MINUTES OF CALLED MEETING OF BOARD OF ALDERMEN OF TOWN OF CHAPEL HILL HELD ON JULY 31, 1940.

Book 6, Page 873

The Board of Aldermen of the Town of Chapel Hill met in special session in the Town Hall at 8 p.m. on Wednesday, July 31, 1940. Mayor Foushee presided and the following aldermen were present: Messrs. P. L. Burch, R. J. M. Hobbs, F. O. Bowman, P. H. Robertson and G. B. Hellen. Also present were C. P. Hinshaw and J. L. Caldwell.

The Mayor called the meeting to order and stated that the purpose of the meeting was to receive title to property deeded to the Town for a Recreation Center for Negroes and to create a recreation commission for the purpose of supervising recreation facilities and activities on any of the properties owned or controlled by the city.

Subject: Ordinance Creating Recreation Commission.

Upon motion by Alderman Bowman and seconded by Alderman Burch, the following ordinance creating a Recreation Commission and setting forth the term of office, powers and duties, personnel and finances of the said commission was adopted by a unanimous vote.

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

Section 1. Creation and Name. There is hereby created a Commission known as the Public Recreation Commission of Chapel Hill.

Section 2. Appointment and Term of Office. The said Commission shall be composed of five members, serving without pay. They shall be appointed by the Mayor, one member of whom shall be a member of the City Board of Aldermen; two shall be closely affiliated with the Chapel Hill School system; two to be selected at large, all but one of whom shall be residents and citizens of the Town of Chapel Hill and the other shall be either from the Town or the Greater Chapel Hill School District. The terms of office of the members shall be five years, or until their successors are appointed and qualified. The term of office of any member from the Board of Aldermen of the Town of Chapel Hill or from the Public School System shall automatically expire upon the ending of his term of office as an official of the Town or of the Public School system, in which case the Mayor shall appoint another to fill his unexpired term, the selection to be from the group from which said member was originally appointed. The term of the members first appointed shall be as follows: the first member appointed from the Board of Aldermen shall serve for a period of one year, and at the expiration of such time another member of the Board shall be appointed for a period of five years. (The same member may be re-appointed); one member of the School System shall be appointed for a period of two years; one member appointed at large may serve for a period of three years, a second member from the School System shall be appointed for a period of four years; and one member at large shall serve for the full term of five years. Vacancies occurring in the Commission other than by the

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Subject: Ordinance Creating Recreation Commission.

Upon motion by Alderman Bowman and seconded by Alderman Burch, the following ordinance creating a Recreation Commission and setting forth the term of office, powers and duties, personnel and finances of the said commission was adopted by a unanimous vote.

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

Section 1. Creation and Name. There is hereby created a Commission known as the Public Recreation Commission of Chapel Hill.

Section 2. Appointment and Term of Office. The said Commission shall be composed of five members, serving without pay. They shall be appointed by the Mayor, one member of whom shall be a member of the City Board of Aldermen; two shall be closely affiliated with the Chapel Hill School system; two to be selected at large, all but one of whom shall be residents and citizens of the Town of Chapel Hill and the other shall be either from the Town or the Greater Chapel Hill School District. The terms of office of the members shall be five years, or until their successors are appointed and qualified. The term of office of any member from the Board of Aldermen of the Town of Chapel Hill or from the Public School System shall automatically expire upon the ending of his term of office as an official of the Town or of the Public School system, in which case the Mayor shall appoint another to fill his unexpired term, the selection to be from the group from which said member was originally appointed. The term of the members first appointed shall be as follows: the first member appointed from the Board of Aldermen shall serve for a period of one year, and at the expiration of such time another member of the Board shall be appointed for a period of five years. (The same member may be re-appointed); one member of the School System shall be appointed for a period of two years; one member appointed at large may serve for a period of three years, a second member from the School System shall be appointed for a period of four years; and one member at large shall serve for the full term of five years. Vacancies occurring in the Commission other than by the

expiration of the term shall be filled by the Mayor of the City for the unexpired term.

