

League of Municipalities, he wants to know the wishes of the Aldermen in the matter of opposing the proposed bill in the

General Assembly which would exempt Bank Deposits and Cash from the Intangibles Tax. Alderman Wager was requested to write, registering the Town's opposition in this matter. Alderman Walters made this a motion, seconded by Alderman Page, and unanimously carried.

Nurse Compton

The Board again discussed the plight of the former Nurse Compton and a manner whereby she may be helped. Her son is an invalid, and she does not want to accept aid from the Welfare as they would take a lien against her property in the amount that is expended on her. Town Manager will follow up on this.

Re: Suit at Law Involving Two Chapel Hill
Policemen

The Board took the position that the Town stands ready to defend it's two policemen, if needed, in the threatened suit at law.

Request for checking of boundary lines.

Alderman Robinson inquired as to when the sewer line on McMasters Street will be started. Town Manager stated the Town will run the outfall line when they receive petition for balance of it. Mr. Robinson requested that proper petitions be prepared so that they may proceed.

Adjourned: 10:12 p.m.

Robert P. McClamroch

Mayor

David B. Roberts

Town
Clerk

March 11, 1963.

MINUTES

Board of Aldermen

Town of Chapel Hill, N.C.

The Board of Aldermen met at a regular meeting on March 26, 1963, at 7:30 p.m., o'clock with the following members present: Mayor McClamroch; Aldermen Page, Walters, Wager, Strowd, Giduz, and Robinson; Town Attorney LeGrand and Town Manager Peck. Members of the Planning Board present were: Messrs. Scroggs, Wallace, and Burns; also planners Messrs. Foust and Stewart.

Alderman Wager moved that the following resolution be adopted:

WHEREAS, it is necessary to designate an officer of the Town of Chapel Hill to prepare and file sworn statements of indebtedness after the introduction and prior to the adoption of a bond ordinance in accordance with The Municipal Finance Act, 1921, of North Carolina; NOW, THEREFORE,

BE IT RESOLVED, that the Town Manager be and he hereby is designated as the officer to prepare and file such sworn statements of indebtedness, and also to determine the amount to be inserted in any such statement as the estimated amount of any special assessments thereafter to be levied on account of Local improvements for which any part of the gross debt set forth in such statements was or is to be incurred, and which, when collected, will be applied to the payment of such gross debt.

Alderman Page seconded the motion, and the motion was adopted. Those voting for the resolution were Messrs. Page, Walters, Wager, Strowd, Giduz, and Robinson. No one voted against it.

Alderman Page introduced the following bond ordinance which was read at length to the Board:

"AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$650,000 OF BONDS OF THE TOWN OF CHAPEL HILL FOR THE ENLARGEMENT AND EXTENSION OF THE SANITARY SEWER SYSTEM OF SAID TOWN."

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill, as follows:

Section 1. The Board of Aldermen of the Town of Chapel Hill has ascertained and hereby determines that it is necessary that said Town enlarge and extend the sanitary sewer system maintained and operated by said Town, by the extension of outfall sewers and collection lines and by the enlargement of the sewage treatment plant and acquire and install equipment, machinery or apparatus suitable for and constituting a part of such sanitary sewer system at the time of such enlargement and extension, and acquire the lands or rights in land necessary therefor.

Section 2. Said Board of Aldermen has also ascertained and hereby determines that the purpose hereinbefore described is a necessary expense of said Town within the meaning of Section 7 of Article VII of the Constitution of North Carolina, and is a purpose for which said Town may raise or appropriate money, and is not a current expense of said Town.

Section 3. In order to provide funds for such purpose, in addition to any other funds which may be made available for such purpose from any other source, bonds of the Town of Chapel Hill are hereby authorized and shall be issued pursuant to the Municipal Finance Act, 1921, of North Carolina. The maximum aggregate amount of bonds authorized by this ordinance shall be Six Hundred and Fifty Thousand Dollars (\$650,000).

Section 4. A tax sufficient to pay the principal of and interest on said bonds shall be annually levied and collected.

