

## MINUTES

Board of Aldermen

Town of Chapel Hill, N.C.

The Board of Aldermen met at a Regular Meeting in the Town Hall on March 13, 1961, at 7:30 P.M. o'clock with the following present: Mayor Cornwell; Aldermen Robinson, Giduz, Strowd, Walters and Wager; Town Attorney LeGrand and Town Manager Rosé. Absent: Alderman McClamroch.

Minutes of February 27, 1961, were approved on a motion by Alderman Strowd subject to correcting page 212, line 32, the word include (typographical error) and line 16 to 51% front footage, seconded by Alderman Giduz, and passed.

Oral Petitions - None at this time.

Written Petitions - None at this time.

Monthly Reports:

Report of Auditor - Mr. E. D. Peacock stated that he has examined the vouchers for the month of February, 1961, and found them to be in order and properly supported. He reported the following tax collection comparison: January 31, 1959 (E.F.) \$220,931 charges - uncollected \$45,811 - 79.26%; same period for 1960 - \$246,700 - uncollected \$62,524 - 74.66%.

Planning Board

Establishment of a 35 MPH Speed Limit on N.C. 86

Alderman Strowd moved that the Board of Aldermen accept the recommendation of the Planning Board, seconded by Alderman Robinson, and passed, also that the Town contact the State Highway and advise them of the Board's recommendation. (from the edge of the Town to Estes Drive)

Rezoning RA-10 to Suburban Commercial - Area between Whitehall Antique Shop and the Masonic Lodge. Alderman Walters moved that the recommendation of the Planning Board to approve the rezoning, be tabled until the Planning Board setup a more restrictive policy in Suburban Commercial zoning. The Board discussed as to the fairness to Mr. Gerald Tempest who now seeks to build on the area in question and agreed that an emergency meeting can be called to expedite the matter, seconded by Alderman Giduz. Three members voted "aye"; Mr. Strowd - abstained and Mr. Wager voted "nay". the motion was passed.

Severin Street Extension - Final Plat

Alderman Giduz moved that the Board accept the recommendation of the Planning Board to approve the Final Plat, seconded by Alderman Strowd, and passed.

Rezoning from Agricultural to RA-20 - An area between Farrington Road and Sourwood Drive. Alderman Wager moved that the recommendation of the Planning Board to approve the rezoning of the above area, be accepted, seconded by Alderman Robinson, and passed.

Laurel Hill Subdivision Sec. II- Preliminary Sketch

A large group of property owners appeared before the Aldermen to oppose the proposed bridge which would result in heavy traffic in the area and lower property value and disturb their way of life. Pierson Stewart of the Planning Board stated that this proposed bridge across Morgan's Creek, would work out with a long range plan. Petitions registering opposition, were handed to the Aldermen, and the possibility of approving the Sub-division excluding the bridge was discussed. Alderman Robinson moved that the matter be referred back to the Planning Board for more study, seconded by Alderman Giduz, and passed.

Special Use Permit - Trailer Court N.C. 86 -

Mr. V. I. Moody came before the Board of Aldermen and submitted some extra views of the Trailer Park. He stated he has never had any difficulty with the Health Department in the matter of septic tanks. Alderman Walters moved that the recommendation of the Planning Board to defer action until a written letter from the District Health Department and a re-submission of the plat with additional information

about parking is received, seconded by Alderman Robinson, and passed.

Pine Hill Sub-division - Final Plat. Alderman Giduz moved that the recommendation of the Planning Board to approve the Final Plat, be accepted by the aldermen, seconded Alderman Strowd, and passed.

Farrington Hills Subdivision - Preliminary Sketch - Alderman Strowd moved that the recommendation of the Planning Board to approve the Preliminary Sketch, be accepted, seconded by Alderman Wager, and passed.

Hargrave Terrace Subdivision - Preliminary Sketch - Alderman Giduz moved that the recommendation of the Planning Board to approve the Preliminary Sketch be accepted, seconded by Alderman Walters, and passed.

