

improvements (exclusive of so much of said cost as is incurred at street intersections) to be specially assessed in the amount of two-thirds thereof upon the lots and parcels of land abutting upon said improved street portions according to the extent of the respective frontage thereon by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at six (6%) per cent, payable annually.

2) This RESOLUTION and ORDER shall be published once in THE FAYETTEVILLE OBSERVER, a newspaper published in the City of Fayetteville, and shall be in effect immediately following such publication.

Adopted this 22nd day of May, 1961 by the City Council of the City of Fayetteville, North Carolina.

Lucius H. Zeltat
Clerk

George H. Kernlan
Mayor

I reported that with the help of Messrs. Robert McNeill, Luther Hart, Coy Brewer, and L. E. Stubbs, I had checked the petition asking for an election on the annexation of property west of the Raleigh Road and South of Country Club Drive, as requested by the Council at the last meeting. We found ninety-one (91) registered voters in the area, thirty-three (33) of which signed the petition for a total of 36.2%. After some discussion, Councilman Rose moved that an election be held to determine whether or not this area would be annexed. Motion seconded by Councilman Plummer and unanimously carried.

The Public Works Commission requested the Council's authorization to sell bonds in the amount of \$750,000 which were approved in the election last year for sanitary sewer extensions. The City Manager requested authorization to sell \$280,000 Street improvement bonds that were also approved last year. After some discussion on motion of Councilman Plummer, seconded by Councilman Maness, authorization for sale of these bonds was unanimously approved.

On recommendation of the Planning Board and on motion of Councilman Plummer, seconded by Councilman Maness, public hearing for rezoning the following described property was set for 8:00 P.M. June 12, 1961:

Rezoned from R-5 Residential C-1 Local Business property beginning at a point on the eastern margin of Ramsey Street, said point being the northern margin of the local business zone and the northern margin of the property on which the Life of Georgia Building is currently located; running thence northwardly/eastern margin of Ramsey Street to the northern margin of the C. J. H. Shick property on which the In Town Motel is located; the depth of which area extends to include all the properties which face Ramsey Street between the present boundary of the local business zone in the northern margin of the Shick property.

Mr. J. O. Tally, Jr., City Attorney, stated that several weeks ago a committee was appointed to work out a bill to be presented to the present legislature to control planning outside the City Limits. Mr. Tally reported that a draft has been made, four of the County Commissioners have approved it and it is ready for the approval of the Council. After some discussion on the proposed bill, Councilman Rose stated that he feels that if drainage control is included in the bill it will not have a chance of being adopted by the legislators. Therefore, Councilman Rose made a motion that the Council recommend to the legislators that this bill be adopted with the exception of the paragraph for control of drainage. This motion was seconded by Councilman Rhodes. Voting for the motion - Councilmen Rhodes, Rose and Mayor Butler. Against - Councilman Plummer, and Councilman Maness.

Before the above action was taken, Councilman Plummer made a substitute motion that the bill be approved as is and if it is sent back by the legislators that it be redrafted and presented in two years. This motion was seconded by Councilman Maness. Voting yes - Councilmen Plummer and Maness - No - Councilmen Rhodes, Rose, and Mayor Butler.

Before action was taken on the above motion, Mr. Homer Barrett stated that he felt Mr. Rose's approach was the practical approach, and he personally felt that if the city would request subdivision control without storm drainage outside the City Limits it would win friends for the city and that in due course additional planning control could be placed into effect.

The City Manager reported that the State Highway Commission has requested that the City accept for maintenance purposes Ft. Bragg Road from Hay Street to the crossover. After some consideration, Councilman Rose moved that this request be approved and the City accept Ft. Bragg Road from Hay Street to the crossover for maintenance. Motion was seconded by Councilman Plummer and unanimously carried.

