

January 2, 1939

minutes of the meeting of the Board of Aldermen, Book 4, Page 144.

Minutes of the Meeting of the Board of Aldermen, Book 4, Page 144.

December 13, 1926

There was a meeting of the Board of Aldermen of the Town of Chapel Hill at 7:45 P. M., Mayor Roberson presiding and the following Aldermen present:- Messrs. R. D. W. Connor, G. M. Braune, C. L. Eubanks, M. E. Hogan, C. L. Wills and B. S. Williams.

The minutes of the meeting of the Board of Aldermen on November 8 were read and upon motion of Alderman Braune, seconded by Alderman Connor, were approved as recorded.

The appointment of a committee on Zoning and Planting for Chapel Hill was brought up for consideration and upon motion of Alderman Braune, seconded by Alderman Wills, the Mayor was instructed to appoint a committee to make a through study of zoning for the Town of Chapel Hill and to report their recommendation to the Board of Aldermen. The Mayor appointed a committee consisting of Aldermen Braune, Wills and Hogan.

The question of extending the corporate limits of the Town was brought up for consideration and after much discussion and upon motion of Alderman Hogan seconded by Alderman Wills, the Mayor was instructed to appoint a committee to investigate the advisability of extending the corporate limits of the Town and report their findings to the Board of Aldermen at its next meeting. The Mayor appointed a committee consisting of Aldermen Hogan, Connor and Wills.

The question of revising the charter of the Town of Chapel Hill in order to eliminate certain objectionable and ambiguous portions was then brought up for consideration and upon motion of Alderman Connor, seconded by Alderman Hogan, the Manager was instructed to secure the services of Attorney J. L. Morehead in preparing the bill to be presented to the Legislature.

The Committee on Public Works stated that in accordance with instructions received at the last meeting of the Board of Aldermen that it had made an investigation of the storage space required for the equipment of the Department of Public Works and that it would recommend that immediate steps be taken to secure a more adequate storage place, especially for the motor equipment. In this connection the point was brought out that at some future time the Town of Chapel Hill would need a Municipal Building and in case such a building was built that all the equipment for all departments should be contained within the same and that the Town now owns a lot 50' x 60' on Columbia Street which would possibly be a desirable location for the Municipal Building. Upon motion of Alderman Connor, seconded by Alderman Hogan, this matter was referred to the Improvement Committee for their consideration with the suggestion that property be leased on which a cheap temporary structure might be built to store all of

Minutes of the Meetings of the Board of Aldermen, Book 4, Page 145.

this equipment for the present.

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The Public Works Committee recommended that immediate steps be taken to extend Roberson Street from Franklin Street to Rosemary Lane and the right-of-ways from the property owners was presented to the Board of Aldermen for this extension. Upon motion of Alderman Connor, seconded by Alderman Hogan, this report was accepted and the Manager was instructed to extend this street in accordance with the right-of-ways then presented which provided for a street fifty (50) feet wide and in line with the present Roberson Street between Cameron Avenue and Franklin Street.

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The Manager read a letter from Dr. R.B. Lawson in which Dr. Lawson stated that he felt that the Town should rebate to him a portion of his curb and gutter assessment which he had paid for Franklin Street and cancel the remaining charge against him for the unpaid balance of this assessment, due to the fact that when the curb and gutter was constructed the Town took from him fourteen (14) feet of his property for the development of a sidewalk. No definite action was taken on this matter and the claim was held open for further consideration.

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The Manager then brought up for consideration the portion of the License Ordinance governing hotels, the fees for which are based on the number of rooms and stated that in accordance with this schedule the license fee for the Pickard Hotel, operated by Mr. M.W. Uzzell, was \$25.00 and that the fee for Carolina Inn was \$30.00 per year. Mr. Uzzell objected to the payment of \$25.00 for the operation of his hotel. In the discussion it was brought out that the Carolina Inn was also taxed for the cafeteria which brought the total license fees paid by them to \$65.00 per year. No action was taken in regard to this matter.

