

MINUTESBOARD OF ALDERMENTOWN OF CHAPEL HILL

The Board of Aldermen met at a regular meeting on October 24, 1966 at 7:30 p.m. with the following members present: Mayor McClamroch; Aldermen Strowd, Giduz, Kage, Page, Smith and Varley. Also present were Assistant Town Manager Caldwell, Town Clerk Roberts and Town Attorney LeGrand.

MINUTES

Alderman Varley moved, seconded by Alderman Page, that the minutes of the meeting of October 18, 1966 be approved as distributed. This was unanimously carried.

LIBRARY & SEWER BONDS

Alderman Page presented the following resolution and moved that it be adopted:

WHEREAS, the bond ordinances hereinafter described have been adopted by the Board of Aldermen and it is desirable to make provision for the issuance of the bonds authorized by such ordinances; NOW, THEREFORE,

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

(1) The Town of Chapel Hill (hereinafter referred to as "Town", shall issue its bonds of the aggregate principal amount of \$150,000 pursuant to and in accordance with the bond ordinance entitled "An Ordinance authorizing the issuance of \$150,000 of bonds of the Town of Chapel Hill for the acquisition, construction, reconstruction, enlargement or extension of a public library buildings", adopted by the Board of Aldermen on April 12, 1965. Said bonds shall be designated "Public Library Bonds".

(2) Acting pursuant to Section 160-382 of the Municipal Finance Act, 1921, of North Carolina, the Board of Aldermen has ascertained and hereby determines that the building described in said bond ordinance to be financed by the issuance of the bonds is of either fireproof construction or non-fireproof construction as defined in said Section 160-382, and that the life of such building described in said bond ordinance is thirty years computed from May 1, 1965.

(3) The Town shall issue its bonds of the aggregate principal amount of \$650,000 pursuant to and in accordance with the bond 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", adopted by the Board of Aldermen of the Town on March 26, 1963. Said bonds shall be designated "Sanitary Sewer Bonds". Acting pursuant to Section 160-382 of the Municipal Finance Act, 1921, of North Carolina, the Board of Aldermen has ascertained and hereby determines that the probable period of usefulness of the improvements for which said bonds are to be issued is a period of forty years computed from May 1, 1963.

(4) Said Public Library Bonds shall be of the denomination of \$1,000 each of \$5,000 each as shall be determined by the Board of Aldermen and shall be numbered from 1 upwards, in the order of their maturity, shall be dated November 1, 1966, and shall be payable in annual installments on May 1 in each year as follows, viz.: \$5,000 in each of the years 1968 to 1973, inclusive, and \$10,000 in each of the years 1974 to 1985, inclusive.

(5) Said Sanitary Sewer Bonds shall be of the denomination

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of \$1,000 each or \$5,000 each as shall be determined by the Board of Aldermen and shall be numbered from 1 upwards, in the order of their maturity, shall be dated November 1, 1966, and shall be payable in annual installments on May 1, 1966, and shall be payable in annual installments on May 1 in each year as follows, viz.: \$20,000 in each of the years 1968 to 1974, inclusive, \$30,000 in each of the years 1975 to 1980, inclusive, \$50,000 in each of the years 1981 to 1986, inclusive, and \$30,000 in the year 1987.

(6) Each bond shall bear interest from its date until it shall mature at a rate which shall be hereafter determined and which shall not exceed six per centum (6%) per annum, and such interest shall be payable semi-annually on May 1 and November 1 in each year.

(7) Each of said bonds shall be a coupon bond, registrable at the option of the holder as to principal only, and shall be signed by the Mayor and Town Clerk of the Town. The corporate seal of the Town shall be impressed upon each of the bonds. Each of the interest coupons to be attached to the bonds shall be authenticated by the facsimile signature of the Town Clerk.

(8) Both principal of and interest on the bonds shall be payable at the principal office of First National City Bank, in the Borough of Manhattan, City and State of New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(9) Each of the bonds and the interest coupons representing the interest payable thereon and the provisions for the registration of the bonds and for the approval of the bonds by the Secretary of the Local Government Commission to be endorsed thereon, shall be in substantially the following form:

(Form of Bond)

No. \_\_\_\_\_ No. \_\_\_\_\_

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

BOND

\$ \_\_\_\_\_ \$ \_\_\_\_\_

The TOWN OF CHAPEL (hereinafter referred to as "Town", a municipal corporation of the State of North Carolina, situated in the County of Orange in said State, for value received hereby promises to pay to the bearer of this bond, or, if it be registered, then to the registered holder, the principal sum of

\_\_\_\_\_ THOUSAND DOLLARS (\$ \_\_\_\_\_)  
on May 1, 19\_\_\_\_, and to pay interest thereon from the date of this bond until it shall mature at the rate of \_\_\_\_\_ per centum (\_\_\_\_%) per annum, payable semi-annually on May 1 and November 1 in each year, upon presentation and surrender of the coupons therefor attached hereto, as they severally mature. Both principal of and interest on this bond are payable at the principal office of First National City Bank, in the Borough of Manhattan, City and State of New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

This bond may be registered as to principal only by the holder in his name on the bond register of the Town kept in the office of the Bond Registrar of the Town, and such registration shall be noted hereon by said Bond Registrar.



If so registered, this bond may be transferred on said bond register by the registered owner in person or by attorney, upon presentation of this bond to the Bond Registrar with a written instrument of transfer in a form approved by said Bond Registrar and executed by said registered owner. If this bond be so registered, the principal shall thereafter be payable only to the person in whose name it is registered, unless this bond shall be discharged from registry by being registered as payable to bearer. Such registration shall not affect the negotiability of the coupons, which shall continue to pass by delivery.

(Paragraph to appear only in Public Library Bonds)

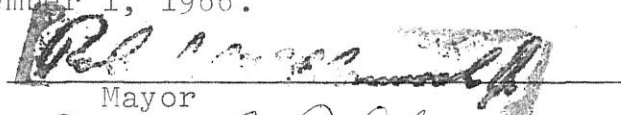
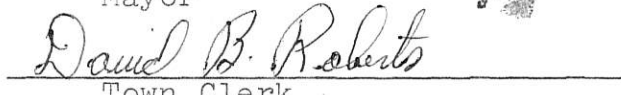
This bond is issued pursuant to the Municipal Finance Act, 1921, of North Carolina, as amended, and a bond ordinance duly adopted by the Board of Aldermen of the Town on April 12, 1965, to finance the acquisition, construction, reconstruction, enlargement or extension of a public library building for the town. The issuance of this bond and the contracting of the indebtedness evidenced thereby have been approved by a majority of the qualified voters of the Town voting at an election duly called and held in the Town on July 6, 1965.

(Paragraph to appear only in Sanitary Sewer Bonds)

This bond is issued pursuant to the Municipal Finance Act, 1921, of North Carolina, as amended, and a bond ordinance duly adopted by the Board of Aldermen of the Town on March 26, 1963, to finance the enlargement and extension of the Town's sanitary sewer system. The issuance of this bond and the contracting of the indebtedness evidenced thereby have been approved by a majority of the qualified voters of the Town voting at an election duly called and held in the Town on May 7, 1963.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of North Carolina to exist, be performed, or happen precedent to or in the issuance of this bond, exist, have been performed and have happened, and that the amount of this bond, together with all other indebtedness of the Town, is within every debt and other limit prescribed by said Constitution or statutes. The faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on this bond in accordance with its terms.

IN WITNESS WHEREOF, the Town has caused this bond to be signed by its Mayor and by its Town Clerk, and the corporate seal of the Town to be hereunto affixed, and the annexed coupons to bear the facsimile signature of said Town Clerk, and this bond to be dated November 1, 1966.

  
Mayor  
  
Town Clerk

(FORM OF COUPON)

No. \_\_\_\_\_ May \_\_\_\_\_ \$ \_\_\_\_\_

On the 1st day of November, 19\_\_\_\_, the TOWN OF CHAPEL HILL, a municipal corporation of the State of North Carolina, situated in the County of Orange, will pay to bearer

\_\_\_\_\_ DOLLARS (\$ \_\_\_\_\_)  
at the principal office of First National City Bank, in the Borough of Manhattan, City and State of New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts, being the semi-annual interest then due on its \_\_\_\_\_ Bond, dated November 1, 1966.

