

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF ALDERMEN OF THE TOWN OF
CHAPEL HILL HELD ON AUGUST 21, 1941

Book 6, Page 964

The Board of Aldermen of the Town of Chapel Hill held a special meeting in the Town Hall on August 21, 1941, to canvass the returns from the Special Election held on the 19th day of August, 1941. Mayor Foushee presided and the following Aldermen were present, Messrs. P. L. Burch, G. O. Davis, R. B. Fitch and F. O. Bowman. Also present were J. L. Caldwell, City Manager, and J. L. Morehead, Bond Attorney.

Subject: Canvassing Special Election held August 19, 1941, and declaring the result.

The Clerk read a letter addressed to the Mayor and Board of Aldermen and signed by the Registrar and two Judges for the Special Election held on the 19th day of August, 1941, stating the result of said election. (Continued pages 965-972)

Subject: Tax Levy 1941-42.

Upon motion of Alderman Burch, seconded by Alderman Davis, the following members voting in the affirmative: Aldermen P. L. Burch, G. O. Davis, R. B. Fitch and F. O. Bowman; the following members voting in the negative: None; the following ordinance was adopted:

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

Section 1. That the budget for the fiscal year 1941-42 for the Town of Chapel Hill is adopted as follows:

(Set out on following pages of these minutes)

Section 2. That in order to raise money for the requirements to meet the payment of said budget there is levied an ad valorem tax at the rate of \$1.60 per \$100 taxable valuation of all property in the Town of Chapel Hill subject to ad valorem tax; that in addition there shall be levied a poll tax of \$1.00 against each male citizen between the ages of 21 and 50 years old who is not exempt from paying poll tax by law.

Section 2½. That the levy of \$1.60 per \$100 valuation as heretofore set out shall be disbursed by the City Manager and Clerk as follows: General Fund - 85½¢, Debt Service - 47¢, and School Purposes - 27½¢ which is to be disbursed as follows: Current expense - 20¢, Special Fund ½¢, and Debt Service - 7¢.

The poll tax collected shall be paid to the General Fund of the Town.

Section 3. That the taxes herein levied shall constitute a lien against all the real estate owned by each tax payer and shall constitute a lien against any personal property upon which a levy is made for the taxes due as is provided by law.

TOWN OF CHAPL. HILL, N. C.
GENERAL FUND BUDGET 1941-42
COMPARED WITH FOUR PREVIOUS YEARS

TOTAL REQUIREMENTS:

	1937-38	1938-39	1939-40	1940-41	Estimated 1941-42
--	---------	---------	---------	---------	----------------------

1 Legislative	683.69	172.27	323.52	212.54	200.00
101 Salary of Mayor	100.00	120.00	115.00	120.00	120.00
102 Election Expense	124.95	64.95	122.10	156.50	100.00
103 Attendance Fees-Alder-	580.00	315.00	335.00	325.00	360.00
men	100.00	499.95	450.00	501.50	430.00
Total Legislative	100.00	499.95	450.00	501.50	430.00

2 Administrative:	57.17	319.00	407.00	370.60	400.00
Town Office	57.17	49.44	55.50	64.12	65.00
201 Salary of Manager	3000.00	3000.00	3000.00	3000.00	3120.00
202 Salary of Attorney	300.00	300.00	300.00	300.00	300.00
203 Salary of Auditor	830.00	480.00	480.00	480.00	600.00
204 Salary of Accountant & Clerk	1571.42	1620.00	1600.00	1920.00	2040.00
205 Clerical Help	172.70	537.10	491.50	503.98	500.00
206 Postage, Telephone, Telegraph	179.06	214.83	161.11	174.64	175.00
207 Printing & Binding	118.81	200.63	232.07	112.31	125.00
208 Office Supplies & Exp.	81.66	135.46	179.98	61.35	75.00
209 Repairs to Equipment	25.98	75	10.00	641.66	765.00
210 Repairs to Building	480.00	480.00	480.89	602.11	650.00
211 Water, heat, light, janitor	137.30	159.68	335.04	208.40	210.00
212 Use of Manager's Car	240.00	240.00	240.00	240.00	240.00
Total Town Office	6656.95	6868.65	7299.59	7064.45	7500.00
Total	1841.09	1621.60	2201.93	2009.43	12510.00

