

Minutes of the Meeting of the Board of Aldermen, Book 5, Page 99.

October 8, 1928

There was a meeting of the Board of Aldermen of the Town of Chapel Hill at 7:30 p. m., Mayor Council presiding and with the following Aldermen present, to-wit: G. M. Braune, P. L. Burch, M. E. Hogan, R.D.W. Connor, and B. S. Thompson.

The Street Assessment Scroll which had been advertised for 10 days was brought up for consideration. The Manager stated that several people had been in to find out how much their assessment was.

Upon motion of Alderman Connor, seconded by Alderman Braune, the assessment scroll as presented at the last meeting was approved; all of the Aldermen present voting in the affirmative therefor.

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Mr. Collier Cobb requested the Board of Aldermen to allow him to put down a sample of asphalt pavement. Mr. Cobb suggested that the sample be put down on Henderson Street near the Post Office. There was much discussion as to where the sample should be placed. Upon motion of Alderman Hogan, seconded by Alderman Burch, it was moved that Mr. Cobb's proposition be accepted to lay 75 to 100 ft. of asphalt surfacing on Henderson Street on approval without the town assuming any responsibility. The motion was carried, all the Aldermen present voting in the affirmative therefor.

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Mr. Hogan read two letters regarding catchinite treatment which he had received from Messrs. Maynard and Raper of Burlington.

Letter to Howard

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There was much general discussion on the relative merit between tar and asphalt treatment, and upon motion of Alderman Connor, seconded by Alderman Hogan, it was duly adopted that the City Manager and the Mayor, together with Messrs. Braune and Thompson, of the Street Improvement Committee, make an expert report on the various types of surface treatment.

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The Manager stated that Mrs. Effie Heater who was suing the town for \$7,500, had received a verdict of \$1,500 damage. The Attorneys for the Town, Messrs. Gattis & Gattis, and E. N. Parker had entered an appeal. It was pointed out that Mr. Gattis had acted very indifferently toward the case and had not shown the proper cooperation in obtaining witnesses for the Town.

The Manager stated that Mayor Council had given much of his time and that the Mayor had gotten all the witnesses for the town.

Mr. Sawyer, the Town Attorney, was present and advised that, in his opinion, it would be well to carry the case to the higher court, as it would be at least 18 months before a decision could be rendered. It was pointed out that the Sewerage Disposal Plant was put in operation Thanksgiving day, 1925, and that if new suits are entered prior to Thanksgiving 1928, the Town could plead the statute of limitations. It was pointed out that the appeal could be withdrawn by the Town anytime we should care to do so.

There was much discussion and upon motion of Alderman Hogan, seconded by Alderman Braune, it was duly adopted that the Town should appeal the case; all the Aldermen present voting in the affirmative therefor.

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Mr. Hardesty, of the Carolina Dry Cleaners Company, was present and asked the Board to put a drain through his property to take care of the water coming from Rosemary Street. Upon motion of Alderman Hogan, seconded by Alderman Connor, the question was referred to the Street Improvement Committee.

Mr. Hardesty stated that the property owners on Columbia Street from Rosemary to North Street had had a petition before the Board of Aldermen for about three years, and wanted to know what action had been taken on this petition.

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Alderman Hogan stated that at the time the petition was brought up the town was so far in debt, the Board had to stop somewhere and happened to do it at that time, along with several other petitions.

Mayor Council stated that the Town should have a definite policy to take care of the Streets.

Upon motion of Alderman Connor, seconded by Alderman Hogan, it was passed that the Street Improvement Committee should be requested to work out a report regarding street improvement and report back to the Board; all the Aldermen present voting in the affirmative therefor.

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Mr. Hogan raised the question as to whether it was right for the City Manager to send out the following type of letter regarding Business License fees:

There was some discussion in regard to the letter, and Mayor Council stated that since Mr. Hibbard had been complaining about the collection of taxes, he felt that something should be done anyway to collect the large amount of Business fees outstanding.

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Mr. Sawyer, the Town Attorney, brought up for discussion the question of selling some of the certificate of sales issued for taxes sold at the tax sale on September 10, 1928. It was decided that the Town should not transfer any of the certificates of sales until the penalty of 20% was paid.

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There being no further business, the meeting of the Board of Aldermen adjourned at 9:30 p. m.

Z. P. COUNCIL, MAYOR

A. Johnson CLERK
