MINUTES OF THE REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL HELD DECEMBER 14, 1938

Book 6, Page 746

The Board of Aldermen of the Town of Chapel Hill held their regular monthly meeting on December 14, 1938, in the Town Office at 8:00 P.M. and the following Aldermen being present: Messrs. P. L. Burch, R. J. M. Hobbs, P. H. Robertson, G. B. Hellen, F. O. Bowman, and R. W. Madry. Also present were J. L. Caldwell, E. E. Peacock, C. P. Hinshaw and John Manning.

Subject: Taxes and Assessments on Vick Huggins Property on Ransom Street.

Upon motion by Alderman Burch and seconded by Alderman Hellen, the Board of Aldermen resolved that upon legal advice by the Town Attorney that the town decline to remit past due taxes and assessments to Mr. Vich Huggins.

Subject: Ordinance Taxing Professional Bondsmen. (Appears on following page - 747)

Subject: Ordinance Authorizing Observance of Stop Signs (Appears on Page 748)

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Upon motion of Alderman Hobbs, seconded by Alderman Bowman and quorum being present, and all members present voting in the affirmative, the following ordinance was adopted:

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF CHAPEL HILL THAT

Section 1. That any person, firm or corporation who justifies on any bond, criminal or otherwise, or makes a bond for any person or persons for profit in the Town of Chapel Hill shall, as a prerequisite to so doing, obtain a license from the City Manager of the Town of Chapel Hill and shall pay for this the sum of Two Hundred ($200) Dollars annually.

Section 2. That any license or licenses issued or to be issued under this ordinance shall run concurrent with the licenses designated under Schedule "B" of Taxes heretofore ordained by the Board of Aldermen of the Town of Chapel Hill.

Section 3. That any license or licenses issued or to be issued under and by virtue of this ordinance shall be for the period of one year, as provided in the preceding sections, and shall not be prorated over any period of any year for which said license or licenses may be issued.

Section 4. That engaging in such business of justifying or making bond or bonds for profit without a license therefor shall be unlawful and any person, firm or corporation justifying or making bond or bonds without a license shall forfeit and pay a penalty of Fifty ($50) Dollars, to be paid and collected in the manner provided in the ordinances governing Schedule "B" Taxes, as hereinbefore identified, each bond written without such license to constitute a separate and distinct offense.

This the 14th day of December, 1938.

J. K. Swain
Clerk to the Board of Aldermen
for the Town of Chapel Hill

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and Madry

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Upon motion of Alderman Burch, and seconded by Alderman Robertson, there being a quorum present and all members voting in the affirmative, the following ordinance was passed:

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

Section 1. That all persons driving in a motor driven vehicle or horse drawn vehicle upon the streets of Chapel Hill approaching an intersection where there is an official "Stop" sign to their right and within a few feet of the intersection and facing the driver while approaching said intersection, shall come to a full stop within twenty-five feet of said intersection before entering same.

Section 2. Any person or persons violating this ordinance shall forfeit and pay a penalty of $2.00 to the Town of Chapel Hill.

This the 14th day of December, 1938.

J. L. Swain
Clerk for the Town of Chapel Hill

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Subject: Health Report by Dr. Richardson.

Dr. Richardson stated that Dairies in and around Chapel Hill were much improved and that regular examinations were being made on pasteurizing supplies. A very wide outbreak of measles has been prevailent in Chapel Hill, but no serious cases have been reported.

The Board reaffirmed its previous decision that $30 a month be appropriated to the Health Dept. during the summer months for its syphillis program.

Subject: Scenic Post Cards on Chapel Hill at World's Fair.

Mayor Foushee read a letter asking for a donation of $100 from the town for the printing of scenic post cards of Chapel Hill to be distributed on North Carolina day at the World's Fair.

Upon motion by Alderman Bowman and seconded by Alderman Hellen, the Board of Aldermen authorized Alderman Madry to confer with University authorities in securing their aid in sponsoring the post cards since it would advertise the University as much as the Town.

Subject: Resolution Asking for Extension of Municipal Building Contract.

Upon motion by Alderman Robertson and seconded by Alderman Hellen the Board of Aldermen of the Town of Chapel Hill Resolved, due to an unavoided delay in securing the prescribed brick for the construction of the Municipal Building, and upon advice from the architect, that the Federal Government through the PWA authorities grant an extension from the present completion date of January 18, 1939, to March 30, 1939.

Upon motion by Alderman Robertson and seconded by Alderman Hellen, the Board of Aldermen of the Town of Chapel Hill resolved, due to a delay in construction of the Municipal Building by the General Contractor and upon advice by the architect and plumbing and heating contractor, that the Federal Government grant an extension from the present completion date of the plumbing and heating contract from January 18, 1939, to March 30, 1939.