Section 5. A statement of the debt of said Town has been filed with the Town Clerk of said Town, as required by said Act, and is open to public inspection.

Section 6. This ordinance shall take effect when approved by the voters of said Town at an election to be called and held as provided in said Act."

The Town Clerk then presented to the Board of Aldermen a sworn statement of indebtedness of the Town of Chapel Hill and stated that the statement had been filed in her office by the Town Manager of said Town after the introduction of the bond ordinance introduced at this meeting. The statement was examined and considered by the Board of Aldermen.

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Alderman Walters moved that the ordinance entitled "An Ordinance authorizing the issuance of \$650,000 of bonds of the Town of Chapel Hill for the enlargement and extension of the sanitary sewer system of said Town", heretofore introduced at this meeting, be adopted. Alderman Strowd seconded the motion, and the motion was adopted. Those voting for the motion were Messrs. Page, Walters, Strowd, Wager, Giduz, and Robinson. No one voted against it.

Alderman Robinson moved that the Town Clerk be directed to publish, once in each of two successive weeks, in the Chapel Hill Weekly, a newspaper published in Chapel Hill, North Carolina, a copy of the bond ordinance adopted at this meeting with notice of adoption in the form required by law.

Alderman Strowd seconded the motion, and the motion was adopted. Those voting for the motion were Messrs. Page, Walters, Wager, Strowd, Giduz, and Robinson. No one voted against it.

Alderman Giduz moved that the following resolution be adopted:

WHEREAS, the Board of Aldermen desires to apply to the Local Government Commission of North Carolina for its approval of the \$650,000 of bonds of the Town of Chapel Hill which are authorized by the bond ordinance adopted at the meeting of the Board of Aldermen held on March 26, 1963; NOW, THEREFORE,

BE IT RESOLVED As follows:

(1) The Mayor and the Town Clerk are hereby authorized and directed to file with the Local Government Commission of North Carolina an application for its approval of said bonds, on a form prescribed by said Commission, and to state in such application such facts and to attach thereto such exhibits in regard to such bonds and to the Town and its financial condition as may be required by said Commission.

(2) The action of the Town Clerk in causing notice of intention to file such application, containing the information required by law to appear in such notice, to be published once in each of two successive weeks in Chapel Hill Weekly--a newspaper published at Chapel Hill, North Carolina--is hereby ratified and confirmed.

Alderman Wager seconded the motion, and the motion was adopted. Those voting for the motion were Messrs. Page, Walters, Wager, Strowd, Giduz, and Robinson. No one voted against it.

Alderman Strowd moved that the following resolution be adopted:

WHEREAS, the Board of Aldermen has heretofore adopted the ordinance hereinafter described authorizing the issuance of bonds, and such ordinance and the indebtedness to be incurred by the issuance of the bonds authorized thereby should be submitted to the voters of the Town of Chapel Hill for their approval or disapproval; NOW, THEREFORE,

BE IT RESOLVED by the Board of Aldermen of the Town of Chapel Hill as follows:

(1) The ordinance entitled "An Ordinance authorizing for the issuance of \$650,000 of bonds of the Town of Chapel for the enlargement and extension of the sanitary sewer system of said Town" adopted by the Board of Aldermen of said Town on March 26, 1963, which authorized the issuance of bonds and the levy of a tax for the payment thereof in order to finance the enlargement and extension of the sanitary sewer system maintained and operated by said Town by the extension of outfall sewers and collection lines and by the enlargement of the sewage treatment plant and the acquisition and installation of the equipment, machinery, or apparatus suitable for and constituting a part of such sanitary sewer system at the time of such enlargement and extension and the acquisition of the lands or rights in land necessary therefor and also the indebtedness to be incurred by the issuance of the bonds authorized by said ordinance, shall be submitted to the qualified voters of the Town of Chapel Hill for their approval or disapproval at the regular municipal election to be held in the Town on the 7th day of May, 1963.

