

Weather
 Today: Variable cloudiness with a 40 percent chance of thundershowers. High in the 80s. Low in the 60s.
 Friday: Fair, cooler and less humid. High in the upper 70s. Low in the 50s to lower 60s.

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Medieval mystery — Page 4

Sorority rush convocation
 Memorial Hall, 8 p.m.

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Yet another snag

Rosemary Square development protested in lawsuit against town

By LINDA MONTANARI
 City Editor

Seeking to block construction of the proposed \$19-million Rosemary Square development project, 16 residents brought a suit against the town of Chapel Hill Wednesday in Orange County Superior Court.

Plaintiffs in the suit are challenging the legality of the project's financing, the law approved in 1984 which made the project possible and the sale of upper-floor space to the developer.

"The people who oppose Rosemary Square do it because they regard it as the wrong building in the wrong place," said Dr. John B. Graham, a professor emeritus of pathology in the UNC School of Medicine, and spokesman for the plaintiffs.

"It's going to create traffic problems, it's going to create a lot more noise and air pollution, and it's going to attract a lot more people from out of town that are undesirable."

The plaintiffs believe that the hotel, shopping and parking complex could damage the quality of life for neighbors, pose safety hazards to pedestrians and bring more traffic congestion and pollution.

Walter Daniels, chief executive officer of Fraser-Morrow-Daniels, said the track record of the project's protesters makes him optimistic about the outcome of the suit.

"We've had challenges to this project before," said Walter Daniels, chief executive officer of Fraser-Morrow-Daniels. "After review by public bodies, those challenges were

found not to have any merit. We feel confident that will be the case with this lawsuit."

The suit names as defendants Mayor James Wallace, all eight members of the Chapel Hill Town Council and Fraser Development Co. of Research Triangle Park, a division of the Fraser-Morrow-Daniels Co.

Wallace has publicly stated his opposition to the project but was still included as one of the defendants.

"It was not a surprise," Wallace said. "I fully expected if any of the citizens sued, they would obviously include me as mayor."

Wallace said he did not encourage or support the suit against the town.

"As a citizen, I was opposed to it, but . . . I told everybody publicly

and privately that I will be involved in the Rosemary Square issue now only in my role as mayor," he said.

Plaintiffs in the suit include Kathleen S. H. Cheape, John W. and Vivian S. Dixon Jr., James and Mary Eder, Dana Fowlkes, Graham, Scott Herman-Giddens, Lawrence F. and Emily Dewery London, Susan Lord, Rosalie Massengale, Eva McKenna, George V. and Margaret E. Taylor and John M. Webb. Six of the 16 are UNC employees.

Rosemary Square was approved by the council two years ago, despite often vehement opposition from residents.

Although four council members elected in 1985 — Wallace, Julie Andresen, Art Werner and David

Pasquini — publicly oppose the project, they have not been able to stop it from moving forward.

Graham said his group contends that it is illegal for the city to help finance the project.

"We think the (N.C.) constitution does not permit money that is raised by taxes to go to private enterprise," he said.

Whenever a town donates tax money to a private company for a private enterprise, that constitutes a joint venture — which is prohibited by the N.C. Constitution, Graham said.

The \$3.5 million that Chapel Hill is contributing would amount to a public subsidy of a private developer, the suit charges.

In 1984, the state legislature

passed a bill giving the go-ahead for the town to enter into an agreement with the project's contractors — an act Graham says is illegal.

By permitting the project to be built, the state was regulating trade, which it cannot do in such a specific, case-by-case manner, Graham said. Trade regulation can only be outlined in broad terms, he said.

"It is pure spot-zoning and it only applies to this building," he said.

Also, the plaintiffs are challenging the town's agreement to keep the rights to the ground level of the complex but sell the air rights to Fraser, an arrangement Graham said is constitutionally questionable.

The town could have leased air

See LAWSUIT page 4

Rewrite proposed for election laws

By SUZANNE JEFFRIES
 Staff Writer

The Rules and Judiciary Committee of the Student Congress is considering changes in the general election laws because of "problems with last year's elections," according to committee chairman Rob Friedman (Dist. 16).

