency as well as the recommendations for funding the HSAB to address these needs. (Please refer to the report, on file in the Clerk's Office.)

Ms. Sullivan stated that out of 16 agencies that submitted funding request proposals to address four major human service needs in Chapel Hill, the Board recommended funding for the following agencies:

A. Services to Youth

1. Children's Directories (offering available services/resources):
 --\$200 requested
 --\$200 recommended
2. Volunteers for Youth (addressing needs of "at-risk" youth):
 --\$4,500 requested; revised from \$1,000
 --\$1,000 recommended
3. Drive-A-Teen (addressing problems of "substance abuse"):
 --\$1,000 requested
 --\$700 recommended
4. Elliott Woods/Chase Park Tenants Organization (addressing needs for summer day care):
 --\$2,110 requested; revised from \$5,950
 --\$300 Challenge Grant recommended
5. Community Togetherness Club (addressing needs for summer day care):
 --\$5,412.15 requested
 --\$300 Challenge Grant recommended

B. Housing for Low to Moderate Income Citizens

No recommendation; the HSAB encouraged the Council to devote time to critical review of Town policies regarding housing in order to identify areas that could inhibit development of housing for low and moderate income persons. The HSAB also encouraged the Council to consider increasing the availability of low interest loans through the Housing Loan Trust Fund and to consider other options of providing more affordable housing.

C. Services to Women

1. North State Legal Services (provide access to legal assistance for women):
 --\$5,500 requested
 --\$5,500 recommended
2. Dispute Settlement Center (provide services to women and youth; provide services re housing needs):
 --\$6,000 requested
 --\$3,000 recommended
3. Women's Health Counseling Service (addressing health issues of women and youth):
 --\$1,500 requested
 --\$1,500 recommended
4. Orange County Rape Crisis Center (dealing with rape victims and their families):
 --\$9,865 requested
 --\$4,000 recommended
5. Orange County Women's Center (addressing needs of divorced women with children):
 --\$9,865 requested
 --\$4,000 recommended
6. Orange/Durham YWCA Coalition for Battered Women (assisting women and families affected by violence):
 --\$6,000 requested
 --\$6,000 recommended

D. Nutrition Services to the Elderly, Handicapped and Shut-Ins

1. Meals on Wheels (providing nutrition services to the elderly, handicapped, and shut-ins):
--\$2,400 requested
--\$2,400 recommended
2. JOCCA (providing nutrition services to the elderly):
--\$4,662 requested
--\$4,662 recommended

The HSAB reviewed the request from Orange Enterprises, Inc., for capital funding for a one-time contribution of \$25,000. Combined with anticipated contributions from neighboring governmental agencies, the funds would be used to apply for Community Development Funds to purchase adequate facilities in Carrboro to provide a sheltered workshop space for the employment of developmentally disabled adults residing in Orange County.

The Board did not feel that the request could be considered as a performance contract since it involved capital expenses. The Board, however, was sympathetic with the goals of Orange Enterprises, Inc., and recommended that the Town consider the request.

The amount recommended by the Board for funding requests at this time totalled \$32,862.00. Ms. Sullivan requested that the remaining amount (\$12,000) be held in reserve. The Board wished to complete deliberations on a few remaining proposals; in addition, these funds would allow some flexibility in dealing with the possibility of emergency funding needs during the coming year.

Dr. William C. Conley, representing Orange Enterprises, Inc., informed the Council that the Friends of Orange Sheltered Workshop facility in Hillsborough was "a firetrap and...inaccessible for the handicapped..." employees. Due to these and other problems, vocational rehabilitation funding was becoming harder to get. Orange Enterprises, Inc., a non-profit organization, was formed to help re-establish a sheltered workshop in Orange County.

The Corporation sought a total of \$200,000 to renovate and furnish three buildings (8,600 sq.ft.) located in Carrboro. The Corporation had received a \$50,000 grant from Vocational Rehabilitation, but would lose these funds if use of the funds was not begun by September 30. In addition, the option on the building would expire in October. The request to the Town of Chapel Hill would be a one-time capital request for seed money.

