

Weather

Mostly sunny today with highs in the low 60s. Partly cloudy tonight and Friday with a 30 percent chance of rain during the day. High Friday in the low 60s.

The Daily Tar Heel

Serving the students and the University community since 1893

Hey Bartender!

Whiskey sours, gin and tonics, Long Island iced teas... Read about a class that teaches you to make 'em for money. See story on page 4.

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Chapel Hill, North Carolina

Hiday disqualified from DTH race by elections board

By MARK STINNEFORD

and
JIM ZOOK
Staff Writers

The Elections Board Wednesday night voted 8-1 to disqualify Jeff Hiday, the top vote getter Tuesday in the race for *Daily Tar Heel* editor, for submitting his campaign spending report late.

Hiday said he would appeal the decision to the Student Supreme Court.

"I am disappointed by the decision, and I hope this doesn't undermine the voice of the voters," Hiday said.

The General Election Laws state that a candidate must submit a financial report by 5 p.m. on the day of the election. "Any candidate who fails to submit a financial statement within the specified

amount of time ... shall be disqualified from that race ..." the laws state.

Testifying before the board Wednesday, Hiday said the late submission of the financial statement did not "materially affect" the outcome of the election.

"I just think you shouldn't allow a minor technicality like this to jeopardize what is a very important democratic process," Hiday said. "I think this is a minor infraction, one of many that is likely to occur in a major election like this."

"I hope that you will keep in mind that the plurality of voters think I'd be a suitable editor."

Hiday said the late submission of the report could not have hampered the certification of the elections by the Elections Board because he turned the statement in while the polls were still open.

Hiday said his financial statement was

turned in 35 to 40 minutes late because of communication problems. The report was completed on time, Hiday said, but his treasurer held onto it because he incorrectly thought the candidate had to sign it before it was submitted.

Several board members said the Elections Laws left them no choice but to disqualify Hiday.

"The democratic process rests on the rules of the game," board member Jim Crutchfield said. "There are rules here and everybody has to play by them."

Board member Jane Fawcett said the board should be guided by the law rather than its own emotions in the case.

"I'd be thrilled if Jeff went to the court and won because he received the most votes," Fawcett said. "But I want to feel good about myself, that I followed the bylaws."

Board member Edwin Fountain said that not following the letter of the law would set a bad example.

"Let's not be intimidated by the fact that Jeff Hiday won the *DTH* race," Fountain said. "Let's not be intimidated by the fact he spent \$360."

But Stephen Ruscus, the only board member to vote against disqualification, said the board's action could lead to the installation of an editor who didn't represent the students' interests.

"I felt our decision to disqualify does materially affect the democratic process because we won't have a legitimate representative, the first choice of the people," Ruscus said.

Opening the board meeting Tuesday, board chairman Andy Sutherland urged board members to think independently on the issue. Whatever decision the board

made, Sutherland said he felt he could defend it before the Student Supreme Court. While the board was guided by law, it should also consider the "greater purpose" of the elections process, he said.

When asked if the decision had been a difficult one for the board to make, Sutherland said: "Hell yes." The board weighed Hiday's comments very seriously, he said.

Hiday said he would push to have a Student Supreme Court hearing held as soon as possible.

Christine Manuel, who trailed Hiday by only 108 votes, said she was not surprised by Wednesday night's results.

"I thought the Elections Board would uphold Andy's decision (opinion) and

Jeff would appeal to the Supreme Court," Manuel said. "I don't know what the Court is going to do, and I'm not going to try to predict."

Manuel said she would rather not win the race because of this infraction.

"I'd rather win outright, I think everyone would. But it's not up to me," she said.

John Conway, the candidate for editor who placed third in the race, said he had hoped the board would rule in Hiday's favor.

"I share Jeff's disappointment with the decision reached by the board," Conway said. "I think it's far more important that the democratic process is protected than to enforce what I feel is a ridiculous elections law."

Officials predict \$100 million surplus in State's budget

By TOM CONLON
Staff Writer

A \$100 million budget surplus — or credit balance, as N.C. budget officials call it — is expected to show up among total state revenues at the end of fiscal year '83-'84.

The surplus, available June 30, is the result of lower-than-projected allocations to state agencies this year, said Marvin K. Dorman Jr., deputy state budget officer in the governor's office.

"The cuts have been pretty much across the board," Dorman said. "The majority of cuts have been in the 2 to 5 percent range from the original allocations."

