

Minutes Regular Meeting
Board of Aldermen--Chapel Hill, N. C.
February 11, 1952

The regular meeting of the Board of Aldermen was held in the Town Hall on February 11, 1952 at 8 o'clock.

Present were Mayor Lanier, Aldermen Fowler, Fitch, Burch, Cornwell, and Putnam, and Town Attorney LeGrand.

The minutes for the regular meeting of January 30, 1952 were read and approved.

Mr. Charles Phillips came before the Board to request the Board to take over the maintenance of the Negro Recreation Center in its entirety, including heat, lights, and water, which would amount to approximately \$674 per year. He explained that this Center had been run on the money allotted it from the Community Chest, but that the budget had had to be cut this year as the Community Chest did not raise as much money as it had anticipated. Mr. LeGrand stated that the Attorney General advised him that the Town does not have the authority to provide for these utilities. He further stated that no tax money can be used for recreation except by vote of the people. Mr. Phillips also requested that the Town clear off and level the ground in back of the Center, and hull the upstairs so that the Director can partition it off to use for art crafts. Mr. Burch advised Mr. Phillips that, under State law, a large number of persons cannot be concentrated on the second floor of this building.

Mr. Lanier read a letter from Mr. R. D. Smith, Chairman of the Safety and Roads Committee of the Lincoln-Northside F. T. A., requesting that the Town consider the possibility of placing a stop light at the corner of Merritt Mill Road and West Franklin Street. Mr. Burch explained that this matter had been turned over to the Safety Committee sometime ago and they did not think it feasible to install a stop light at this intersection, and also that this intersection is the dividing line between Chapel Hill and Carrboro, and that Carrboro should be consulted before any action is taken. This matter was left in the hands of the Safety Committee along with the Town Manager and Chief of Police. Another request from this same Safety and Roads Committee to have one of the Chapel Hill policemen assist the children across the street at the corner of West Franklin Street and Merritt Mill Road between the hours of 7:45-8:30 a.m. and 3:00-4:00 p.m. was left in the hands of the Safety Committee along with the Town Manager and the Chief of Police. Mr. Cornwell moved that the City Manager be instructed to write to the Lincoln-Northside

Parent-Teachers Association telling them that this matter is under consideration and that an attempt will be made to handle the matter promptly. Also, that they will be advised of the action taken by the Board. This motion was seconded by Mr. Burch and passed unanimously.

The Chief of Police and Recorder's Court report for the month of January, 1952 was handed to each member present.

The Health Department report for the month of January, 1952 was read by Mr. Lanier.

Mr. Lanier stated that the property owners on Hooper Lane were requesting the Town to run a sewer line so that the houses on Senlac Road and Hooper Lane can join the line. Mr. Rose had stated that this line would someday have to be run. Mr. Fowler, Chairman of the Utilities Committee, stated that he thought it would be wise to wait until the Town does some work in Westwood and have it all done at one time. Without objection, this matter was carried over until the next meeting of the Board.

Mr. LeGrand went over a proposed contract with the University Motor Lodge and suggested changes in the contract drawn up by Mr. Allen, the Attorney for the University Motor Lodge. It was decided to submit these suggested changes to Mr. Allen and bring the contract back to the Board at the next meeting.

Without objection, the matter of drainage on South Graham Street was carried over until the next meeting of the Board.

Mr. Lanier read a letter from Mr. T. A. Burton of the State Highway and Public Works Commission stating that the State Highway would try to schedule the placing of a drag seal on West Franklin Street for the coming season.

Mr. Lanier stated that Mr. Rose had written to the State Highway about changes at the Carolina Inn intersection, but that he had not heard from them as yet.

Upon motion of Alderman Putnam, seconded by Alderman Fitch, the Board of Alderman of the Town of Chapel Hill, North Carolina, on February 11, 1952, resolved:

That the Board of Alderman of the Town of Chapel Hill petition the North Carolina State Highway and Public Works Commission to install curb and gutter beginning at the Strowd House on the Durham Road and going down to the bridge at the end of the Town limits. Also, that the North Carolina State Highway and Public Works Commission, if possible, fill in the large, deep hole formed by the new road and the sharp curve of the old road, which is North of the home of R. B. Vaughan.

This resolution was unanimously adopted.

BE IT RESOLVED that the Board of Aldermen of the Town of Chapel Hill, North Carolina, hereby respectfully petitions and requests the North Carolina State Highway and Public Works Commission to deed to the Town of Chapel Hill, North Carolina, that tract of land in Chapel Hill bounded on the southeast by the State Highway #15 (that part of it known as "Strowd Hill" and being a continuation eastward of East Franklin Street), on the east by the Curvin, on the north by H. C. Holloway and others, and on the south by R. B. Vaughn and others, approximately 2 acres more or less.

This Resolution and petition to the North Carolina Highway and Public Works Commission is based on the Town of Chapel Hill's desire and pledge to use this area for park and/or beautification purposes for the public's benefit.

On motion of Alderman Burch, seconded by Alderman Putnam, this Resolution was passed by a unanimous vote of the Board of Aldermen of the Town of Chapel Hill, North Carolina, on Monday, February 11, 1952.

Alderman Putnam moves and Alderman Burch seconds the motion, that the following Resolution be adopted by the Board of Aldermen of the Town of Chapel Hill:

WHEREAS, the General Assembly of the State of North Carolina has, in General Statutes, Article 14, Chapter 160: sections 160-181.1, Chapter 629 of the 1949 Session Laws, and Chapter 273 of the 1951 Session Laws, authorized the Town of Chapel Hill to adopt zoning regulations for the Town of Chapel Hill and the area within 4 miles of the Town Limits of Chapel Hill within Orange County and excepting the Town of Carrboro; and

WHEREAS, the Planning Board Enlarged, as authorized in Chapter 273 of the 1951 Session Laws, submitted to this Board on January 14, 1952, a proposed zoning ordinance for Chapel Hill and adjacent area for the Board of Aldermen's consideration; and

WHEREAS, the membership of the Planning Board Enlarged was revised by the Board of County Commissioners on February 4; and

WHEREAS, there should be a mutual understanding of the provisions of any such zoning ordinance by the people whose property would be affected by the ordinance; THEREFORE

BE IT RESOLVED, That the proposed Zoning Ordinance submitted to the Board of Aldermen on January 14 be now referred back to the Planning Board Enlarged for that Board's re-examination and resubmitting this proposal to this Board of Aldermen for its consideration.

This resolution was unanimously adopted.

Mr. Lanier notified the members of the Board that the County Commissioners had accepted the resignations of the members of the Planning Board Enlarged living outside the city limits of Chapel Hill, and that they had appointed Mr. Henry S. Hogan, Mr. John Williams, and Mr. Luke L. Connor to fill these vacancies.

Mr. LeGrand stated that he would make up a bill of sale for Dr. Harold D. Meyer's sewer line. He stated that Mr. Sawyer had turned over the case of Mrs. Gladys H. Groves to him, but that the case will not be argued until May of this year. He further stated that Mr. Sawyer would like to continue the handling of the Bush matter and would like for Mr. LeGrand to appear with him in the matter of the Pendergraft case if it should ever come up again. Mr. LeGrand advised the Town to make a decision in the Bush case, and stated that Mr. Sawyer had told him that he would like to work out a compromise with Mr. Bush's lawyer.

Mr. Burch, Chairman of the Safety Committee, recommended that the ordinance prohibiting parking on both sides of Franklin Street between Columbia Street and Mallette Street be abolished. The matter of lifting the restrictions on the South side only of Franklin Street between Columbia and Mallette Streets was also brought up. After much discussion, Mr. Cornwell moved that this matter be referred back to the Safety Committee for their study. This motion was seconded by Mr. Fitch and unanimously passed.

Mr. Fitch suggested that the Board re-examine the Lennox Development contract to see whether or not the contract allows for additions. After discussing this matter, Mr. Fitch moved that the Town Manager and the Town Attorney be directed by this Board of Alderman to write Mr. Muirhead for the cost of the Lennox Development, and if he fails to send in this cost within a reasonable time, for the Town to consider the contract breached. This motion was seconded by Mr. Fowler and passed unanimously.

Mr. Fowler brought up the matter of a hole in the sidewalk near Johnson-Strowd-Ward Furniture Company on West Franklin Street. This condition was referred to the Town Manager and Town Attorney for their investigation.

Mr. Cornwell stated that Mr. Sitterson had requested him to bring up the matter of an additional street light on Hillcrest Drive to be located on the curve near his home.

Upon motion of Mr. Putnam, seconded by Mr. Burch, and unanimous consent, the meeting adjourned at 10:30 P.M. o'clock.

After hearing the minutes of the Board of Aldermen for February 11, 1952, read as amended, on motion made by Alderman Putnam, and seconded by Alderman Fitch, the minutes were approved by vote of the Board of Alderman, this the 27th day of February, 1952.

Helena J. Siduz Town Clerk

_____ Mayor