Changes considered in Wednesday's committee meeting would prevent a problem like last semester's election controversy concerning David Brady, a candidate for student body president, Friedman said.

In the spring elections, members of Brady's fraternity had bought T-shirts advertising his campaign, which Brady said he didn't know about. Because Brady claimed no knowledge of the shirts, Bruce Lillie, election board chairman at that time, ruled not to disqualify Brady even though the extra expenditure would have pushed him over the \$420 maximum spending limit. Friedman, a Student Congress candidate at the time, took the case before the Student Supreme Court, which ruled in Brady's favor.

With the changes, "if the candidate sees something happening, he should do something about it . . . otherwise it's being willfully blind," Friedman said.

The proposed changes did not pass the committee Wednesday because some members said the bill needed more consideration.

The bill contains two major changes:

■ If candidates know of a campaign violation — whether it is committed by a member of their staff or not — they must try to stop it, correct it, or remove workers from campaigns with the Elections Board chairman's approval.

■ If further violations are committed by a candidate's workers after being notified by the Elections Board chairman, the candidate can be fined or disqualified.

■ Candidates must account for any expenditure for materials or services which promote their campaign.

This change also defines a campaign worker as a person who, with

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Say AHHH —

Cathy McPherson (left), a sophomore who has given blood nine times, has her temperature taken at the Bloodmobile by Susan Stalzer (right), a junior in Alpha Phi Omega. See story — Page 3.

DTH/Dan Charlson

CBS not divested by Board

By JO FLEISCHER
 Assistant University Editor

A summer UNC Endowment Board decision — to divest of Columbia Broadcasting System stock because of the company's holdings in South Africa — was made in error, according to a UNC official.

The board reversed the decision, before any transaction was made, when the mistake was discovered, said Wayne R. Jones, associate vice chancellor of finance.

The Endowment Board voted April 29 to divest the stock it held in CBS, 4,200 shares worth \$554,925 at that time, because the company's subsidiaries apparently were not adhering to the Sullivan Principles, Jones said. The Principles are a voluntary code of conduct requiring its signatories to provide equal pay and equal opportunity to its employees.

The Endowment Board discovered the information on which they had based their decision was incorrect, and the decision to divest was reversed before any trades were consummated, Jones said. "The reason CBS hadn't signed the Sullivan Principles was that they were planning to get out of South Africa, period, but there was a lapse of several months before they pulled out," he said.

The board's managers based their decision to divest on a report issued by the Investor Responsibility Research Center in Washington, D.C. IRRRC is a non-profit collective that publishes an annual list of U.S. corporations adhering to the Sullivan Principles in South Africa, he said.

CBS told the IRRRC in January

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Cobey denounces mud-slinging tactics

By FRED PATTERSON
 Staff Writer

Democrat David Price of Chapel Hill has initiated some campaign tactics against Bill Cobey that are reminiscent of those used by Sen. Jesse Helms and former N.C. Gov. Jim Hunt two years ago.

Price, a Duke University political science professor, and Hunt have sent letters to North Carolina voters questioning Cobey's voting record. Price is challenging Cobey over his 4th District congressional seat in the election Nov. 4.

One letter says that Cobey voted against sending aid to Ethiopia. What it doesn't say, according to

Cobey campaign director John King, is that the incumbent Republican voted that way because he lacked faith in the Ethiopian government to properly distribute the food.

When the proposal was changed to reroute the aid through the United Nations, Cobey voted in favor of it, King said in a telephone interview.

Price has also accused Cobey of voting against bills favoring aid to farmers and tax reforms to benefit Social Security. King said that Cobey not only cosigned a bill in favor of aid to farmers, but has also voted affirmatively every time Social Security benefits or cost of living adjustments have been on the floor

since his election in 1982.

Another Price press release called Cobey a racist, he said.

"We are sorry that this is the only way they think they can win," King said. "This is going beyond the bounds of credibility."

Chris Shields, a spokesman for the N.C. Republican Party, said that although he was not familiar with the race, he has "no doubt that what Congressman Cobey says is true."

