

MINUTES OF THE REGULAR MEETING OF THE BOARD OF ALDERMEN HELD ON MAY 8, 1940

Book 6, Page 858

The Board of Aldermen of the Town of Chapel Hill held its regular monthly meeting in the Town Hall on May 8, 1940, with Mayor J. M. Foushee presiding and the following aldermen present: Messrs. R. J. M. Hobbs, P. L. Burch, P. H. Robertson, G. B. Hellen, and R. W. Madry.

Subject: Mr. Louis K. Schnidt Asks Board for Relief from Water Draining from Storm Sewer.

Mr. Schnidt appeared before the Board stating that water was draining from a storm sewer on Pritchard Avenue down across the back of his property, 406 Pritchard Avenue, thus causing a bad situation. He asks that the Board pipe this ditch across his property. The Mayor informed him that in like cases, the Town has put in the pipe if the property owner bought it. The Board referred the matter to the street committee for a report at the next meeting.

Subject: Negro Community House & Playground. ✓

A group of citizens interested in the construction of a community house and playground for the colored people of Chapel Hill appeared before the Board. Dr. Pratt led the discussion and called upon several members of the party to express their views on the matter. In order to obtain WPA aid in the construction, it is necessary to have the project sponsored by a governmental unit, and the application for the project must be made by the Town officials. The committee states that the Town Government will not have to bear any of the costs but that all funds will be raised from contributions and subscriptions from citizens at large. It is only asked that the Town let the committee deed the land bought for the project over to the Town who will sponsor the project. The Building is to be used by the colored people of the community for special meetings, manual training classes, nursery, and various recreational and educational projects. The plant will be operated by a Board of Trustees to be appointed by the Mayor with the approval of the Board of Aldermen. It is estimated that enough revenue will be produced from rent of the building to maintain it.

Upon motion by Alderman Hobbs and seconded by Alderman Burch, the Board of Aldermen accepted the following described land to be deeded to the Town of Chapel Hill by D. D. Carroll, R. J. M. Hobbs, and Louis Graves, as Trustees for the Committee to build a Community Center for Negroes in Chapel Hill, N. C., for use as a Community Center for Negroes and for recreational purposes in connection with said Community Center for Negroes:

All of that certain lot or parcel of land situated, lying and being on the East side of Roberson Street in the Town of Chapel Hill, N. C., and BEGINNING at a stake in the East property line of Roberson Street, which point is established by measuring North 7° 45' West 437 feet from the Northeastern intersection of Rosemary and Roberson Streets and running thence along the East property line of Roberson Street North 1° 00' East 500 feet to a stake; thence continuing with the said Roberson Street North 45° 15' East 212 feet to a stake, the Southern intersection of Roberson and Turner Streets; running thence along the property line of Turner Street South 44° 45' East 176.5 feet to a stake and South 23° 00' East 160 feet to ~~the intersection of Turner Street~~ a stake; running thence across Turner Street in a Northeastern direction 30 feet to the East side of Turner Street; running thence along the

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East side of Turner Street North $23^{\circ} 00'$ West to a point 75 feet from Lot No. 6 heretofore conveyed by J. A. Giles, Commissioner, to A. H. Koonce; running thence in a Northeastern direction to a stake in Tanyard Branch; running thence up Tanyard Branch south 5° East 150 feet and South 14° East 100 feet to a stake; running thence South 22° West 68 feet to a stake on the West side of Mitchell Lane; running thence South $65^{\circ} 30'$ West 484 feet to the beginning.

Reserving and excepting, however, from the operation of this deed so much of Mitchell Lane and Turner Street as lie within the boundaries as herein described and being part of the same land allotted to Ralph M. Turner by Commissioners in a Special Proceeding entitled "Emma Whitaker vs. Ralph M. Turner and others". See Commissioners report of record in the Office of the Register of Deeds of Orange County in Deed Book , at Page

All of those certain lots or parcels of land situated, lying and being on the East side of Roberson Street in the Town of Chapel Hill, N. C., and known and designated as Lots Nos. 29 and 30 in Part "C" in the subdivision of the Craig property as surveyed by J. Ralph Weaver, Registered Surveyor, September 14, 1939, and described as follows: BEGINNING at a stake in the East property line of Roberson Street, the Southwest corner of the property heretofore conveyed to certain trustees by parties of the first part; running thence South $7^{\circ} 45'$ East 50 feet to a stake; running thence South $65^{\circ} 30'$ West 200 feet to a stake in the East property line of Roberson Street; running thence along the East property line of Roberson Street North $7^{\circ} 45'$ West 50 feet to the beginning.