Section 3. Officers and Meetings. Immediately after their appointment, the members shall meet and organize by electing one of their members president and such other officers as may be necessary. The Commission shall have the power to make by-laws, rules and regulations, not inconsistent with the provisions of the City Charter and of the State Laws, for the proper conduct of the Public Recreation Department of the City. The Commission shall hold regular meetings at such times and places as may be fixed by the Commission.

Section 4. Powers and Duties. The Public Recreation Commission shall provide, conduct, and supervise public play grounds, athletic fileds, recreation centers, and any other recreation facilities and activities on any of the properties owned or controlled by the City, as set aside for that purpose by the Board of Aldermen, or on other properties with the consent of the owners and authorities thereof. It shall have the power to conduct any form of recreational or cultural activities that will employ the leisure time of the people in a constructive and wholesome manner.

Section 5. Personnel. The Public Recreation Commission shall have the power to appoint or designate someone to act as superintendent of recreation who has the necessary founcation training and who has demonstrated by actual experience his ability to organize and direct a community recreation system. There shall be such other trained persons to help conduct the activities as may be determined by the Commission, provided, that no money shall be paid out of the appropriations of the Town of Chapel Hill for salaries to such superintendents or other trained persons. However, they may be paid for such services by the Commission out of funds donated for such purpose.

Section 6. Finances. Funds appropriated by the Board of Aldermen to the Public Recreation Commission shall be disbursed as other appropriations by the Board of Aldermen. Funds received by the Commission from other sources shall be deposited to the credit of the City for the use of the said Commission and shall be disbursed by the City Manager as may be directed by the Commission. Funds received by the Commission by gift, shall, if so provided, be disbursed as may be directed by the terms of the gift. The Commission should have no authority to enter into any contract or incur any obligations binding the Town of Chapel Hill.

Section 7. The Public Recreation Commission shall make full and complete quarterly reports to the Board of Aldermen and other reports from time to time as requested. The fiscal year shall conform to that of the City.

Section 8. Further Powers. Such powers as are provided for under

MINUTES OF CALLED MEETING OF BOARD OF ALDERMEN OF TOWN OF CHAPEL HILL
HELD ON JULY 31, 1940

Book 6, Page 875

Article 11(A) Recreation systems and Playgrounds, Section 2776(a)-2776(i), of the Consolidated Statutes of North Carolina (Michie's Code) are hereby vested in the Recreation Commission.

Dated this the 31st day of July, 1940.

P K Hume
Town Clerk

Subject: Ordinance Setting Aside Land for a Negro Community Center.

Upon motion by Alderman Burch and seconded by Alderman Robertson, the Board of Aldermen, by a unanimous vote, adopted the following ordinance setting aside a certain tract of land for a Negro Community Center.

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

Section 1. That under and by virtue of an ordinance heretofore adopted a Public Recreation Commission has been set up with certain powers therein, one of which is to initiate a Recreational System on grounds provided by the Town of Chapel Hill for that purpose.

Section 2. That by virtue of the Deed executed by R. J. M. Hobbs and others to the Town of Chapel Hill of recent date with the restrictions therein requiring that the Town establish a Negro Recreation System or park thereon in order that the Town may hold title to the said property, it is, therefore, ordered that the lands described in said Deed be and are set apart exclusively as a Community Center for the negro population of the Town of Chapel Hill and the surrounding community.

Section 3. That said property, which is hereinafter described, shall be subject to the control of the Public Recreation Commission in so far as it is empowered to control and operate same by virtue of the ordinance setting up said Public Recreation Commission.

Section 4. The Public Recreation Commission is authorized and empowered to expend such moneys as it may deem necessary out of any funds that are donated to it for the construction of such buildings, walks and grounds as may be necessary for the adequate enjoyment of said premises by the colored people and may purchase such equipment as may be necessary but in no wise is it authorized to incur any debt against the Town of Chapel Hill or to expend any moneys belonging to the Town other than the amount appropriated each year for that purpose.