Force and Motor Accounts
Force Account
402 Wages Regular Force
403 Wages Extra Labor
Total Force Acct

4517.70	5315.10	6390.00	7049.00	7670.00
1013.05	1535.77	3293.07	350.80	600.00
5532.75	6850.77	8673.07	7993.90	8270.00

Official Ballot
—SPECIAL ELECTION—

ON

**\$17,000 Street Bonds &
\$9,000 Apparatus Bonds**

1. To vote "for" the question, make a cross (x) mark in the square to the left of the word "for."
2. To vote "against" the question, make a cross (x) mark in the square to the left of the word "against."
3. Mark only with a pencil or pen and ink.
4. If you tear or deface, or wrongly mark this ballot, return it and get another.

☐ FOR 102

The ordinance authorizing
\$17,000 Street Bonds, and a
tax therefor.

☐ AGAINST 78

☐ FOR 104

The ordinance authorizing
\$9,000 Apparatus Bonds,
and a tax therefor.

☐ AGAINST 76

To the
Chapel

Gentlemen

ed to h
19th da
qualifi
those t
the 22n
of \$17,
Bonds,

place s
the vot
returns
follows

in ss

\$17,0

auth

of the Town of
Chapel Hill on the
as submitted to the
l or rejection,
rd of Aldermen on
ively the issuance
d \$9,000 Apparatus

t the time and
, and supervised
canvassed the
the same to be as

ualified to vote

tion was 180
479.

nance authorizing
102.

ordinance
herefor was

The number of votes cast for the ordinance authorizing
\$9,000 Apparatus Bonds, and a tax therefor, was 104.

The number of votes cast against the ordinance
authorizing \$17,000 Street Bonds, and a tax therefor was

Ordinances of the Town of Chapel Hill.
Official ballot for special election on bond

August 19, 1941.

Book 6, page 965

Chapel Hill, N. C.

August 19th, 1941.

To the Mayor and Board of Aldermen of the Town of
Chapel Hill, N. C.

Gentlemen:

We, the undersigned, Registrar and Judges, duly appointed to hold the special election in the Town of Chapel Hill on the 19th day of August, 1941, at which time there was submitted to the qualified voters of said Town for their approval or rejection, those two certain ordinances adopted by the Board of Aldermen on the 22nd day of July, 1941, authorizing respectively the issuance of \$17,000 Street Bonds, and a tax therefor, and \$9,000 Apparatus Bonds, and a tax therefor, do hereby certify:

That we duly held the said election at the time and place specified, attended at the polling places, and supervised the voting at said election; that we have duly canvassed the returns of the result of said election and find the same to be as follows:

The number of voters registered and qualified to vote in said election was 1158.

The number of votes cast in said election was 180
479.

The number of votes cast for the ordinance authorizing \$17,000 Street Bonds, and a tax therefor, was 102.

The number of votes cast against the ordinance authorizing \$17,000 Street Bonds, and a tax therefor was 78.

The number of votes cast for the ordinance authorizing \$9,000 Apparatus Bonds, and a tax therefor, was 104.

The number of votes cast against the ordinance authorizing \$9,000 Apparatus Bonds, and a tax therefor was 76.

Respectfully submitted,

W.P. Jordan Registrar

M. Hill Judge

J.B. Horvat Judge

STATEMENT OF RESULT
OF SPECIAL ELECTION IN
THE TOWN OF CHAPEL HILL

We, the undersigned Mayor and Aldermen of the Town of Chapel Hill, do hereby certify:

That at the special election held in the Town of Chapel Hill on the 19th day of August, 1941, there was submitted for the approval or rejection of the voters of said Town those two certain ordinances, each adopted on the 22nd day of July, 1941, authorizing respectively the issuance of \$17,000 Street Bonds, and the levy of a tax therefor, and \$9,000 Apparatus Bonds, and the levy of a tax therefor. The number of voters registered and qualified to vote in said election was 1158. The number of votes cast for the ordinance authorizing \$17,000 Street Bonds and tax was 102. The number of votes cast against the ordinance authorizing \$17,000 Street Bonds and tax was 78. The number of votes cast for the ordinance authorizing \$9,000 Apparatus Bonds and tax was 104. The number of votes cast against the ordinance authorizing \$9,000 Apparatus Bonds and tax was 76.