The conveyances of the above properties are registered in Book 110, at Page 308, and Book , at Page , respectively.

Subject: Sanitary Ordinance.

The Town Attorney read two proposed sanitary ordinances restricting the keeping of animals and chickens within the Town limits. After discussing the ordinances, Alderman Hobbs moved the adoption of the second ordinance. Alderman Hellen seconded the motion, but since the ordinance did not receive a two-thirds vote of the members present it must be read at the next meeting.

Subject: Auditor's Report.

All vouchers were supported for the month and were in order. The budget was 1.5% overspent to date which will make it run out fairly close at the end of the year. The gasoline inventory at the end of the month agreed with the book inventory.

Subject: Dogs at Large.

Dr. Richardson reported the dog situation improved and only one additional dog has been found with rabies.

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Alderman Hobbs stated that the Board members had received letters from Mrs. Fussler complaining of dogs barking in her neighborhood on Tenny Circle. The Board of Aldermen were in sympathy with the requests of Mrs. Fussler but agreed that there wasn't anything the Town could do except request the citizen of the neighborhood to cooperate.

The Board asked the City Manager to telephone the dog owners on Tenny Circle and write Mrs. Fussler stating the attitude of the Board and the action to request the neighbors to cooperate.

Subject: Letter from Highway Dept. In Regard to Durham- Chapel Hill Boulevard.

The Clerk read a letter from Mr. T. A. Burton stating that funds had been allocated for projects next year, and that it was too late to get this highway project in the budget, but they would be glad to meet with the Aldermen at any time to discuss the project.

The Board agreed to invite them over when Dr. Hickerson had completed his survey of the North Columbia route.

Subject: Tax Refunds and Releases.

The Town Accountant stated that due to an error in the valuation of Mrs. J. P. Watters property, she was overcharged in the amount of \$20.93. The County reduced the valuation of the property from \$5,050 to \$3,750 due to an error in charging for improvements.

Upon motion by Alderman Hobbs and seconded by Alderman Burch, the Board of Aldermen agreed to release \$20.93 from the account due to an error in the County valuation which was copied by the Town.

The Mutual Building and Loan Association was charged \$9.66 on property in the School District known as the O'Kelley property, 316 Brooks St., which amount is in error as it should have been \$1.80. The Town rate of \$1.61 was applied in charging this tax whereas the school rate of .30% was the correct rate. As this account has been paid, the Town owes the Building & Loan Association a refund of \$7.80.

Upon motion by Alderman Robertson and seconded by Alderman Burch, the Board of Aldermen authorized the refund of \$7.80 to the Mutual Building & Loan Association of Durham for taxes erroneously collected.

Subject: The Clerk read the Police and Nurse reports for April.

Subject: News & Observer solicits Advertisement in Anniversary Paper.

Mr. Caldwell reported that the News & Observer was going to print a special 75th anniversary edition of their paper and was selling

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space for Towns to advertise, and would like for Chapel Hill to be represented.

The Board agreed that the Town did not have any money in the budget which it could use for this purpose.

Subject: Right-of-Way Between Properties of D. Neville and the University.

Mr. Caldwell reported that the University wishes to know whether it could use the right-of-way off Cameron Avenue, a continuation of Roberson Street, for the erection of poles to run power lines from its new power plant.

Upon motion by Alderman Hobbs and seconded by Alderman Madry, the Board of Aldermen voted that they would be willing to enter into an agreement with the University allowing them to use the street right-of-way for the placing of their poles until the Town is ready to make a street out of the right-of-way.

Alderman Burch was asked to convey the information to the University authorities.

Subject: S. H. Basnight Request Board to Extend Sewer Main at End of Patterson Place.

Mr. Caldwell stated that Mr. Basnight had asked him to request the Board to extend the Town sewer main to the end of Patterson Place as he wanted to build three new houses but was not close enough to the present main to make a connection. This would mean \$36.00 revenue per year to the Town with an approximate expenditure of \$250 to lay the line.

