

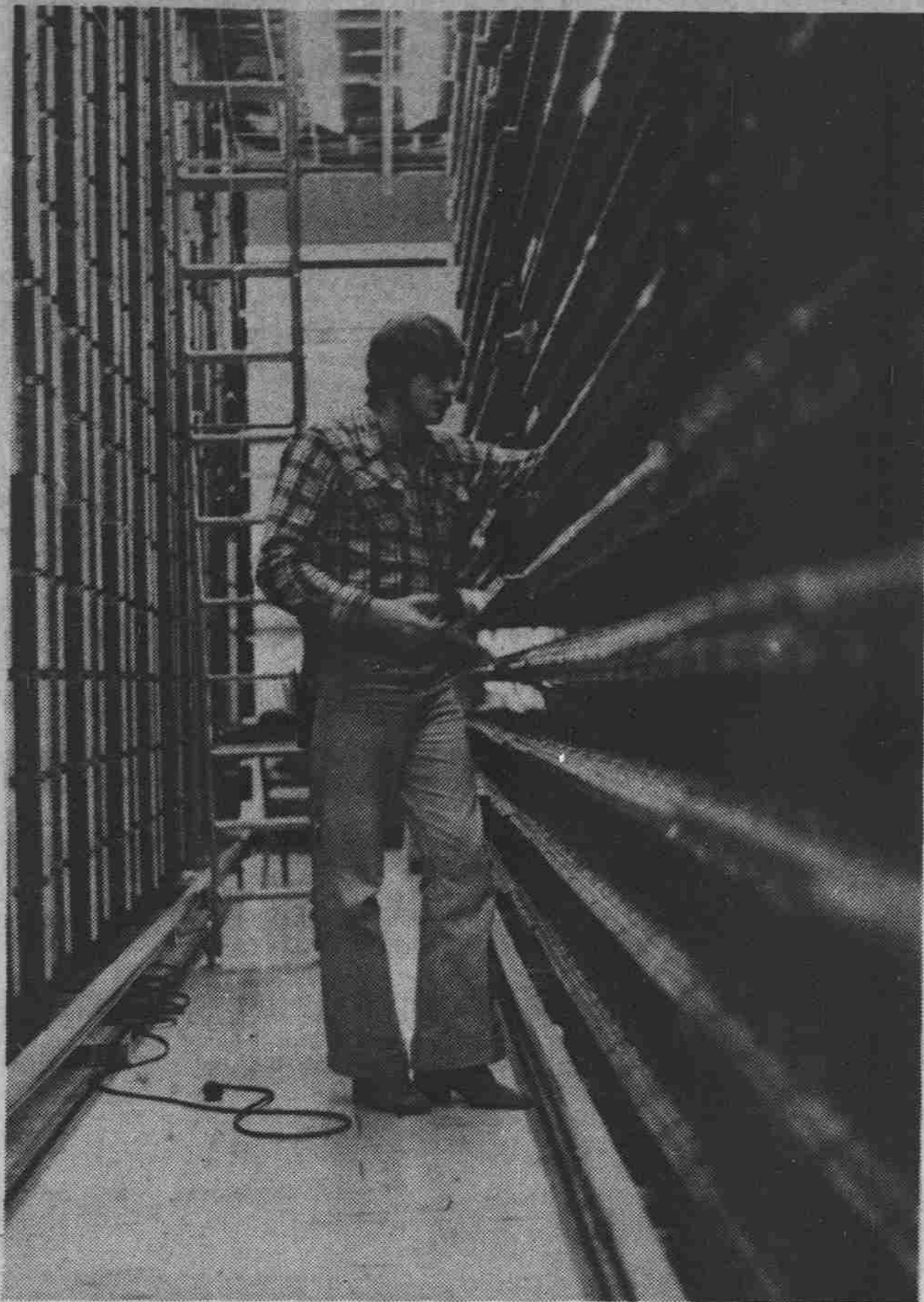
# The Daily Tar Heel

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Staff photo by Alice Boyce

Utilities employee Mark Walker checks circuits at Rosemary Street exchange

## Contempt citation challenged by suit

by Frank Griffin  
Staff Writer

A suit was filed Sunday on behalf of Granville Residence College (GRC) charging the Student Supreme Court with illegally and unconstitutionally citing Granville for contempt.