Councilmember Broadfoot stated that he would favor Orange County appropriation of funds rather than funds from Chapel Hill.

Councilmember Smith suggested that the request be considered during a budget work session.

Councilmember Broadfoot stated that some of these requests might actually be a request to "contribute to their budget under the guise of a contract performance." He questioned the extent to which the Board might be aware of the budgets of these agencies or if they might know what other contributions were being considered by local governments. He requested such information re the North State Legal Services. Ms. Sullivan stated that she would provide this information at the Council's budget work session.

Councilmember Broadfoot asked how it could be determined if an agency fulfilled its contract. Ms. Sullivan responded that the contracts delineated what services to Chapel Hill citizens an agency was expected to provide. Quarterly meetings would be held and funds would be released at the end of a quarter, if the terms of the agreement had been met.

The contracts outlined services to Chapel Hill citizens who would not otherwise be served.

Councilmember Kawalec commended the Advisory Board for the effort that had been put into making this report so informative and helpful to the Council toward reaching an informed decision for awarding performance contracts.

Mayor Nassif responded to a question from Ms. Katherine Savage, a member of the HSAB, that the Board could submit funding requests to the Council at any time.

Resolution Designating the Village Bank as a Depository of Town Funds

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

(83-R- 86)

A RESOLUTION DESIGNATING THE VILLAGE BANK AS A DEPOSITORY OF TOWN FUNDS

1. RESOLVED, that The Village Bank, CHAPEL HILL, N.C., is hereby designated as a depository of the Corporation and that a deposit account and/or certificates of deposit be opened and maintained in the name of this Corporation with said Bank in accordance with the applicable rules and regulations for such an account; that any TWO of the following officers or employees of this Corporation:

TOWN MANAGER
FINANCE DIRECTOR
ASSISTANT TOWN MANAGER
REVENUE COLLECTOR

is/are hereby authorized, on behalf of this corporation, and in its name to sign checks, drafts, notes, bills of exchange, acceptances, certificates of deposit or other orders for the payment of money; to endorse checks, notes, bills, certificates of deposit, or other instruments, owned or held by this Corporation for deposit with said Bank or for collection or discount by said Bank; to accept drafts, acceptances, and other instruments payable at said Bank; to place orders with said Bank for the purchase and sale of foreign currencies on behalf of this Corporation; to waive presentment, demand, protest, and notice of protest, or dishonor of any check, note, bill, draft, or other instrument made, drawn, or endorsed by this Corporation; and,

2. FURTHER RESOLVED, that The Village Bank be and it hereby is authorized to honor, receive, certify, or pay all instruments signed in accordance with foregoing resolution even though drawn or endorsed to the order of any officer or employee signing the same or tendered by him for cashing, or in payment of the individual obligation of such officer or employee, or for deposit to his personal account, and said Bank shall not be required or be under any obligation to inquire as to the circumstances of the issuance or use of any instrument signed in accordance with the foregoing resolution, or the application or disposition of such instrument or the proceeds thereof; and,

3. FURTHER RESOLVED, that The Village Bank be, and it is hereby requested, authorized, and directed to honor checks, drafts, or other orders for the payment of money drawn in this Corporation's name, including those payable to the individual order of any person or persons whose name or names appear thereon as signer or signers thereof, when bearing or purporting to bear the facsimile signature(s) of the specified number of the foregoing officers or employees of this Corporation and The Village Bank shall be entitled to honor and to charge this Corporation for such checks, drafts, or other orders, regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto, if such signature or signatures resemble the facsimile specimen duly certified to or filed with The Village Bank by the Secretary or Assistant Secretary or other officer of this Corporation; and,