Report of Health Department - was examined.

Report of Police Department - was examined.

Report of Fire Department - was examined.

Town Attorney: - Nothing at this time.

Town Manager: - Alderman Wager moved the following resolution be adopted:

WHEREAS, it is necessary to designate an officer of the Town of Chapel Hill to prepare and file sworn statements of indebtedness after the introduction and prior to the adoption of bond ordinances in accordance with The Municipal Finance Act, 1921, of North Carolina; NOW, THEREFORE,

BE IT RESOLVED that the Town Manager be and he hereby is designated as the officer to prepare and file such sworn statements of indebtedness, and also to determine the amount to be inserted in any such statement as the estimated amount of any special assessments thereafter to be levied on account of Local improvements for which any part of the gross debt set forth in such statement was or is to be incurred, and which, when collected, will be applied to the payment of such gross debt.

Alderman Strowd seconded the motion, and the motion was adopted. Those voting for the resolution were Messrs. Robinson, Giduz, Strowd, Walters and Wager. No one voted against it.

Alderman Robinson introduced the following bond ordinance which was <sup>read</sup> at length to the Board:

"AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$160,000 OF BONDS OF THE TOWN OF CHAPEL HILL FOR THE ERECTION AND EQUIPMENT OF BUILDINGS AND THE ACQUISITION OF A SITE THEREFOR.

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill, as follows:

Section 1. The Board of Aldermen of the Town of Chapel Hill has ascertained and hereby determines that it is necessary that said Town erect one or more buildings to be used by The Town as a fire station, police station, court room and jail and Town offices, and for the housing of other departments of the Town government, including the acquisition of any land or rights in land required therefor, and the acquisition and installation of original furnishings and equipment suitable for such use of such buildings, and that it will be necessary to expend for said purpose not less than \$160,000.

Section 2. Said Board of Aldermen has also ascertained

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and hereby determines that the purpose hereinbefore described is a necessary expense of said Town within the meaning of Section 7 of Article VII of the Constitution of North Carolina, and is a purpose for which said Town may raise or appropriate money, and is not a current expense of said Town.

Section 3. In order to raise the money required for such purpose, bonds of the Town of Chapel Hill are hereby authorized and shall be issued pursuant to The Municipal Finance Act, 1921, of North Carolina. The maximum aggregate amount of bonds authorized by this ordinance shall be One Hundred and Sixty Thousand Dollars (\$160,000).

Section 4. A tax sufficient to pay the principal of and interest on said bonds shall be annually levied and collected.

Section 5. A statement of the debt of said Town has been filed with the Town Clerk of said Town, as required by said Act, and is open to public inspection.

Section 6. This ordinance shall take effect when approved by the voters of said Town at an election to be called and held as provided in said Act."

The Town Clerk then presented to the Board of Aldermen a sworn statement of indebtedness of the Town of Chapel Hill and stated that the statement had been filed in her office by the Town Manager of said Town after the introduction of the bond ordinance introduced at this meeting. The statement was examined and considered by the Board of Aldermen.

Alderman Robinson moved that the ordinance entitled "An Ordinance authorizing the issuance of \$160,000 of bonds of the Town of Chapel Hill for the erection and equipment of buildings and the acquisition of a site therefor", heretofore introduced at this meeting, be adopted. Alderman Giduz seconded the motion, and the motion was adopted. Those voting for the motion were Messrs. Robinson, Giduz, Strowd, Walters and Wager. No one voted against it.

Alderman Walters moved that the Town Clerk be directed to publish, once in each of two successive weeks, in the Chapel Hill Weekly, a newspaper published in Chapel Hill, North Carolina, a copy of the ordinance adopted at this meeting with notice of adoption in the form required by law.

Alderman Strowd seconded the motion, and the motion was adopted. Those voting for the motion were Messrs. Robinson, Giduz, Strowd, Walters and Wager. No one voted against it.