Thursday's supreme court contempt citation suspended Granville from the Residence Hall Association (RHA) for 20 days and stated that Granville residents could not participate in any "campus-wide elections which involve the election of RHA officers." Granville's 1,400 residents would not be able to vote for RHA president in Wednesday's elections.

The petition to vacate the court order states that the Granville Elections Board, not the GRC, is the proper defendant in the case.

The supreme court cited Granville for contempt because a gubernatorial election was not held before Sept. 12. The court ruled on Aug. 26 that run-off elections be held by Sept. 12 to clear up election disputes which arose last February. Granville ignored the court ruling, however, because its own constitution required the election be held later than Sept. 12.

In a statement Sunday, Mike O'Neal and Lars Nance, candidates for the co-presidency of RHA, said, "If the decision of the court should go unchallenged, a horrendous precedent would be established for the future in which the court at any time could sweep away the right to vote and the right to representation of any student constituency."

Betsy Jones, the other candidate for RHA president, said Monday, "I question whether they (Granville) were in contempt or not if they were obeying their own constitution." Jones said voter turnout would probably be so low that Granville's

absence would not make much difference. Student Supreme Court Chief Justice Darrell Hancock could not be reached for comment.

The suit filed Sunday by Bill Strickland, a resident of Granville West and CGC member, cites four reasons the supreme court contempt citation should be dismissed.

(1) "The court has improperly changed the defendant in this case from the Granville Elections Board to Granville Residence College" because residents of Granville were not previously a party in the suit.

(2) The Student Constitution guarantees the rights and privileges of membership in a Residence Hall Association "to handle all matters concerning student life in University-owned or approved undergraduate residence halls," a right which the court decision suspends.

(3) The RHA constitution guarantees representation to each residential area in University-owned or approved undergraduate housing, and the court's contempt order denies Granville that representation and asks RHA to violate its own constitution.

(4) The court order violates students' rights to vote in all elections guaranteed in the Campus Election Laws and the RHA constitution.

"It's the job of the supreme court to interpret laws and not to take them into their own hands and change them at will, which they so obviously have done," Strickland said. "The supreme court found the elections board guilty and should have held them in contempt, but rather, they found the whole residence college guilty and punished them. Certainly the residents of North Carolina would not be denied the right to vote if their representatives in Congress were to be found guilty of a similar action."

## Sale of University utilities leaves employees unhappy

by Rick Reed  
Staff Writer

Unless negotiations to sell three University utilities are completed soon, at least 25 telephone workers are thinking about getting sick. Together, they have 250 days of accumulated sick-leave.

This was one reaction expressed by a utilities employee committee to the state Utilities Study Commission's recommendation on Friday to sell the UNC telephone system to Southern Bell and the

electric and water systems to Duke Power Company.

Eleven utilities employees—representing 340 workers from administrative engineers to telephone installers and linemen—met Monday morning to discuss employee reaction to the decision and decide what negotiations the employees want to present to the five-man negotiations board appointed by the Church Commission.

Utilities Director Grey Culbreth has estimated that the negotiations and approval by the UNC Board of Trustees will take at

least six months. If anti-trust litigation is started against Southern Bell—as it most likely will be—final sale could be postponed 18 months.

Lee Taylor, engineering technician at the water plant and chairman of the employees committee, said his department would not exist if the sale to Duke Power is made final. "The people have lost the incentive for making improvements," Lee said. "We still have good people, but they're just going through the motion." One-third of the employees, Lee said, will refuse to work for Southern Bell or Duke Power.

