

MINUTES OF A REGULAR MEETING OF THE MAYOR AND COUNCIL
OF THE TOWN OF CHAPEL HILL, MUNICIPAL BUILDING,
MONDAY, JULY 6, 1987, 7:30 P.M.

Mayor Pro-tem Bill Thorpe called the meeting to order. Council Members present were:

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

Mayor Wallace was absent, excused. Also present were Town Manager David R. Taylor, Assistant Town Manager Sonna Loewenthal and Ron Secrist, and Town Attorney Ralph Karpinos.

Public Hearing on Request to Close Unnamed Right-of-Way North of Azalea Drive

Manager Taylor stated that not all of the legal notices had been given to the affected parties and he requested that this item be deferred until September so that all the legal requirements could be met. The consensus of the Council was to defer the item.

Public Hearing on Petition for Annexation - Glenmere Subdivision

Manager Taylor said this was a public hearing to receive citizen comments on a petition for annexation of the Glenmere subdivision. He said public water and sewer had been extended to the property by the developer and that municipal services could be provided upon annexation without additional personnel or equipment.

There were no citizen comments.

There were no comments from the Council.

COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER SMITH TO REFER TO THE MANAGER AND ATTORNEY. THE MOTION PASSED UNANIMOUSLY, (8-0).

Public Hearing on Petition for Annexation - Chandler's Green Phase I

Manager Taylor stated that this hearing had been called to hear citizen comments on a petition for annexation of the proposed Chandler's Green Phase I subdivision. He said the property contained approximately 34 acres near Sunrise Drive, Weaver Dairy Road and Interstate-40 rights-of-way. He said a preliminary plat

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for the subdivision had been approved by Orange County and that the final plat would be approved by the Town.

There were no citizen comments.

There were no comments from the Council.

COUNCIL MEMBER WERNER MOVED, SECONDED BY COUNCIL MEMBER SMITH TO REFER TO THE MANAGER AND ATTORNEY. THE MOTION PASSED UNANIMOUSLY, (8-0).

Petitions

Mickey Ewell, representing the downtown community and Dr. Robert Seymour of the Committee on Human Services asked to speak to item #9, "Shelter update".

Robert Page, an attorney representing the Orange County Women's Center, petitioned the Council to defer action on agenda items #6a&b until August or September when a full complement of the Council would be expected to be in attendance.

COUNCIL MEMBER WERNER MOVED, SECONDED BY COUNCIL MEMBER HOWES TO DEFER ACTION ON THIS ITEM UNTIL THE AUGUST 24, 1987 REGULAR MEETING OF THE COUNCIL.

Council Member Andresen asked the Manager to also look into the status of the disputed property line during this interim.

Bob Epting, an attorney representing property owners in Cobb Terrace, said he had sent a letter to the Council requesting that the application be sent back to the Planning Board for further review in light of the applicable law.

Council Member Howes agreed with this suggestion and also said that the disagreement between the Cobb Terrace neighbors and the applicant was placing the Council in a tough position and that he would like to see some accommodation worked out over the next couple of months between the parties involved.

Manager Taylor suggested that the Council defer the item until September 14 so that the Planning Board and staff would have ample time to review.

COUNCIL MEMBERS WERNER AND HOWES AGREED TO AMEND THEIR MOTION TO REFER THE ITEM TO THE PLANNING BOARD AND PLACE IT ON THE SEPTEMBER 14, 1987 REGULAR COUNCIL MEETING AGENDA. THE MOTION PASSED UNANIMOUSLY, (8-0).

Council Member Godschalk stated that he had received a letter from the South Orange Rescue Squad requesting funding for the new fiscal year. He said he knew the letter had been received too late for the normal budget process but felt that this

organization which provided a much needed service to the community should receive some financial support. He asked that this matter be referred to the Manager. It was the consensus of the Council to refer the matter to the Manager.

Minutes

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO ADOPT THE MINUTES OF JUNE 15, 1987 AS CIRCULATED. THE MOTION PASSED UNANIMOUSLY, (8-0).

Council Member Werner stated that on page 5 of the June 17 minutes the comments regarding the 15-501 bypass should be attributed to Mr. Rimer and not to him.

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO ADOPT THE MINUTES OF JUNE 17, 1987 AS CORRECTED. THE MOTION PASSED UNANIMOUSLY, (8-0).

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO ADOPT THE MINUTES OF JUNE 22, 1987 AS CIRCULATED. THE MOTION PASSED UNANIMOUSLY, (8-0).

UNC Boiler Plant

Council Member Andresen stated that she had been working with the Design Advisory Committee on the Boiler Plant Replacement project and that the committee was pleased to present a design concept that was innovative and attractive with regard to boiler plants. She said the committee, architect, and University administrators were to be commended for preparing a design that will be attractive and sensitive to the residential setting of the project. Ms. Andresen said the plans also included the use of part of the old plant as a museum on the evolution of steam powered energy. She thanked the other committee members for their work and asked Associate Vice Chancellor Gene Swecker and Project Director Jim Weir to present the model. Ms. Andresen also thanked Mr. Josh Gurlitz for the idea of a design competition for the boiler plant replacement.

Mr. Swecker and Mr. Weir presented the model to the Council and thanked the committee for their work on the project. They said this would be a world class power plant for a world class university. Mr. Weir said there would be a glass enclosure around the upper sections of the plant and the lower section would have an aluminum-type material. He said he felt it would be especially beautiful. He stated that they anticipated having the equipment visible inside the plant color-coded so it would also have an educational value. Mr. Weir said the University was looking forward to having space for educational functions in the power plant for guided tours.

Council Member Smith commented that he hoped the amount of landscaping depicted in the model would be a good representation

of what would actually be in place on the site. Mr. Weir stated that the University had budgeted \$340,000 for landscaping of the site.

Henderson Street Special Use Rezoning and Special Use Permit

Deferred. See Petitions.

UNC Continuing Education Center - Special Use Permit

Manager Taylor said the application was for a Special Use Permit to allow construction of a new continuing education/conference center on the south side of N.C. 54, 1,000 feet west of its intersection with Barbee Chapel Road. He said questions raised at the public hearing dealt with the effect of the RCD on the parking area, whether or not the parking lot could be utilized as a park-ride facility, and the timing of the road improvements. Mr. Taylor said that the General Statutes exempt State-owned land from any "overlay" zoning district but that the staff believe the effect of the RCD on this particular site would be minimal. He said that the University had indicated that it would not be possible to use the proposed parking lot for a park-ride facility at the beginning of the facility operations but that they would be willing to discuss the possibility after the facility had been in use for a while and its actual use had been reviewed. Manager Taylor said that the timing of road improvements was the only matter of any concern with the University but that the staff felt the proposed facility would generate substantial traffic for special events once opened and that the necessary road improvements should be in place. He recommended adoption of Resolution A.

Council Member Andresen commented that at the public hearing Dr. Godschalk had stated that the approval of this application could open the way for other concomitant uses and that it might be necessary for the staff and Council to review the land use plan in light of these possible changes. She said she did not think this would necessarily be true. Ms. Andresen said the area was a major entranceway into Chapel Hill and that should be one of the major considerations. Council Member Andresen also commented that she wished the staff had worked with the University earlier in the process to get a joint park-ride lot.