The Board asked that Mr. Basnight submit his plans for building before any action can be taken.

Subject: Interest Due Miss Josephine Pritchard on Sewer Contract.

Mr. Caldwell stated that the principal on the contract had been paid but that she was claiming interest as per her contract. Since no interest rate was stipulated in the contract the Board referred the matter to the Town Attorney.

Subject: Request for Street Light.

A request for street lights was turned over to the street committee for investigation.

Subject: Fees for Attorney for Collecting Delinquent Personal Property Taxes.

Mr. Caldwell stated that the Town Attorney was collecting a

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large sum of delinquent personal property taxes and that the new state law allowed the Town Attorney a fee for collecting same.

Upon motion by Alderman Burch and seconded by Alderman Maury, the Board of Aldermen agreed to pay the Town Attorney fees for collecting personal property taxes for 1938 and prior on the following scale: 10% for the first \$25 of any one account; 8% for the next \$25; 6% for the next \$25; 4% for the next \$25; and 2% on all above \$100.

Subject: Out-of-Town Plumbing Ordinance.

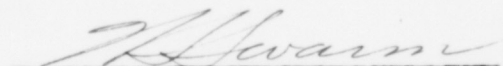
Upon motion by Alderman Burch and seconded by Alderman Hobbs, all the Aldermen present voting in the affirmative therefor, the Board of Aldermen adopted the following out-of-Town Plumbing Inspection Ordinance:

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

Section 1. That the Durham plumbing and building codes are hereby readopted and made applicable to the Town of Chapel Hill; the said plumbing code is made applicable to that section within one mile thereof served by the water lines from the Service Plants of the University of North Carolina. That a copy of said code shall be obtained and made a part of the minutes of the Town of Chapel Hill.

This ordinance shall be in effect on and after its ratification.

Passed and ratified this the 8th day of May, 1940.


Town Clerk

Subject: West Franklin Street Refunds.

Mr. Hinshaw read a letter from the Attorney General who states that a new act giving the Town the authority to sell bonds to finance the refunds should be passed by the legislature at the next General Assembly.

Mr. Morehead will not recommend the bonds to the bond buyers. He also suggests that the Town request the State Highway to pay for the paving on West Franklin as it did on East Franklin.

Subject: The amount of Street Improvement Bonds and Fire Equipment Bonds is deferred until another meeting.

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The Clerk read a letter from Dr. W. C. Coker who states that the Committee on Buildings and Grounds acted unfavorably upon the request of the Town and Highway Commission to the University to grant additional right-of-way by the Carolina Inn for the widening of South Columbia Street by the Inn. The resolutions of the Campus Committee are inserted on the following page as a part of these minutes.

There being no further business, the meeting adjourned.

H. Swain
Town Clerk

Resolutions of the Campus Committee - May 3, 1940

NORTH CAROLINA
ORANGE COUNTY
TOWN OF CHAPEL HILL

OATH OF JUDGE OF ELECTION

I, T. A. Henry, do solemnly swear that I will administer the duties of my office without fear or favor; that I will not in any manner request or seek to persuade or induce any voter to vote for or against any particular candidate or proposition; and that I will not keep or make any memorandum of anything occurring within the voting booth, except I be called upon to testify in a judicial proceeding for a violation of the election laws of this State; so help me, God.

Thomas A. Henry (SEAL)
Judge of Election

Subscribed and sworn to before me this the 3 day of

May, 1941.

W. P. Jordan
Registrar for the 1941 Chapel
Hill Municipal Election

Resolutions of the Campus Committee - May 3, 1940

NORTH CAROLINA

ORANGE COUNTY

TOWN OF CHAPEL HILL

OATH OF JUDGE OF ELECTION

I, V. A. Hill, do solemnly swear that I will administer the duties of my office without fear or favor; that I will not in any manner request or seek to persuade or induce any voter to vote for or against any particular candidate or proposition; and that I will not keep or make any memorandum of anything occurring within the voting booth, except I be called upon to testify in a judicial proceeding for a violation of the election laws of this State; so help me, God.