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Mayor Roberson brought up for consideration the repealing of the ordinance governing dogs on the streets and stated that this ordinance could be reinforced when it was necessary to do so. There was a general discussion in regard to this ordinance and the Manager was instructed to have the Police rigidly enforce this ordinance as it stood on the Minute Book.

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The question of the construction of a small planting space about twenty by thirty feet (20'x 30') in the center of Columbia Street near its intersection with Rosemary Lane was brought up for consideration, it being suggested for the



Minutes of the Meetings of the Board of Aldermen, Book 4, Page 146.

purpose of hiding from view the present fire station on account of its architectural ugliness. A letter was read from Mrs. Louis Graves suggesting that vines be planted on each side of the door of the fire station so that the same would grow up on the building. A letter was read from Mrs. A.H. Patterson, Chairman of the Tree Committee of the Community Club, suggesting that this planting space be constructed and that the Town make an attempt to plant shrubbery between the sidewalks and curbs on the streets of the Town. There was a general discussion in regard to this suggestion. The Manager was instructed to write to these ladies to thank them for their interest in the matter and suggest that the Community Club might render an invaluable service to the community by getting the property owners to plant shrubs and grass in front of their property between the sidewalk and the curbs. Upon motion of Alderman Connor, seconded by Alderman Wills, the Manager was instructed not to construct the proposed planting space in the center of Columbia Street and the Public Works Committee was directed to take such steps as was necessary to plant vines or small shrubs on each side of the door of the fire station and directly adjacent to the building.

A letter from Mr. J.E. Lear, Electrical Inspector, was read recommending that the ordinance concerning electric wiring be so amended as to provide for the use of rigid conduit only. In the discussion it was brought out that this ordinance was adopted when the only type of electric wire used was the rigid, but since that time the flexible conduit had been developed. Upon motion of Alderman Braune, seconded by Alderman Connor, the following ordinance was duly passed, all the Aldermen present voting in the affirmative therefore, to-wit: Aldermen G.M. Braune, R.D.W. Connor, C.L. Eubanks, M.E. Hogan, C.L. Wills and B.S. Williams; said ordinance being as follows:

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

Section 1. That the ordinance governing electric wiring be and the same is hereby amended to read as follows:

"All wiring in the fire district shall be done according to the National Electric Code System, known as rigid conduit work. No open work, mold work, concealed knob and tool work or flexible conduit work shall be permitted."

Book 4 - Page 146

A letter from Mr. J.T. Harris was read to the Board of Aldermen concerning the installation of sewer connections every 50 feet along Franklin Street to be installed under the pavement prior to its construction. No action was taken in regard to this matter.

The question of authorizing the issuance of \$20,000. Street Improvement Bonds was then brought up for consideration and upon motion of Alderman Braune, seconded by Alderman Wills, was duly adopted on its first reading, all the Aldermen present voting in the affirmative therefor, to-wit:- Messrs. R.D.W. Connor, G.M. Braune, C.L. Eubanks, M.E. Hogan, C.L. Wills and B.S. Williams; said resolution being as follows:

AN ORDINANCE

AUTHORIZING \$20,000

STREET IMPROVEMENT BONDS.

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

Section 1. That the Town of Chapel Hill does issue its bonds pursuant to the Municipal Finance Act to an amount not exceeding \$20,000 for the purpose of constructing or reconstructing the surface of streets therein, including grading, and including the contemporaneous construction or reconstruction of curbs, gutters and drains and sidewalks, at least one-fourth of the cost of which local improvements, exclusive of the cost of paving at street intersections, is to be specially assessed.

Section 2. That a tax sufficient to pay the principal and interest of said bonds shall annually levied and collected.

Section 3. That a statement of the debt of the Town has been filed with the Clerk and is open to public inspection.

Section 4. That this ordinance shall take effect upon its final passage and shall not be submitted to the voters.