Council Member Preston said that a park-ride lot was needed and that there seemed to be an enormous amount of paved parking on the site. She said that if the University was willing to possibly use their facility in the future for a park-ride lot that they might be willing to add 50 or more spaces to their lot for commuter traffic.

Mr. Gene Swecker, representing the University of North Carolina, said that the proposed parking lot was planned to accommodate the expected usage of the site. He said that if it appeared the

parking lot was being underutilized, the University would be glad to discuss the use of the lot for a park-ride lot.

Manager Taylor asked if the University would be willing to work with the Town to provide land for a Town sponsored park-ride lot. Mr. Swecker responded that the University would certainly be willing to discuss this issue.

Council Member Werner said that the memorandum states that State-owned land was not affected by overlay zoning districts like the RCD. He said that while in this instance the staff indicated that the affect of the RCD would be minimal it might be significant in other cases. He asked if the Town could make one of the stipulations in a SUP that in areas that are designated RCD that the University would comply with the Town's RCD ordinance. He said the Town was requiring the same thing of the University in every other case that it does of any other developer. Attorney Karpinos said that the General Statute said that unless the State agreed to the application of the overlay district to the State-owned land then the local government could not apply that regulatory action to the State land. He said that condition on the SUP would be subject to the same standard. Council Member Werner asked if the University could agree to these stipulations or could certain conditions of the SUP be identical to certain portions of the RCD ordinance without in fact designating it as RCD. He said he was not concerned with what it was called or zoned as long as the RCD areas were protected. Attorney Karpinos asked if there were provisions of the RCD which needed to be applied to the current application which were not being applied? Mr. Werner said he did not know but that this was the first time he had been aware that State-owned land was exempt from the overlay district. Attorney Karpinos said that if provisions of the RCD did not need to be addressed in this application, he would prefer to study the issue and respond to the Council at some time in the future. The Council agreed to this suggestion.

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO ADOPT RESOLUTION 87-7-6/R-5A.

Council Member Pasquini asked if the Transportation Board's recommendations were included in the Manager's recommendation. Roger Waldon responded that the Transportation Board's recommendation for a four-lane driveway on the north side of the building and for bus amenities at the main entrance and on the north side were not included in the Manager's recommendation. He said the staff recommendation was for a two-lane drive and that the portico of the entrance to the building would provide adequate shelter for bus patrons. He said that the Transportation Board's recommendation that Laurel Hill Parkway be built within a 100' right-of-way was included in the stipulations.

THE MOTION PASSED UNANIMOUSLY, (8-0).

The resolution as adopted, reads as follows:

A RESOLUTION APPROVING AN APPLICATION FOR SPECIAL USE PERMIT FOR UNC CONTINUING EDUCATION/CONFERENCE CENTER (87-7-6/R-5a)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby finds that the Continuing Education/Conference Center if developed in accordance with the preliminary site plan dated May 5, 1987 and the stipulations and conditions set forth below:

1. Would be located, designed, and proposed to be operated so as to maintain or promote the public health, safety, and general welfare;
2. Would 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. Would be located, designed and proposed to be operated so as to maintain or enhance the value of contiguous property; and
4. Would 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 actual construction begin by July 13, 1988 and be completed by July 13, 1993.
2. That the following improvements be made to N.C. 54 before the issuance of a Certificate of Occupancy:
 - a. That a left-turn lane be added to the westbound lane at its intersection with Laurel Hill Parkway;
 - b. That deceleration and acceleration lanes be added to the eastbound lane; and
 - c. That the intersection be signalized.
3. That the following improvements be made to Laurel Hill Parkway before the issuance of a Certificate of Occupancy:
 - a. That a 100-foot wide right-of-way be provided from N.C. 54 to a distance of 1,250 feet south;
 - b. That the entire four-lane cross-section, with turning lanes and landscaped median, be provided from N.C. 54

to the southernmost access drive to the Conference Center;

- c. That a sidewalk be provided along the entire western side;
 - d. That appropriate street trees be planted at 40-foot intervals along both sides of Laurel Hill Parkway; and
 - e. That final plans be approved by N.C. Department of Transportation and the Town Manager.
4. That a sidewalk be provided along the northern side of the southern access road.
 5. That the northernmost access drive be designed as follows:
 - a. That a deceleration lane be provided from Laurel Hill Parkway into the site;
 - b. That the driveway accommodate two lanes of traffic at the present time, until development of adjoining properties, at which time additional traffic lanes may be considered;
 - c. That a sidewalk be provided along the southern side of the access road.
 6. That no parking lots be allowed in the area immediately between the building and Laurel Hill Parkway.
 7. That the landscaped islands within the parking lot that contain the pedestrian walkways be a minimum 40-foot wide.
 8. That a type D buffer be provided along the site's frontage with Laurel Hill Parkway.
 9. That tree protection fences be provided along the northern limits of the site and be shown on the grading plan, and be installed prior to any construction activity taking place.
 10. That detailed building elevations, all signage, and all landscape plans and landscape maintenance plans be approved by the Appearance Commission prior to the issuance of the Zoning Compliance Permit.
 11. The final utility plans be approved by OWASA, Duke Power, Southern Bell, and/or Carolina Cable and the Town Manager before issuance of a Zoning Compliance Permit.
 12. That an Erosion Control Plan be approved by the North Carolina Department of Natural Resources and Community Development prior to issuance of a Zoning Compliance Permit.

- 13. That final plans to be approved by the Town Manager before issuance of a Zoning Compliance Permit (detailed site plan, utility/lighting plan, grading and stormwater management plan, right-of-way/easement plats, fire flow report) conform to the approved preliminary plans and demonstrate compliance with the above conditions and the design standards of the Development Ordinance and the Design Manual.
- 14. That continued validity and effectiveness of this approval is expressly conditioned on the continued compliance with the plans and conditions listed above.
- 15. If any of the above conditions is held invalid, this approval shall be void.
- 16. The University should consider a grade separation of pedestrian and vehicular traffic at the south entrance to the building.

BE IT FURTHER RESOLVED that the Council hereby approves the Special Use Permit to authorize development as proposed by this application in accordance with the plans as submitted and approved and the stipulations above.

This the 6th day of July, 1987.

COUNCIL MEMBER PRESTON MOVED, SECONDED BY COUNCIL MEMBER HOWES TO REQUEST THE MANAGER TO WORK WITH THE UNIVERSITY OF NORTH CAROLINA TO LOOK INTO THE FEASIBILITY OF A SHARED PARK-RIDE LOT. THE MOTION PASSED UNANIMOUSLY, (8-0).

Shelter Report Update

Dr. Robert Seymour of the Committee on Human Services said that the Committee had reviewed the downtown community's request for a delay of action on this issue until November and had been pleased with the show of community support and interest the group's request indicated. He said the Committee felt that there would be no real harm in delaying action until September but that a delay until November would be too long. Dr. Seymour pointed out that the Committee on Human Services had worked long and hard to come up with a site and that the Old Police Building had appeared to be the only viable choice.

Mickey Ewell, representing the downtown community, thanked the Council for their consideration of the group's request. He said the group was glad the Committee on Human Services had reviewed the request and had recommended time for consideration of other possible sites. He said however, that the group felt it needed until November to gather all the pertinent information. Mr. Ewell stated that many of those involved would be busy with other concerns like the Olympic Festival and the return of the students during the summer months and that as such a September 14 deadline

would be too soon for the group to have completed its work on the shelter location. He urged the Council to defer action on the shelter location until November.

Council Member Andresen said that she felt waiting until November was too long to delay but that she had no real problems with delaying action until September. She asked what would be the practical use of adopting resolutions A and E. Manager Taylor replied that Resolution A would authorize the Manager to prepare for the lease of the Old Police Building to the Inter-Faith Council, and that adoption of Resolution E would give the time to the downtown community and others to look for other sites. He said the Council could adopt both resolutions.

Council Member Werner said he would support Resolution E since it gave the downtown group some leeway to come up with other alternatives. He pointed out that the resolution states that the group only had to propose another suitable site by the end of the designated time.

COUNCIL MEMBER WERNER MOVED, SECONDED BY COUNCIL MEMBER GODSCHALK TO ADOPT RESOLUTION 87-7-6/R-6E.

Council Member Smith said that the petition for delay had contained over 50 names and that he felt this group could do the work that needed to be done by September and that after that date no further delays be made on providing for a shelter for the homeless in Chapel Hill.

Council Member Godschalk commented that he felt adoption of Resolution E was a fair way to deal with the situation. He said he was impressed with the Committee on Human Services' statement and response to the downtown group's request.

Council Member Pasquini stated that he would prefer to have a work session on all the options for the Old Police Building and that he personally favored selling the building rather than making it a permanent shelter.

Council Member Andresen asked for clarification of Resolution B. Manager Taylor replied that this resolution would authorize the Manager to negotiate with Orange County for a proposal for a joint shelter and community kitchen. He said that about a year ago the County had indicated that it wanted to expand their offices in southern Orange County and that a joint facility might be in order. Mr. Taylor said however, that there had not been any discussions on this issue in the last year but that this resolution would empower him to discuss the matter with Orange County.

Council Member Pasquini asked if Resolution E passed what would occur. Manager Taylor said that the shelter decision would be placed on the Council's September 14 agenda. Council Member Pasquini asked that at least 60 minutes be set aside for this

item on the agenda of September 14. He also asked that time line diagrams on any funding and renovations be provided. Manager Taylor stated that as far as he understood, if the Council agreed to lease the building to the IFC then, the Town would grant the lease, offer the use of \$150,000 in Community Development funds and then let the IFC handle any renovations, etc. He said he did not see the Town being involved in precisely how the funds were spent (design decisions) or what time schedule IFC would choose to renovate the facility.

Eve Shy, speaking as a citizen and volunteer at the Shelter, said there was a desperate need for a permanent shelter and that the Council should not delay action on this matter indefinitely.

Council Member Preston said that the IFC would be able to continue to operate and relocate the shelter to an upper floor by September. She said she was pleased with the Shelter Committee's willingness to look at other alternatives. Ms. Preston said that she was not convinced that the Old Police Building was the best location for a shelter but if other viable alternatives were not available by September then there seemed to be no other choice but to use the building for a shelter.

Mickey Ewell again urged the Council to allow the downtown community until November to come up with other alternatives.

Council Member Smith said that the people who use the shelter facility need a permanent facility. He said they needed to get out of the basement of the Old Police Building into better quarters and that if the people of Chapel Hill were concerned about this they ought to be willing to work at a viable solution in the amount of time allocated.

THE MOTION TO ADOPT RESOLUTION 87-7-6/R-6E CARRIED, (7-1), WITH COUNCIL MEMBER PASQUINI VOTING AGAINST.

The resolution, as adopted, reads as follows:

A RESOLUTION CALLING FOR ASSISTANCE FROM CITIZENS AND COMMUNITY ORGANIZATIONS TO DEVELOP A PERMANENT SITE FOR A SHELTER FOR THE HOMELESS AND COMMUNITY KITCHEN (87-7-6/R-6E)

WHEREAS, the Mayor's Committee on Human Services presented its report and recommendations to the Mayor and Council in May, 1987; and

WHEREAS, the Human Services Committee recommended that the Old Police Building at 100 W. Rosemary Street be designated as a permanent facility to house a Shelter for the Homeless and Community Kitchen; and

WHEREAS, several citizens have pledged their support of creating a permanent facility to meet the needs of the homeless in Chapel Hill, but have requested the Council allow them additional time

Council Member Godschalk disagreed with Council Members Werner and Pasquini and said that the proposal was to rezone the property and that there were arguments in favor of the rezoning not least of which was the fact that the Land Use Plan indicated that the property was suitable for Community Commercial zoning.

Council Member Andresen said she concurred with the statements made by Mr. Werner and Pasquini with regard to the philosophical problems with using Special Use Rezoning for this site.

Council Member Preston agreed with Council Member Andresen and suggested that the Planning staff inform any other applicants for this type of rezoning that the intent of the Council was not in this manner and future rezonings be treated in the more conventional way.

THE MOTION TO ADOPT ORDINANCE 87-7-6/O-2 CARRIED, BUT FAILED TO PASS ON FIRST READING, (5-3), WITH COUNCIL MEMBERS ANDRESEN, PASQUINI, AND WERNER VOTING AGAINST. A SECOND READING WILL BE NECESSARY AT THE NEXT REGULAR MEETING.

Performance Chevrolet - Special Use Permit

This item was delayed until the next regular meeting due to the lack of passage of the rezoning ordinance on the first reading.

Honeysuckle Road Drainage Work - Salemi Property

Manager Taylor recommended adoption of resolution R-7 which would authorize him to proceed with drainage improvements on the Salemi property at the corner of Honeysuckle Road and Booker Creek Road.

COUNCIL MEMBER WERNER MOVED, SECONDED BY COUNCIL MEMBER HOWES TO ADOPT RESOLUTION 87-7-6/R-7.

Council Member Werner asked about the expected costs. George Small, Town Engineer, said that Town crews would be used and that he expected the costs to be about \$5,000.

THE MOTION PASSED UNANIMOUSLY, (8-0).

The resolution, as adopted, reads as follows:

A RESOLUTION DIRECTING THE TOWN MANAGER TO PROCEED WITH DRAINAGE IMPROVEMENTS ON THE SALEMI PROPERTY (TAX MAP 41D, BLOCK B, LOT 3) SOUTH OF HONEYSUCKLE ROAD (87-7-6/R-7)

WHEREAS, the drainageway on the Salemi property has erosion problems under existing runoff conditions; and

WHEREAS, the Town and the Salemis have agreed upon mutually acceptable methods to mitigate said erosion problems; and

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to analyze the Committee's recommendations and seek out alternative suitable locations for the shelter/kitchen;

NOW THEREFORE BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council invites all interested citizens and organizations in the community to support, assist and provide input as to the appropriate and suitable permanent location of a Shelter for the Homeless and Community Kitchen as outlined in the May, 1987 Report from the Human Services Committee; and

BE IT FURTHER RESOLVED that if no other suitable site is proposed by September 14, 1987, the Council will designate the Old Police Building as a permanent facility to serve the needs of the homeless.

BE IT FURTHER RESOLVED that the Inter-Faith Council may continue to use the Old Police Building as a temporary shelter and by no later than September 1 may relocate the temporary shelter from the building's basement to an upper floor.

This the 6th day of July, 1987.