The Board has duly canvassed the returns and declare that the ordinance authorizing the Street Bonds received the affirmative vote of the majority of voters voting on said ordinance, and the said ordinance was duly approved, and the ordinance authorizing \$9,000 Apparatus Bonds received the affirmative vote of the majority of voters voting on said ordinance, and the said ordinance was duly approved.

This the 21st. day of August, 1941.

John W. Foushee Mayor

P. L. Busch
Member, Board of Aldermen

G. O. Davis
Member, Board of Aldermen

W. H. Hitt
Member, Board of Aldermen

R. W. Madry
Member, Board of Aldermen

Frederick O. Bowman
Member, Board of Aldermen

R. J. M. Hobbs
Member, Board of Aldermen

The Mayor then announced that the Board was ready to proceed with the canvas of the special election held in the Town of Chapel Hill on the 19th day of August, 1941, at which time there was submitted to the qualified voters of the Town for their approval or rejection those two certain ordinances, each adopted on the 22nd day of July, 1941, authorizing respectively the issuance of \$17,000 Street Bonds and \$9,000 Apparatus Bonds.

After the election returns had been placed before the Board by the officers holding the election, and had been canvassed by the Board, the following resolution was, upon motion of

Alderman Bowman, seconded by Alderman Fitch, duly adopted, all the Aldermen present voting in the affirmative therefor, to-wit: P. L. Burch, G. O. Davis, R. B. Fitch and F. O. Bowman.

A RESOLUTION
CANVASSING SPECIAL ELECTION
HELD AUGUST 19TH, 1941
AND DECLARING THE RESULT

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

Section 1. That the Board of Aldermen of the Town of Chapel Hill, having duly canvassed the returns of the special election held in the said Town on the 19th day of August, 1941, do hereby find and declare that:

The number of voters registered and qualified in the said election was 1158.

The number of votes cast in the said election was 180.

The proposition "FOR THE ORDINANCE AUTHORIZING \$17,000 STREET BONDS, AND A TAX THEREFOR," received 102 votes.

The proposition "AGAINST THE ORDINANCE AUTHORIZING \$17,000 STREET BONDS, AND A TAX THEREFOR," received 78 votes.

The proposition "FOR THE ORDINANCE AUTHORIZING \$9,000 APPARATUS BONDS, AND A TAX THEREFOR," received 104 votes.

The proposition "AGAINST THE ORDINANCE AUTHORIZING \$9,000 APPARATUS BONDS, AND A TAX THEREFOR," received 76 votes.

The Mayor then announced that the Board was ready to proceed with the canvas of the special election held in the Town of Chapel Hill on the 19th day of August, 1941, at which time there was submitted to the qualified voters of the Town for their approval or rejection those two certain ordinances, each adopted on the 22nd day of July, 1941, authorizing respectively the issuance of \$17,000 Street Bonds and \$9,000 Apparatus Bonds.

After the election returns had been placed before the Board by the officers holding the election, and had been canvassed by the Board, the following resolution was, upon motion of

Alderman Bowman, seconded by Alderman Fitch, duly adopted, all the Aldermen present voting in the affirmative therefor, to-wit: P. L. Burch, G. O. Davis, R. B. Fitch and F. O. Bowman.

A RESOLUTION
CANVASSING SPECIAL ELECTION
HELD AUGUST 19TH, 1941
AND DECLARING THE RESULT

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

Section 1. That the Board of Aldermen of the Town of Chapel Hill, having duly canvassed the returns of the special election held in the said Town on the 19th day of August, 1941, do hereby find and declare that:

The number of voters registered and qualified in the said election was 1158.

The number of votes cast in the said election was 180.

The proposition "FOR THE ORDINANCE AUTHORIZING \$17,000 STREET BONDS, AND A TAX THEREFOR," received 102 votes.