Shields also said that the reason Cobey voted against Ethiopian aid the first time is because the nation's government was withholding aid from areas of rebel activity.

Cobey did not approve of a

government using food as a weapon, he said. "Mr. Price, in his desire to win, will use whatever he can and distort the record."

Margaret Lawton of the Price campaign disagrees. In a telephone interview Wednesday she said, "We're not distorting his voting record, we're just making it public. We're using straight facts . . . from Washington and from the Congressional Quarterly."

She added that it would be "impossible for us to distort it (because) it is a matter of public record — the way he votes is the way he votes."

Also disputing Cobey's claim that

Price is changing the facts is Anne Hubbard, a spokesman of the N.C. Democratic Party.

"Instead of providing a lame excuse of 'distorting the record,' Cobey should respond to questions from the Price campaign," she said.

Questionable material includes Cobey's votes to weaken the "Superfund," a fund paid for by heavy industry polluters to clean up pollution and to speed up the licensing of nuclear power plants (a bill sponsored by Sen. Jim Broyhill of North Carolina), she said. "Cobey apparently doesn't want to talk about those things."

Slim chance

High-cal culture thwarts dieters best efforts

By CORIN ORTLAM
 Staff Writer

Nuclear war . . . no immediate threat; rape . . . no problem thanks to Rape Escort; classes . . . it's possible to wade through the homework all right; freshman 15 . . . AAAAHH!

The typical freshman girl may not be quite that paranoid about gaining the 15, 20 or even 60 pounds her first year in college, but nearly everyone is somewhat worried.

Some UNC students might even wish they were back in the 17th century when fat was where it was at. Unfortunately, they are doomed to live during the fitness craze, surrounded by torture zones such as Swenson's, Subway, Haagen Dazs,

The Cookie Jar, Gelato d'Oro or one of the 15 pizza places listed in the Chapel Hill yellow pages.

"Any time you start talking about weight loss, you have got to consider the culture in which we live," Keith Ray, coordinator of the Wellness Resource Center of the Student Health Service, says.

Ray says that American society condones both voracious eating and trimness. "One message is that we should eat lots of hamburgers, french fries, ice cream, cake, and cookies. It's the thing to do at parties and during holidays."

"So what we have are students running around thinking they need to be thin to get dates and be liked. At the same time, social events keep

pushing high-fat foods."

Students cite differences between home and school life as the cause for unwanted insulation. "The easiest thing to do is grab an ice cream cone when (stress) hits," freshman Katie Moore says.

Never before have freshmen realized what a great diet planner Mom is. She prepares three meals a day and glares when potato chips, candy bars or other fillers begin to disappear rapidly.

Despite lines and outrageous prices, "a meal card allows you to pick up food any time," says sophomore Tracey Perrone.

If it is any consolation, girls, guys worry, too. "I don't worry until other people notice, though," claims

sophomore David Higgins. Guys say that girls worry too much about their weight. Sophomore Jim Lacava says, "I haven't met one girl who doesn't think she is fat."

But don't despair. Freshman or not, there are certain things that a student can do to avoid adding pounds.

Ray says that to lose one pound of fat, one must expend 3500 more calories than are consumed. Ray offers the following tips on diet and exercise:

- Choose broiled or baked, not fried foods.
- Limit red meat consumption.
- Choose more vegetables and skip sauces.
- Choose fresh items from salad bars.

■ Eat fewer egg yolks. Two scoops of scrambled eggs contain too much cholesterol.

■ Drink water with meals more often than soft drinks.

■ Eat wheat or whole grain, not white bread.

■ Choose low-sugar, low-salt, whole-grain, high-fiber cereals.

■ Avoid fast foods which are high in fat.

■ Choose fresh fruits for snacks.

One final note — an average light beer contains 100 calories, an average wine cooler has 300 calories and a shot of liquor varies from 250 to 400 calories. "There are seven calories per gram of alcohol," says Ray, "almost as much as in a gram of fat."



I wish I could change my sex like I change my t-shirt. — Andre Breton