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4. FURTHER RESOLVED, that the Secretary or Assistant Secretary of this Corporation shall certify to said Bank the names of the persons who are at present authorized to act on behalf of this Corporation under the foregoing resolutions and shall from time to time hereafter, as changes in the personnel of said officers and employees are made, immediately certify such changes to said Bank, and said Bank shall be fully protected in relying on such certifications of the Secretary or Assistant Secretary and shall be indemnified and saved harmless from any claims, demands, expenses, loss, or damage resulting from, or growing out of, honoring the signature of any officer or employee so certified, or refusing to honor any signature not so certified; and,

5. FURTHER RESOLVED, that the foregoing resolutions shall remain in full force and effect until written notice of their amendment or rescission shall have been received by said Bank, and that receipt of such notice shall not affect any action taken by said Bank prior thereto; and,

6. FURTHER RESOLVED, that all transactions by any of the officers or employees of this Corporation on its behalf, and in its name, with The Village Bank prior to the delivery to said Bank of a certified copy of the foregoing resolutions are, in all respects, hereby ratified, confirmed, approved and adopted; and,

7. FURTHER RESOLVED, that the Secretary or Assistant Secretary be, and he hereby is, authorized and directed to certify these resolutions to The Village Bank and that the provisions thereof are in conformity with the Charter and By-Laws of this Corporation.

THIS THE 13TH DAY OF JUNE, 1983.

The following Councilmembers abstained from voting due to conflict of interest: Wallace, Broadfoot, Smith, and Boulton. VOTE ON THE MOTION PASSED 5 TO 0 WITH COUNCILMEMBERS KAWALEC, PASQUINI, HOWES, STRALEY, AND MAYOR NASSIF SUPPORTING, AND NO OPPOSING VOTES.

Ordinance to Amend the "Community Development Small Cities Program Ordinance (Second Reading)

This ordinance had been presented to the Council at the May 23, 1983, meeting of the Town Council. As the ordinance did not receive a 2/3 majority vote when introduced, State law required a second reading. The motion was already on the floor.

VOTE ON THE FOLLOWING ORDINANCE CARRIED 8 TO 1 WITH COUNCILMEMBERS BOULTON, HOWES, KAWALEC, PASQUINI, SMITH, STRALEY, WALLACE, AND MAYOR NASSIF SUPPORTING, AND COUNCILMEMBER BROADFOOT OPPOSING:

AN ORDINANCE TO AMEND THE "COMMUNITY DEVELOPMENT SMALL CITIES PROGRAM ORDINANCE" (83-O-28)

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Project Ordinance entitled "Community Development Small Cities Program Project Ordinance" as duly adopted on February 11 and October 13, 1980, and October 12, 1981, be and the same is hereby amended as follows:

Section 4. Reflect the following increases and decreases in appropriations to activities:

<u>Activity</u>	<u>Year 1,2,3 Current Project</u>	<u>Increase</u>	<u>Decrease</u>	<u>Year 1,2,3 Revised Project</u>	<u>Year 2 Revised</u>
Acquisition of Real Property	\$410,879	\$5,185		\$416,064	\$139,200
Disposition of Real Property	5,600			5,600	1,400
Public Facilities and Improvements	512,162			512,162	172,215
Clearance Activities	30,167			30,167	4,900
Relocation Payments and Assistance	175,277		11,420	163,857	57,737
Rehabilitation and Preservation	770,992	2,235		773,227	254,205
General Administration	187,728	4,000		191,728	62,298
Non-Departmental	<u>10,695</u>			<u>10,695</u>	<u>8,045</u>
TOTAL	\$2,103,500	\$11,420	\$11,420	\$2,103,500	\$700,000

This the 13th day of June, 1983.