The proposition "AGAINST THE ORDINANCE AUTHORIZING \$17,000 STREET BONDS, AND A TAX THEREFOR," received 78 votes.

The proposition "FOR THE ORDINANCE AUTHORIZING \$9,000 APPARATUS BONDS, AND A TAX THEREFOR," received 104 votes.

The proposition "AGAINST THE ORDINANCE AUTHORIZING \$9,000 APPARATUS BONDS, AND A TAX THEREFOR," received 76 votes.

Section 2. That this Board does hereby judicially determine and declare that a majority of the votes cast in said election upon the question of the issuance of \$17,000 Street Bonds, and a tax therefor, were cast for the said ordinance and tax, and the said ordinance was duly approved.

Section 3. That this Board does hereby judicially determine and declare that a majority of the votes cast in said election upon the question of the issuance of \$9,000 Apparatus Bonds, and a tax therefor, were cast for the said ordinance and tax, and the said ordinance was duly approved.

Section 4. That a statement of the result of the said election as herein determined, shall be signed by the members of the Board of Aldermen and filed with the Clerk of said Board, and by him spread upon the Minute Book of said Board, and a copy of said statement shall be published once in the Chapel Hill Weekly.

Upon motion of Alderman Burch,
seconded by Alderman Davis, the following
resolution was adopted, all of the aldermen present voting in the
affirmative therefor, to-wit: P. L. Burch, G. O. Davis, F. O.
Bowman and R. B. Fitch

A RESOLUTION
AUTHORIZING THE ISSUANCE OF
\$26,000 BONDS OF THE
TOWN OF CHAPEL HILL

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

Section 1. That it is necessary to issue at this time
the \$17,000 of Street Bonds and the \$9,000 of Apparatus Bonds,
which were duly authorized by two separate ordinances, each duly
adopted on the 22nd day of July, 1941 and approved at an election
duly called, held on the 19th day of August, 1941, for the
purposes recited in said ordinances; that said bonds shall be
combined into one issue aggregating \$26,000 of Street and
Apparatus Bonds.

Section 2. That the probable period of usefulness of
the improvement or property for which the Street Bonds are to be
issued, the surface of the streets to be constructed or
reconstructed to be of Water-bound Macadam or other penetration
process, is ten years from July 22nd, 1942, and the probable
period of usefulness of the improvement or property for which the
Apparatus Bonds are to be issued is ten years from July 22nd,
1942, and the average of said period, taking into consideration
the amount of bonds to be issued on account of each purpose or
item in respect to which a period is determined, is a period
ending July 22nd, 1952, all of said dates being computed from a
date one year after the passage of the ordinances authorizing
said bonds.

Section 3. That the said bonds shall be in the
denomination of \$1,000 each, consisting of 26 bonds numbered
1 to 26, both inclusive, and shall mature in numerical order
annually July 1st, \$2,000 1943 to 1946, \$3,000 1947 to 1952,
all inclusive.

Section 4. That said bonds shall be executed on behalf of the Town by the Mayor and Clerk, and the corporate seal of the municipality shall be affixed to said bonds, and the coupons annexed to said bonds evidencing installments of interest shall be executed with the fac-simile signature of said Clerk.

Section 5. That all of said bonds shall be coupon bonds subject to registration as to principal alone, and shall be dated July 1st, 1941, and shall bear interest at the rate at which the said bonds shall be hereafter sold by the Local Government Commission of North Carolina, not however to exceed six per cent per annum, payable semi-annually on the first days of January and July of each year; both principal and interest of said bonds shall be discharged upon payment dollar for dollar in any coin or currency which, at the time of payment, is legal tender for public and private debts, at the National City Bank of New York, in the City of New York. Said bonds and coupons and the endorsement on each bond setting forth the conditions under which same may be registered shall be substantially as follows; and the bonds shall be subject to registration in accordance with the terms and conditions of such endorsement.