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The question of borrowing \$11,000. in anticipation of the receipts from the proceeds of the sale of \$50,000 Street Improvement Bonds was then brought up for consideration and upon motion of Alderman Wills, seconded by Alderman Connor, was duly adopted, all the Aldermen present voting in the affirmative therefor, to-wit: Messrs. R.D.W. Connor, G.M. Braune, C.L. Eubanks, M.E. Hogan, C.L. Wills and B.S. Williams; the said resolution being as follows:

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

Section 1. That in order to anticipate the receipts of the proceeds from the sale of \$50,000.00 Street Improvement Bonds of the Town of Chapel Hill, authorized by the Board of Aldermen on the 10th day of August, 1926, said ordinance having duly taken effect upon its passage. It is necessary to borrow the sum of \$11,000.00 for the purpose of carrying on and completing the said work.



THE TOWN OF CHAPEL HILL, N.C., DO HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS THE SAME APPEARS IN THE RECORDS OF THE TOWN OF CHAPEL HILL, N.C., TO-WIT: A RESOLUTION OF THE BOARD OF ALDERMEN, PASSED AT A REGULAR MEETING OF SAID BOARD, HELD ON THE 10TH DAY OF AUGUST, 1926, AND THE SAME IS HEREBY RECORDED IN THE OFFICE OF THE CLERK OF SAID TOWN, IN ACCORDANCE WITH THE PROVISIONS OF THE ACT OF THE GENERAL ASSEMBLY OF THE STATE OF NORTH CAROLINA, PASSED AT ITS REGULAR SESSION IN 1925, CHAP. 111, SECT. 1, WHICH ACT IS HEREBY REFERRED TO AS "THE ACT OF 1925".

MINUTES OF THE MEETINGS OF THE BOARD OF ALDERMEN, BOOK 4, PAGE 143.

Minutes of the Meetings of the Board of Aldermen, Book 4, Page 143.

Section 2. That a temporary loan of \$10,000.00 shall be made bearing interest at not more than 6% per annum and maturing not later than August 10, 1927, said loan to be evidenced by a note and the Mayor and the Clerk are hereby instructed to fix the face amount of said note and the rate of interest it shall bear and with the power to dispose of said note to the best advantage.

Section 3. That the said note shall be signed by the Mayor and countersigned by the Clerk under the corporate seal of the Town and shall be substantially in the following form:

UNITED STATES OF AMERICA  
STATE OF NORTH CAROLINA  
TOWN OF CHAPEL HILL  
BOND ANTICIPATION NOTE

No. \_\_\_\_\_ \$ \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS that the Town of Chapel Hill in the State of North Carolina for value received hereby promises to pay to

\_\_\_\_\_ on \_\_\_\_\_  
the principal sum of \_\_\_\_\_ with interest  
at six per cent per annum, payable at the Town Office, Chapel Hill, N.C.,  
in advance.

THIS NOTE IS GIVEN FOR MONEY borrowed in the amount of the face of this note in anticipation of the receipt of the proceeds from the sale of bonds in full compliance with the Municipal Finance Act and resolutions duly passed by the Board of Aldermen of said Town.

IT IS HEREBY CERTIFIED AND RECEITED that all acts, conditions and things required by laws and constitution of North Carolina to happen, exist, and be performed precedent to and in the issuance of this note, have happened, existed and have been performed in regular and due form and time as so required, and that the total indebtedness of the Town, including this note, does not exceed any constitutional or statutory limitations thereon.

IN WITNESS WHEREOF the Town of Chapel Hill has caused this note to be signed by its Mayor and countersigned by its Clerk, under the corporate seal of the Town, all as of the \_\_\_\_\_ day of \_\_\_\_\_, 1926.

Countersigned

Mayor

Clerk

Minutes of the Meetings of the Board of Aldermen, Book 4, Page 149.

Section 4. That before the said note is issued, it shall be approved by the Attorney for the Town, and his approval endorsed on said note in substantially the following form:

I, \_\_\_\_\_, Attorney for the Town of Chapel Hill, North Carolina, do hereby approve the within note and do state that said note constitutes a valid and binding obligation of the Town of Chapel Hill.