Dorman said he was unsure how the governor would allocate surplus funds, but said education was among the governor's priorities. "The governor will be sending a lot of recommendations to the General Assembly when they meet in June," Dorman said. "I think he'll recommend most of the funds to salary increases for state employees, public school programs and other educational areas of some kind."

In the budget session of the General Assembly in June 1983, a salary freeze for all state employees was put into effect. Emmett Burden, executive director of the N.C. State Employees' Association, said Tuesday he expected the salary freeze to be lifted in the upcoming General Assembly session. "The freeze is currently in effect until June 30, but we expect the freeze to be lifted effective July 1, when we enter the upcoming '84-'85 fiscal year."

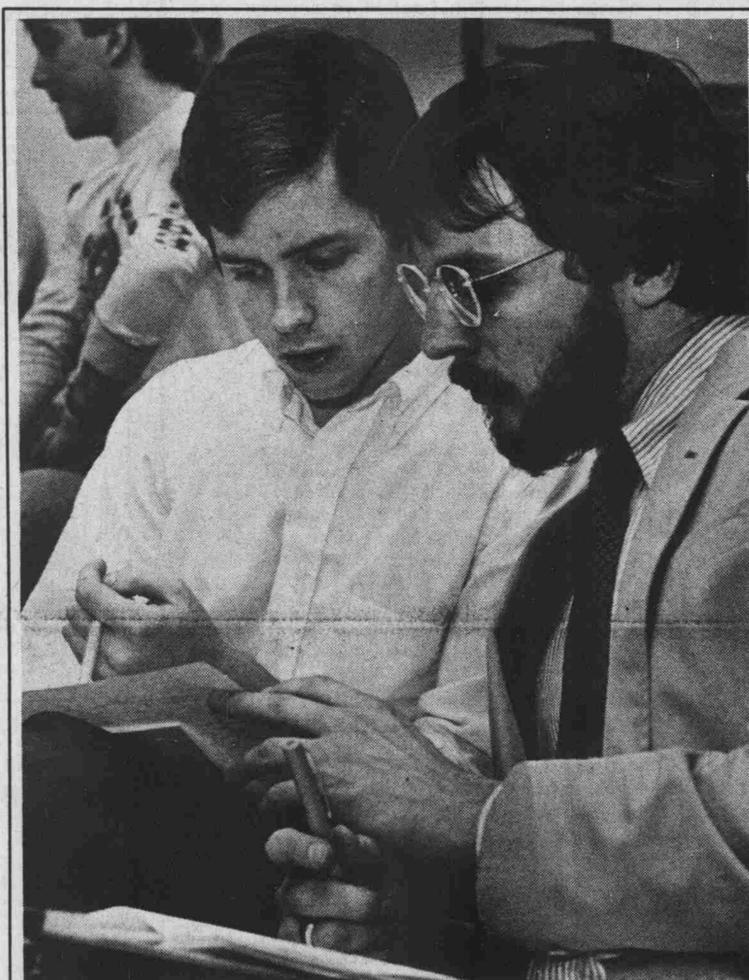
Burden said it was unlikely education would receive more funds than other state departments. "All surpluses should go to all state departments," he said. "I think the legislature will have enough sense to give money to everybody. Not to do so would create hard feelings among other departments, which I think would have dire consequences on the responsible elected officials running for office in the future."

The last salary increase was a 5 percent across-the-board raise for state employees this previous fiscal year, Burden said, although the UNC system has more flexibility in how it wants to spend its allocations.

"The UNC system has a unique way of paying money out unlike other state departments," he said. "Money in lieu of merit or longevity pay can be used for salary increases within their budget on a variable scale, although a proportional equal amount of money is granted to individual state departments as a whole."

L. Felix Joyner, vice president for finance in the UNC system, said Wednesday the fiscal '84-'85 budget request had been submitted to the state.

See BUDGET on page 4



Discussing strategy

Jeff Hiday, candidate for "DTH" editor, consults with his defense counsel, Tom Terrell, at a special meeting of the Elections Board Wednesday night. The board voted in a closed session to disqualify Hiday because of a late financial statement.

Druse close in on Marine post

The Associated Press

BEIRUT, Lebanon — Druse and Shiite militiamen swept the hills south of Beirut on Wednesday after routing the disintegrating Lebanese army for the second time in nine days. Druse leader Walid Jumblatt called for President Amin Gemayel to resign and said he should be tried for "crimes."

A Druse offensive that drove the army from positions south of the capital left the U.S. Marines, based at Beirut's airport, almost surrounded by leftist Druse and Shiite Moslem fighters.