Alderman Wager moved that the following resolution be adopted:

WHEREAS, the Board of Aldermen has applied to the Local Government Commission of North Carolina for its approval of the \$160,000 of bonds of the Town of Chapel Hill which are authorized by the bond ordinance adopted at the meeting of the Board of Aldermen held on March 13, 1961; NOW, THEREFORE, BE IT RESOLVED that the filing of such application and the publication heretofore made of the required notice of the filing of such application, be and the same hereby are approved.

Alderman Giduz seconded the motion, and the motion was adopted. Those voting for the resolution were Messrs. Robinson, Giduz, Strowd, Walters, and Wager. No one voted against it.

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Alderman Walters moved the adoption of the following:

BE IT RESOLVED AND ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

Section 1. Pursuant to the Charter of the Town of Chapel Hill and the General Laws of the State of North Carolina governing elections in municipalities, the Board of Aldermen hereby calls for an election to be held in the Town of Chapel Hill on Tuesday, May 2, 1961, the same being the first Tuesday after the first Monday in May, the date established by law for said election. The said election shall be conducted for the purpose of electing a Mayor, three Aldermen and a Judge of the Recorder's Court by the voters of the Town. The Mayor shall be elected to hold office for a term of two years, the three Aldermen to hold office for a term of four years and the Judge of the Recorder's Court to hold office for a term of two years.

Section 2. The polls shall be open on the day of election from 6:30 A.M. until 6:30 P.M. Eastern Standard Time, and no longer, and each person whose name is registered and who is eligible, as defined by general law, shall be entitled to vote.

Section 3. The name of each candidate for Mayor, Alderman and Judge of the Recorder's Court shall be printed upon the official ballot, provided there is filed with the Town Clerk and Town Manager not less than fifteen days prior to the holding of such election a certificate of nomination with the name of the candidate and the office for which he is a candidate. The candidate receiving the highest number of votes for Mayor shall be declared elected to such office for the ensuing term of two years. The three candidates receiving the highest number of votes for the office of Alderman shall be declared elected for the ensuing term of four years. The candidate receiving the highest number of votes for Judge of the Recorder's Court shall be declared elected for the ensuing term of two years.

Section 4. The places for holding the elections are hereby designated as follows:

Precinct No. 1: Including all the area within the Town of Chapel Hill North of Franklin Street and West of North Columbia Street and the Airport Road (N.C. Highway 86); polling place shall be the Town Hall.

Precinct No. 2: Including all the area within the Town of Chapel Hill North of Franklin Street and the Durham Road and East of North Columbia Street and the Airport Road (N.C. Highway 86); polling place shall be the Estes Hills School.

Precinct No. 3: Including all the area within the Town of Chapel Hill South of Franklin Street and Durham Road, West of U.S. Highway 15-501 Bypass and East of South Columbia Street;

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polling place shall be the Woollen Gymnasium of the University of North Carolina.

Precinct No. 4: Including all the area within the Town of Chapel Hill South of Franklin Street and West of South Columbia Street; polling place shall be the Chapel Hill High School.

Precinct No. 5: Including all the area within the Town of Chapel Hill East of U.S. Highway 15-501 Bypass; polling place shall be Glenwood School.

Section 5. For Precinct No. 1, Mrs. W. H. Fogleman is hereby designated and appointed Registrar and Mrs. Ira Hicklin and Miss Ola Andrews are hereby designated and appointed Judges.

For Precinct No. 2, Mrs. Paul E. Shearin is hereby designated and appointed Registrar and Mr. G. S. Baldwin and Mrs. Luana Crane are hereby designated and appointed Judges.

For Precinct No. 3, Mrs. C. S. Logsdon is hereby designated and appointed Registrar and Mr. W.W. Baucom and Mrs. Pearson Stewart are hereby designated and appointed Judges.

For Precinct No. 4, Mrs. James E. Wadsworth is hereby designated and appointed Registrar and Mrs. W. A. White and Mrs. Roy Holsten are hereby designated and appointed Judges.

For Precinct No. 5, Mrs. Lindsay C. Neville is hereby designated and appointed Registrar and Warren J. Wicker and Mrs. William M. Geer are hereby designated and appointed Judges.

Each of the above-named Registrars and Judges of this election, before entering upon his duties, shall take oath before any person authorized by law to administer oaths, to conduct the election fairly and impartially, according to the Laws of the State of North Carolina and the Charter of the Town of Chapel Hill.

Section 6. The registration books shall be opened for registration of voters at 9:00 A.M. on Saturday, April 8, 1961, and shall close at Sunset on Saturday, April 22, 1961, and each registrar shall keep open the said books for the registration of voters residing in his precinct and entitled to registration. On each Saturday during the period of registration the registrar shall be at the polling place in his precinct with the registration books between the hours of 9:00 A.M. and Sunset for the registration of voters.

Saturday, April 29, 1961, is hereby designated Challenge Day, and any elector desiring to challenge any name included in said registration books shall this day advise the Registrar of this fact. The registrar and the judges shall thereupon set a date and time for a hearing the challenge, which date shall be prior to the election day.

Section 7. This resolution ordinance shall be published in a newspaper having general circulation in the Town of Chapel Hill.

Signed Mary Lovejoy  
Town Clerk

seconded by Alderman Wager, and passed.

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#### Franklin Street Canopy

The Board discussed the request of local merchants that consideration be given to the proposed canopies in the business district of East Franklin Street. Alderman Giduz moved that the matter be referred to the Finance Committee, seconded by Alderman Walters, and passed.

Sales Tax - Municipalities

Alderman Giduz moved that the Town register opposition to the proposed Revenue Act as introduced in the House & Senate (H.B. 175 & SB-78), seconded by Alderman Walters, and unanimously passed.

Unemployment Security Commission

Town Manager Rose stated that persons seeking unemployment compensation have been meeting with the Durham representatives of the Commission in the Court Room of Town Hall; that the milling in and out, is a nuisance and that he has requested them to meet elsewhere. The Board agreed that this should be done.

Financial Statement

Town Manager supplied the aldermen with a statement of expenditures and revenue as of January 31, 1961. The statements were reviewed.

Committee Reports:

Street Committee: Alderman Robinson, chairman, moved that the recommendation of the Street Committee to install another light by A.C. Roger's residence, 305 W. University Drive, be accepted, seconded by Alderman Strowd, and passed.

New Business:

Alderman Giduz discussed the importance of an option on the land for the proposed Town Hall. The committee appointed to contact the owners, was directed to check into the matter.

Alderman Walters mentioned the need for top soil in front of Fire Station No. 2 at Glen Lennox.

There being no further business to be considered at this time, the meeting was adjourned at 10:40 P.M. o'clock.

J.E. Strowd Mayor Pro Tem  
Mary Konejey Town Clerk

March 13, 1961

MINUTES

Board of Aldermen

Town of Chapel Hill, N.C.

The Board of Aldermen met at a Regular Meeting in the Town Hall on March 28, 1961, at 7:30 P.M., o'clock with the following present: Mayor Pro Tem Strowd; Aldermen Robinson, Giduz, Walters, Wager and McClamroch; Town Attorney LeGrand and Assistant Town Manager Stewart. Absent: Mayor Cornwell and Town Manager Rose.

Minutes of March 13, 1961, were approved on a motion by Alderman Walters, seconded by Alderman Wager, and passed.

Oral Petitions: Re: Trial Basis of Installation of Marquees.

Messrs. Page, Robbins and Danziger came before the Board to discuss installing marquees in the business district of E. Franklin Street. They stated that the proposed marquees would be aluminum; would have a clearance of 10 feet out over the sidewalk; would do away with present signs that lack uniformity; would be ornamental as well as serviceable and of permanent nature; that it is believed many merchants will install the marquess when they see the advantages to be gained. Alderman Wager moved that the Aldermen give encouragement and support to this project, seconded by Alderman Giduz, and passed.

Written Petitions - None at this time.

Town Attorney - Nothing at this time.

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