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No. \_\_\_\_\_.

\_\_\_\_\_  
Town Clerk

(Endorsement on Bonds)

The within bond has been registered  
as to principal only, as follows:

Date of Registration	Name of Registered Holder	Signature of Bond Registrar

The issue hereof has been approved under the  
provisions of the Local Government Act.

W. E. EASTERLING  
Secretary of the Local Government Commission  
By \_\_\_\_\_  
Designated Assistant

(10) The Town Clerk is hereby authorized and directed to provide a suitable bond register for the registration of said bonds and to act as Bond Registrar in registering said bonds and to carry out the provisions set forth in said bonds for the conversion of said bonds into registered bonds and for the transfer thereof.

(11) The Local Government Commission of North Carolina is hereby requested to sell said \$150,000 Public Library Bonds and \$650,000 Sanitary Sewer Bonds in the manner prescribed by the Local Government Act of North Carolina, and to state in the notice of sale of said bonds given pursuant to Section 17 of said Act, that bidders may name one rate of interest for part of said bonds and another rate or rates for the balance of said bonds. Said bonds shall bear interest at such rate or rates as may be named in the proposal or proposals to purchase said bonds which shall be accepted, by said Local Government Commission in accordance with said Act, and shall be of the denomination of \$1,000 each unless request is made pursuant to the provisions of the notice of sale for bonds in the denomination of \$5,000 each.

(12) The Mayor and Town Clerk are hereby authorized and directed to cause said bonds to be prepared, and, when they shall have been duly sold by said Local Government Commission, to execute said bonds and to turn said bonds over to the State Treasurer of North Carolina for delivery to the purchaser or purchasers to whom they may be sold by said Commission.

\_\_\_\_\_ Alderman Kage \_\_\_\_\_ seconded the  
motion, and the motion was adopted, Messrs. Strowd, Giduz,  
Kage, Page, Smith and Varley  
voting for the resolution and no one voting against it.

\* \* \* \* \*

C.A.T.V.

Mr. Marshall Smith spoke on C.A.T.V. as an individual, not representing the University Service Plants. He stated that he would like to conduct a survey. No action was taken by the Board.

HILLSBOROUGH STREET SEWER ASSESSMENT

Mayor McClamroch read the sewer assessment on Hillsborough Street and called for a hearing at this time as advertised. Mrs. Flora Hargraves appeared before the Board. She stated that she did not own the 105 feet of frontage that had been charged to her. She presented her deed which Town Attorney LeGrand inspected and asked her if she had another deed. She was asked to bring back any other deed that she might have on this property at the next meeting. Alderman Strowd moved the assessment be approved subject to the question on front footage by Mrs. Hargraves. This was seconded by Alderman Smith and carried unanimously. The Hillsborough Street Sewer Assessment Roll was approved and confirmed at 7:55 p.m. on October 24, 1966.

McMASTERS STREET SEWER-NORWOOD

Lawyer Marsh, representing Mr. Marvin Norwood, appeared before the Board and stated that the trailers would be moved as soon as he could move a house from Gomains Avenue for Mr. Norwood's tenants to live in who are presently living in one of the trailers. He questioned the amount of assessment against Mr. Norwood and asked for some relief. He stated that the drainage needed to be corrected so it would not wash Mr. Norwood's property. Alderman Giduz asked Mr. Marsh if he would meet with the Town Manager and discuss this matter. Mr. Norwood stated that Mr. Frank Morrow had given him permission to place the house where it is now located which was denied by Mr. Morrow. It was agreed by the Board that Mr. Marsh and the Town Manager work these problems out.

EASTWOOD ROAD

Max Weaver, Kenneth Cheek and Vernon Crook asked the Town to take over Eastwood Road from Old Oxford Road to the Weaver property line. Alderman Roland Giduz, Chairman of the Street Committee, made the following recommendations: that before accepting this road, there should be a new plat prepared, signed by all of the property owners that might be involved, those on the east side as well as those on the west, and have it recorded by the Register of Deeds' Office in Hillsborough; that the street dedication should be not less than 30 feet in width at any point and should extend from Old Oxford Road to the Max Weaver property. At the intersection with Old Oxford Road the width should flare out to not less than 50 feet so that adequate sight distance can be provided at this intersection and at the north end of the road a turn around should be provided; that the plat should provide a drainage easement from the end of this culvert at Eastwood Road to Old Oxford Road. Vernon Crook and Kenneth Cheek both spoke in favor of the Street Committee's recommendations. Mr. George Poe spoke in favor of the Town taking over this road.

RECREATION ELECTION

Mayor McClamroch read a letter from the Chapel Hill-Carrboro Chamber of Commerce asking if the Town could appropriate money for payment for some of the expenses incurred in promoting the Recreation District and Bond Election. Alderman Giduz moved the Town help in this expense pending the Town Attorney's findings. This was seconded by Alderman Page. Alderman Kage stated that the Recreation Commission did not make a recommendation on this matter and that he was opposed to the Town paying for this expense. Alderman Strowd questioned the advisability of this

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request, he stated that the voters had turned this down and he felt we should wait on this matter. Alderman Varley expressed reservations since the Town had made no prior commitment. Alderman Giduz stated that the Town people voted for this and that it was voted down by people outside of town and that he felt we could honor this request. Alderman Smith stated that he felt we were doing more than asked. Alderman Giduz withdrew his motion until the legality of this request was further investigated.

#### HOMESTEAD ROAD INTERSECTION

Mayor McClamroch read a letter from Chapel Hill School Superintendent Swiers asking that the Board join with them in asking for a study of the intersection of Homestead Road and Highway 86, to be done by the Highway Commission. Alderman Strowd inquired as to whether the County Commissioners had been asked to assist in this matter. Alderman Kage moved we concur with the School Board's request. This was seconded by Alderman Varley and carried unanimously.

#### SEWER EASEMENT

Alderman Strowd moved that the proposed sewer line serving lots on the south side of Wesley Drive which would cross the corner of the Town Recreation lot on Umstead Drive be approved subject to Mr. John Cates' preparation of a plat dedicating the necessary right of way of his property and the Town's, to be signed by him and the Town and recorded in Hillsborough. This was seconded by Alderman Kage and carried unanimously.

#### HILLSBOROUGH STREET IMPROVEMENT

Alderman Smith moved the adoption of the following resolution:

WHEREAS, a petition has been received signed by a majority of the property owners, owning a majority of the property, on Hillsborough Street between North Street and Airport Road; and

WHEREAS Chapter 160 Article 9 of the General Statutes of North Carolina authorized local improvements to be made and assessed against the adjoining property owners;

THEREFORE BE IT RESOLVED that Hillsborough Street between North Street and the Airport Road shall be improved by construction of curb and gutter, storm drainage, and widening the existing asphalt paving in accordance with the plan prepared by the Town Engineer and approved by the Board of Aldermen on October 10, 1966. The cost of said improvement, up to \$6.00 per front foot, shall be assessed against the property abutting Hillsborough Street, except that the cost of widening the bridge shall be borne by the Town. This assessment shall be paid at a rate of not less than ten (10) equal annual payments, and there shall be an interest of 6% per annum on all unpaid balances.

This the 24th day of October, 1966

This was seconded by Alderman Kage and carried unanimously.

Assistant Town Manager Caldwell stated that three (3) bids for the street construction work on Hillsborough Street had been recieved and compiled by Mr. Rose, Town Engineer, as follows: William Muirhead Construction Co. - \$35,784.00; Nello Teer Co. \$39,764.50; C. C. Mangum Co. - \$37,047.00. Alderman Kage moved that the low bid of Muirhead Construction Co. for \$35,784.50 be accepted. This was seconded by Alderman Varley and unanimously carried.

#### CIVIL DEFENSE

Mayor McClamroch announced that Col. Thomas B. Spiller, Jr. had been appointed as Civil Defense Director for Chapel Hill.



Alderman Page moved the adoption of the following ordinance:

AN ORDINANCE TO AMEND THE BUDGET ORDINANCE FOR THE FISCAL YEAR BEGINNING JULY 1, 1966 AND ENDING JUNE 30, 1967

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

SECTION I.

That the Budget ORdinance for the Town of Chapel Hill entitled "An Ordinance Appropriating Funds for the Fiscal Year Beginning July 1, 1966 and Ending June 30, 1967, and to levy taxes and raise revenue for said Fiscal Year", as duly adopted on July 25, 1966, and subsequently amended, be and the same is hereby further amended as follows:

In the General Fund, provide for payment to the Civil Defense Director by increasing Appropriation Account entitled "7620 - Civil Defense" by \$300.00 to \$2,500.00

Decrease the appropriation entitled "8000 - Contingencies" by \$300.00 to \$40,278.00.

SECTION II.

All ordinances or portions of ordinances in conflict herewith are hereby repealed.

This the 24th day of October, 1966.

This was seconded by Alderman Smith and unanimously carried.

RELEASES & REFUNDS

Alderman Strowd moved that the following taxes be released or refunded as as erroneously charged:

RELEASES

<u>NAME</u>	<u>Rec. #</u>	<u>Amount</u>	<u>Reason</u>
Joseph Anderl	45	\$ 9.81	Personal Property not in Town
Johnnie Barbee	132	54.34	Real Property not in Town
E. B. Clakewood	253	16.72	Real Property not in Town
D. M. Clark	590	30.53	Personal Property not in Town
Henry I. & May Flinn	1139	103.73	Real Property not in Town
Bernard Greenberg	1348	119.96	1/2 of Real Estate not in Town
Norman F. Gustaneson	1377	13.86	Real Property not in Town
John C. Harkness	1440	20.35	County reduced Valuation from 33,740 to 31,890
Clelue M. Johnson	1747	3.85	Real Property not in Town
Rudolph J. Kremer	1918	49.39	Real Property not in Town
Jerry D. Leggett	2005	13.20	Real Property not in Town

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<u>NAME</u>	<u>REC.#</u>	<u>AMOUNT</u>	<u>REASON</u>
Mrs. S. E. Lloyd	2076	249.37	Only 2.7 acres in Town of the total 5 acres
J. S. McFarling, Hrs.	2179	359.37	Only 33 acres in Town of the total 114 acres
Bertha Moore	2416	10.23	Real Property not in Town
Charles Nottingham	2559	2.31	Real Property not in Town
Lewis O. Proctor	2801	60.61	Part of Property in Town & part out
James Taylor	3304	62.11	Property not in Town
Arthur N. Tuttle, Jr.]	3408	62.15	Real Property not in Town
Vernon Webb	3558	2.31	Real Property not in Town
Clyde S. Whitt, Jr.	3624	164.74	Real Property not in Town & part of Personal (only a trailer)
Chapel Hill Realty	3809	14.30	Real Property not in Town
Kale Knitting Mills	4003	12.00	Just a lot
Lease Plan, Inc.	4019	33.60	Part in Town & part out
Milton's Clothing Cup.	4058	34.43	Real Property not in Town
St. Anthony Assn.	4241	32.45	County reduced personal property from 7,240 to 4,290
D. N. Stallings	4482	30.00	Duplicate bill - same as #4289
Samuel M. Longiotto	2098	271.78	This property not in Town-just outside
Harry Sutton Turner	3406	147.42	This property not in Town-just outside
Merrimac Constr. Co.	4042	50.16	County reduced valuation from 21,060 to 16,500
Merrimac Constr. Co.	4045	70.84	County reduced valuation from 20,600 to 14,160
Merrimac Constr. Co.	4048	113.74	County reduced valuation from 20,830 to 10,496
Merrimac Constr. Co.	4052	108.13	County reduced valuation from 20,100 to 10,270
Raymond Burnett	426	12.00	Just a lot
Tai-Chan Peng	2678	11.07	Property located in Mt. Bolus
Maurice Whittinghill	3631	12.00	Not connected to sewer



<u>NAME</u>	<u>REC.#</u>	<u>AMOUNT</u>	<u>REASON</u>
Joel E. Rothermel	2949	\$ 9.75	Property located in Dogwood Acres
Josephine Pritchard	2792	26.92	Property located outside of Town
Magdalena D. Beebe	197	34.65	County reduced valuation from 25,630 to 22,480
Woodward Byars	443	12.00	Not connected to sewer
Mary C. Clifford	607	12.00	Not connected to sewer
Mrs. Else Couch	715	86.79	Property not in Town listed in error
Kale Knitting Mills	3999	63.91	County reduced valuation from 22,190 to 16,380
W. A. Markham	2276	36.00	Mr. Markham has vacated his house - notified by letter

REFUNDS

Woodward Byars	1963-430	12.00	Mrs. Byars has been
	1964-467	12.00	charged in error for
	1965-475	12.00	sewer - she has septic tank.
Mary M. Clifford	1964-637	12.00	Mrs. Clifford has been
	1965-637	12.00	charged in error for
			sewer - she has septic tank

The following is a list who overpaid their 1966 taxes and should be refunded:

Mrs. M. L. Burton	\$ 2.35
F. Susan Coenen	.54
Mrs. W. C. Coker	40.45
Silas B. Coley	4.05
Oscar R. Ewing	1.41
I. G. Greer	3.87
Wesley C. George	2.06
S. Shepard Jones	3.37
Edward E. Lamphere	.49
Mrs. John Manning	26.74
Charles Mangum, Jr.	.85
Joseph H. Pratt, Est.	5.12
Mrs. Mary Polk	28.89
Mrs. Claudia Simmons	.68
Roger C. Strickland	.99
H. D. Strowd	1.08
H. D. Strowd	23.64
Mason P. & Patricia Thomas, Jr.	.99
William E. Thompson	4.90
Thomas B. Spiller	.38
Collier Cobb & Assoc.	231.42
Souther Order Memorial Found.	21.56

This was seconded by Alderman Kage and unanimously carried.

SIGN ORDINANCE

Alderman Strowd moved, seconded by Alderman Giduz, that the Town's sign ordinances be rewritten for better enforcement and that the Town Manager prepare a draft. This motion was carried unanimously.

The Meeting adjourned at 9:18 P.M.

*Robert M. Elam*

Mayor

*David B. Roberts*

Town Clerk

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MINUTESBOARD OF ALDERMENTOWN OF CHAPEL HILL

The Board of Aldermen met at a Special Meeting on November 7, 1966 at 5:00 P.M. with the following members present: Mayor McClamroch; Aldermen Smith, Giduz, Strowd, Varley, Page and Kage. Also present were Town Manager Peck and Town Clerk Roberts.

RESOLUTION

Alderman Varley moved that the following resolution be adopted:

WHEREAS, the Local Government Commission of North Carolina has informed the Board of Aldermen that it has sold in the manner prescribed by law the \$650,000 Sanitary Sewer Bonds and \$150,000 Public Library Bonds of the Town of Chapel Hill, dated November 1, 1966, authorized to be issued by bond ordinances adopted by the Board of Aldermen of the Town on March 26, 1963 and April 12, 1965, and that the contract of sale contemplates the said bonds shall bear interest and be of such denomination as hereinafter provided; NOW, THEREFORE,

BE IT RESOLVED that said bonds shall be of the denomination of \$5,000.

BE IT FURTHER RESOLVED that said bonds shall bear interest as follows:

Bonds maturing in the years 1968 to 1972, inclusive, 6% per annum; Bonds maturing in the year 1973, 5% per annum; and Bonds maturing in the years 1974 to 1987, inclusive, 3.8% per annum.

Alderman Page seconded the motion, and the motion was adopted.

Those voting for the resolution were Messrs. Smith, Giduz, Strowd, Varley, Page and Kage. No one voted against it.

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The Meeting adjourned at 5:26 P.M.



Mayor



Town Clerk

MINUTESBOARD OF ALDERMENTOWN OF CHAPEL HILL

The Board of Aldermen met at a regular meeting on November 14, 1966 at 7:30 with the following members present: Mayor McClamroch; Aldermen Strowd, Giduz, Smith, Varley, Kage and Page. Also present were Town Manager Peck, Town Clerk Roberts and Town Attorney LeGrand.

MINUTES

Alderman Varley moved, seconded by Alderman Page, that the minutes of the regular meeting of October 24 and the special meeting of November 7, 1966 be approved as distributed. This was unanimously carried.