

Minutes of the Meeting held February 13, 1935.

Book 6, Page 361.

The regular meeting of the Board of Aldermen was held in the Town Office at 8 o'clock P. M., February 13, 1935, with Mayor J. M. Foushee presiding and the following Aldermen present: Messrs. Hogan, Eubanks, Thompson, Dobbins, Burch and Hobbs. Also present was Town Attorney B. D. Sawyer and Town Accountant M. L. Thompson.

The following subjects were brought up and handled as indicated:

Minutes of the Regular Meeting of January 9, were read and approved by the Board.

Subject: Dog Taxes.

Motion was made by Alderman Hogan, seconded by Alderman Dobbins and passed by the Board that the City Manager be instructed to employ some one to collect the dog taxes on commission basis and pay him 20% on the amount turned in for tags.

Subject: Insurance on Pickwick Building.

Alderman Hogan stated that Mr. Carrington Smith had asked him if the town was carrying insurance on the old pickwick building, which the town is using for Recorder's Court. After it was discussed by the Board, it was recommended by the board that Alderman Hogan take the matter up with Mr. Scott and see what the cost of carrying insurance on the old pickwick building will be and report back to the board.

Subject: Request from N. C. Municipal League.

The Mayor presented a request from the N. C. Municipal League for \$10.00 to help defray their expenses of the League before the Legislature. After discussion of the board motion was made by Alderman Hobbs, seconded by Alderman Eubanks that the town appropriate \$10.00 to the N. C. Municipal League to help defray their expenses.

Motion was made by Alderman Hogan, seconded by Alderman Burch and passed by the Board that the Town Accountant be authorized to charge the \$10.00 to the contingent fund.

Subject: Turning to the right on the Red Light.

After a discussion of the board, the Mayor appointed Alderman Hobbs to work with the Public Safety Committee in regard to turning on the Red Light and report back to the board.

There being no further business, motion was made by Alderman Hogan, seconded by Alderman Burch that the Meeting of the Board of Aldermen adjourn.

Respectfully submitted,

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JOHN M. FOUSHEE, MAYOR

By: *Lillian Lloyd* Clerk

An Ordinance relative to the Sale at Public Auction or Otherwise, of any Jewelry, Novelties, Bankrupt or Fire Stock, or any other Merchandise by any Person Other Than Persons regularly engaged in the Mercantile Business in the Town of Chapel Hill, N. C.

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

Section 1, That it shall be unlawful for any person, firm, or corporation, who is not engaged in a permanent business within the corporate limits of the Town of Chapel Hill for a continuous period of at least twelve months next preceeding, to sell, dispose of, or offer for sale at retail within the said Town of Chapel Hill, or cause or permit to be sold, disposed of, or offered for sale at retail in the Town of Chapel Hill, at public auction or otherwise, any bankrupt or fire stock or any other goods, or wares, or merchandise, whether the sale shall be their own property, or whether they sell or offer the same as agents or employees of another, until such person, firm, or corporation, by applying to the Board of Aldermen of the Town of Chapel Hill shall have complied with each of the following regulations and conditions:-

- A. Procure a license from the Board of Aldermen or the City Manager, by paying the regular license fee prescribed for the conduct of the business in which said person, firm, or corporation proposes to engage.
- B. File with the City Manager a complete inventory of all such goods, wares, or merchandise to be offered at such sale, which inventory shall be verified under oath, and in case of a bankrupt or fire sale, no goods shall be offered for sale other than that included in the said bankrupt or fire stock and in the said inventory.
- C. File with the said City Manager a good and sufficient Surety Bond in the penal sum of one-half the value of such inventory for the purpose of guaranteeing compliance with the terms of this Ordinance and the faithful performance of any contract made with the landlord or with any customers and purchasers at said sale, which said bond shall remain in full force and effect for the purpose herein provided for a term of Sixty Days after the close of such sale or business, provided, however, that a minnimum Bond of \$1,000.00 shall be required in all such cases.

Provided that this Ordinance shall not apply to any Judicial Sales, or Sales by Executors and Administrators, Receivers, or Trustees in any insolvent or bankrupt estate, or sales by

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Mortgagers, or Pledgees duly authorized by the terms of any bona fide mortgages or pledges.

- Section 2, That no sales herein provided shall be held on other than successive days, Sundays and Legal Holidays excepted, and shall continue for not more than Thirty Days within the period of any one fiscal year, and no sales of goods, wares or merchandise shall be held between the hours of Six in the evening and Eight the following morning.
- Section 3, That it shall be unlawful for any person conducting any auction, or other sale within the Town of Chapel Hill, or any goods, wares, or merchandise, to falsely advertise or represent the same to be a certain bankrupt or fire stock, unless every part and parcel of the same shall be such bankrupt or fire stock, or to otherwise falsely advertise the said merchandise.
- Section 4, Any person, firm, or corporation, violating any of the provisions of this Ordinance shall be punished as provided under the criminal Laws of the State of North Carolina.
- Section 5, That any persons, firms, or corporations licensed hereunder, shall upon being convicted of the violation of any part of this ordinance, forfeit the license to conduct the said business.
- Section 6, That this Ordinance, being in the interest of public safety, shall take effect from the date of its passage.

RATIFIED this the NINTH DAY OF MAY, 1932.

ZEB P. COUNCIL, MAYOR

By

CLERK.