The Marines maintained access to the Mediterranean via a narrow strip, crossing the coastal highway, to a boat landing zone dubbed "green beach." Marine spokesman Maj. Dennis Brooks said there was no fighting around the base.

"It has been quiet," Brooks said. "We did receive one large-caliber round that impacted in one of the hangars...It could have been a tank round." No one was hurt, he said.

The Druse fighters and Amal, the largest Shiite militia, linked up along the coastal highway and made clean-up sweeps through the hills, picking up equipment abandoned by the Lebanese army and Christian militiamen who fled when the Druse launched their surprise offensive down a mountain corridor on Tuesday.

Police said 50 people were killed and 89 wounded in the fighting in the hills Tuesday and Wednesday. They said two people died and 14 were wounded in Beirut in sporadic clashes along the "green line," the devastated strip dividing Christian east and mostly Moslem west Beirut.

Government sources said Gemayel was on the verge of meeting a key opposition demand by abrogating a May 17, 1983, troop withdrawal agreement with Israel. But he made no announcement Wednesday.

Jumblatt said rejection of the pact was no longer enough.

"Amin Gemayel has to step down," he said. "There will never be any talks, any dialogue, any reconciliation with the rightist Christian Phalangists or Amin Gemayel while he is in power," Jumblatt told a news conference in Damascus, the Syrian capital.

"Gemayel may be trying to save his neck," Jumblatt said. "There will be no mercy for him. He must be tried — he and the other officers, especially Lebanese army chief Gen. Ibrahim Tannous, for all the crime they committed."

One of the "crimes," the Druse leader said, was calling in artillery support from the U.S. Navy ships off the coast on "national areas" in the Syrian-occupied central mountains.

The Voice of Lebanon, the rightist Christian radio station, said the Lebanese army's 4th Brigade had regrouped at the

coastal town of Damour, 10 miles south of Beirut. But reporters who traveled to the north edge of Damour said the area was held by Druse and Shiite Moslem militiamen.

Associated Press correspondent Max Nash reported from Sidon, 15 miles south of Damour in Israeli-controlled territory, that government soldiers had been streaming into Israeli lines for more than 24 hours. Israeli soldiers said hundreds of Lebanese soldiers had arrived in Sidon.

Moslem units of the army's 4th Brigade fled north into west Beirut, according to Lebanese radio and press reports. There they joined soldiers of the 6th Brigade, which had defected to the anti-government forces when Druse and Shiite Moslem militiamen took over the Moslem half of the capital Feb. 6.

The U.S. Marines continued to ferry equipment by boat and helicopter to the five-ship Navy flotilla off the coast.

Brooks said the Marines still had received no orders to move the estimated 1,200 troops now at the airport out to sea. But he added: "We have been putting more people on the ships for security reasons at night."

He and other Marine spokesmen declined to specify how many Marines remained on shore. Army Col. Ed McDonald, the chief spokesman for the Marine contingent, said the Druse advance "has raised some concern, obviously."

In Washington, President Reagan said the Marines, soon to be withdrawn, could remain stationed on the U.S. warships off the coast for a period as long as they would have been kept on shore — which could be another year or more.

"As long as there is a chance for peace, we're going to stay," Reagan said.

Secretary of State George P. Shultz said the Marines, who were on their second-highest state of alert, were not in great danger at the airport base.

Britain already has pulled out its 115-man contingent of the four-country multinational force. A spokesman for Italian Premier Bettino Craxi said Wednesday most of the 1,400-man Italian contingent would be withdrawn in two weeks.

There was no comment from the nearly 1,300-man French contingent. French officers have indicated they have no plans to leave, but at a meeting of the U.N. Security Council on Wednesday France called for a U.N. force to replace the multinational force.

Jumblatt's top aide, Mohssen Dallou, said in a statement that a U.N. force would be accepted if it did not include troops from the permanent members of the Security Council. The permanent members of the council are the United States, France, Britain, the Soviet Union and China.

Green stresses service in campaign

By TOM CONLON
Staff Writer

Third in a series on candidates for governor.

RALEIGH — All the democratic gubernatorial hopefuls talk about having experience in the N.C. General Assembly, Lt. Gov. Jimmy Green says. But he's the only candidate with as much as 23 years of legislative service, he said in a recent interview.

"This is my seventh year in the executive branch of state government as leader of the General Assembly and Senate," said Green, who has been lieutenant

governor since 1977. "It's not easy to carry the will of the governor through the legislature, but I feel I've been able to do that successfully with the vast majority of legislators who have been and will be here in 1985 — to put me in a better position than my opponents."