\$1,000

No. _____

UNITED STATES OF AMERICA
STATE OF NORTH CAROLINA
ORANGE COUNTY
TOWN OF CHAPEL HILL

STREET AND APPARATUS BOND

The Town of Chapel Hill, in Orange County, North Carolina, is justly indebted, and for value received, hereby promises to pay to the bearer, or if this bond be registered, to the registered owner hereof, on the 1st day of July, 19____, the principal sum of

ONE THOUSAND DOLLARS

with interest thereon at the rate of _____ per cent per annum, payable on the 1st days of January and July in each year until this bond is paid, upon the presentation and surrender of the annexed interest coupons as they severally fall due. Both principal and interest are dischargeable upon payment, dollar for dollar, in any coin or currency which, at the time of payment, is legal tender for public and private debts, at the National City Bank of New York, in the City of New York. For the prompt payment hereof, both principal and interest as the same shall fall due, the full faith, credit and resources of the said Town of Chapel Hill are hereby irrevocably pledged.

This bond is one of a series of 26 bonds of like date, tenor and amount, except as to maturities, aggregating the sum of \$26,000, comprising a consolidated issue of two separate bond issues, authorized by two separate ordinances, each passed July 22nd, 1941, being an issue of \$17,000 Street Bonds for the construction or reconstruction of roads, streets or highways within the Town of Chapel Hill, and an issue of \$9,000 Apparatus Bonds for the purchase of equipment and apparatus for the Fire and other Departments of the municipality; this bond is issued under and pursuant to the Municipal Finance Act as amended and ordinances and a resolution duly adopted.

It is hereby certified and recited that all acts, conditions and things required by the laws and constitution of said State to happen, exist and be performed, precedent to and in the issuance of this bond, have happened, exist, and have been performed in regular and due form and time as so required; that the total indebtedness of said Town, including this bond, does not exceed any constitutional or statutory limitation thereon, and that provision has been made for the levy and collection of a direct annual tax upon all taxable property within said Town, sufficient to pay the principal and interest hereof as same shall fall due.

This bond may be registered as to principal alone in accordance with the provisions endorsed hereon.

In Witness Whereof, the Town of Chapel Hill has caused this bond to be signed by its Mayor and Clerk and its corporate seal to be hereto affixed, and the annexed interest coupons to be executed with the fac-simile signature of said Clerk, all as of the 1st day of July, 1941.

_____, Mayor

_____, Clerk

(Coupon)

No. _____

\$ _____

On _____ 1st, 19____, the Town of Chapel Hill, in Orange County, North Carolina, will pay to bearer the sum of _____ at the National City Bank of New York, in the City of New York, in any coin or currency which, at the time of payment, is legal tender for public and private debts as provided in and for the semi-annual interest upon its Street and Apparatus Bond, dated July 1, 1941, and numbered _____.

_____, Clerk

The issuance of this bond has been approved under the provisions of the Local Government Act of North Carolina.

W. E. EASTERLING
Secretary of Local Government Commission

By _____
Designated Assistant

ENDORSEMENT TO BE PRINTED UPON EACH BOND:

NOTICE: No writing shall be made hereon save by the Town Treasurer of the Town of Chapel Hill, or such other Bond Registrar as may be appointed by the governing body of said Town.

This bond may be registered as to principal in the Bond Register in the Town of Chapel Hill, notation of such registry to be made hereon by the Town Treasurer, or such other Bond Registrar as may be legally appointed by the governing body of said Town, and may thereafter be transferred on said Register only upon a written assignment of the registered owner or his attorney, duly acknowledged or proved. Such transfer may be to bearer and thereafter transferability by delivery shall be restored, but this bond shall again be subject to registration and transfer as before. The coupon shall remain payable to bearer, notwithstanding the registration of this bond. The principal of this bond, if registered, will be payable only to the registered owner or his legal representative.

<u>Date of Registry</u>	<u>Registered Owner</u>	<u>Registrar</u>
_____	_____	_____

Section 6. The Clerk of the Town of Chapel Hill is hereby appointed Registrar for the purpose of registration of the principal alone of said bonds as hereinabove provided.

Section 7. That a tax sufficient to pay the principal and interest of said bonds hereby authorized shall be annually levied and collected, which tax shall be in addition to all other taxes authorized or required by law to be levied.

Section 8. The Clerk is authorized and directed to request the Local Government Commission to sell the bonds hereby authorized, as provided by law.