(SECOND READING)

Ordinance to Amend the "Community Development Small Cities Program Ordinance" (Second Reading)

As this ordinance did not receive a 2/3 majority vote when introduced to the Council on May 23, 1983, State law required a second reading. The motion was already on the floor to adopt the following resolution:

AN ORDINANCE TO AMEND THE "COMMUNITY DEVELOPMENT SMALL CITIES PROGRAM ORDINANCE" (83-O-29)

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Project Ordinance entitled "Community Development Small Cities Program Project Ordinance" as duly adopted on February 11 and October 13, 1980, and October 12, 1981, be and the same is hereby amended as follows:

Section 4. Reflect the following increases and decreases in appropriations to activities:

<u>Activity</u>	<u>Year 1,2,3 Current Project</u>	<u>Increase</u>	<u>Decrease</u>	<u>Year 1,2,3 Revised Project</u>	<u>Year 3 Revised</u>
Acquisition of Real Property	\$416,064			\$416,064	\$196,480
Disposition of Real Property	5,600			5,600	3,900
Public Facilities and Improvements	512,162			512,162	64,850
Clearance Activities	30,167			30,167	17,270
Relocation Payments and Assistance	163,857			163,857	22,185
Rehabilitation and Preservation	773,227		14,670	758,557	314,500
General Adminis- tration	191,728	14,670		206,398	78,165
Non-Departmental	<u>10,695</u>			<u>10,695</u>	<u>2,650</u>
TOTAL	\$2,103,500	\$14,670	\$14,670	\$2,103,500	\$700,000

This the 13th day of June, 1983.

(SECOND READING)

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

Resolution Authorizing the Filing of Applications with the Department of Transportation, United States of America, for Grants under the Urban Mass Transportation Act of 1964, as Amended

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

A RESOLUTION AUTHORIZING THE FILING OF APPLICATIONS WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR GRANTS UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED (83-R-87)

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects; and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs; and

WHEREAS, it is required by the U. S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of applications for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U. S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the applicant that minority business enterprise be utilized to the fullest extent possible in connection with these projects, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services;

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

1. That the Town Manager is authorized to execute and file applications on behalf of the Town of Chapel Hill with the U. S. Department of Transportation, to aid in the financing of operating, capital, ride-sharing, and planning assistance projects pursuant to Sections 5 and 9A of the Urban Mass Transportation Act of 1964, as amended.
2. That the Town Manager is authorized to execute and file with such applications an assurance or any other document required by the U. S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.
3. That the Town Manager is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the applications for the projects.
4. That the Town Manager is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the Town Manager is authorized to execute grant agreements on behalf of the Town of Chapel Hill with the U. S. Department of Transportation for aid in the financing of the operating, capital, ride-sharing, and planning assistance projects.

This the 13th day of June, 1983.

THE MOTION CARRIED UNANIMOUSLY.

Nominations/Appointments to Town Boards/Commissions

1. Board of Adjustment (regular seat). COUNCILMEMBER WALLACE MOVED, SECONDED BY COUNCILMEMBER BOULTON, TO APPOINT THE FOLLOWING PERSONS TO THE BOARD OF ADJUSTMENT BY ACCLAMATION: Walter Baum, Robert Joesting, and Lewis Roland.

THE MOTION CARRIED UNANIMOUSLY.

2. Board of Adjustment (alternate seat). The following vote was taken:

- Charles House (8 votes): Boulton, Broadfoot, Howes, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.
- Karen Murphy (1 vote): Kawalec.

Charles House was appointed to fill the alternate seat on the Board of Adjustment.

3. Community Appearance Commission. The following vote was taken:

- Marjorie Perl (9 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.
- Josh Gurlitz (9 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.
- Ralph Bass (3 votes): Broadfoot, Pasquini, and Wallace.
- Sarah Campbell (1 vote): Smith.
- Ann Hamby (1 vote): Boulton.
- Cassandra Sloop (4 votes): Howes, Kawalec, Straley, and Mayor Nassif.

A run-off vote was taken as follows:

- Ralph Bass (4 votes): Broadfoot, Pasquini, Smith, and Wallace.
- Cassandra Sloop (5 votes): Boulton, Howes, Kawalec, Straley, and Mayor Nassif.

Marjorie Perl, Josh Gurlitz, and Cassandra Sloop were appointed to serve on the Community Appearance Commission.

4. Human Services Advisory Board. The following vote was taken:

- Katherine D. Savage (9 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.
- Al Mebane (8 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Wallace, and Mayor Nassif.
- Gordon Dragt (1 vote): Straley.