Performance Chevrolet - Special Use Rezoning

Roger Waldon, Planning Director, said that this was an application for rezoning a parcel of land located on the Chapel Hill-Durham Boulevard that was currently zoned Community Commercial and Office/Institutional-2. He said the request was to rezone the entire site to Community Commercial Special Use Zoning.

COUNCIL MEMBER PRESTON MOVED, SECONDED BY COUNCIL MEMBER GODS-CHALK TO ADOPT ORDINANCE 87-7-6/O-2.

Council Member Werner said he was uncomfortable with applying the Special Use Rezoning ordinance in this occasion. He said that he felt the legislation allowing Special Use Rezoning had been intended to consider uses which would not normally fit into a zoning district but which seemed appropriate for the site. He said that the applicant could apply for general community commercial rezoning. He said he was also concerned that granting an application of this sort would open the door to numerous Special Use Rezoning requests instead of normal rezoning requests.

Council Member Pasquini agreed with Mr. Werner in that he thought the application request was not an appropriate use of the Special Use Rezoning ordinance and that this type of request could lead to numerous others. Council Member Pasquini asked if the special use rezoning passed and the special use permit on the site lapsed, what would occur. Attorney Karpinos replied that the site would still be zoned Community Commercial-S and that any use for the site would require a Special Use Permit.

WHEREAS, the Salemis have agreed that the Town's responsibility for this drainage work will not extend beyond construction of the agreed upon channel realignment and stabilization, and routine maintenance thereof;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Manager is hereby directed to proceed with construction of the agreed upon drainage improvement measures, subject to the Town Board of Adjustment granting a variance to construct such improvements in the Resource Conservation District.

This the 6th day of July, 1987.

Council's Procedures Manual

Council Member Preston said that she and Mayor Pro-tem Thorpe had worked with the staff to clarify some of the procedures listed in the Council's Procedures Manual.

Council Member Werner said the manual was very useful and asked that the staff propose a section on the methods for the Council to remove an item from the agenda for the Council's consideration.

Council Member Pasquini said the per diem allowance for the Council seemed rather high and that there appeared to be no cap on that reimbursement with the submittal of receipts.

Council Member Preston responded that this was what currently occurred and that this just stated it in clear language.

Council Member Howes commented that there might be a need to update the evaluation forms for the Manager and Attorney to better meet the duties they perform.

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER ANDRESEN TO ADOPT RESOLUTION 87-7-6/R-8. THE MOTION PASSED UNANIMOUSLY, (8-0).

The resolution, as adopted, reads as follows:

A RESOLUTION AMENDING THE COUNCIL'S PROCEDURES MANUAL (87-7-6/R-8)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby amends its Procedures Manual to incorporate the following changes:

- . clarification of when executive session may be called (Section I.A.7)

- . a restructuring of the order of the agenda (Section I.B.4)
- . clarification of executive session procedures on discussions with the attorney (Section I.C.9a.4)
- . clarification of ordinance and resolution sequencing since January, 1986 (Section I.G.3 and Section I.G.4)
- . deletion of Orange County Human Services Advisory Commission as a Council liaison position (Section II.C.4)
- . resequencing the advisory boards and commissions alphabetically by category (Sections II.G.2a-f and II.G.3a-c)
- . updating the Transportation Board's charge (Section II.G.2g)
- . addition of the Housing Advisory Board (Section II.G.2c)
- . deletion of the Chapel Hill Housing Authority (Section II.G.4a)
- . addition of quarterly meetings for advisory boards (Section II.G.5c)
- . updating of meal reimbursement per diem (Section III.A.d)
- . clarification of procedures for reservations, reimbursements, and privileges available to the Council (Sections III.A.3-4 and Section III.B.1-3 and 7b)
- . addition of Council adopted policies and procedures for naming public facilities, acceptance of gifts, authorization for the Manager to enter contracts, authorization for the Manager to enter into encroachment agreements, and use of public streets (Sections III.D.1-5)

This the 6th day of July, 1987.

Reimbursement for Boards and Commissions

COUNCIL MEMBER WERNER MOVED, SECONDED BY COUNCIL MEMBER SMITH TO ADOPT RESOLUTION 87-7-6/R-9.

Council Member Godschalk commented that with the adoption of this resolution Chapel Hill would be the only town to offer paid in-town travel expenses to its advisory boards. He said he understood the spirit of the proposal but felt it was unusual.

Council Member Howes agreed and wondered if there might be a better way to handle the situation like having a per diem paid to each advisory board member each time they attended a meeting.

Council Member Preston said she was not in favor of the proposal but that if it were to pass she would prefer the second sentence of Section D.5.d(2) to read that "Reimbursement will be limited to costs that the Board/ Commission member considered extraordinary." She also suggested deleting the second paragraph in that section.

Council Member Pasquini stated that individuals would or would not ask for reimbursement based on their own preferences, etc. He said he did not see any need to change the wording of the section.

Council Member Werner agreed and stated that there needed to be some way to indicate just what would be reimbursed.

Council Member Smith said the Council should decide if it wanted to reimburse advisory board members first before it decided how to go about doing it.

Council Member Howes said the proposal seemed to be burdensome and awkward and that it would be simpler to just pay the board members a set fee for attendance of the meetings. He said those who attended would receive a fee and those who did not attend would not receive the fee.

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER HOWES FOR A SUBSTITUTE MOTION TO REFER TO THE MANAGER TO DEVELOP A PER DIEM ALLOCATION FOR BOARDS AND COMMISSION MEMBERS FOR ATTENDANCE AT MEETINGS. THE MOTION CARRIED, (5-3), WITH COUNCIL MEMBERS GODSCHALK, PASQUINI AND WERNER VOTING AGAINST.

THE MOTION AS SUBSTITUTED CARRIED, (6-2), WITH COUNCIL MEMBERS PASQUINI AND WERNER VOTING AGAINST.

Partin Hill Paving Assessment Rolls - Confirmation

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER PASQUINI TO ADOPT RESOLUTION 87-7-6/R-10.1, ASSESSMENT ROLL FOR EMILY ROAD AND FARRINGTON DRIVE. THE MOTION PASSED UNANIMOUSLY, (8-0), AT 9:19:00 P.M. ON JULY 6, 1987.

The resolution, as adopted, reads as follows:

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR STREET IMPROVEMENTS TO EMILY ROAD AND FARRINGTON DRIVE (87-7-6/R-10.1)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby confirms the following as the final assessment roll for street improvements to Emily Road and Farrington Drive in accord with North Carolina General Statutes 160A-228:

TAX MAP LOT	NAME	ADDRESS	DEED BOOK REF.*	FRONT FEET	ASSESS- MENT
<u>EMILY ROAD</u>					
7.25..21	Clarence Hargraves Mollie Hargraves	212 James Street Carrboro, N.C. 27510	233/1837 Fld.Meas.	258.00	6,450.88
7.25..34	Mildred C. Council	Emily Road Chapel Hill, N.C. 27514	433/486	208.70	5,218.21
7.25..18	Mary Lou Partin Heirs c/o George Dorsey	2468 Mellville Ave. Decatur, Ga. 30032	PB 21/68	180.70	4,518.12
7.25..17J	Sherman Tate Juanita Tate	104 Apple Street Chapel Hill, N.C. 27514	320/310	213.52	5,338.73
7.28..25C	Lee Andrew House Naomi H. House	568 Piney Mountain Road Chapel Hill, N.C. 27514	588/152 363/155	136.07	3,402.21
7.28..25F	Ray Allen Butler Catharyne Butler	13-G Emily Road Chapel Hill, N.C. 27514	252/341	196.24	4,906.67
7.28..37F	William N. Dale	813 Churchill Drive Chapel Hill, N.C. 27514	467/109	151.00	3,775.51
7.28D..4	Richard W. Lutz Pamela J. Powell	120 Carol Street Carrboro, N.C. 27510	PB 27/6	300.45	7,512.27
7.28D..5	Jurg Nievergelt	673 Brookview Drive Chapel Hill, N.C. 27514	PB 27/6	125.00	3,125.43
	Town of Chapel Hill			120.00	3,000.42
			TOTAL:	1,889.68	47,248.45
<u>FARRINGTON DRIVE</u>					
7.25..17J	Sherman Tate Juanita Tate	104 Apple Street Chapel Hill, N.C. 27514	320/310	166.90	4,173.07

*Basis for front feet unless otherwise specified. Plat book references are prefixed with 'PB'. Frontages were field measured ('Fld.Meas.') where necessary.

7.25..17F	Sherman Tate c/o Tate Realty	342 W. Rosemary Street Chapel Hill, N.C. 27514	536/476	100.30	2,507.84
25..27	Charley M. F. Norwood	410 Cotton Street Chapel Hill, N.C. 27514	235/1802	198.00	4,950.67
7.25..26	Charley F. Norwood	410 Cotton Street Chapel Hill, N.C. 27514	235/1801 Fld.Meas.	187.00	4,675.64
7.25..25	Robert D. Brooks, Jr. Mary Brooks	110 Farrington Drive Chapel Hill, N.C. 27514	236/1274 Fld.Meas.	432.21	10,806.72
7.25..24	Mary Lois Brooks	110 Farrington Drive Chapel Hill, N.C. 27514	309/621	220.00	5,500.75
	Town of Chapel Hill			60.00	1,500.20

TOTAL: 1,364.41 34,114.89

PETITION TOTALS: 3,254.09 81,363.34

TOTAL COST: \$162,726.68 50% of COST: \$81,363.34 COST/FRONT FOOT: \$25.0034/ft.

This the 6th day of July, 1987.

COUNCIL MEMBER PASQUINI MOVED, SECONDED BY COUNCIL MEMBER WERNER TO ADOPT RESOLUTION 87-7-6/R-10.2, ASSESSMENT ROLL FOR PARTIN STREET. THE MOTION PASSED UNANIMOUSLY, (8-0), AT 9:19:15 P.M. ON JULY 6, 1987.

The resolution, as adopted, reads as follows:

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR STREET IMPROVEMENTS TO PARTIN STREET (87-7-6/R-10.2)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby confirms the following as the final assessment roll for street improvements to Partin Street in accord with North Carolina General Statutes 160A-228:

TAX MAP LOT	NAME	ADDRESS	DEED BOOK REF.*	FRONT FEET	ASSESSMENT
7.25..21	Clarence Hargraves Mollie Hargraves	212 James Street Carrboro, N.C. 27510	233/1837	209.00	7,007.51
7.25..22	Velverton Land Marjorie Land	1513 Crestwood Lane Chapel Hill, N.C. 27514	233/1839	165.00	5,532.25
7.25..18A	David Caldwell Sarah Caldwell	Route 8, Box 147 Chapel Hill, N.C. 27514	233/1838	150.00	5,029.31
7.25..30	George Tate, Jr. Esther Tate	342 W. Rosemary Street Chapel Hill, N.C. 27514	649/433	137.80	4,620.26
7.25..31	Clifton Eubanks Cora Eubanks	120 Partin Street Chapel Hill, N.C. 27514	242/865	150.00	5,029.31
7.25..32	William A. Boykins Cleo McCauley Boykins	44 Partin Street Chapel Hill, N.C. 27514	330/566	150.00	5,029.31
7.25..33	Linda Farrow	104 Partin Street Chapel Hill, N.C. 27514	450/336	150.00	5,029.31
7.25..34	Mildred C. Council	Emily Road Chapel Hill, N.C. 27514	433/486	212.00	7,108.09
TOTAL:				1,323.80	44,385.35

TOTAL COST: \$88,770.70 50% of COST: \$44,385.35 COST/FRONT FOOT: \$33.5287/ft.

This the 6th day of July, 1987.

*Basis for front feet unless otherwise specified. Plat book references are prefixed with 'PB'. Frontages were field measured ('Fid.Meas.') where necessary.

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER PASQUINI TO ADOPT RESOLUTION 87-7-6/R-10.3, ASSESSMENT ROLL FOR MARTHA LANE. THE MOTION PASSED UNANIMOUSLY, (8-0), AT 9:19:30 P.M. ON JULY 6, 1987.

The resolution, as adopted, reads as follows:

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR STREET IMPROVEMENTS TO MARTHA LANE (87-7-6/R-10.3)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby confirms the following as the final assessment roll for street improvements to Martha Lane in accord with North Carolina General Statutes 160A-228:

TAX MAP LOT	NAME	ADDRESS	DEED BOOK REF.	FRONT FEET	ASSESSMENT
7.28..25F	Ray Allen Butler Catharyne Butler	13-G Emily Road Chapel Hill, N.C. 27514	252/341	152.83	3,588.71
7.28..25G	William Perry Carolyn Perry	13-H Martha Lane Chapel Hill, N.C. 27514	253/162	146.15	3,431.85
7.28..37D	George Tate, Jr. Esther Tate	342 W. Rosemary Street Chapel Hill, N.C. 27514	PB 13/154 Fld.Meas.	100.00	2,348.17
7.28..37E	Ronald Y. Cusson	1 Martha Lane, Box 727 Chapel Hill, N.C. 27514	363/153	100.00	2,348.17
7.28..37C	Gilbert G. Ragland	P. O. Box 1281 Chapel Hill, N.C. 27514	306/405	100.08	2,350.05
7.28..37F	William N. Dale	813 Churchill Drive Chapel Hill, N.C. 27514	467/109	285.56	6,705.42
7.28..37B	John R. McCurley Francoise S. McCurley	671 Brookview Drive Chapel Hill, N.C. 27514	565/600	285.56	6,705.42
TOTAL:				1,170.18	27,477.79

TOTAL COST: \$54,955.57 50% of COST: \$27,477.79 COST/FRONT FOOT: \$23.4817/ft.

This the 6th day of July, 1987.

is for front feet unless otherwise specified. Plat book references are prefixed with 'PB'. Frontages were field measured ('Fld.Meas.') where necessary.

COUNCIL MEMBER PRESTON MOVED, SECONDED BY COUNCIL MEMBER PASQUINI TO ADOPT RESOLUTION 87-7-6/R-10.4, ASSESSMENT ROLL FOR MARCUS ROAD. THE MOTION PASSED UNANIMOUSLY, (8-0), AT 9:19:45 P.M. ON JULY 6, 1987.

The resolution, as adopted, reads as follows:

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR STREET IMPROVEMENTS TO MARCUS ROAD (87-7-6/R-10.4)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby confirms the following as the final assessment roll for street improvements to Marcus Road in accord with North Carolina General Statutes 160A-228:

TAX MAP LOT	NAME	ADDRESS	DEED BOOK REF.*	FRONT FEET	ASSESSMENT
7.25..24	Mary Lois Brooks	110 Farrington Drive Chapel Hill, N.C. 27514	309/621	200.00	4,695.41
7.25..17D	William McCauley Mary E. McCauley	110 Marcus Road Chapel Hill, N.C. 27514	235/1792	200.00	4,695.41
7.25..17I	George Tate, Jr.	342 W. Rosemary Street Chapel Hill, N.C. 27514	493-40	200.00	4,695.41
7.25..36A	Vanguard Investment Co.	308-A S. Elm Street Greensboro, N.C. 27401	542/356	204.89	4,810.22
7.25..36	Vanguard Investment Co.	308-A S. Elm Street Greensboro, N.C. 27401	542/356	59.83	1,404.63
7.25..36B	Vanguard Investment Co.	308-A S. Elm Street Greensboro, N.C. 27401	542/356	203.81	4,784.87
7.25..28	Violet Rushing	310 Sunset Drive Chapel Hill, N.C. 27514	235/1803	200.00	4,695.41
7.25..17K	Makon A. J. Watson Lila Louise Watson	109 Marcus Road Chapel Hill, N.C. 27514	460/22	200.00	4,695.41
7.25..25	Robert D. Brooks, Jr. Mary Brooks	110 Farrington Drive Chapel Hill, N.C. 27514	236/1274	200.00	4,695.41
TOTAL:				1,668.53	39,172.18
TOTAL COST: \$78,344.36		50% of COST: \$39,172.18	COST/FRONT FOOT: \$23.4771/ft.		

This the 6th day of July, 1987.

*Basis for front feet unless otherwise specified. Plat book references are refixed with 'PB'. Frontages were field measured ('Fld.Meas.') where necessary.

COUNCIL MEMBER ANDRESEN MOVED, SECONDED BY COUNCIL MEMBER WERNER TO ADOPT RESOLUTION 87-7-6/R-10.5, ASSESSMENT ROLL FOR KINGSTON DRIVE. THE MOTION PASSED UNANIMOUSLY, (8-0), AT 9:20:00 P.M. ON JULY 6, 1987.

The resolution, as adopted, reads as follows:

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR STREET IMPROVEMENTS TO KINGSTON DRIVE (87-7-6/R-10.5)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby confirms the following as the final assessment roll for street improvements to Kingston Drive in accord with North Carolina General Statutes 160A-228:

TAX MAP LOT	NAME	ADDRESS	DEED BOOK REF.*	FRONT FEET	ASSESSMENT
7.25D.A.5	Luther A. Dennis, Jr. Lillian C. Dennis	100 Kingston Court Chapel Hill, N.C. 27514	548/188 Fld.Meas.	170.00	1,745.25
7.25D.D.1	Robert D. Myers Marjorie Myers	90 Cedar Hills Circle Chapel Hill, N.C. 27514	299/174 Fld.Meas.	62.00	636.50
7.25..30	George Tate, Jr. Esther Tate	342 W. Rosemary Street Chapel Hill, N.C. 27514	649/433	118.90	1,220.66
	Town of Chapel Hill			60.00	615.98
		TOTAL:		410.90	4,218.39

TOTAL COST: \$8,436.78 50% of COST: \$4,218.39 COST/FRONT FOOT: \$10.2662/ft.

This the 6th day of July, 1987.

*Basis for front feet unless otherwise specified. Plat book references are prefixed with 'PB'. Frontages were field measured ('Fld.Meas.') where necessary.

COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER GODSCHALK TO ADOPT RESOLUTION 87-7-6/R-10.6, ASSESSMENT ROLL FOR PINEY MOUNTAIN ROAD. THE MOTION PASSED UNANIMOUSLY, (8-0), AT 9:20:15 P.M. ON JULY 6, 1987.

The resolution, as adopted, reads as follows:

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR STREET IMPROVEMENTS TO PINEY MOUNTAIN ROAD (87-7-6/R-10.6)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby confirms the following as the final assessment roll for street improvements to Piney Mountain Road in accord with North Carolina General Statutes 160A-228:

TAX MAP LOT	NAME	ADDRESS	DEED BOOK REF.*	FRONT FEET	ASSESSMENT
7.28..25C	Lee Andrew House Naomi H. House	568 Piney Mountain Road Chapel Hill, N.C. 27514	588/152	138.03	3,600.07
7.24..30	Orange Water and Sewer Authority	P.O.. 366 Carrboro, N.C. 27510	269/1544 Fld.Meas.	124.00	3,234.16
7.25..22A	Kenneth Mann	1 Emily Road Chapel Hill, N.C. 27514	268/1055 Fld.Meas.	30.00	782.46
7.25..21	Clarence Hargraves Mollie Hargraves	212 James Street Carrboro, N.C. 27510	233/1837	53.75	1,401.90

TOTAL: 345.78 9,018.59

TOTAL COST: \$18,037.18 50% of COST: \$9,018.59 COST/FRONT FOOT: \$26.0819/ft.

This the 6th day of July, 1987.

*Basis for front feet unless otherwise specified. Plat book references are prefixed with 'PB'. Frontages were field measured ('Fld.Meas.') where necessary.

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER WERNER TO ADOPT RESOLUTION 87-7-6/R-10.7, ASSESSMENT ROLL FOR RIGGSBEE ROAD. THE MOTION PASSED UNANIMOUSLY, (8-0), AT 9:20:20 P.M. ON JULY 6, 1987.

The resolution, as adopted, reads as follows:

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR STREET IMPROVEMENTS TO RIGGSBEE ROAD (87-7-6/R-10.7)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby confirms the following as the final assessment roll for street improvements to Riggsbee Road in accord with North Carolina General Statutes 160A-228:

TAX MAP LOT	NAME	ADDRESS	DEED BOOK REF.	FRONT FEET	ASSESSMENT
7.28..37G	Howard N. Lee Lillian Lee	9 Riggsbee Road Chapel Hill, N.C. 27514	PB 46/149	60.00	691.47
	Town of Chapel Hill			110.00	1,267.71
TOTAL:				170.00	1,959.18

TOTAL COST: \$3,918.36 50% of COST: \$1,959.18 COST/FRONT FOOT: \$11.5246/ft.

This the 6th day of July, 1987.

Consent Agenda

Council Member Pasquini asked that item #a be removed from the consent agenda.

Council Member Preston asked that item #d be removed from the consent agenda.

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER WERNER TO ADOPT RESOLUTION 87-7-6/R-11 MINUS ITEMS #A AND D. THE MOTION PASSED UNANIMOUSLY, (8-0).

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

A RESOLUTION APPROVING VARIOUS ORDINANCES AND RESOLUTIONS (87-7-6/R-11)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby approves the resolutions and ordinances as submitted by the Manager regarding:

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- b. Parking restriction for north side of Mallard Court (O-3).
- c. Position Classifications for Department of Housing and Community Development (O-4).
- e. Memorandum of Understanding with Town of Carrboro re transportation services (R-14).
- f. Tinkerbell Road Street closing July 12 (R-15).
- g. Fire/PSO Roster (R-16).

This the 6th day of July, 1987.