V. A. Hill (SEAL)
Judge of Election

Subscribed and sworn to before me this the 3 day
of May, 1941.

W. P. Jordan
Registrar for the 1941 Chapel
Hill Municipal Election

Resolutions of the Campus Committee - May 3, 1940

Resolved:

"That the committee reluctantly finds it impossible to consider favorably the proposal by the State Highway Commission for the following reasons:

(1) That widening the street 10 feet in this area would very seriously injure the Inn property, bringing the west boundary of the sidewalk within 3 or 4 feet of the Inn automobile entrance.

(2) That the committee considers the widening of the sidewalk on the Inn side of this area as of primary importance and that no such widening is included in the proposal of the State Highway Commission. If, in addition to the proposed curb to curb widening of ten feet, the sidewalk should be widened 2 or 3 feet, it would bring such encroachment on the Inn property almost up to the edge of the automobile entrance, making such an entrance practically impossible and greatly injuring the appearance of the Inn and its grounds.

(3) That the committee feels that instead of encouraging traffic through this block our every effort should be made to discourage it; that it is our conviction that it should be the general policy of both town and University to discourage heavy through traffic through the streets and in the University area in general. As a result of this policy it would follow that the possibility of diverting such traffic by by-passes around Chapel Hill should be thoroughly studied; that such by-passes have been studied by the committee for a period of at least a year and that the committee will as soon as possible have preliminary surveys and blue prints made showing such routes south and east of Chapel Hill.

(4) It is the hope and expectation of the committee that there will be no difficulty in cooperation between the town and the University in solving our traffic problems so as to insure increased safety to our students, children, and citizens and to preserve and increase the beauty of our town.

W. D. C.
It was moved and carried unanimously that the committee urgently recommend that the sidewalk on the west side of Columbia Street from Cameron Avenue to McCauley Street be widened 2 or 3 feet by removing the rock wall adjoining the Inn property and replacing it that distance back, and that in connection with this work a sidewalk of similar width be extended southward past the new high school building to the intersection of Pittsboro Road and University Drive, such sidewalk to be provided with curb and gutter. It is recommended that this work be done as a project with the W.P.A. As a part of this project it is also recommended that the promontory at the northeast corner of the Inn grounds be cut back a certain distance to be determined by the committee so as to ease the entrance into this block from Cameron Avenue. "

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NORTH CAROLINA
ORANGE COUNTY
TOWN OF CHAPEL HILL

OATH OF REGISTRAR
CHAPEL HILL MUNICIPAL ELECTION
1941

I, W. P. Jordan, do solemnly swear that I will administer the duties of my office as registrar for the 1941 regular municipal election of the Town of Chapel Hill without fear or favor; that I will not in any manner request or seek to persuade or induce any voter to vote for or against any particular candidate, and that I will not keep or make any memorandum of anything occurring within the voting booths, except I be called upon to testify in a judicial proceeding for the violation of the election laws of this State; so help me, God.

W P Jordan
Registrar

Sworn to and subscribed before me this the 18th
day of April, 1941.

Paul H. Robertson
Justice of the Peace

Mrs W P Jordan

UNIVERSITY OF NORTH CAROLINA
CHAPEL HILL, N. C.
DEPARTMENT OF BOTANY

May 4, 1940.

The Mayor, Manager, and Aldermen of Chapel Hill,
Chapel Hill, N. C.

Dear Sirs:

At a meeting of the University committee on buildings and grounds yesterday, the principal business taken up was your request, communicated by Mr. Hollett in a letter of March 27, to widen Columbia Street from Cameron Avenue to McCauley Street by 8 feet from curb to curb, according to a proposal by the State Highway Commission. At a conference with members of the Highway Commission, Mr. Dunlap and Mr. Browning, the committee was told that the Federal Public Roads Administration was now placing the minimum additional width at 10 feet, two feet more than the original proposition.

After a lengthy discussion of this proposal from all points of view and in full sympathy with the concern of your board to improve traffic conditions in Chapel Hill, the following resolutions were passed, with instructions to the Chairman to transmit these resolutions to you. Resolutions enclosed herewith.

Yours very sincerely,

W. C. Coker.

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over until the next meeting was made by Alderman Burch, seconded by Alderman Bowman, and passed by the Board.

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