Katherine D. Savage, and Al Mebane were appointed to serve on the Human Services Advisory Board.

5. Library Board of Trustees. The following vote was taken:

- Lisa Price (6 votes): Boulton, Broadfoot, Howes, Kawalec, Smith, and Mayor Nassif.
- Mrs. Edward E. Yaggy, Jr. (7 votes): Broadfoot, Howes, Kawalec, Pasquini, Straley, Wallace, and Mayor Nassif.
- Waldo E. Haisley, Jr. (5 votes): Boulton, Pasquini, Smith, Straley, and Wallace.

Lisa Price and Mrs. Edward E. Yaggy, Jr. were appointed to the Library Board.

6. OWASA. The following vote was taken:

- J. Wade DeGraffenreidt (6 votes): Boulton, Howes, Kawalec, Smith, Wallace, and Mayor Nassif.
- Harold Langenderfer (9 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Straley, Wallace and Mayor Nassif.
- A. H. Laube (2 votes): Broadfoot, and Smith.
- Bob Peck (5 votes): Boulton, Broadfoot, Howes, Pasquini, and Straley.
- Donald T. Lauria (5 votes): Kawalec, Pasquini, Straley, Wallace, and Mayor Nassif.

The following run-off vote was taken:

- Bob Peck (3 votes): Boulton, Broadfoot, and Howes.
- Donald T. Lauria (6 votes): Kawalec, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.

J. Wade DeGraffenreide, Harold Langenderfer, and Donald T. Lauria were appointed to serve on the OWASA Board.

7. Parks and Recreation Commission: The following vote was taken:

- Florence Soltys (8 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Straley, and Mayor Nassif.
- Lynn Cox (9 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.
- Caroline Lindsay (6 votes): Boulton, Howes, Kawalec, Straley, Wallace, and Mayor Nassif.
- Charlene Register (2 votes): Smith, and Wallace.
- Olga Morrison (2 votes): Broadfoot, and Pasquini.

Florence Soltys, Lynn Cox, and Caroline Lindsay were appointed to the Parks and Recreation Commission.

8. Personnel Appeals Committee. COUNCILMEMBER SMITH MOVED, SECONDED BY COUNCILMEMBER HOWES, TO APPOINT THE FOLLOWING PERSONS TO THE PERSONNEL APPEALS COMMITTEE BY ACCLAMATION: Rebecca S. Clark and Shann Tracy

9. Planning Board. The following vote was taken:

- Pat Evans (7 votes): Boulton, Howes, Kawalec, Smith, Straley, Wallace, and Mayor Nassif.
- Bill Rohe (7 votes): Boulton, Howes, Kawalec, Pasquini, Smith, Straley, and Mayor Nassif.
- Aarne Vesilind (3 votes): Broadfoot, Pasquini, and Wallace.
- Arthur Werner (1 vote): Broadfoot.

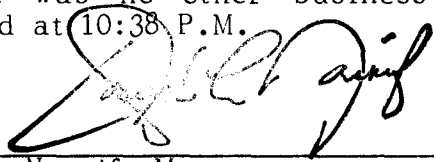
Pat Evans, and Bill Rohe were appointed to the Planning Board.

10. Transportation Board. The following vote was taken:

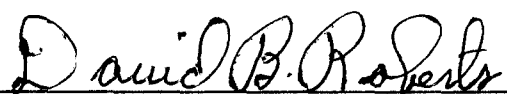
- Rita Berman (9 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.
- Dianne Byrne (9 votes): Boulton, Broadfoot, Howes, Kawalec, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.
- Lawrence Lanset (8 votes): Boulton, Broadfoot, Kawalec, Pasquini, Smith, Straley, Wallace, and Mayor Nassif.
- Albert Wurth (1 vote): Howes.

Rita Berman, Dianne Byrne, and Lawrence Lanset were appointed to the Transportation Board.

As there was no other business to come before the Council, the meeting was adjourned at 10:38 P.M.



Joseph L. Nassif, Mayor



David B. Roberts, Clerk