Members of the employees committee, formed Aug. 8, 1972, said most employees were glad that a decision was finally reached, but were not too happy about the way they say it was made.

"It was a cut-and-dried bid to start with with," said Carroll Weaver, water plant maintenance mechanic.

"It was all sewed up as to who was going to get it," another committee member said. "They just didn't know how long it would take to make it go their way."

Other members said they suspected some deals had been made before the Church Commission meeting on Friday and lamented that Consumers Utility Corporation (CUC) failed in its bid.

"We all saw how CUC got shot down," said Wade Davis, distribution engineer at the electric and heating plant. Davis said he understood how a commission member would have had a hard time voting for CUC, "especially after all the adverse publicity they had. But I can't understand the telephone vote at all."

The utilities employees had favored Central Telephone and Utilities Corporation for the telephone system, and Southern Bell, the successful bidder, was their last choice.

All of the committee members agreed the telephone workers stand to lose the most under the present proposal. A telephone operator on the employees committee pointed out that Southern Bell has said UNC operators would not continue working for the new company.

Gerry Whittington, clerk of University Enterprises, believes employees are "even more apprehensive now. People stand to lose their jobs," he said and added that two-thirds of the people he has talked with want to transfer jobs rather than work for Southern Bell.

The committee has decided to discuss negotiation points with Cy Matheson, assistant director of the UNC Personnel Department. That meeting is scheduled to be held later this week.

## Highway route protested Soldi: Alternate I-A 'poorly planned'

by Henry Farber  
and Helen Ross  
Staff Writers

"If a highway does not answer real needs and has not been shown to produce tangible benefits that far outweigh its adverse impact, then that highway should not be built . . ."

This is part of a statement presented to the Board of Aldermen Aug. 22 by the New Hope Improvement Association in opposition to plans for the extension of Interstate 40.

Four weeks later, the Aldermen resolved that the town become a co-plaintiff in a possible lawsuit to block construction of the extension should the State Highway Commission not satisfactorily justify the interstate in terms of environmental impact.

The New Hope statement was also used for reference at a table in University Mall Saturday for passers-by to learn about rising opposition to the five-year-old construction plan.

Mrs. Jerry Soldi, chairman of the New Hope Association's I-40 committee, manned the table all day, collecting signatures for a petition against extension routes favored by the state until an acceptable environmental impact statement is made.

The New Hope Improvement Association, a community improvement group which serves an area between Chapel Hill, Durham and Hillsborough, is considering becoming a co-plaintiff in the suit originated by ECOS Inc., a statewide environmental group. The two other co-plaintiffs are the Aldermen and the Associated Students of Duke University.

The highway commission formulated the I-40 extension idea in 1968 with a federally

approved plan to link Raleigh with the interstate system by building a highway from Research Triangle Park to a junction with I-85 in Hillsborough.

To overcome operational problems, the commission engineered six alternate routes. According to the New Hope statement, the state favors Alternate I-A, a modified version of Alternate I, one of the original six.

Alternate I leaving Raleigh by-passes the Research Triangle Park and Durham, then crosses the Durham-Orange County line at Chapel Hill-Durham Boulevard on the way to I-85.

Drew Diehl, executive director of ECOS, said Alternate I-A slightly modifies the southern part of Alternate I to avoid a housing project. But it passes within several hundred feet of Duke Forest, which is used for environmental research by UNC and Duke, he said.

Alternate I-A "is going to be a concrete barricade between Chapel Hill and Durham," Soldi said Saturday. She said studies have shown the highway would

adversely affect farms, residential areas, water, air, wildlife and environmental research along the route.

"They (the Highway Commission) seem to have picked a route that they have a certain amount of money for," Soldi said. "We're not against highways—just against highways that seem to be poorly planned."

Part of the state's planning procedure is an environmental impact statement made last year to comply with the 1969 National Environmental Protection Act. Opposition to the extension has concentrated on the statement's alleged flaws.

Soldi said the statement does an inadequate job of explaining adverse effects to the communities around the alternate routes.