(2) The ballots to be used at said election for the voting on the question submitted shall contain the words "For the ordinance authorizing \$650,000 of bonds to finance the enlargement and extension of the sanitary sewer system maintained and operated by said Town by the extension of outfall sewers and collection lines and by the enlargement of the sewage treatment plant and the acquisition and installation of the equipment, machinery, or apparatus suitable for and constituting a part of such sanitary sewer system at the time of such enlargement and extension and the acquisition of the lands or rights in land necessary therefor, and a tax therefor" and the words "Against the ordinance authorizing \$650,000 of bonds to finance the enlargement and extension of the sanitary sewer system maintained and operated by said Town by the extension of outfall sewers and collection lines and by the enlargement of the sewage treatment plant and the acquisition and installation of the equipment, machinery, or apparatus suitable for and constituting a part of such sanitary sewer system at the time of such enlargement and extension and the acquisition of the lands or rights in land necessary therefor, and a tax therefor" with squares in front of each proposition, in one of which squares the voter may make an (X) mark to indicate his choice.

(3) The Town Clerk is hereby authorized and directed to cause said ballots to be prepared and to furnish said ballots and the necessary registration books and ballot boxes for the use of the Registrars and Judges of Election.

(4) The Town Clerk is hereby directed to give notice that said bond ordinance and the indebtedness to be incurred by the issuance of the bonds thereby authorized will be submitted to the voters at said regular municipal election by publishing not less than 30 days prior to said election in Chapel Hill Weekly--a newspaper published in Chapel Hill, North Carolina--a notice stating the maximum amount of the proposed bonds and the purpose thereof and the fact that taxes will be levied for their payment, complying with the provisions of the Municipal Finance Act, 1921, of North Carolina and the Charter of the City of Chapel Hill.

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Alderman Robinson sedonded the motion and the resolution having been considered, it was adopted. Messrs. Page, Walters, Wager, Strowd, Giduz, and Robinson voting for the resolution and no one voting against it.

Oral Petitions:

Sewer Refund

Mayor read letter from Lucille Caldwell wherein she states Bruce Caldwell Heirs have paid 1960 sewer tax and they are not connected to the sewer. Alderman Robinson moved that \$12.00 erroneously charged be refunded, and applied on the unpaid 1961 taxes, seconded by Alderman Giduz, and unanimously carried.

Re: McMasters Street

A group of residents from McMasters Street appeared before the Board seeking information as to progress being made in the matter of sanitary sewer availability to McMasters Street properties. Mayor McClamroch informed them that a petition will be prepared, shortly, and circulated by Alderman Robinson; that the petition will clearly set forth the area and manner of payment; that it depends entirely on how many sign as to how far it will extend.

Thorofare Plan

Mayor McClamroch explained to the group assembled who were interested in the proposed radial road that nothing will be done in the matter until more study has been made; that the public will be notified through the local newspaper, of any action, and will be given time to appear before the Board.

Alderman Page moved the adoption of the following:

AN ORDINANCE TO AMEND THE ORDINANCE RELATING TO SIGN STANDARDS

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill

SECTION I.

That the ordinance entitled, "An Ordinance Relating to Sign Standards", as adopted on January 8, 1962, which appears in Minute Book 11, Page 321, of the official minutes of the Board of Aldermen of the Town of Chapel Hill, and as subsequently amended by ordinance dated March 27, 1962, be and the same is hereby further amended as follows:

1. Strike out all of sub-section "d". in Paragraph 1 of Section II of said ordinance and insert in lieu thereof the following:

d. A sign may be erected projecting from a building; provided that no such sign shall extend more than five (5) feet over any public street or public right-of-way and, provided further, that no such sign shall be more than forty (40) square feet in area on each face or less than nine (9) feet above the public street or public right-of-way over which it may extend.

2. Strike out all of sub-section "e." in Paragraph 1 of Section III of said ordinance and insert in lieu thereof, the following:

e. A pole-mounted sign may be erected; provided that the total area of all signs supported by any pole does not exceed forty (40) square feet, that no part of any sign other than the supporting pole is less than nine (9) feet above the ground and that no sign shall extend more than five (5) feet over any public street or public right-of-way.