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF ALDERMEN OF THE TOWN OF
CHAPEL HILL HELD ON AUGUST 21, 1941

Book 6, Page 973

Section 4. That the Tax Collector for the Town of Chapel Hill is hereby directed to make up a list of all property within the Town of Chapel Hill subject to taxation, he to copy same from the scroll book of Orange County for the year 1941-42 and is to figure out on the basis set out herein the amount of taxes due by each tax payer and to forward bill for same and is to assume his duties of collecting said taxes in accordance with State Law.

Section 5. The said tax book shall be placed in the hands of the Tax Collector for collection on or before the first Monday in October, 1941, provided he has complied with Section 1707, Chapter 310, Public Laws of 1939.

Section 6. This ordinance shall become effective immediately.

Ratified and adopted this the 21st day of August, 1941.

Upon motion of Alderman Burch, seconded by Alderman Davis, all the Aldermen present voting in the affirmative, the following ordinance was adopted:

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

Section 1. That there shall be levied a tax of 27½¢ on \$100 valuation on all personal property and real estate subject to taxation by State Law within the Greater School District of the Town of Chapel Hill for the fiscal year 1941-42; the Tax Collector for the Town of Chapel Hill is instructed to make a list of all property listed by the various citizens of said Greater School District with the Orange County authorities for the purpose of taxation for the current year. He shall ascertain the amount of taxes due by each citizen and mail statement for same during the month of October.

Section 2. That there shall be levied a tax of 20¢ on the \$100 valuation of all taxable property within the City Administrative Unit for the fiscal year 1941-42; the Tax Collector for the Town of Chapel Hill is instructed to prepare a list of all property listed by the citizens of said City Administrative Unit with the tax lister for Orange County for the year 1941-42 and is to compute the amount owing by each person at the rate of 20¢ per \$100 valuation.

Section 3. That the 27½¢ per \$100 valuation heretofore levied shall be collected and disbursed as follows: Current expense - 20¢, Special Fund ½¢, and Debt Service - 7¢.

Section 4. That the 20¢ per \$100 valuation heretofore levied shall be collected and disbursed as follows: Current expense - 20¢.

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF ALDERMEN OF THE TOWN OF
CHAPEL HILL HELD ON AUGUST 21, 1941

Book 6, Page 974

This ordinance shall become effective immediately.

Ratified this the 21st day of August, 1941.

Subject: Sewer Line to John Manning's House.

Mr. John Manning appeared before the Board stating that he was building a house which is more than 200 feet from a Town sewer main, and reminded the Board that in the past it had been the policy of the Town to extend its sewer main to within 200 feet of any residence. Mr. Manning stated that since it might be inconvenient for the Town to construct a sewer line at this time, he would be glad to go ahead and construct the line for the total distance if the Town would reimburse him by releasing the sewer rental charge on his property, which would be \$12 per year, until the full amount of the expenditure, which should have been borne by the Town, has been reimbursed.

An alternative suggestion was to extend the sewer line up the alley between Miss Alice Jones' property and Mr. L. L. Garner's property in order that more connections might be made to the line. Mr. Manning stated that he would advance the same amount toward the construction of this line (\$114) as will be necessary to construct the shorter line.

Upon motion of Alderman Burch and seconded by Alderman Davis, The Board of Aldermen authorized the City Manager to make a survey of the situation and to determine which line would be for the best interests of the Town and Mr. Manning and clothed the City Manager with power to act on whatever decision he makes.

Subject: North Carolina Theatres' New Building.

Mr. Caldwell stated that the North Carolina Theatres, Inc., was asking the Town for permission to excavate the alley back of the Model Market and Harry's Grill down to a level with the rest of the alley, and they also asked permission to grade the sidewalk in front of their property on Columbia Street down to a level with the street. No action was taken on these requests..

Upon motion by Alderman Burch, and seconded by Alderman Bowman, the Board of Aldermen authorized the Town Clerk to request the North Carolina Theatres, Inc., to submit their plans for the new theatre building to the University Architect and to the Town Planning Commission for their approval.

There being no further business, the meeting adjourned.