On request of the Recreation Advisory Commission, and on motion of Councilman Plummer, seconded by Councilman Rhodes, the following ordinance was unanimously adopted:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE THAT THE FAYETTEVILLE CITY CODE IN THREE SECTIONS WHICH SHALL READ AS FOLLOWS:

1. It shall be unlawful for any person to willfully interfere with, disrupt, or prevent the orderly conduct of any supervised play or amusement program being conducted by the Recreation & Parks Department of the City of Fayetteville in any building, swimming pool, playground, golf course, or park area located in or on any public property within the City of Fayetteville, North Carolina.
2. It shall be unlawful for any person to remain in any building, swimming pool, playground, golf course, or park area located in or on any public property within the City of Fayetteville after being advised by the supervisor of a supervised play or amusement program being conducted by the Recreation & Parks Department of the City of Fayetteville in or on any public property that he is interfering with, disrupting or preventing the orderly conduct of such supervised play or amusement program and after having been asked to leave any building, swimming pool, playground, golf course, or park area located in or on any public property within the City of Fayetteville, North Carolina.
3. Public property as used in above section of this Code shall mean any property held for public use by any department or branch of government; Federal, State, County, School or Municipal.

Mr. Ray Muench, Administrator, Public Works Commission, stated that they are planning to build an extension to a meter building which would include a fire-proof vault in which to keep maps, plans, etc. The extension will cost approximately \$12,000. They requested the approval of the City Council for this work. Councilman Rhodes moved that the request be approved. Motion seconded by Councilman Plummer, unanimously carried.

The City Manager reported that the Civil Air Patrol has requested a waiver of privilege license to operate rides on the vacant lot at the intersection of Bragg Boulevard and Stamper Road. The proceeds from these rides will be used for the support of Civil Air Patrol activities. Councilman Plummer moved that this request be granted. Motion seconded by Councilman Maness, unanimously carried.

Mrs. Garland H. McHargue requested that the taxi owner's permit in the name of her late husband, be transferred to her name. Councilman Maness moved that transfer of taxi permit in the name of Garland H. McHargue, be made to Mrs. Garland H. McHargue. Motion seconded by Councilman Plummer, unanimously carried.

Mr. M. C. Vann asked the Council if they would be interested in purchasing the property of Mrs. Lee at the corner of Winslow and Bass Streets. He suggested that it could be used as a parking lot. Councilman Rose moved that the City Manager, City Engineer and Planning Director make recommendation to the Council on this property. Motion seconded by Councilman Maness, unanimously carried.

At the last regular meeting of the City Council, the City Manager was requested to make another request to the State Highway Department for a traffic light at the intersection of Eastern Boulevard and Wilmington Road. Mr. Ray reported this request was made, and he read a letter from J. W. Spruill, Division Engineer, State Highway Department, to Mr. Robert H. Burch, Traffic Engineer, State Highway Commission, asking that he give the matter further consideration. Mr. Spruill stated that he heartily agrees with Mr. Burch's former recommendation that the crossing be closed and traffic routed by N.C. 87. Mr. Ray then read a memorandum to Mr. Spruill from Mr. A. R. Daniel for Mr. Burch, dated May 15, 1961, advising that a traffic signal control cannot be utilized at this location, as geometrics at the intersection will not allow satisfactory signal control. Mr. Daniel further stated that the closing of the existing crossover is the only feasible solution to the problem and that he recommended the median opening be closed. On motion of Councilman Plummer, seconded by Councilman Rose, the City Manager was instructed to mail copies of each letter to Richard Walker on Wilmington Road. Motion unanimously carried.

At the last meeting of the City Council the City Manager recommended that 20 spaces in Parking Lot #4 nearest to Maiden Lane, be rented on a monthly basis. Action was deferred to this meeting. Councilman Rhodes moved that the spaces in this parking lot not be rented. Motion seconded by Councilman Maness, unanimously carried.

The City Manager gave a detailed report on the collections from the parking lot meters on Lot No. 4 and recommended that the city could realize more revenue if the meters are changed to 2-hour for 5 cents, instead of 1-hour for 5 cents. Councilman Rose moved that the parking meters in Lot #4 be changed to 2-hour for 5 cents, to be effective as soon as instruction plates can be changed. Motion seconded by Councilman Plummer, unanimously carried.