Diehl said the lawsuit being prepared by ECOS "just shot holes in the impact statement." He said ECOS is asking the state for a new study, which, if judged unacceptable, will be taken to court by the

Please see 'Interstate,' page 2

## Old Well taxes unpaid

by Sandra Millers  
Staff Writer

Roberts Associates, owners of the majority of area apartment complexes, have failed to pay 1973 taxes for the Old Well Apartments in Carrboro and could face foreclosure proceedings.

Roberts also owes 1974 taxes, which were due Sept. 1.

Carrboro Tax Collector Vergie Arrington said taxes on the Old Well Apartments remain unpaid for both years, although 1973 tax bills were mailed last December. Tax billings for 1974 have been delayed and will not be out until mid-October. She said a decision by the Carrboro Board of Aldermen will be necessary to determine whether the town will take legal action against Roberts.

Carrboro Alderman Fred Chamblee said

an executive session of the Board of Aldermen is planned for next week to discuss the subject of uncollected taxes with Arrington and her legal assistant.

Chamblee said foreclosure is the most drastic measure in collecting delinquent taxes.

"We try everything we can first," he said. Arrington agreed, but said several foreclosure cases are currently underway in Carrboro and that proceedings could begin immediately against anyone with delinquent taxes.

Foreclosure cases are sent to court in Hillsborough. If the property owner does not halt the proceedings by paying overdue taxes, the property is put up for public auction.

Arrington said that in all Carrboro foreclosure cases to date the property owners have paid the taxes before the proceedings could be completed.

The recently-completed Old Well Apartments have already become embroiled in controversy. Tenants are threatening legal action against Roberts for failing to install kitchen appliances in the apartments.

## Cool

Today will be clear, cool and windy. Highs will be in the upper 60s to low 70s, and lows tonight will be in the mid to upper 40s.

Chance of rain is near zero today and tonight. Winds are north at 10-20 miles per hour.

## Mayor Lee calls decision on utilities 'just a formality'

by Rick Reed  
Staff Writer

Chapel Hill Mayor Howard Lee called the state Utilities Study Commission's (Church Commission) Friday decision "just a formality" during a special Board of Aldermen meeting Monday.

"I think Consumers Utility Corporation was treated unfairly from the day it entered its bid," Lee said, referring to the Consumer Utility Corporation's failure to receive any of the three utilities recommended for sale.

Lee said there would almost certainly be an anti-trust suit filed against Southern Bell by Central Telephone & Utilities Corp. Both companies wanted to buy the UNC

telephone system. It was awarded to Southern Bell.

Alderman Alice Welsh suggested that Lee—a member of a five-man negotiating team set up by the Church Commission—look into relieving Duke Power Co. of the water system. Welsh does not think Duke is interested in starting a water business. She thinks Duke might sell the water system to the town of Chapel Hill.

Lee said he has evidence that some Church Commission members held secret meetings between last Friday's meeting and the commission's last regular meeting on June 10.

Lee said he would wait until he had more proof before he would say any more, but

promised that if he got that proof he would reveal "where they met, who was at the meetings and, if possible, what was said." He added that he thought it sinful for those members to carry on in secret what was supposed to be public.

Lee also said Chapel Hill and the University should start sharing the sewer system equally. Any work done on the system, Lee said, should have the cost split down the middle. Lee said he supports the research UNC is doing at the Water Treatment plant, and his position on sharing sewage costs does not alter this support. "If the University wants to be in the sewer business," Lee said, "we'll let them be in the sewer business."

## Forty-one running in Wednesday elections

by Art Eisenstadt  
Staff Writer

A total of 41 candidates will be running for 30 Student Government (SG) positions in Wednesday's campus-wide elections, the Elections Board announced Monday.

The distribution of the candidates is such that there will be true races for only eight positions, and 30 offices were not filed for.

According to the fall 1974 elections bill passed earlier this semester by the Campus Governing Council (CGC), voters were to have filled seven vacant CGC seats, 24 positions on the new Residence Court, and 28 seats on the new Undergraduate court.