No ground sign or pole supporting a sign, except those erected for orderly traffic control and other governmental purposes, shall be permitted on the public right-of-way.

SECTION II.

All ordinances in conflict herewith are hereby repealed.

This the 26 day of March, 1963.

Seconded by Alderman Wager, and unanimously carried.

Alderman Strowd moved the adoption of the following:

AN ORDINANCE TO AMEND A PORTION OF SUBCHAPTER A OF CHAPTER VI OF the 1961 REVISED COMPILATION OF CHAPEL HILL ORDINANCES

BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill, that Subchapter A, entitled, "Cemeteries", of Chapter VI, entitled, "City Services and Facilities", as the same appears in the 1961 Revised Compilation of Chapel Hill Ordinances, be and the same is hereby amended as follows:

SECTION I.

That the ordinance entitled, "An Ordinance to Provide for the Opening and Maintenance of the New Chapel Hill Cemetery", as the same appears on Pages 229-231 of said Revised Compilation, be and the same is hereby amended as follows:

1..Amend Section 7 by striking out the following sentence, "The cost of each grave shall be reserved or allocated except upon payment therefor in cash.", and by inserting in lieu thereof, the following: "The cost of each grave space shall be paid to the Town in cash before interment,".

2. Amend Section 8 by striking out the word "or" which appears between the word "may" and the word "not" in line two of said section.

3. Amend Section II by inserting between the word "bronze" and the word "and" in line one of said section the words "or stone".

SECTION II.

All ordinances in conflict herewith are hereby repealed.

This the 26th day of March, 1963.

Seconded by Alderman Walters and unanimously carried.

Town Clerk--Appointment

As a member of the Mayor's committee named to consider the replacement of Mrs. Lovejoy as Town Clerk, Alderman Walters moved that David B. Roberts be named as acting Town Clerk in addition to his present duties as tax collector; that he be authorized to counter-sign checks; that such position be effective April 1st, 1963, seconded by Alderman Wager, and unanimously carried.

Re: Town Clerk

Alderman Giduz moved that the Town Clerk be directed to include in the Minutes of this meeting the following resolution:

It is with sincere regret and appreciation that the Chapel Hill Board of Aldermen has accepted the resignation of Mrs. Mary Lovejoy, Chapel Hill Town Clerk for the past nine years.

As the first official greeter to citizens entering the Town Hall offices, Mary Lovejoy has been gracious, accommodating, and always faithful in her public presence. She has gone beyond the designated duties of her office in attempting to be helpful to all who seek assistance and information from the Town.

Her position has required patience, tact, diligence, and ability. These qualities she has possessed and used well in the day-to-day execution of her duties. During her tenure there has been no municipal employee more concerned with proper stewardship of a public trust, nor

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more willing and anxious to carry out a task to the best of her ability.

This Board of Aldermen will remember with fondness her cheerful and cooperative manner, and be grateful to her for her lasting contribution to the better local government of the Town of Chapel Hill.

Seconded by Alderman Walters, and unanimously carried.

Fluoridation

Alderman Giduz suggested that Town Manager follow up with the University, anything he can, in this matter.

Zoning

Alderman Walters moved adoption of the following:

AN ORDINANCE AMENDING THE "ORDINANCE PROVIDING FOR THE ZONING OF CHAPEL HILL AND SURROUNDING AREAS", AS ADOPTED March 14, 1955, and as subsequently amended, so as to REZONE THE AREA HEREINAFTER DESCRIBED AS RA-10

WHEREAS, after due advertisement as provided by law, a joint Public Hearing was duly called and held by the Board of Aldermen and the Planning Board of the Town of Chapel Hill, on February 25, 1963, to consider a request for rezoning the area hereinafter described as RA-10; and,

WHEREAS, following said public hearing the Planning Board of the Town of Chapel Hill recommended to the Board of Aldermen the rezoning of the area hereinafter described, as requested, as RA-10; and,

WHEREAS, thereafter, the Board of Aldermen adopted the recommendation of the Planning Board with respect to the rezoning of said area;

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill;

SECTION I.

That the "Ordinance Providing for the Zoning of Chapel Hill and Surrounding Areas", as adopted March 14, 1955, and as subsequently amended, be and the same is hereby further amended so that the following area be and the same is hereby rezoned from RA-10 to RA-15, and that the uses permitted in areas designated as RA-15, as set forth in said zoning ordinance, shall hereafter apply to the following described area:

Beginning at the intersection of Gimghoul Road and Country Club Road, then east along the center line of Gimghoul Road about 400 feet to Glandon Drive; then north and east along the center line of Glandon Drive about 2,000 feet to the line at the existing RA-20 zone; then southward along the zone line about 1,000 feet to the Raleigh Road (NC 54); then westward along the northern right-of-way line of NC 54 about 900 feet to the center of lot 10A; then northward along the center line of lot 10A about 130 feet to the rear property line of lot 10A; then westward along the rear property lines of lots 10A, 19, 20, and 1 about 900 feet to Country Club Road; then northward along the eastern right-of-way line of Country Club Road to the point of beginning.

SECTION II.

All ordinances, laws, and clauses of laws in conflict herewith are hereby repealed.

This the 26 day of March, 1963.

Seconded by Alderman Robinson, and unanimously carried.

Re: Judges and Registrars

Town Manager Peck stated there is needed a Registrar and Judge for the Estes Hill Precinct. A meeting was called for Thursday, March 28, at 4:00 p.m. to decide on these officials.

PLANNING

Attorney LeGrand reported that the Special Act separating the Carrboro Planning Area from the Chapel Hill Planning Area has passed the House of Representatives and is now before the Senate, but that the Companion Act providing for future co-operation in planning between Carrboro and Chapel Hill had not been introduced.

Alderman Giduz moved that such a bill be drawn and after approval by the Board given to Mr. Phipps for introduction before the General Assembly. Seconded by Alderman Wager and unanimously carried.

Colony Woods

Alderman Walters moved that the final plat of Colony Woods be approved, subject to the following: (1) That no lots or property be sold until all improvements have been approved by the proper authorities, and (2) That the name for the east-west street between lots 9 and 10, and between lots 25 and 26 remain unnamed pending future connection with other streets.

Seconded by Alderman Page, and unanimously carried.

Res. passed:

Robert M. Clamrock
David B. Roberts

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New Business:

Recreation Election

The Board stated that it favors the proposed recreation tax. Mayor McClamroch stated he will prepare a statement for the newspaper before the special meeting secheduled for March 28.

Alderman Robinson asked about the Town's policy for curb and gutter on Church Street. It was stated that the general policy that **on** a completely new street is that the property owners pay both paving curb and gutter but that where the street is paved, and resurfacing is needed that the Town would pave between the new curbs.

Clean-up Campaign

Mayor McClamroch stated he has met with committees in trying to arrange a Clean-up Campaign for April; that there are three categories: homes, stores, and civic projects. Alderman Robinson moved that an ordinance be prepared wherein \$500 is appropriated, from the Contingency Fund, for co-operation in this property zoning. Seconded by Alderman Walters, and unanimously carried.

Alderman Strowd recommended that the Planning Board give further study to the areas zoned RA-6 or requests for RA-6 zoning to consider upzoning rather than downzoning. Seconded by Alderman Page, and unanimously carried.

Sidewalks

Alderman Giduz discussed the need for sidewalks and asked about progress being made on West Rosemary Street. Town Manager stated it is believed once some of the sidewalks are laid, that others will desire the same.

Cemetery

Alderman Wager reported, as a member of the cemetery committee, that pines had been planted to hide a house on 15-501 Blvd.; that selective shrubs and an ornamental gateway should be placed at back entrances of cemetery.

The Board asked that they be called for the Special Meeting on Thursday at 4:00 p.m.

Adjournment at 9:17 p.m.



MAYOR



TOWN CLERK

March 26, 1963

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