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and Madry

MINUTES OF THE REGULAR MEETING OF THE BOARD OF ALDERMEN OF THE TOWN OF CHAPEL HILL HELD DECEMBER 14, 1938

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Subject: Resolution Rescinding PWA Grant to Construct Sewage Treatment Plant Extension.

Upon motion by Alderman Burch and seconded by Alderman Hobbs, the Board of Aldermen of the Town of Chapel Hill resolved, upon being advised by the Town's Bond Attorney that Revenue Bonds could not be sold, that the Town of Chapel Hill rescind the offer of the U. S. Government to aid by way of grant in the construction of a Sewage Treatment Plant Extension and return the offer.

Subject: Distribution of Syphillis Pamphlets by Police Department.

Manager Caldwell stated that the Health Dept. was using the Police Department as means of distributing syphillis literature which was working a hardship upon the department. Action was deferred to the Health and Police Committee.

Subject: $12,000 Revenue Anticipation Note dated Jan. 9, 1939, maturing April 9, 1939.

Upon motion by Alderman Hellen and seconded by Alderman Burch, the following resolution was unanimously adopted by the Board of Aldermen of the Town of Chapel Hill:

EXHIBIT "A"

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

Section 1, That in order to anticipate receipts collected from taxes for the current year ending June 30, 1939, and the last preceding year ending June 30, 1938, and to meet the current outstanding Revenue Note of $12,000 maturing January 9, 1939, it is necessary to borrow the sum of $12,000,---

Section 2, That notes for $12,000 dated January 9, 1939, and maturing April 9, 1939, be sold by the Local Government Commission at Raleigh to the lowest bidder, interest payable at maturity,---

Section 3, That the said Note shall be signed by the Mayor and countersigned by the Clerk, under the corporate seal of the Town.

EXHIBIT "B"

The proposed revenue anticipation note for $12,000 is being borrowed in anticipation of revenue during the present

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fiscal year and the last preceding fiscal year. This revenue is represented by current street assessments, sewer rent, and taxes receivable which, at present, is uncollected but which is anticipated during the present fiscal year.

EXHIBIT "C"

The sum of $12,000 is considered adequate for the above needs.

Subject: West Franklin Street Paving Assessments.

Attorney Hinshaw stated that briefs were sent to board members setting forth the different proposed methods of adjustment, a letter was received from the Attorney General stating that nothing definite could be given in regards to dividing W. Franklin Street paving assessments into four districts, but that it is unlikely that the court would uphold a division 10 years after the original assessment was made.

Alderman Hellen introduced a motion accepting attorney Hinshaw's plan which will assess the property owners on W. Franklin Street at $5.26 per front foot with interest to be accrued at 6% per year from the date of the original assessment. Alderman Robertson seconded the motion.

Alderman Bowman introduced a substitute motion setting the rate at 5.26 per front foot with interest to be accrued at 3% per year from the date of the original assessment and to reassess the amounts unpaid, principal and interest, over a period of ten years, bearing interest at 6% per annum on balance of deferred installments. Alderman Hobbs seconded the motion.

Discussion followed after which the Mayor then called for a vote upon the substitute motion by a show of hands. Three Alderman voted in the affirmative, three in the negative. The Mayor then cast his vote in the affirmative, giving the majority votes to the substitute motion.

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Subject: Flooding of Mr. Simons Basement with Sewage.

The City Manager stated that he had received a letter from L. J. Phipps setting forth that the Town would be liable for damage to property of Mr. Barrett, Mr. Simons' tenant. Damage was caused by a stoppage in the town sewer main on Mallett Street which backed in the cellar of Mr. Simons house due to the fact that he did not have a no-return valve on the line connecting his house with the town main.

The Mayor appointed a committee of Mr. Hellen, Mr. Bowman and Mr. Hinshaw to investigate and report back.

Subject: Christmas Decorations on Franklin Street.

Mr. Smith, President of the Merchants Association, appeared before the board and asked the town to contribute $50 instead of $25, as has been the custom, toward the Christmas decorations on Franklin Street in view of the fact that the Merchants have had a bad year and since the decorations are for the town as a whole and not just for the merchants.

Upon motion by Alderman Bowman and seconded by Alderman Hellen, the Board of Aldermen agreed to contribute out of the contingency fund $50 to the Merchant's Association for Christmas decorations.

There being no further business, the meeting adjourned.

Signed P. K. Swann
Town Clerk