\_\_\_\_\_  
Town Attorney

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The Manager brought up for consideration the authorization of the transfer of \$6,200. from the Capital Fund to the General Fund and explained that this was necessary in order to give the auditors the proper authority for making the transfer and stated that on July 6, 1925, as recorded in Minute Book No. 3, page 435, the Board of Aldermen had authorized the issuance of \$10,700. to pay the ten outstanding debts to be incurred for general operation purposes. However, when the bonds were being prepared for sale, Attorney J.L. Morehead, who had been employed by the Town to prepare these bonds, made a through investigation of the outstanding debts to be retired and had determined that only \$4,500. of the same had been incurred for general operation expenses. And upon this recommendation an ordinance authorizing the issuance of \$10,700. Funding Bonds was repealed and \$4,500. authorized in its stead, as recorded in Minute Book No. 4, pages 4 and 6. It was then brought out that all of this indebtedness had been paid for by the General Fund and the remaining \$6,200. had not been transferred from the Capital Fund to the General Fund and consequently, there was a deficit in the General Fund of this amount. It was recommended that the Board of Aldermen pass a resolution providing for the transfer between these funds before the same should be done by the auditors. Upon motion of Alderman Connor, seconded by Alderman Braune, the following resolution was duly adopted.

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL:

Section 1. That the sum of \$6,200. shall be transferred on the account books of the Town from the Capital Fund to the General Fund, the same being a portion of the proceeds obtained from the sale of bonds on October 27, 1926, in order to reimburse the General Fund for the payment of Capital Fund Notes which had previously been erroneously carried as General Fund indebtedness. <sup>and considered</sup>



Minutes of the Meetings of the Board of Aldermen, Book 4, Page 150.

There being no further business the Board of Aldermen of the Town of Chapel Hill adjourned at 9:55 P.M.

W.S. Roberson, Mayor

*W.S. Roberson*, Acting Clerk

The minutes of the meeting of the Board of Aldermen held on January 27, 1927, were read and upon motion of Alderman Hagan, seconded by Alderman Wills, were approved as recorded.

The Manager read a letter from J. S. Souter requesting that the name of Caldwell Lane be changed to Battle Street, and the Country Club Road be changed to Caldwell Road and that the street connecting Cameron Avenue at Raleigh Street and Franklin Street be named Cameron Avenue or Cameron Avenue Extension. Upon motion of Alderman Hagan, seconded by Alderman Wills, the Mayor was asked to investigate the effect upon the deeds of the property along these streets and future transfers of property on the same which would be caused by changing the names of streets and the City Manager was instructed to inform the property owners of this action.

The Manager stated that in connection with the possibility of getting one or two full time men at the fire station, he had investigated fire alarm systems and had a report from the Bell Telephone Company, including proposed installation and price of the same. This report was referred to the Committee on Public Safety for study and recommendation. In connection with this matter, it was brought out in the discussion that at certain times during the night it was very difficult to get an answer from the telephone operator and consequently would be very hard to get in a fire alarm. Upon motion of Alderman Wills, seconded by Alderman Hagan, the Manager was requested to take this matter up with the manager of the Chapel Hill Telephone Company and report back to the Board.

Mr. A. C. Bush came into the meeting at this time and suggested that a flashing traffic beacon be placed at the intersection of Raleigh Street and Cameron Avenue. It was pointed out that this was a very dangerous corner -- possibly the most dangerous in town. This dangerous condition is caused by the small amount of traffic and the resulting lack of cars on the part of most automobile drivers; by the fact that this intersection is approached down grade in two directions, and by poor visibility on the Northwest corner caused by a high rock wall and the large quantity of shrubbery in the intersection. The Manager was instructed to see Mr. Woolen in regard to this matter and to ascertain from him what could be done to increase the visibility at this corner and to suggest to him that the University should possibly pay a portion of the cost of installing any safety device which might be deemed necessary.

The question of designating certain right-of-way streets was then brought up. For discussion and upon motion of Alderman Hagan, seconded by Alderman Wills, the following motion was duly adopted, all the Aldermen present voting in the affirmative therefor:

BE OBTAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL: