

72

Having been duly advertised and there being no opposition present on motion of Councilman Massei, seconded by Councilman Rose, the following amendment to the zoning ordinance was unanimously approved:

Zone two areas on Owen Drive annexed on November 9, 1959, as local business:

a. That area delineated as "Commercial Area" on that plat entitled Bordeaux, Section IV, Pierces Mill Township, Cumberland County, North Carolina, as surveyed by Sol C. Rose, Registered Surveyor, August, 1959, and recorded in Book of Plats No. 22, page 52, Cumberland County Register of Deeds and being an area lying between the Cape Fear Valley Hospital property, Village Drive, Owen Drive, and Lot No. 60 of the above described plat.

b. That area delineated as "Shopping Area" on that plat entitled Bordeaux, Section IV, Pierces Mill Township, Cumberland County, North Carolina, as surveyed by Sol C. Rose, Registered Surveyor, August, 1959, and recorded in Book of Plats No. 22, Page 52, Cumberland County Register of Deeds, and being an area lying between Owen Drive, Boone Trail, Village Drive, Lots Nos. 37 through 57 of the above plat and lots 7 through 9 of Bordeaux, Section V.

Having been duly advertised and there being no opposition present on motion of Councilman Massei, seconded by Councilman Rose, the following amendment to the zoning ordinance was unanimously approved:

Zone to Residence 10 the following described property:

Beginning at a point in the present city limits line of the City of Fayetteville, the point of intersection of Hybart's Branch with the southern margin of Morganton Road, and running thence in a southerly direction as and with the course of Hybart's Branch to the intersection of the present city limit line with said Hybart's Branch; thence south 73 degrees 57 minutes west 2265 feet to a point; thence north 12 degrees 28 minutes west 200 feet to a point; thence north 77 degrees 32 minutes east 95 feet to a point; thence north 14 degrees 58 minutes west 495 feet to a point; thence 06 degrees 02 minutes east 744 feet to a point; thence north 08 degrees 28 minutes west 200 feet to a point on the southern margin of said Morganton Road; thence as and with the southern margin of said Morganton Road in an easterly direction to the beginning.

Mr. Al Rumbough presented a request of Mr. James B. Thornton for rezoning a parcel of land at the corner of Robeson Street and Cook Street from R-5 residence to industrial which is described as follows:

Beginning at the northeastern corner of Robeson Street and Cook Street and running thence on the eastern boundary of Robeson street north 43 degrees 38 minutes east 225.64 feet to a point; thence south 39 degrees 43 minutes east 126.93 feet to a point in the northern boundary of Cook Street; thence with the northern boundary of Cook Street south 74 degrees 30 minutes west 245.75 feet to the beginning.

On motion of Councilman Massei, seconded by Councilman Rose, public hearing on this proposed rezoning amendment was set for July 11, at 8 p.m.

Mr. Al Rumbough reported that he received a call from a resident of Windsor Terrace advising the grocery store across the street from Windsor Terrace was improving a parking lot adjacent to the store which would be in violation of the ordinance since the store is non-conforming to the area. Mr. Rumbough stated that the Building Inspector called the proprietor of the store and informed him that the work was in violation of the city ordinance and he was informed by the proprietor that the work would be continued until such time as he received instructions in writing from the Building Inspector. Mr. Rumbough stated that on his way to work this morning he drove by the store and the parking lot was being graded. But on his way to the Council meeting this evening he again passed by the store and found that the parking area had been completely paved. Mr. Rumbough asked for instructions from the Council and the City Attorney. On advice of the City Attorney that this man is in violation, the Building Inspector was instructed to write a letter to the store owner informing him that if he uses the parking lot for any of his customers he will be in violation and will be prosecuted.

Several vacancies on Boards and Commissions were listed on the agenda for appointments at this time. Councilman Massei moved that appointments to Boards and Commissions be deferred until the regular meeting of the City Council on June 27th. Motion seconded by Councilman Rose, unanimously carried.

On recommendation of the Chief of Police and the City Manager and on motion of Councilman Massei, seconded by Councilman Plummer, the application of Silas Sills was unanimously approved for a taxi drivers permit.

73

The City Manager read a letter from Mr. James S. Burch, Planning Engineer at the State Highway Commission with reference to the master thoroughfare plan for Fayetteville, N. C., advising that they have received proposals from several consulting firms that have been very carefully considered and it has been tentatively decided to retain the services of Harlan Bartholomew and Associates of St. Louis to make the study. The fee is to be \$80,750.00 and will require approximately 18 months for completion. When this project was originally discussed with the City of Fayetteville, the Council agreed to reimburse the State Highway Commission for 25% of the total cost. The City Manager was instructed to notify Mr. Burch that he has the support of the City Council in contracting for this work at a fee of \$80,750.00 with the cities portion to be 25% of the total.

The City Manager reported that Roster Manly Boykin, a Fireman, left the fire station and the City without leave on May 23rd and has not been heard from since. Chief Cain of the Fire Department is recommending that the position be declared vacant and someone appointed to fill the vacancy. On motion of Councilman Plummer, seconded by Councilman Rose, the recommendation of Chief Cain was approved and the position declared vacant in the Fire Department.

As a replacement for Mr. Boykin, Chief Cain and the City Manager recommended the appointment of Harold Andrew Scradder. Councilman Plummer moved that Harold Andrew Scradder be appointed to the Fire Department. Motion seconded by Councilman Rose and unanimously carried.

On recommendation of the Public Works Commission and on motion of Councilman Massei, seconded by Councilman Plummer, contract was awarded to Noll Construction Company for an addition to the filter plant in the amount of \$225,000.00.

On recommendation of the Public Works Commission and on motion of Councilman Pate, seconded by Councilman Plummer, Crowell Construction Company was awarded contract for water main extensions from the filter plant to the Wilson Street tank and Massey Hill. The amount of the contract was \$182,606.54.

Mr. Ray Muench reported that the Public Works Commission is planning to build a new substation in the Mintz Pound area and Public Work Commission employees will do the actual construction but contracts are being presented for approval for purchase of the equipment. On recommendation of the Public Works Commission and on motion of Councilman Plummer, seconded by Councilman Pate, contract for power transformer was awarded to Allis-Chalmers Manufacturing Company in the amount of \$36,600.00 and the contract for step type regulator was awarded to Westinghouse Electric Supply in the amount of \$24,785.00.

The City Manager read a letter from Mr. D. H. Coward of the Police Department requesting one year's leave of absence so that he might try a new business. This request did not receive favorable action of the Council, therefore, the City Manager read a letter of resignation from Mr. D. H. Coward who plans to open his own business. Councilman Massei moved that the resignation of D. H. Coward as a Police officer be accepted. Motion seconded by Councilman Rose and unanimously carried.

On recommendation of the City Manager and Chief of Police and on motion of Councilman Plummer, seconded by Councilman Rose, Leon Eugene Byars and Joseph Max Riddle were appointed to fill vacancies in the Police Department.

The City Manager and Chief Worrell recommended that Sgt. C. B. Foulk be promoted to Captain of the Police Department to fill the vacancy left by the resignation of Capt. David T. Faircloth. Councilman Plummer moved that this appointment be deferred until the June 27th meeting. Motion seconded by Councilman Massei voting YES, Councilmen Plummer, Rose, and Massei. NO, Councilman Pate.

The Mayor presented a letter from Mr. J. S. Pittman, manager of the Veterans Hospital asking that Facility Drive be paved. Mr. Pittman pointed out that the Federal Government may not participate in the cost of paving streets. Because of this they are not in a position to give any financial assistance to the project but they are interested in being of any assistance possible that would enable the city to surface this particular street. No action was taken by the Council at this time.

The special meeting of the City Council was set at 4 p.m., Tuesday afternoon to discuss plans for budget for the next fiscal year.

The City Manager reported that the North Carolina League of Municipalities is holding a district meeting in Laurinburg on June 15th and all members of the Council are invited to attend.

After some discussion on motion of Councilman Rose, seconded by Councilman Plummer, the following ordinance was unanimously adopted: