

MINUTES OF A REGULAR MEETING OF THE MAYOR AND COUNCIL
OF THE TOWN OF CHAPEL HILL, MUNICIPAL BUILDING,
MONDAY, NOVEMBER 10, 1986

Mayor James C. Wallace called the meeting to order. Council Members present were:

- Julie Andresen
- David Godschalk
- Jonathan Howes
- David Pasquini
- Nancy Preston
- R. D. Smith
- Bill Thorpe
- Arthur Werner

Also present was Town Manager David R. Taylor, Assistant Town Managers Sonna Loewenthal and Ron Secrist, and Town Attorney Ralph Karpinos.

Public Forum for Citizen Comments on Preparing 1987-88 Operating and Capital Budget

Manager Taylor said this public forum, part of the budget process, was to hear citizen comments on community needs for the upcoming budget year.

There were no citizen comments.

Council Member Smith commended the staff on past Town budgets.

Council Member Preston asked the Manager if he had received any telephone calls or written comments on the budget. Manager Taylor replied that he had received none to date.

Petitions

Peter and Desiree Denton, speaking as residents of Colony Woods Drive, petitioned the Council to make necessary improvements to the storm drainage pipe on under Colony Woods Drive in order to rectify the flooding problems associated with storm water run-off through this pipe. They commented that the Manager had previously recommended no improvements be made to the storm drainage system because of a pending lawsuit and the expected cost for repairs of \$75,000. They said these reasons were no longer valid since they nor the Town were involved in the lawsuit and they expected the cost for replacing the 15 inch drainage pipe with a 30 inch pipe to cost much less than \$75,000. They urged the Council to review the situation and make the necessary improvements.

Council Member Preston commented that she had understood replacement of the 15" pipe with a larger pipe would have an adverse affect on the storm water run-off further downstream. Manager Taylor responded that the staff report had indicated that a larger drainage pipe at this location would have a measurable affect on the stormwater run-off further downstream.

Council Member Werner asked about the status of the lawsuit between the former property owners and the developer of property in Durham County. Ms. Denton said the former property owners now live in Michigan and the developer had made a settlement offer.

COUNCIL MEMBER ANDRESEN MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO REFER TO THE MANAGER. THE MOTION PASSED UNANIMOUSLY, (9-0).

Joan Shapiro, representing the Alliance of Neighborhoods, asked to speak to item #10, Water Shortage Measures.

Art Hurov, speaking as a resident, asked to speak to item #10, Water Shortage Measures.

Council Member Andresen circulated a letter from the Chapel Hill Carrboro PTA Council asking for support and endorsement of a letter to area parents about serving alcohol at and the holding of unsupervised parties in individual homes.

Council Members Godschalk and Smith commented that they would prefer the issue be left to each individual Council Member to decide how they would respond, rather than having the Council endorse the letter as a whole. They expressed reservations about the letter and its implications since they had just received it tonight and not had time to read the letter in depth.

Minutes

COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO ADOPT THE MINUTES OF OCTOBER 22, 1986 AS CIRCULATED. THE MOTION PASSED UNANIMOUSLY, (9-0).

COUNCIL MEMBER WERNER MOVED, SECONDED BY COUNCIL MEMBER HOWES TO ADOPT THE MINUTES OF OCTOBER 27, 1986 AS CIRCULATED. THE MOTION PASSED UNANIMOUSLY, (9-0).

Greenway Improvements

Dorothy Talbot, representing the Greenways Commission, said the Council had appropriated \$25,000 for greenways in the 1986-87 Capital Improvements Program (CIP). Since adoption of the CIP the Greenways Commission had worked on three proposed greenway trails: Tanyard Branch (dedicated in April, 1986); Glendale/Battle Park; and Bolin Creek. She said the Greenways Commission had reviewed the current needs and projects and recommended that the Council authorize the Manager to contract with Dewberry and Davis of Raleigh to design the greenway trails

along Battle Branch and Bolin Creek. Ms. Talbot stated that the anticipated cost for the greenway trail design and preliminary construction was \$19,500. She said the Commission also recommended that benches and a picnic area be provided along the Tanyard Branch trail and to landscape the entrances to the trail at an expected cost of \$5,500.

Council Member Smith commented that he felt the Commission should complete one trail to the expected standards prior to expansion of another trail and wanted to be sure the amount of funds to the Tanyard Branch were adequate to complete the trail.

Council Member Werner asked who would do the preliminary trail construction work. Ms. Talbot responded that she understood the staff would do this work.

Council Members Howes, Godschalk, and Preston commended the Greenways Commission for their work and proposal for the development of the additional trails. Council Member Howes asked the Manager if he concurred with the Commission's recommendation. Manager Taylor replied yes.

COUNCIL MEMBER PRESTON MOVED, SECONDED BY COUNCIL MEMBER GODSCHALK TO ADOPT RESOLUTION 86-11-10/R-1. THE MOTION PASSED UNANIMOUSLY, (9-0).

The resolution, as adopted, reads as follows:

A RESOLUTION AUTHORIZING THE MANAGER TO IMPLEMENT THE 1986-87 GREENWAYS PLAN (86-11-10/R-1)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Manager is hereby authorized to implement the 1986-87 Greenways Plan in substantially the form as recommended in the Greenways Commission's Report to the Council dated October 27, 1986, and resubmitted on November 10, 1986. The Manager is authorized to enter into greenway design and construction contracts as described in the October 27, 1986 report and in accord with the adopted 1986-87 Capital Improvements Program budget.

This the 10th day of November, 1986.

Triangle Area Public Transportation Study

Dr. Emil Malizia, representing the Steering Committee, said the group had been engaged in work on this issue since early spring. He commented that they had published a report which showed that the trends indicate that by all the regional corridors would be at or above capacity. He said the report took into account all planned transportation improvements during this period. Dr. Malizia commented that as a result the Steering Committee had developed a list of questions and possible implementation schemes to address this problem. He said the primary need was to move

ahead in certain transportation areas such as emphasizing car-pooling and vanpooling, increasing park-ride lots, express buses, etc. Additionally the Steering Committee felt some entity was needed to deliver the transportation services to the region. A possible solution would be a regional public transportation authority to plan, finance and operate public transportation services in the Triangle area.

Council Member Howes said the State should be commended for funding the report and Committee. He said he had reservations about the need for a public transportation authority at this point and said he felt there needed be a constituency for regional public transportation prior to the establishment of an authority. Mr. Howes suggested that the immediate focus should be on public understanding.

Dr. Malizia agreed with Mr. Howes comments but said that a critical missing link in the current picture was the lack of local leaders to promote this understanding. He said the idea of an authority was meant as a useful vehicle at some point in the future.

Council Member Smith expressed concern about how committed the State was to developing methods to aid the transportation problems.

Council Member Godschalk asked Dr. Malizia what had been the response of other localities to the study. Dr. Malizia replied that in general the response had been good.

Community Appearance Commission Annual Report

Cassandra Sloop, speaking as the Chair of the Appearance Commission, said that the Commission had accomplished much during fiscal year 1985-86, the principal of which was the development, production and distribution of the Sign Guidelines brochure. She stated that the Commission had also paid on-site visits to a number of completed projects to determine whether the landscaping was developed according to the approved plans. Ms. Sloop said the Commission planned to continue the on-site visits this year as well as work on the Special Appearance District and entranceways.

Council Members Andresen, Godschalk, and Preston thanked the Commission for their good work, especially the Sign Guideline brochure and stated they were pleased to see the on-site visits continuing.

Audit Report

Jan Llewelyn, speaking as the Audit Manager for the Town of Chapel Hill and representing Touche Ross and Company, commented that the audit for fiscal year 1985-86 had been the smoothest ever thanks to the Town's Finance Department. She recognized Mr.

Rex Price the Audit Partner for Touche Ross and commended the Town for its Certificate of Achievement in Financial Reporting and said she felt sure the Town would receive the Certificate again this year.

Council Member Smith thanked the Manager and his staff for their work in preparing the budgets and maintaining sound financial records.

Quarterly Reports

Triangle J Council of Governments

Council Member Howes gave a brief report on the Triangle J Council of Governments saying that group had been involved in the study of managing water resources and transportation needs for the triangle during the last quarter.

Orange County Human Services Advisory Commission

Council Member Werner said the Orange County Human Services Advisory Commission was still awaiting the report from the citizen task force on the role the Advisory Commission should play.

Joint Orange Chatham Community Action

Council Member Preston said that the Joint Orange Chatham Community Action agency had been busy the last quarter with its basic programs, but that they were concerned that their Emergency Assistance Fund was not sufficient to cover expected requests for funds during the winter months. She said this Fund which generally consisted of \$10,000 in grants had been depleted in August and usually the funds were used to help supplement individuals payments of utility bills during the late fall and winter months. Ms. Preston said JOCCA was applying for two grants of \$146,000 and \$257,000 respectively. The first grant would be used to train older citizens in new trades like carpentry and the second would be used to help rehabilitate approximately 50 substandard homes in the area.

Regional Solid Waste Task Force

Council Member Preston gave a report on the Regional Solid Waste Task Force to which she had been appointed in early summer. She said the group had held two meetings at which they discussed the area's needs for waste disposal and possible methods to meet the needs. As a result, Ms. Preston said, the Task Force was in the process of developing criteria for requests for proposals to address the waste needs for the region. She said that Alamance County had been invited to join the Task Force and had done so.

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Council Member Werner asked Ms. Preston if she felt the Task Force would recommend and encourage a joint facility for the region. Ms. Preston said that this issue would be addressed by the Consultant hired through the request for proposal process and that it could be that the study would show it was not feasible or practical to have a joint facility.

Council Member Howes asked what was the status of Alamance County in the procedures. Council Member Preston said the Alamance County officials were extremely interested. Manager Taylor responded that Alamance County was faced with some short term problems that needed to be addressed immediately and that as such it might affect the way they view the need for a lengthy consultant study.

Mayor Wallace commented that Durham was also facing some immediate problems with regard to solid waste disposal. Manager Taylor agreed, but said Durham had consented to wait until the consultant study was complete before attempting to solve these problems.

Council Member Smith expressed concern that Chapel Hill could be left with the sole responsibility of finding a site for a regional landfill. Council Member Preston said the Task Force was also looking for alternatives to a landfill for disposal of solid waste.

Council Member Pasquini asked to see the guidelines for the requests for proposals saying he wanted to have more information on the scope of the study.

Council Member Andresen asked to see a copy of the study that Durham had recently had conducted.

Council Member Godschalk asked for clarification of the waste-to-energy alternative suggested in the memorandum. Mr. Taylor said the Durham study had indicated that the waste-to-energy option would be 5 times more expensive than traditional methods. He said however, that the long term affects of a landfill were not known and the Task Force felt every option should be reviewed.

Transportation Advisory Committee

Council Member Thorpe said that there was nothing new to report since his last report. He commented that he would not be able to attend the next TAC meeting but that a staff member would attend in his stead.

Staff Quarterly Report

Manager Taylor said the staff's quarterly report was included in the agenda packet and he would be glad to answer any questions.

Affirmative Action Update

Manager Taylor said this was the annual report on the Town's affirmative action status.

Council Member Thorpe stated that he was pleased the Town was continuing with its affirmative action plan. He said that he felt there were still areas which needed to be addressed, especially having Blacks in upper management and in officer's positions in the Police Department.

Eubanks Townhouses

Roger Waldon, Planning Director, stated that the applicant was attempting to get approval from NCDOT for improvements to the intersection of NC 86 and Eubanks Road as required in stipulation #4 of the Manager's recommendation. He said that since the approval had not as yet been granted, stipulation #4 should be amended to qualify that this stipulation would be required if NCDOT approval could be secured.

Council Member Preston asked if this meant approval from NCDOT might not be granted. Mr. Waldon replied yes. He said NCDOT had some reservations on the amount of site distance. Mr. Waldon commented that what the staff would like is an additional lane so that cars waiting to turn left on NC 86 would be left stacked up while cars wanting to turn right would not have to wait for those turning left. He said there was concern that the cars waiting to turn left might block the site distance for the cars wanting to turn right onto NC 86.

Council Member Andresen asked what was the arrangement for recreation and open space in the development. Mr. Waldon said that the issue brought out in the public hearing was that Orange County regulations dealing with recreation requirements had changed from the time the application was first submitted to the present. More recreation area was required as a result. The County recommended that the deficiency that exists on the current site plan for recreation space be made up with a payment-in-lieu of recreation area. Applying Orange County's formula for calculating payment-in-lieu would result in a payment of about \$12,000 for four acres. He said there were differences between the way Orange County and Chapel Hill calculate payments-in-lieu and requiring recreation space. Mr. Waldon stated that both entities required improved recreation space as a part of a multi-family development and both have provisions for payments-in-lieu if space is not provided on site. Orange County's requirements with regard to the acres of improved recreation space required are significantly higher than Chapel Hill's, while their formula for calculating payment-in-lieu was much lower than Chapel Hill's.

Council Member Andresen asked if the arrangement had been for recreational area within the project, what would have been the requirement. Mr. Waldon said that under Orange County's regulations it would result in 1.75 acres of improved recreation space with amenities and approximately 4 acres of additional land dedicated for public recreation purposes.

Council Member Pasquini asked how this would change the site plan. Mr. Waldon said it would change it radically. The total recreation area would be five acres. The original application had the recreation space as about 1.06 acres. With the change in Orange County's regulations, the amount of proposed on-site recreation space was 1.75 acres with an additional 4 acres being provided through payment-in-lieu.

Council Member Pasquini said if the Council recommended requiring on-site dedication instead of payment-in-lieu then stipulation #7 would be changed as indicated in the memorandum. Mr. Waldon replied yes.

Council Member Andresen asked what was the Town's requirement for recreation space and whose regulations should be used to review the application. Mr. Waldon replied that the Town should follow the County's regulations. He said the Town's requirements would be .64 acres of improved recreation space.

Council Member Smith asked for clarification of where the improvements to Eubanks Road to 1/2 of a 47 foot cross-section with curb, gutter, etc. was to occur. Mr. Waldon said this requirement was for the part of Eubanks Road along the site's frontage.

Council Member Smith expressed concern about not requiring open space on the site when the payment-in-lieu would go to Orange County and the residents of the proposed development since they live so close to Chapel Hill would use Chapel Hill's recreation facilities. He said that on that basis he could not support the project as recommended.

Mr. Waldon responded that there was recreation space provided on the site but it was not sufficient to meet the new Orange County requirements. He said that what was being proposed on-site was a swimming pool with club house and tennis court.

Council Member Godschalk asked what was the difference between the County's and the Town's recreation space requirements. Mr. Waldon said the County's regulations for improved recreation space for this site would be 1.75 acres while Chapel Hill's regulations would be .64 acres of improved recreation space. Mr. Godschalk asked how much was currently being proposed by the applicant. Mr. Waldon said that it was 1.08 acres. Mr. Godschalk stated that this meant they actually had proposed more on-site improved recreation space than Chapel Hill's regulations would require. Mr. Waldon replied yes.

Council Member Godschalk said that in terms of Mr. Smith's concerns it seemed to him that there was quite a bit of recreation space being provided that was in excess of the Town's standards. He also pointed out that there was a large open space buffer around the site. He said he found the site plan to be a competent, well worked out site plan. Mr. Godschalk commended the Town staff for their negotiations on density and road improvements.

COUNCIL MEMBER GODSCHALK MOVED, SECONDED BY COUNCIL MEMBER THORPE TO ADOPT RESOLUTION 86-11-10/R-2A AS AMENDED TO REFLECT THE DEPENDENCY OF NCDOT APPROVAL FOR STIPULATION #4 TO BE VALID.

Council Member Preston said she was not pleased with the project, feeling it consisted of too much pavement and roof tops. She said they had reduced the impervious surfaces to 45% but she would prefer they be approximately 33%. Ms. Preston also said she would prefer to see more recreation area provided on the site. She asked Mr. Waldon that since the site was now in a mixed use zone, would the project integrated with other projects that might be developed nearby. Mr. Waldon responded that the site was in an area where it was hoped to encourage mixed use development but that the site was not zoned mixed use. It was designated as such in the Chapel Hill Land Use Plan, but in the Joint Land Use Plan it was designated as Office/Institutional with the intention to encourage mixed use development. Currently the site was zoned residential. He said the site was not in Chapel Hill's jurisdiction at present. Mr. Waldon said that one of the reasons for the stipulation regarding a sidewalk along Eubanks Road was in an effort to integrate this development with other potential developments.

Council Member Andresen said she shared Ms. Preston's concerns about the impervious surface and traffic on NC 86. She commented that several residents had expressed concern about the potential for cut-through traffic through the Northwoods subdivision. Ms. Andresen also stated she would prefer to see more open areas and recreation space, saying she felt it was a densely packed development.

Council Member Pasquini agreed with the comments of Council Members Preston and Andresen. He had questions about off-site improvements, especially the need for a stop light.

COUNCIL MEMBER PASQUINI MOVED A SUBSTITUTE MOTION, SECONDED BY COUNCIL MEMBER WERNER TO REFER THE ITEM BACK TO THE MANAGER AND STAFF FOR FURTHER REVIEW AND TO ADDRESS THE COMMENTS MADE TONIGHT.

Council Member Pasquini said he would prefer to see a site plan taking into consideration that all the recreation space would be on-site.

Council Member Howes said to refer it back to the Manager meant that the Council expected some changes to be made. He said a list of the concerns should be made, like on and off-site improvements, recreation, and the amount of impervious surface, which he said he did not think they could deal with that without drastically reducing the number of units.

Council Member Godschalk commented that the way to change the amount of impervious surface and still keep the same number of units was to build up higher. He said this was the kind of trade-off to be expected if they asked for standards that were even higher than the Chapel Hill recreation space requirements.

Council Member Werner said the key issue was that the recreation space dedication on-site supersedes the rest of the problems. He said that there was not a good analogy for this site elsewhere in Chapel Hill. Mr. Werner said this site was pretty far from any other active recreation area with Cedar Falls Park being the closest and it was approximately four to five miles away. He said what bothered him was that the payment-in-lieu of \$12,000 was not going to buy any useful recreation space that the residents of the proposed development would use. So basically, Mr. Werner said it was a question of whether or not the tenants would receive 4.5 to 5 acres or 1 acre of recreation space on site.

Council Member Howes said he was not enthusiastic about the project and hadn't been from the beginning due to the location at the far edge of existing development and that developing the area in this manner was premature. He said the Council had attempted to mediate this type of problem with the designation of mixed use. He said he felt the area was one which needed some maturing prior to a development of this magnitude and scope was built. He said he would vote in favor of the substitute motion but that his concerns would still be unanswered.

Mayor Wallace said that if the expected revisions entailed quite a bit of work and when brought back it was still defeated it might be better to turn down the substitute.

COUNCIL MEMBERS PASQUINI AND WERNER WITHDREW THEIR SUBSTITUTE MOTION.

THE MOTION TO ADOPT RESOLUTION 86-11-10/R-2A FAILED TO PASS, (2-7) WITH COUNCIL MEMBERS GODSCHALK AND THORPE VOTING IN FAVOR.

COUNCIL MEMBER ANDRESEN MOVED, SECONDED BY COUNCIL MEMBER SMITH TO ADOPT RESOLUTION 86-11-10/R-2B TO DENY THE APPLICATION.

Council Member Howes said the motion should include the additional problems raised in the discussion that evening.

Council Member Smith said he also questioned the statement of traffic analysis in the application which states that most of the traffic coming into town from the north would use I-40 to travel south once it was opened.

Council Member Howes suggested that in lieu of rewriting the resolution, that if it passed, the minutes of this meeting on the Council's discussion of this issue be forwarded to the Commissioners for their review.

COUNCIL MEMBERS ANDRESEN AND SMITH AGREED TO AMEND THEIR MOTION TO HAVE THE MINUTES ON THIS DISCUSSION BE FORWARDED TO THE COUNTY COMMISSIONERS FOR THEIR REVIEW.

Council Member Godschalk said that in reading the proposed resolution as grounds for the denial the fact that the proposed development is not appropriately located with respect to pattern and timing of existing proposed development in the Comprehensive Plan. However the Comprehensive Plan does indicate that this area would be an urbanized area and would be developed in this Transition Zone. He also said the developer was proposing to improve the public and private facilities that exist especially with the roadway. He said he was not sure what the minutes of the meeting would show that would be conclusive to deny the project. He said the Council might need to be more specific.

Attorney Karpinos responded that the addition of two paragraphs after the third paragraph which would state: ...and WHEREAS, the Site Plan fails to provide adequate on-site recreation facilities as provided by the Orange County regulations; and WHEREAS, the Town Council finds payment-in-lieu of recreation facilities to not be appropriate for this project;... Mr. Karpinos said the addition of these two paragraphs would address some of the concerns expressed by the Council.

COUNCIL MEMBERS ANDRESEN AND SMITH AGREED TO AMEND THEIR MOTION TO ADD THE TWO PARAGRAPH SUGGESTED BY THE ATTORNEY.

THE MOTION AS AMENDED CARRIED, (7-2) WITH COUNCIL MEMBERS GODSCHALK AND THORPE VOTING AGAINST.

The resolution, as adopted, reads as follows:

A RESOLUTION DENYING AN APPLICATION FOR A PLANNED DEVELOPMENT (86-11-10/R-2b)

WHEREAS, an application has been submitted for a Planned Development-Housing/Rezoning in the Joint Planning Area (property known as Lot 8 on Orange County Tax Map Number 18 for Chapel Hill Township); and

WHEREAS, the application has been reviewed in accordance with the terms of the Chapel Hill-Orange County Joint Planning Agreement; and

WHEREAS, the Chapel Hill Town Council fails to find that the proposed development is appropriately located with respect to the pattern and timing of existing and proposed development in the Comprehensive Plan, and with respect to public and private facilities existing or clearly to be available by the time the development reaches the stage where they will be needed; and

WHEREAS, the Site Plan fails to provide adequate on-site recreation facilities as required by the Orange County regulations; and

WHEREAS, the Town Council finds payment-in-lieu of recreational facilities to not be appropriate for this project;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the application as represented by a Site Plan, Utilities Plan, Erosion Control Plan, and Phasing Plan dated March 6, 1986, is not approved.

BE IT FURTHER RESOLVED that the Town Council recommends that the Orange County Board of Commissioners deny the application accordingly for the reasons stated in this motion and due to the concerns raised during the Council's deliberations as reflected in the minutes.

This the 10th day of November, 1986.

Joint Planning Agreement Update

Council Member Godschalk said they had met with Carrboro and Orange County on November 4th and had a frank and productive discussion of the issues. He said there were three main sets of issues which were discussed: 1) regulating development in the watershed prior to recommendations that might come from a study on the carrying capacity of the watershed; 2) expansion of the Carrboro transition area so that they might have a more flexible opportunity for future growth to the north which might involve some adjustment of the County rural buffer as shown on the County Land Use Plan; and 3) the dividing line between Carrboro and Chapel Hill in the rural buffer to the north which had previously been agreed upon. He said they had called for another meeting on November 17, 1986 at 6:00 p.m. in the Chapel Hill Municipal Building Meeting Room.

Community Development Plan - 1986

Manager Taylor said the Town recommended using the additional \$50,000 in Community Development funds it received, as a result of the Federal Urgent Supplemental Appropriation Act of 1986, to repair public housing and as a challenge grant to the Inter-Faith Council for capital costs for a shelter for the homeless. He said the Town had planned to hold a public hearing to hear citizen comments on the use of these funds even though a public hearing was not required. However, due to time constraints a public hearing was not possible. Therefore, Mr. Taylor said the Town would hear public comment on this issue tonight.

There no citizen comments.

COUNCIL MEMBER PASQUINI MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO ADOPT RESOLUTION 86-11-10/R-4. THE MOTION PASSED UNANIMOUSLY, (9-0).

The resolution, as adopted, reads as follows:

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN AMENDED FINAL STATEMENT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR FY 1986 (86-11-10/R-4)

BE IT RESOLVED that the Town Council of the Town of Chapel Hill authorizes the Manager to submit an amended Final Statement to the U.S. Department of Housing and Urban Development adding \$50,000 in CD funds to the FY 1986 plan, and authorizes the Manager to furnish any additional information that may be required in connection with the submission of the Final Statement.

BE IT FURTHER RESOLVED that the Council hereby cancels the public hearing on this topic scheduled for November 24, 1986.

This the 10th day of November, 1986.

Water Control Measures - Response to Alliance of Neighborhoods Petition

Joan Shapiro, representing the Alliance of Neighborhoods, said the Alliance was pleased with the Manager's recommended resolution that Certificates of Occupancy be suspended during water emergencies. However, she said they did not believe the Town should wait for OWASA to recommend this measure to Carrboro and the rest of Orange County, but that the Town should lead the way by immediately adopting occupancy restrictions in water emergencies. Ms. Shapiro said the Alliance also recommended that the suspension of Certificates of Occupancy (CO's) should take place as soon as a Stage III water emergency was reached.

Art Hurow, speaking as a resident, expressed dissatisfaction with the current definitions of water emergency stages. He further stated that using Stage V as the basis for the suspension of CO's was unrealistic. He concurred with Ms. Shapiro that this should occur at the declaration of a Stage III water emergency. He pointed out that at Stage V water rationing supposedly begins. Mr. Hurow urged support of the resolution and to perhaps take it further to make it more restrictive and suggested possibly restricting building permits in times of water shortages instead of certificates of occupancy.

Council Member Howes commented that it appeared the staff needed to review the measures used to calculate water shortages and how the different stages should be defined. He said the standards used to develop the ordinance were established ten years ago and did not take into account the type of prolonged drought which was occurring or the other sources of water now available. He agreed that the building permits should be restricted during the early stages of water emergencies.

Council Member Andresen asked what was the status of the proposed public facilities ordinance. Mr. Waldon said the staff and a consultant were working on the project and hoped to have recommendations to the Council in late spring.

Council Member Andresen said that it seemed something needed to be considered in the interim since a public facilities ordinance would not be available for awhile. She commented that the crisis time would not be over in the next few years and not until the Cane Creek reservoir was finished and filled. Ms. Andresen said she would support some other measures other than those made in the Manager's recommendation but felt it was a complex problem. She said the delaying of CO's could create a hardship on people who have moved to the area and were counting on moving into their homes and instead end up in area motels. Ms. Andresen also stated that restrictions should occur prior to Stage V.

Council Member Smith commented that Chapel Hill would not have a secure water situation until the Cane Creek reservoir were finished. He also said he would like to see the resolution request delaying issuance of building permits in a Stage III Water Danger instead of CO's in Stage V.

Council Member Godschalk expressed concern that the statements and actions being suggested were too reactionary and did not address the real need, which was water supply. He said what was needed was not the delaying of building permits or CO's but for OWASA to get other sources of water like a regional hookup with Raleigh and the completion of Cane Creek reservoir. He said his sense of urgency was to get water, and to communicate this to OWASA, and that that would be the constructive thing to do.

Council Member Werner said the Town should stop hiding behind OWASA's skirts on this issue. He said that even though OWASA controls the water, it was the Council's responsibility to worry about the public facilities available to Chapel Hill citizens. He stated if the Town did not take some strong action on this, OWASA and the Town would be like the little boy crying wolf. People would stop paying attention to warnings and conservation measures because they would be tired of seeing them called for and the Town government not doing anything to eliminate the need for the measures. He agreed with many of the comments made, feeling some delaying of building permits would be needed during some stage of the water emergency and possibly CO's in a later stage. Delaying building permits would put the pressure on OWASA to find other solutions.

Council Member Howes said there were merits in both restricting building permits and encouraging OWASA to find other sources of water. He said it was frustrating for the Council to go to the meetings and hear OWASA state they were moving forward, etc. and know that they are being extremely slow in developing the Cane Creek reservoir now that the legal impediment on the last piece

of property had been removed. Mr. Howes said it appeared that the Cane Creek reservoir project was not moving as fast as it should. He suggested that the resolution be adopted incorporating the changes suggested and that it be made clear to OWASA the sense of urgency felt by the Council.

Mayor Wallace said he felt it was unfair to deny Certificates of Occupancy after all the construction work had been done and purchases made and the owner ready to move in. He said if anything were to take place it should occur prior to construction. Mr. Wallace also agreed that he felt OWASA was not moving as fast as it could on Cane Creek reservoir.

Council Member Howes said to underlie his point, Burlington had a water supply that was second to none in the upper Piedmont and has indicated its willingness to share the water with southern Orange County. He said the pipes were in to facilitate this but there was a meter that needed replacing and there was some recalcitrance on one of the systems between Burlington and southern Orange County. Mr. Howes stated that in the atmosphere of the crisis which the area was facing it seemed to him that the connection should be made and should have been made years ago. He further stated that he felt OWASA had not sought the assistance of members of the Council or County Commissioners to exert some influence on those standing in the way of the connection.

Council Member Preston agreed with all the comments but that if the Town passed the resolution unilaterally it might be a mistake. She said the Town needed to consider Carrboro and Orange County in this situation because the builders would just move outside of Chapel Hill if the other entities did not pass a similar resolution, and the water would continue to be used. Therefore, she said OWASA needed to include this into their definitions and restrictions for water emergencies.

Council Member Thorpe stated the Council needed to consider Carrboro and Orange County in the matter of denial of building permits during a water shortage. He said he was concerned that the Town might be hurting itself if it acted unilaterally on this issue. Carrboro and Orange County also needed to be involved. Mr. Thorpe also agreed with Mr. Werner that repetition of the water conservation warnings without any other actions being taken would create a situation like the boy crying wolf.

Mayor Wallace said a contingency for this type of situation was in place and that the Town could inform OWASA what it wanted and OWASA would enforce it throughout the three jurisdictions.

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO ADOPT RESOLUTION 86-11-10/R-6 WITH THE ADDITION THAT THE TERM "CERTIFICATES OF OCCUPANCY" BE CHANGED TO "BUILDING PERMITS" AND THAT "STAGE V WATER SHORTAGE CRISIS" BE CHANGED TO "STAGE III WATER SHORTAGE DANGER".

Council Member Andresen asked if the resolution should include a request to review the definitions of the water emergency stages?

Manager Taylor said there needed to be a revamping of the policy used to determine crisis or warnings, etc. He said it was no longer satisfactory to measure it only by the water level in University Lake. OWASA could play games with the public by manipulating the water level. Mr. Taylor said what was needed was a review of the entire procedure. He commented that a moratorium on building permits or certificates of occupancy would be appropriate at certain stages of water emergencies. Manager Taylor said, however, that once the stage at which this is set was reached there would not, in his opinion, be any other stages for the denial of building permits would address all construction and therefore the major users of water.

Manager Taylor stated that the measure of water availability should be based on the volume of water supply from all the water sources available. He also said the Council should push and urge OWASA to get busy on the regional approach and to give the Council a report on their efforts. They have to be involved for they are the technical advisors on the water situation. He said the last paragraph of the resolution gave OWASA a deadline for a report to the Council on what they had done in response to the Council's concerns. He said it was important for the Council to say to OWASA that it should look at all the issues; the regional hookup and the basis for different water shortage stages for 1987 instead of for 1977.

Council Member Godschalk commented that this suggested to him that it was something upon which the Council should not act hastily. He suggested that it might be better to have the Manager review the details and bring back to the Council a well worked out proposal.

Council Member Pasquini said he felt 90 days was too long before expecting a report back from OWASA. Manager Taylor said he recommended 90 days because of the Thanksgiving and Christmas holidays coming up. He also said if the Council could get the information by February then it would have time to develop an ordinance prior to next summer when another potential drought could occur.

Council Member Werner said that the resolution should include a time frame for all of the requests and not just on the efforts of OWASA to increase the water supply. Manager Taylor suggested deleting the phrase "during the next 90 days" in the last paragraph of the resolution and add an additional paragraph asking OWASA to present the reports and information called for in the resolution to the Town Council within 90 days.

COUNCIL MEMBERS SMITH AND PRESTON AGREED TO AMEND THEIR MOTION TO INCLUDE A STATEMENT REQUIRING OWASA TO REPORT TO THE COUNCIL WITHIN 90 DAYS ON ALL THE ISSUES MENTIONED IN THE RESOLUTION.

Council Member Preston asked Manager Taylor if he would tell OWASA that the Council would like a revamping of the definition of the various stages of water conservation. Mr. Taylor replied yes and that paragraph four in the resolution would also address this issue.

Council Member Godschalk asked what would be the outcome of adoption of the resolution. Manager Taylor said that within the next 90 days OWASA would appear before the Council to make a report and recommendations to the Council and at which time the Council would be in a position to take action.

THE MOTION AS AMENDED PASSED UNANIMOUSLY, (9-0).

The resolution, as adopted, reads as follows:

RESOLUTION REQUESTING OWASA TO TAKE CERTAIN MEASURES REGARDING WATER DEMAND AND SUPPLY (86-11-10/R-6)

WHEREAS, OWASA has developed in cooperation with the Towns of Chapel Hill and Carrboro and Orange County, a series of water conservation measures and has coordinated the adoption of these measures in ordinance form by the three governing bodies; and

WHEREAS, growth in the OWASA service area has resulted in Building Permits being issued throughout the year, including during the months of the summer when water use is high and rainfall low; and

WHEREAS, there are many sources of potable water in the Research Triangle region, many of which contain more than is needed by the population they directly serve;

BE IT RESOLVED by the Council of the Town of Chapel Hill that OWASA is requested to initiate and coordinate the addition to restrictive measures in effect during a "Stage III Water Shortage Danger" the delay of issuance of any Building Permits and to consider any other measures that may be appropriate, including a review of the entire system of water conservation measures; and

BE IT FURTHER RESOLVED that the Council of the Town of Chapel Hill urges Orange Water and Sewer Authority to concentrate their efforts on implementing a region-wide network connecting all public water systems so that demand and supply may be balanced even in time of drought; and

BE IT FURTHER RESOLVED that the Council respectfully requests that OWASA present a report on its efforts to date to increase our water supply, including the expansion of capacity of connections to Durham and the initiation of connections to Raleigh and to Burlington, and the development of an intraregional allocation system; and

BE IT FURTHER RESOLVED that the reports on the topics mentioned in the above three paragraphs be presented to the Council of the Town of Chapel Hill within the next 90 days.

This the 10th day of November, 1986.

Fire Lane on Essex Drive - Coventry Townhouses

COUNCIL MEMBER THORPE MOVED, SECONDED BY COUNCIL MEMBER SMITH TO ADOPT ORDINANCE 86-11-10/O-1. THE MOTION PASSED UNANIMOUSLY, (9-0).

The ordinance, as adopted, reads as follows:

AN ORDINANCE AMENDING CHAPTER 21 (FIRE LANES) OF THE CODE OF ORDINANCES (86-11-10/O-1)

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

SECTION I

Sec. 21-20.2. Fire Lanes

The following areas are hereby declared to be fire lanes which have been determined to be necessary to the property fire protection of the Town of Chapel Hill. Where there is legible instruction at the fire lane against parking therein, the police department is hereby authorized to remove, tow in, and impound automobiles and vehicles of any kind parked in contravention of this section and to remove any other form of obstruction from said fire lanes. The owner shall be responsible for and pay storage and moving costs for any vehicle removed pursuant to the provisions of this section. The police department shall use reasonable diligence to notify the owner of the removal and storage of such vehicles. This declaration is without prejudice to the Town's right to assert at a later date that said areas are public rights-of-way.

The alleyways to which this section applies are:

<u>Name</u>	<u>Description</u>	<u>Length</u>	<u>Width</u>
Amity Court	Running north from Rosemary Street at a point 600 feet west of Church Street.	156 feet	15 feet
Fetzer Lane	Running north from Cameron Avenue at a point 315 feet west of Columbia Street.	210 feet	12 feet

Old Fratern- ity Row	Running south from Franklin Street at a point 350 feet west of Columbia Street and branching east, parallel to Franklin Street at a point 130 feet south of Franklin Street.	233 feet south and 200 feet west	20 feet
Spring Lane	Running north from East Rosemary Street at a point 225 feet east of Henderson Street.	420 Feet	14 feet
Essex Drive	Running north from Weaver Dairy Road.	400 Feet	two 10-foot wide travel lanes.

SECTION II

That all ordinances and portions of ordinances in conflict herewith are hereby repealed.

This the 27th day of October, 1986.

Noise Control Ordinance - Report

COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER SMITH TO REFER THE REPORT TO ALL THOSE CONCERNED. THE MOTION PASSED UNANIMOUSLY, (9-0).

Council Member Andresen said that she had received some calls on this issue and that there was concern about the enforcement of the ordinance on the UNC campus and the lack of manpower to enforce the ordinance.

Mopeds, Skateboards, etc. on Sidewalks and Bikepaths

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER HOWES TO ADOPT ORDINANCE 86-11-10/O-2.

Council Member Werner expressed concern about the use of skateboards on public streets as well as some sidewalks, especially in the late afternoon when visibility was poor.

Council Member Godschalk agreed with Mr. Werner and also said there were certain streets where skateboarders could habitually be found. He said that bicyclists were also becoming a hazard on certain sidewalks not designated as bikeways outside of the Town Center.

Council Member Howes agreed with the provisions in the proposed ordinance and agreed that there was misuse of the bikeways.

Council Member Smith suggested that it might be possible to regulate the use of skateboards to specific hours of the day. He also expressed concern about the number of bicyclists using their bike at night on the streets without the proper lights or reflectors.

THE MOTION PASSED UNANIMOUSLY, (9-0).

The ordinance, as adopted, reads as follows:

AN ORDINANCE AMENDING CHAPTER 21 (BICYCLES) OF THE CODE OF ORDINANCES (86-11-10/O-2)

BE IT ORDAINED by the Council of the Town of Chapel Hill that Section 21 of the Code of Ordinances is hereby amended as follows:

Section I

AMEND Section 21-3 as follows:

Sec. 21-3. Operation of bicycles, skateboards, roller skates and scooters on certain public streets.

It shall be unlawful for any person to ride a bicycle, skateboard, roller skates, or scooter on the sidewalk on either side of Franklin Street between Henderson Street and the western boundary of the Town, on either side of Rosemary Street between Henderson Street and the western boundary of the Town, or on either side of Columbia Street between Rosemary Street and Franklin Street. It shall be unlawful to leave a bicycle unattended on the sidewalk on either side of Franklin Street between Henderson Street and Columbia Street, except when placed in stands provided for that purpose and located within three (3) feet of the outside edge of the sidewalk. A person found in violation of this Ordinance shall be subject to a civil penalty not to exceed \$5.00.

ADD a Section 21-41(f) as follows:

Moped - Vehicles having two or three wheels and operable pedals and equipped with a motor which does not exceed 50 cubic centimeters piston displacement and cannot propel the vehicle at a speed greater than 20 miles per hour on a level surface. NCGS20-401(d1)

REPEAL Section 21-44.

ADD a Section 21-62 as follows:

It shall be unlawful for any person to ride a moped (as defined in 21-41(f)) on any sidewalk, (as defined in 21-20.1) or bike path or bike trail (as defined in 21-41(d) and (e) respectively). A person found in violation of this Ordinance shall be subject to a civil penalty not to exceed \$5.00.

Section II

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

This the 10th day of November, 1986.

Evaluation Committee on the Manager and Attorney

Council Member Godschalk stated that the Council had reviewed the Manager and Attorney for their work during the last year and found that their work had been good.

COUNCIL MEMBER GODSCHALK MOVED, SECONDED BY COUNCIL MEMBER SMITH TO INCREASE THE SALARY OF THE TOWN ATTORNEY BY \$5000 TO AN ANNUAL SALARY OF \$45,000 AND TO INCREASE THE SALARY OF THE TOWN MANAGER BY \$4,000 TO AN ANNUAL SALARY OF \$70,000 AND TO INCREASE THE TOWN MANAGER'S AUTOMOBILE ALLOWANCE BY \$1200 WITH A MAXIMUM COST TO THE TOWN FOR HIS AUTOMOBILE ALLOWANCE NOT TO EXCEED \$5000 PER YEAR. THE MOTION PASSED UNANIMOUSLY, (9-0).

Council Member Thorpe commented that the evaluation committee was setting up a formula to use next year to devise the Manager's salary.

Consent Agenda

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER HOWES TO ADOPT RESOLUTION 86-11-10/R-8. THE MOTION PASSED UNANIMOUSLY, (9-0).

The resolutions and ordinances, as adopted, read as follows:

A RESOLUTION APPROVING VARIOUS ORDINANCES AND RESOLUTIONS ON THE CONSENT AGENDA (86-11-10/R-8)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby approves the following ordinances and resolutions as submitted for the November 10, 1986 Town Council agenda:

1. Authorizing Agreement with NC Department of Transportation regarding warning signals at railroad crossing; budget amendment (R-9, O-3).
2. Budget Amendment for Merge Grant (O-4).
3. Authorizing application to the State for traffic signal funding (R-10).
4. Annual budget amendment to reappropriate funds for prior year encumbrances (O-5).

This the 10th day of November, 1986.

