

Minutes of the meeting of the Board of Aldermen, Book 5, Page 27

April 30, 1928

There was a meeting of the Board of Aldermen of the Town of Chapel Hill at 8 P. M., Mayor Council presiding and with the following Aldermen present. Messrs. G. M. Braune, P. L. Burch, R. D. W. Connor, C. L. Eubanks, and M. E. Hogan.

The minutes of all previous meetings were read and upon motion of Alderman Hogan, seconded by Alderman Braune, were approved.

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The Mayor brought up for consideration the question of enforcement of the Sunday Ordinances regarding the closing of Drug Stores and other places during church hours, and stated that if there was no objection, he was going to attempt to rigidly enforce the provisions of the ordinance regarding the closing of such places during church hours which was passed by the Board of Aldermen on February 1, 1926. In this connection, the question of curb service was brought up for consideration and the Manager was instructed to obtain copies of ordinances prohibiting curb service which are now in use in various other cities or towns in this vicinity.

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The Manager brought up for discussion the report which was made by the special Citizens Committee to investigate the prices which were being charged for milk and the proposed increase and stated that this committee had recommended a permanent milk Commission to handle all questions relating to the milk supply and the relations of the dairymen to the citizens along various lines. There was no action taken in regard to this matter.

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The Manager reported that the requirements for a better insurance rating as laid down by the Southeastern Underwriters Association, had been practically complied with and that within the period of two weeks all the requirements would be fully met.

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The Manager read a letter from Dr. L. R. Wilson which had been addressed to John L. Foister, Chief of the Fire Department, relative to his appreciation of the quick and efficient service which was rendered him recently when he had a small fire at his residence.

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The Manager read a petition from the officials of the University requesting that the Town of Chapel Hill improve the Country Club Road from Raleigh Road to the new highway and construct thereon concrete curb and gutters and regrade the said street. In which petition the University agreed to pay two-thirds of the cost of this improvement provided that the Town would assume the maintenance of this section. No definite action was taken regarding this matter.

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The Manager read a letter from Dr. McNider regarding the extension of the Chapel Hill Cemetery to the Country Club Road. There was much discussion regarding this whole plan in which it was brought out that since the construction of the new Nelson Highway that there had been such University lands which were entirely cut off from other property which they owned and which would be of very little value to the University in its future development. Upon motion of Alderman Eubanks, seconded by Alderman Braune, the Mayor was instructed to appoint a committee consisting of three to confer with the University Building and Grounds Committee regarding the extension of the Cemetery and the improvement of the Country Club Road, and to report back to the Board at a future meeting.

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The City Manager called attention to the fact that one traffic light had been installed at the corner of Franklin and Columbia Street and stated that this light had been installed on trial by the General Electric Company. He stated further that before the purchase was actually made that he thought a pedestal stop and go light should be tried at this intersection. There was no objection to this plan.

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The Manager brought for consideration the question of purchasing a new automobile for the Police Division and stated that the one which they had been using was in a very bad state of repair and would possibly be more economical to trade it in for a new car. The Manager was instructed, after much discussion, to ask for bids on a new automobile for the Police Division.

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The Manager read a petition from the residents in the Gimghould Development requesting that the Town provide a Fire protection for their section. There was no action taken on this matter, however, because of the fact that no water line had been installed in this area sufficiently large for fire hydrants.

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The Manager read a letter from Mr. W. E. McGalliard stating that on account of the very poor condition of his health that it was necessary for him to discontinue the renting of the Town Building on the corner of Columbia and Rosemary Streets, and that in accordance with his agreement that he was now giving notice that he would discontinue his lease four months from that date.

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The Manager reported for the special Committee appointed by the Board of Aldermen to investigate fire alarm systems, stated that after a thorough investigation the committee had definitely decided that the Town purchase a general alarm system from the Gamewell Company which will cost approximately \$3,250.00. In the discussion it was pointed out that this alarm equipment could be so operated so as to designate the location of fires and that the firemen would know as soon as the alarm was sent in the location of the fire. He also recommended the installation of two fire alarm boxes to be placed on Franklin Street at the ends of the business blocks. It was also brought out in the discussion that at some future date when the Town purchased a complete alarm system, boxes in all sections of the town that the material which was now recommended by this special committee could be used and thereby save that much of the cost of the complete system at that time. Upon motion of Alderman Connor, seconded by Alderman Braune, the following resolution was duly adopted; all the Aldermen present voting in the affirmative therefor.

SECTION L. That the report of the Fire Alarm Committee is hereby accepted.

SECTION 2. That the Manager is hereby instructed to purchase from the Gamewell Company the Fire Alarm System as recommended by the Fire Alarm Committee, consisting of one general alarm, two fire alarm boxes and a transmitting unit having 25 wheels by which twenty-five different locations of fires might be designated.

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The Manager reported that Mr. C. C. Smith who had been employee as a Fireman had been drunk on duty several times and that his services had been discontinued.

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The Manager stated that on October 16, 1925 the Board of Alderman had authorized the issuance of \$25,000 Sewer Bonds in anticipation of \$20,000 which would be received from the University in payment of its portion of the sewer interceptor and Plant and stated that the University had paid off this note and requested that the authorization of this \$20,000 Sewer Bond be repealed.

Upon motion of Alderman Eubanks, seconded by Alderman Connor, the following ordinance was duly adopted; all the Aldermen present voting in the affirmative therefor;

SECTION 1. That \$20,000 Sewer Bonds authorized on the 16th day of October, 1925 and recorded in the Minute Book of the Board of Aldermen of the Town of Chapel Hill, Book No. 4, Page 21, is hereby repealed, made null and void and of no effect.

SECTION 2. That the authorization to borrow money in anticipation of the receipts of the sale of these bonds is also hereby repealed.

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The Manager stated that in order to meet the current expenses it was necessary to borrow money in anticipation of the proceeds from the collections of taxes for the current year and pointed out that at the present time the Town was collecting approximately \$300.00 per month in tax penalties and was paying in interest on money borrowed in anticipation of tax collection only \$32.50 per month. The Manager also stated that there was one note for \$6,500.00 which was

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issued in anticipation of the receipts from the collection of taxes for the year 1926, which was still outstanding. The Manager stated that in paying off such notes at the Bank that an error had been made and that note issued in anticipation of the collection of the taxes for the year 1927 had been paid instead of this Note No. 19 for \$6,500 which was issued in anticipation of receipts from the proceeds of the collection of taxes for year 1926. The Manager recommended that the Ordinance authorizing the issuance of this Note No. 19 on July 13, 1926 be repealed and another note be authorized at the present time for \$10,000 in anticipation of the collection of taxes.

Upon motion of Alderman Braune, seconded by Alderman Burch, the following ordinance was duly adopted; all the Aldermen present voting in the affirmative therefor:

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

SECTION 1. That Tax Anticipation Note for \$6,500.00, Note No. 19, which was issued in the anticipation of the collection of taxes for year 1926, on the 13th day of July, 1926, is to be paid at once by the Manager.

SECTION 2. That the Ordinance authorizing the issuance of this note is hereby declared to be rescinded, null and void and of no affect.

An Ordinance to borrow the sum of \$10,00 in anticipation of the receipts from the proceeds of tax collection for the current year was then introduced, and upon motion of Alderman Connor, seconded by alderman Braune, was duly passed as shown below: all the Aldermen present voting in the affirmative therefor:

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

SECTION 1. That in order to anticipate the receipts from the collection of taxes for the current year, it is necessary to borrow the sum of \$10,000.00.

SECTION 2. That a temporary loan of \$10,000 shall be made, bearing interest at not more than 5% per annum and maturing not later than *Oct 15, 1926*, said loan shall be evidenced by a note and the Mayor and Clerk are hereby instructed to fix the face amount of said note and the rate of interest it shall bear and to fix the date of maturity, all within the limitations herein set forth, and with the power to dispose of said note to the best advantage.

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SECTION 3. 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

TAX 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 _____ DOLLARS 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 RECITED 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 ahppened, 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 _____, 1928.

Mayor

Countersigned:

Clerk

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 substantially in 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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There being no further business, the Board of Aldermen of the Town of Chapel Hill adjourned at 10 P. M.

Z. P. Council, Mayor

Lucius Johnson, Clerk