Mallard Court Parking Restrictions

AN ORDINANCE AMENDING CHAPTER 21 OF THE TOWN CODE OF ORDINANCES (87-7-6/O-3)

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

Section I

That Section 21-27 of the Town Code of Ordinances, "No Parking as to particular streets," is amended by inserting the following in alphabetical order.

<u>Street</u>	<u>Side</u>	
Mallard Court	North	Full Length

Section II

This Ordinance shall be effective July 27, 1987.

This the 6th day of July, 1987.

Housing and Community Development - Position Classifications

AN ORDINANCE AMENDING THE POSITION CLASSIFICATION AND PAY PLAN (87-7-6/O-4)

BE IT ORDAINED by the Council of the Town of Chapel Hill that the Council hereby amends the "Ordinance Establishing a Position Classification and Pay Plan and Longevity Plan for Employees of the Town of Chapel Hill and Bonds of Officials" beginning July 1, 1987 (87-5-26/O-4) as follows:

In Section III, grade 24 DELETE the title Human Services Coordinator; and add the titles in the following grades:

- (15) Building and Grounds Supervisor
- (16) Tenant Relations Officer
- (23) Human Services Coordinator
- (24) Housing Maintenance Program Superintendent
- (26) Housing and Community Development Assistant Director
- (29) Housing and Community Development Director

In Section IV, C, DELETE the lines:

	<u>Full-time</u>		<u>Part-time</u>		<u>Grade</u>
	<u>No.</u>	<u>Hrs.</u>	<u>No.</u>	<u>Hrs.</u>	

Town Manager

Human Services	1	37.5	-	-	24
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Finance

Accounting Technician II	1	37.5	-	-	19
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Planning

Planner II	6	37.5	-	-	24
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and ADD the lines:

Finance

Accounting Technician II	2	37.5	-	-	19
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Planning

Planner II	5	37.5	-	-	24
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Housing and Community Development

Housing and Community Development Director	1	*	-	-	29
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Housing and Community Development Assistant Director	1	37.5	-	-	26
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Housing and Maintenance Program Superintendent	1	40	-	-	24
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Human Services Coordinator	1	37.5	-	-	23
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Maintenance Mechanic II	1	40	-	-	17
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Tenant Relations Officer	1	37.5	-	-	16
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Buildings and Grounds Supervisor	1	40	-	-	15
Maintenance Mechanic I	4	40	-	-	14
Secretary II	1	37.5	-	-	12

This the 6th day of July, 1987.

*hours as required to perform the duties of the position, not less than 40 hours per week.

Transit Memorandum of Understanding with Carrboro

A RESOLUTION REGARDING A MEMORANDUM OF UNDERSTANDING FOR PUBLIC TRANSPORTATION SERVICES BETWEEN THE TOWN AND THE TOWN OF CARRBORO (87-7-6/R-14)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Manager is authorized to enter into and sign on behalf of the Town the attached Memorandum of Understanding for Public Transportation Services between the Town and the Town of Carrboro, said Memorandum of Understanding substantially in the form presented in the Manager's Report on this item dated July 6, 1987.

This the 6th day of July, 1987.

Tinkerbell Road - Temporary Street Closing for Block Party

A RESOLUTION AUTHORIZING THE CLOSING OF PART OF TINKERBELL ROAD (87-7-6/R-15)

BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby authorizes the temporary closing of Tinkerbell Road from Fountain Ridge to Ferrell Road on Sunday, July 12 from 6 to 9 pm (or, alternatively, during the same hours on Sunday July 19 if necessary due to rain or other conditions on July 12) for a block party subject to the following conditions:

1. There shall be vehicles parked to serve as barricades at the end of the closed area with persons available to allow entry by emergency vehicles if necessary. If practical, vehicles used as barricades shall have manual transmissions (rather than automatic) to allow easier access to the closed area in the event of an emergency.
2. The closed street area shall be cleaned of litter by 9:00 pm.
3. No alcohol shall be consumed in the public street right-of-way.

- 4. A permit for outdoor amplified sound shall be obtained from the Police Department if necessary under the Town's noise ordinance.
- 5. Participants in the event shall comply with reasonable directives of the Police and Fire Departments.

This the 6th day of July, 1987.

Fire Personnel Roster

A RESOLUTION AUTHORIZING CERTIFICATION OF FIREFIGHTERS
(87-7-6/R-16)

BE IT RESOLVED by the Council of the Town of Chapel Hill that Mayor James C. Wallace is hereby authorized to certify to the North Carolina Firefighters' Pension Fund the attached roster of Firefighters and Public Safety Officers employed by the Town of Chapel Hill on June 30, 1987.

This the 6th day of July, 1987.

Sycamore Run Pedestrian Access

Council Member Pasquini asked if this resolution would give priority to the Sycamore Run request for pedestrian access. Manager Taylor replied that it would request the Greenways Commission when considering construction of the Morgan Creek Greenway to include a pedestrian access path to serve developed areas east of 15-501.

COUNCIL MEMBER PASQUINI MOVED, SECONDED BY COUNCIL MEMBER PRESTON TO ADOPT RESOLUTION 87-7-6/R-12. THE MOTION PASSED UNANIMOUSLY, (8-0).

The resolution, as adopted, reads as follows:

A RESOLUTION REQUESTING THE GREENWAYS COMMISSION TO CONSIDER THE MORGAN CREEK GREENWAY DURING ITS PLANNING AND SCHEDULING PROCESS
(87-7-6/R-12)

WHEREAS, the lands adjacent to Morgan Creek east of 15-501 are currently being developed; and

WHEREAS, Mt. Carmel Church Road has no sidewalk for pedestrian movements to and from 15-501; and

WHEREAS the construction of such sidewalks along Mt. Carmel Church Road will require significant road widening and right-of-way acquisition;

WHEREAS, alternative access to and from 15-501 can be provided as part of proposed greenway construction along Morgan Creek;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Greenways Commission is requested to consider construction of the Morgan Creek Greenway, including a pedestrian access path to serve developed areas east of 15-501, during its planning and scheduling process.

This the 6th day of July, 1987.

Quarterly Meeting with Transportation Board and Greenways Commission

Council Member Preston suggested having the meeting begin earlier with a supper for all involved. She said she would like this kind of atmosphere at the start of the meeting prior to getting down to the business on the agenda.

COUNCIL MEMBER PRESTON MOVED, SECONDED BY COUNCIL MEMBER ANDRESEN TO ADOPT RESOLUTION 87-7-6/R-13 WITH THE INCLUSION THAT THE MEETINGS BEGIN WITH SUPPER AT 6:30 P.M WITH BOTH BOARDS. THE MOTION PASSED UNANIMOUSLY, (8-0).

The resolution, as adopted, reads as follows:

A RESOLUTION REGARDING THE AUGUST 31 QUARTERLY MEETING WITH BOARDS (87-7-6/R-13)

WHEREAS the Council of the Town of Chapel Hill has established a series of quarterly meetings to discuss matters of interest with Council appointed boards and commissions and

WHEREAS, the Council is most appreciative of the contributions made by members of boards and commissions and seeks to become more familiar with board projects and issues of concern,

NOW THEREFORE BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby requests the members of the Greenways Commission meet with the Council at 7:30 p.m. on Monday, August 31, 1987 to discuss matters of interest,

BE IT FURTHER RESOLVED, that the Council requests the Transportation Board meet with the Council at 8:30 p.m. on Monday, August 31, 1987 to discuss matters of interest,

This the 6th day of July, 1987.

Boards and Commissions

Mayor Pro-tem Thorpe suggested delaying action on appointing the Housing Advisory Board until August so that the Council could find a full complement of qualified candidates. The Council

agreed to delay action on the appointments to the Housing Advisory Board.

Council Member Andresen suggested having a Council committee to work on finding candidates. Mayor Pro-tem Thorpe appointed Council Members Andresen, Preston, and Smith to this committee.

Council Member Andresen suggested delaying action on the Board of Adjustment and Personnel Appeals Committee. The Council agreed to delay action on the Personnel Appeals Committee.

Board of Adjustment

Council Member Preston nominated Betty Sanders.

For two regular seats on the Board of Adjustment the following vote was taken.

- James Ellis (6) Andresen, Godschalk, Howes, Pasquini, Preston, Werner
- Homer Hix (0)
- Leon Peace, Sr. (3) Howes, Smith, Thorpe
- Betty Sanders (1) Preston
- Helen Urquhart (5) Andresen, Godschalk, Pasquini, Smith, Werner

James Ellis and Helen Urquhart were appointed.

Ellis and Urquhart had been alternates on the Board of Adjustment and their appointment to regular seats left the two alternate seats vacant. The Council voted by acclimation to appoint Leon Peace and Betty Sanders to the alternate seats.

Community Appearance Commission

COUNCIL MEMBER ANDRESEN MOVED, SECONDED BY COUNCIL MEMBER HOWES TO APPOINT RICHARD GUTHRIDGE, MICHAEL HELPINGSTINE, MATT MLEKUSH AND DAVID SWANSON TO THE COMMUNITY APPEARANCE COMMISSION BY ACCLIMATION. THE MOTION PASSED UNANIMOUSLY, (8-0).

Richard Guthridge, Michael Helpingstine, Matt Mlekush, and David Swanson were appointed.

Greenways Commission

For two seats on the Greenways Commission the following vote was taken.

- Jerry Bruno (1) Thorpe

Eva Metzger (8) Andresen, Godschalk, Howes, Pasquini,
Preston, Smith, Thorpe, Werner

Betsy Pringle (7) Andresen, Godschalk, Howes, Pasquini,
Preston, Smith, Werner

Eva Metzger and Betsy Pringle were appointed.

Historic District Commission

COUNCIL MEMBER PRESTON MOVED, SECONDED BY COUNCIL MEMBER ANDRESEN TO APPOINT MICHAEL HINING, GWEN LOUDERMILK, AND LILLYAN PAGE TO THE HISTORIC DISTRICT COMMISSION BY ACCLIMATION. THE MOTION PASSED UNANIMOUSLY, (8-0).

Michael Hining, Gwen Loudermilk, and Lillyan Page were appointed.

Housing Advisory Board

The appointments were deferred until the August 24 regular meeting.

Human Services Advisory Board

Council Member Smith nominated Lillian Lee.

Council Member Howes nominated Dee Gamble.

For three seats on the Human Services Advisory Board the following vote was taken.

Mary Jane Burns (7) Andresen, Godschalk, Howes, Pasquini,
Preston, Smith, Werner

Anne Dellinger (6) Andresen, Godschalk, Howes, Pasquini,
Preston, Werner

Dee Gamble (1) Smith

Lillian Lee (8) Andresen, Godschalk, Howes, Pasquini,
Preston, Smith, Thorpe, Werner

Ema Willingham (1) Thorpe

Mary Jane Burns, Anne Dellinger, and Lillian Lee were appointed.

Library Board of Trustees

Council Member Howes nominated Jon Veigel.

For two seats on the Library Board of Trustees the following vote was taken.

June Dunnick	(1)	Andresen
Lisa Price	(8)	Andresen, Godschalk, Howes, Pasquini, Preston, Smith, Thorpe, Werner
Zora Rashkis	(7)	Godschalk, Howes, Pasquini, Preston, Smith, Thorpe, Werner
Barbara Rogers	(0)	
Jon Veigel	(0)	

Lisa Price and Zora Rashkis were appointed.

Orange Water and Sewer Authority

Council Member Andresen nominated Verla Insko.

For one seat on the Orange Water and Sewer Authority the following vote was taken.

Donald Lauria (4) Godschalk, Pasquini, Smith, Werner

Verla Insko (4) Andresen, Howes, Preston, Thorpe

With the tie vote of 4-4 the Council decided to defer final action on this vacancy until the next regular meeting.

Parks and Recreation Commission

COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER SMITH TO APPOINT GERTRUDE LONDON AND JOHN SCHAENMAN TO THE PARKS AND RECREATION COMMISSION BY ACCLIMATION. THE MOTION PASSED UNANIMOUSLY, (8-0).

Personnel Appeals Committee

Appointments to this Committee were deferred to the August 24 regular meeting.

Planning Board

Council Member Preston nominated Kay Maltbie.

Council Member Andresen nominated Judy White.

For four seats on the Planning Board the following vote was taken.

George Doyle (0)
 David Guild (5) Andresen, Howes, Pasquini, Smith, Werner
 Jerome Levit (0)
 Kay Maltbie (2) Godschalk, Werner
 Tom McCurdy (5) Andresen, Pasquini, Preston, Smith, Werner
 Mae McLendon (8) Andresen, Godschalk, Howes, Pasquini,
 Preston, Smith, Thorpe, Werner
 David Powell (1) Thorpe
 Donald Shaw (4) Godschalk, Howes, Preston, Thorpe
 Judy White (5) Andresen, Howes, Pasquini, Preston, Smith

David Guild, Tom McCurdy, Mae McLendon, and Judy White were appointed.

Transportation Board

Council Member Howes nominated Don Thomson.

COUNCIL MEMBER PASQUINI MOVED, SECONDED BY COUNCIL MEMBER GODSCHALK TO APPOINT DON THOMSON TO THE TRANSPORTATION BOARD BY ACCLIMATION. THE MOTION PASSED UNANIMOUSLY, (8-0).

Don Thomson was appointed.

UNC Land Use Plan

Council Member Smith commented that the Mayor had appointed Council Member Werner and himself to the committee on the University Land Use Plan.

Executive Session

COUNCIL MEMBER SMITH MOVED, SECONDED BY COUNCIL MEMBER WERNER TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS LITIGATION AND INTEREST IN REAL PROPERTY. THE MOTION PASSED UNANIMOUSLY, (8-0).

The meeting adjourned to executive session at 9:45 p.m.

A MOTION WAS DULY MADE AND SECONDED TO RETURN TO REGULAR SESSION. THE MOTION PASSED UNANIMOUSLY.

Attorney Karpinos stated that the Council pursuant to Resolution 85-R-187 agreed to defend a punitive damage claim in a lawsuit

against Police officers William Frick and William Rounds and to pay any punitive damages awarded in the case against the officers.

COUNCIL MEMBER HOWES MOVED, SECONDED BY COUNCIL MEMBER SMITH TO ADJOURN THE MEETING. THE MOTION PASSED UNANIMOUSLY, (8-0).

The meeting adjourned at 10:05 p.m.

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