A RESOLUTION CONCERNING MUNICIPAL AGREEMENT BETWEEN THE TOWN AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR FUNDING PARTICIPATION IN THE INSTALLATION OF RAILROAD GRADE CROSSING WARNING DEVICES ON CAMERON AVENUE AND MERRITT MILL ROAD ADJACENT TO THE UNC POWER PLANT (86-11-10/R-9)

WHEREAS, the Department of Transportation, an agency of the State of North Carolina, pursuant to the provisions of G.S. 136-18(12) proposes to contract with the Federal Highway Administration to obtain Federal-Aid funds for the improvements in the protective devices at certain highway-railway crossings on roadway systems for which either the State or the Municipality are responsible; and

WHEREAS, the Municipality will reimburse the Department of Transportation for any and all expense incurred by Department of Transportation in the planning, design and installation of the protective devices at certain highway-railroad crossings on the State or Municipal roadway systems.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Mayor and the Clerk of the Municipality of Chapel Hill are hereby formally authorized to enter into a contract with the Department of Transportation to obtain Federal-Aid highway funds necessary to improve the protective devices at the said grade crossing, for the Department of Transportation to perform certain work, and the Mayor and Clerk of the Municipality are hereby empowered to sign and execute the required agreement between the Municipality and the Department of Transportation.

This the 10th day of November, 1986.

AN ORDINANCE TO AMEND "THE ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1986" (86-11-10/O-3)

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, 1986" as duly adopted on June 9, 1986 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>
Capital Improve- ments Fund	594,500	9,500		604,000

	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
<u>REVENUES</u>				
Capital Improve- ments Fund				
Fund Balance	499,500	7,500		507,000
Carrboro Con- tribution	0	2,000		2,000

This the 10th day of November, 1986.

AN ORDINANCE TO AMEND "THE ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1986 (86-11-10/O-4)

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, 1986" as duly adopted on June 9, 1986 be and the same is hereby amended as follows:

ARTICLE I

	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
<u>APPROPRIATIONS</u>				
GENERAL FUND				
Engineering	292,445	15,381		307,826
Non-Departmental (Contingency)	60,567		4,614	55,953

REVENUES

GENERAL FUND

Grants	222,912		10,767	233,679
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This the 10th day of November, 1986.

A RESOLUTION AUTHORIZING THE MANAGER TO MAKE APPLICATION TO THE NORTH CAROLINA DEPARTMENT OF COMMERCE FOR EXXON OVERCHARGE FUNDS (86-11-10/R-10)

WHEREAS, the State of North Carolina has solicited suggestions for energy conservation projects to be funded using a portion of the \$47 million in Exxon overcharge funds; and

WHEREAS, the Town of Chapel Hill's proposed traffic signal system improvement project meets the State Energy Conservation Program guidelines for use of the overcharge funds; and

WHEREAS, the proposed improvements to the Town's traffic signal system would result in the annual saving of an estimated 35,600 gallons of fuel;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby authorizes the Town Manager to make application to the North Carolina Department of Commerce on behalf of the Town for the use of Exxon overcharge funds for use in implementing the proposed traffic signal system improvements.

This the 10th day of November, 1986.

AN ORDINANCE TO AMEND "THE ORDINANCE CONCERNING APPROPRIATIONS AND THE RAISING OF REVENUE FOR THE FISCAL YEAR BEGINNING JULY 1, 1986" (86-11-10/O-5)

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, 1986" as duly adopted on June 9, 1986 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				
Town Manager	647,494	15,779		663,273
Personnel	201,884	11,608		213,492
Finance	318,112	1,895		320,007
Legal	90,346	8,441		98,787
Planning	410,592	29,717		440,309
Inspections	246,935	97		247,032
Engineering	307,826	13,035		320,861

<u>APPROPRIATIONS</u>	<u>Current Budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Revised Budget</u>
Public Works				
Administration	125,380	386		125,766
Construction	173,248	14,742		187,990
Streets	1,067,510	113,135		1,180,645
Equipment				
Services	557,339	3,374		560,713
Solid Waste				
Collections	1,325,031	4,536		1,329,567
Buildings & Grounds	548,671	5,494		554,165
Police				
Administration	246,206	433		246,639
Support Ser- vices	502,098	573		502,671
Patrol	1,878,369	3,973		1,882,342
Detective	330,186	25		330,211
Fire				
Administration	159,082	140		159,222
Suppression	1,103,553	15,664		1,119,217
Parks & Recre- ation				
General				
Recreation	590,834	5,961		596,795
Parks & Facil- ities Maint.	369,799	4,116		373,915
Library	655,203	32,135		687,338
Non-Depart- mental	1,543,207	202		1,543,409
SOLID WASTE DISPOSAL FUND	376,000	10,462		386,462
CHURCH STREET PARK- ING FACILITIES FUND	217,125	79,614		296,739
TRANSPORTATION FUND				
Administration	322,940	1,236		324,176
Operations	1,998,953	1,153		2,000,106
Maintenance	462,270	186		462,456
CAPITAL IMPROVEMENT FUND	604,000	96,909		700,909

ARTICLE II

REVENUES

GENERAL FUND			
Fund Balance	560,000	285,461	845,461
SOLID WASTE DIS- POSAL FUND			
Fund Balance	0	10,462	10,462
CHURCH STREET PARK- ING FACILITIES BOND FUND			
Fund Balance	0	79,614	79,614
TRANSPORTATION FUND			
Fund Balance	28,000	2,575	30,575
CAPITAL IMPROVEMENTS FUND			
Fund Balance	507,000	96,909	603,909

This the 10th day of November, 1986.

Boards and Commissions

Transportation Board

Council Member Andresen nominated Jennie Capparella.

For one seat on the Transportation Board the following vote was taken:

Edward Blocher (1): Smith

James Inglis (0):

Jennie Capparella (8): Andresen, Godschalk, Howes, Pasquini,
 Preston, Thorpe, Wallace, Werner

Jennie Capparella was appointed.

Parks and Recreation Commission

Council Member Godschalk nominated Leandra Bedini.

Executive Session

COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER GODSCHALK TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS LITIGATION AND ACQUIRING INTEREST IN REAL PROPERTY. THE MOTION PASSED UNANIMOUSLY, (9-0).

The meeting adjourned to executive session at 10:30 p.m.

COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER SMITH TO
ADJOURN THE MEETING. THE MOTION PASSED UNANIMOUSLY, (9-0).

The meeting adjourned at 11:10 p.m.