Section 5. That the lands set apart for the Negro Recreational Center are described as follows:

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 25° 00' East 160 feet to a stake; running thence across Turner Street in a Northeastern direction 30 feet to the East side of Turner Street; running thence along the East side of Turner Street North 25° 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 66 feet to a stake on the West side of Mitchell Lane; running thence South 65° 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 with the trustees' line North 65° 30' East 200 feet to a stake; running thence South 7° 45' East 50 feet to a stake; running thence South 65° 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° 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.

MINUTES OF CALLED MEETING OF BOARD OF ALDERMEN OF TOWN OF CHAPEL HILL
HELD ON JULY 31, 1940

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Section 6. That this ordinance shall be in full force and effect immediately after its passage.

This the 31st day of July, 1940.

Town Clerk

Subject: Appointments to Public Recreation Commission

Upon motion by Alderman Robertson and seconded by Alderman Hellen, the Board of Aldermen by a unanimous vote, adopted the following ordinance approving the appointments by the Mayor to the Public Recreation Commission.

Section 1. That by virtue of authority heretofore set out in ordinances passed, the Mayor of the Town of Chapel Hill, to-wit: J. M. Foushee, has been authorized to appoint Public Recreation Commission for the Town of Chapel Hill consisting of five members; that the Mayor made said appointment and has appointed the following people to be members of said commission:

R. J. M. Hobbs as a member of the Board of Aldermen of the Town of Chapel Hill to serve one year from July 1st, 1940,

Mrs. R. H. Wettach as a member from the School System to serve two years, from July 1st, 1940,

Harold Meyer as a member at large to serve three years, from July 1st, 1940.

A. W. Honeycutt as a member connected with the Local Schools to serve four years, from July 1st, 1940, and

Dr. Joseph Hyde Pratt as a member at large to serve five years from July 1st, 1940.

Section 2. That the Board of Aldermen hereby approves said appointments and expressly recognizes the names of the five persons set out above as composing the Public Recreation Commission for the Town of Chapel Hill.

This the 31st day of July, 1940.

Town Clerk

MINUTES OF CALLED MEETING OF BOARD OF ALDERMEN OF TOWN OF CHAPEL HILL
HELD ON JULY 31, 1940

Book 6, Page 878

Subject: Town Representative at Recreation Meeting in Cleveland, Ohio

Upon motion by Alderman Bowman and seconded by Alderman Burch, the Board of Aldermen authorized Col. Joseph H. Pratt to represent Chapel Hill at a Pereation Meeting in Cleveland, Ohio.

Subject: Sewer Extension to Dr. Raymond Adams' Houses.

Upon motion by Alderman Bowman and seconded by Alderman Hobbs, the Board of Aldermen authorized the City Manager to have the sewer line extended approximately 150 feet at an estimated cost of $150 to the houses being built on East Patterson Place by Dr. Raymond Adams, as recommended by the Street Committee.

Subject: Alderman Burch and Bowman and Mr. Caldwell, City Manager, were asked by the Mayor to contact the Carolina Coach Company in regard to making arrangements whereby the loading and unloading of passengers would be away from a congested area.

Subject: Extend Storm Sewer Through Mr. Schnidt's Property.

The Street Committee stated that since the Town did run a storm sewer line through Mr. Schaaf's and Mrs. Neal's properties, that the Town is obligated to continue this line through Mr. Schnidt's property when and if the Town gets a WPA project.

Upon motion by Alderman Burch and seconded by Alderman Robertson, the Board of Aldermen voted to authorize the City Manager to go ahead and have the pipe laid across Mr. Schnidt's property as soon as it is convenient to do the work.

There being no further business, the meeting adjourned.

Town Clerk