

margin; and running thence South 31 degrees 30 minutes East, approximately 250 feet crossing Mathews Drive to a point in the boundary line between the Cunningham and Evans properties; and running thence North 58 degrees 30 minutes East approximately 536 feet with the southeastern boundary of the Cunningham property and the Mathews Subdivision to a corner in said subdivision, said corner being the northeastern of Lot 15; and running thence with the boundary of the Mathews Subdivision and Lot 15 of said subdivision North 54 degrees West 120 feet to a corner in said subdivision; and running thence South 36 degrees 30 minutes East 69.2 feet to the northern margin of Eden Cross; and running thence with the northern margin of Eden Cross North 53 degrees 30 minutes West 310.7 feet to the southwestern corner of Lot 25; and running thence North 36 degrees 30 minutes East 300 feet to the beginning.

Public hearing for the paving of Commerce Street having been duly advertised for this date and there being no opposition offered, and on motion made by Councilman Maness, seconded by Councilman Plummer, the following resolution was unanimously approved:

FINAL RESOLUTION REQUIRING THE PAVING, PURSUANT TO PETITION OF
COMMERCE STREET

After careful study and consideration of the matter and of all pertinent facts and circumstances, including engineering and planning studies and advice, and in the exercise of its best legislative judgment, The City Council of Fayetteville, North Carolina, finds as fact that:

- 1) A petition, pursuant to North Carolina General Statute 160-82, et seq, was filed with the City Council of Fayetteville, North Carolina, requesting the paving and other below described improvement of Commerce Street, and said petition is in due and sufficient form, containing a general description of the paving and other improvement proposed for said Street, and requesting that such paving and other improvement be made in conformity with the applicable provisions of law, and that the proportion of the cost of such paving and other improvement below specified be specially assessed against the property abutting on said street, and said petition has been signed by at least a majority in number of the owners, who own at least a majority in number of the owners, who own at least a majority of all lineal feet of frontage, of the lands abutting on said street.

and

- 2) THE RESOLUTION and ORDER adopted at its meeting on the 12th day of June, 1961, by the City Council of the City of Fayetteville, North Carolina, entitled "PRELIMINARY RESOLUTION REQUIRING THE PAVING, PURSUANT TO RESOLUTION OF COMMERCE STREET", having been duly published on the 29th day of June, 1961, in THE FAYETTEVILLE OBSERVER, a newspaper published in the City of Fayetteville, North Carolina giving notice of a meeting of the City Council to be held on the 10th day of July, 1961, at 8:00 o'clock P.M., in the Court Room at the City Hall of Fayetteville, North Carolina, when all objections to the legality of making the proposed improvements were to be made in writing, signed in person or by Attorney, filed with the Clerk of the City of Fayetteville, at or before said time, and that any such objections not so made would be waived, and objections to the legality, as well as to the policy or expediency, of the making of said improvements not having been filed or made (or having been filed and made, which objections were duly considered by said City Council, and none of said objections were sustained);

and

- 3) The public interest, safety, convenience and general welfare requires the paving and other below described improvement of Commerce Street;

and

- 4) The property abutting on said street to be so paved and improved will be benefited by such pavement and improvement to the extent of the part of the cost thereof to be assessed, as stated below, against such abutting property;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, DOES ORDER THAT:

- 1) All of that portion of Commerce Street, from its intersection with which lies between Weiss Avenue to the northwest corner Lot 1, Block J, shall be paved (or repaved) and curbs and gutters laid thereon, the cost of such 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 10th day of July, 1961 by the City Council of the City of Fayetteville, North Carolina.

Clerk

Mr. Mel Thompson, representing the Fayetteville Historical Society appeared before the Council with a proposal to create a park in the downtown area and called on Mr. Rumbough, Secretary to the City Planning Board. Mr. Rumbough stated to the Council that the Society had approached him regarding the creation of a park comprising approximately 40 acres to be known as Cross Creek Park and encompassing the area generally between Green Street, Grove Street, Bow Street and Hawley Lane. Included in the proposal was the purchase of the Kyle and Stewart properties on Green Street adjacent to St. John's Episcopal Church.

Mr. Thompson requested the establishment of a committee or group to study the plan.

After some discussion, Councilman Rhodes suggested to Mayor Butler that he (Mayor Butler) appoint himself and others as a committee to study the plan.

Mayor Butler then asked if there was a motion from the Council in favor of the proposal.

Councilman Rhodes then made a motion that the Council endorse the proposal and establish a committee to study the plan and lend its support. The motion was seconded by Councilman Plummer and unanimously approved.

Mayor Butler then stated that he would serve on the committee and appointed Councilman Rose, Mr. Rumbough and Mr. Ray as members.

Mr. Jerome Clark, on behalf of the property owners on Hobson Road, which runs between Ft. Bragg Road and Bragg Blvd., beside the McMillan Furniture Store building, stated that the property owners have found that parts of their buildings encroach into Hobson Road and requested that the Council close the street.

Mr. Ray stated that Hobson Road is a 30 foot roadway, but has not been accepted as a public street. Mr. Hoffer, Public Works Commission chairman, then stated that Public Works Commission has a sanitary sewer main in the roadway.

After some discussion, Councilman Rose moved that the matter be referred to Public Works Commission, City Planning Board and the City Engineer for study. The motion was seconded by Councilman Plummer and unanimously approved.

Mr. Rumbough presented final plat of Savoy Heights, Section III, to the Council for approval subject to Public Works Commission and City Engineer's study and approval with the further provision that a lot situated on the southeast corner of Rochester Drive and Fleetwood Drive in said subdivision not be used as a building lot.

Motion was made by Councilman Plummer that Planning Board's recommendation be followed, subject to above conditions. The motion was seconded by Councilman Rhodes and was unanimously approved by the Council.

Dr. G. Wesley Allen, spokesman for a group of local citizens, was recognized and read the following statement:

Mr. Mayor and Honorable Gentlemen of the City Council:

We, a representative, cross-section of citizens of Fayetteville, wish to join other civic organizations in lending our complete and whole-hearted support to the expressions of confidence in, and endorsements of, our Police Department and it's official administration.

Especially do we wish to express our confidence and gratitude, for the efficient administration of the Police Department by Chief L. F. Worrell.

It was the consensus of opinion by the many public spirited citizens and organizations here-in represented, that we are sincerely grateful for the inspired loyalty and unquestioned integrity demonstrated by these dedicated guardians of law and order; who many times in present and past years, at the risk of their very lives have disregarded the ever present dangers in order to safe-guard and maintain our security and happiness.

Our only purpose in presenting this statement to your honorable body is to indicate our keen interest not only in good government but also to express our sincere appreciation to Chief Worrell and the Police Department for the continuous effort to maintain safety and welfare for all the citizens of Fayetteville.

We thank you for this opportunity.