In addition, voters were given the mandate of deciding whether to approve a constitutional amendment permitting SG-funded organizations to retain any budgetary surpluses they might build up. The organizations would have to get CGC approval before they could keep their funds.

Voters will also choose a new Residence

Housing Association (RHA) president. A vacancy was created in that office when former president Mike O'Neal resigned Sept. 13.

Seven vacancies were created on the CGC legislative board this fall when two representatives graduated, four resigned, and another could not be located. Candidates have filed for five of the positions:

- Richard Pope, Graduate District II, which includes the graduate Departments of Business, Computer Science, Operations Research, Statistics, Graduate Medicine, Botany, Chemistry, Geology, Ecology, Marine Science, Mathematics, Physics and Zoology.
- Martha (Marty) Elks, Graduate District IV, which includes the Schools of Medicine and Education.
- Jim Snow, Graduate District V, which includes the graduate Departments of Economics, Geography, Speech, Physical Education, Recreation, The Law School and the School of Journalism.
- Rad Kivette, Graduate District VI, which includes the graduate Departments of English,

History, Anthropology, Political Science, Sociology, and the School of Library Science.

- Bob Heymann, Don Hunley, and John Whittington, Undergraduate Off-Campus District IV, which includes those parts of Carrboro southwest of the intersection of Main and Greensboro streets, and most of western Orange County.

No candidates have filed in Graduate District I, which includes all graduate departments not mentioned above except the Departments of Dentistry, Nursing, Pharmacy, and Public Health; and Undergraduate Off-Campus District V, which includes all parts of Chapel Hill southwest of the boundary formed by Franklin St., Estes Drive, and 15-501 By-Pass, in addition to southern Orange County and Chatham County.

Any resident of a district with a vacant seat may be elected as a write-in candidate.

The Undergraduate Court replaces the Men's and Women's Honor Courts under the new Judicial Reform Document. There are 14 districts, which coincide with CGC districts, and

each district must elect one man and one woman. Candidates who have filed are:

- Gloria Anderson and Peter Gardner, On-Campus I, Granville West and South.
- Susan McAdams, On-Campus II, Granville East, Carr, Spencer, Old West and Old East.
- John Cox, Donald J. Woodard, and Susan Adams, On-Campus III, Woman's Triad, Ehringhaus, and undergraduates in Craige.
- Mary Virginia Curry and Bruce M. Tindall, On-Campus IV, James.
- H. Morris Caddell Jr., On-Campus V, Morrison.
- Ken Ledford, and Betsy Brown, On-Campus VI, Scott College, Whitehead, and Joyner.
- Jon Shoebothan, Rick Mazo, Jon Mundorf and Kathy McArthur, On-Campus VII, Henderson College and Upper Quad.
- Sam Cooper, and James Jernigan (men) and E. Ashley Moore (woman), On-Campus VIII, Morehead Confederation.
- Alice Martin, and Casey Stamper (women)

Off-Campus I, northwest Chapel Hill and Orange County.

- Alec Allen, Bill Saunders, and Percy Hodge, Off-Campus III, northwestern Chapel Hill, Carrboro, and Orange County.
- Charles Agee Atkins and John Stivarius, Off-Campus VI, southwestern Chapel Hill, and immediately adjoining parts of Carrboro.

Nobody filed for the remaining seats, and they will be appointed by the student body president. Interviews will be conducted by the Attorney General's office in Suite C all this week.

Four North Campus Districts and four South Campus Districts can each elect three jurors for the Residence Court. Candidates are:

- Durwood Franklin Wiggins and Robin Pipkin, North Campus I, Granville West and South.
- Eleanor McCorkle, North Campus II, Morehead Confederation and Joyner.
- Mike McGinnis, Chuck Cloninger, and Mark Isaacson, North Campus III, Henderson College, Upper Quad, Old East, and Old West.