Green, who announced his candidacy Jan. 13, says his experience and ability to work with the legislature make him the best candidate in the governor's race. He said education and fiscal integrity would be his most important campaign issues and the issues he'd give most immediate priority to as governor.

"I think I'm much closer today to the

budget process and fiscal affairs than the other candidates because I work with it every day," he said. "The next governor must be a good businessman — there's a nearly \$13 billion bi-annual budget to oversee."

One change Green would make would be to begin on-going audits of state spending, he said. "Too often we have audits done after the fact," he said. "A lot of money has been wasted because a problem was not corrected early. On-going audits will help us see where our money's going and can stop unnecessary waste before it's too late."

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Jimmy Green

Republicans struggle for leadership in gubernatorial campaign

By WAYNE THOMPSON
Staff Writer

State Republican Party officials say they are trying to present a unified front in their support for Jim Martin's bid to become governor, but several officials agree that a struggle for party leadership is taking place in the process.

The struggle centers around Martin and National Congressional Club Chairman Tom Ellis. And it's Ellis' belief that a Martin victory in November would leave Martin the most prominent Republican in the state, high-ranking state Republicans said last week.

"Frankly, I think it's a motivating force for him (Ellis)," said Gene Anderson, former full-time administrative assistant under Gov. Jim Holshouser from 1972-76. Holshouser is the only Republican elected governor in North Carolina in this century.

"The Martin people have bent over backward to be fair to anyone who wants to help with the campaign," he said, referring to Martin's selection of a moderate, Holshouser, and a representative of the Party's right wing, Eugene "Red" McDaniel, as co-chairmen of his statewide campaign. "They're (Martin's organization) sending out all the right signals," he

said. "Tom's just turned off his antenna." The Congressional Club, representing the most conservative wing of the party, is led by Ellis and Sen. Jesse Helms. Martin has long been considered a moderate Republican by many political observers.

Anderson said a Martin victory in the governor's race would be a threat to the club's survival. "If Martin wins and Helms loses, Ellis and his bevy of cigar-smoking boys will be out of a job," he said. "It would show that they're losing their ability to send someone with their beliefs to Congress."

Ellis disputed Anderson's interpretation of his hunt for a more conservative candidate, which led him to former UNC athletic director Bill Cobey. After a couple of months of consideration, Cobey told Ellis no and decided instead to challenge Ike Andrews again for his 4th District Congressional seat.

"I hope I am motivated by the conservative cause and not the pragmatic politics of trying to win no matter what," Ellis said of Anderson and Brad Hayes, who is Martin's political consultant.

Hayes, reached at Martin headquarters in Charlotte, said teacher pay and low Scholastic Aptitude Test scores were more important than personality differences and power struggles within the state Republican Party. But he added, "If you read

the press clips, you can get a good idea about who's power hungry." Press coverage generally has been unfavorable to Ellis.

"Up until filing time, I didn't know who it (the most conservative candidate) was," said Ellis. "They were out there but none appeared." Now that the filing deadline has passed, Ellis said any Congressional Club support given Martin would depend on "how he handles the issues."

But when asked about Martin, Ellis said, "He's good looking, a nice fellow, with a good voting record."

State Republican Party Chairman David Flaherty attributed Ellis' lukewarmness for Martin to his personal differences with Anderson and Hayes and with the moderate Republicans. "Ellis wouldn't hesitate for a minute to support Martin were it not for them," Flaherty said.

Holshouser said there was more to the Ellis controversy than personal differences with Anderson and Hayes. But he was unspecific about what he thought were Ellis' intentions in not publicly endorsing Martin. "It's hard to say what Tom's logic is," he said.

Through political maneuvering, Ellis kept Holshouser off the state's majority delegation for Ronald Reagan to the 1976

Republican Party National Convention. Holshouser was Gerald Ford's coordinator for the Southeast.

Frank A. Rouse, the state Republican Party chairman in 1972, was supported by Ellis and Helms in his unsuccessful bid to retain the chairmanship in 1973. Now one of the Club's strongest critics, Rouse said there would be a shift in political power within the Party.

"If Martin is elected governor, then he would have more patronage than the senator... and he would be able to take control of the Republican Party in the state," Rouse said, echoing Anderson, the man who edged him out as party chairman in 1973.

Rouse said the party could make more gains in the state, especially among blacks, if it took a more moderate approach. "What the hell difference does it make whether a guy gets a conservative rating of 99 or 94," he said. "To hell with that; we're concerned about winning elections."

Flaherty said factions in the party didn't exist anymore. "Jim

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