

Mr. J. O. Tally presented to the Council a plan for continuity of government in event of disaster which has been submitted by local Civil Defense Director.

Councilman Plummer moved that the plan be adopted in principle. Seconded by Councilman Rose and unanimously approved.

The following resolution was unanimously adopted relating to the Sunday Blue Law, upon motion made by Councilman Plummer, seconded by Councilman Maness:

THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, DOES RESOLVE:

WHEREAS North Carolina General Statute 14-346.2 prohibits the sale of certain articles and services on Sunday;

But WHEREAS said act is not so comprehensively drawn or practicable as the Ordinance of the City of Fayetteville upon such subject;

AND WHEREAS said act provides that the governing body of any incorporated city may, by resolution, exempt city from the operation of said act;

NOW, THEREFORE, the City Council of the City of Fayetteville does hereby resolve to, and does hereby, exempt the City of Fayetteville, North Carolina, from said General Statute 14-346.2.

Adopted this 14th day of August, 1961.

Robert H. Butler, Mayor

ATTEST:

City Clerk

An ordinance that would prohibit emptying water from swimming pools and other like areas into the city streets was presented by the City Attorney. After a brief discussion, action was deferred until a later meeting.

Councilman Rhodes moved that Walter Moorman be appointed a member of the City Planning Board to fill the vacancy of James Thornton. The motion was seconded by Councilman Rose and unanimously adopted.

The meeting was adjourned at 10:30 P. M., upon motion by Councilman Rose.

M. W. DOWNS  
City Clerk

Special Meeting  
City Council  
August 21, 1961

A joint session of the City Council was held with Public Works Commission and the Planning Board to discuss the city's policy as to the extension of water and sanitary sewer lines beyond the city limits.

Present: Mayor Robert H. Butler  
Mayor Pro-tem Sol C. Rose

PWC Representatives: P. O. Hoffer, Chm.  
Harry Stein, Treas.  
R. A. Muench, Adm.

Councilmen:  
Ted Rhodes  
Eugene Plummer  
D. B. Maness

Planning Board Representatives:  
Carl Sloan, Chairman  
Walter Moorman  
William Bland  
Al Rumbough

City Manager G. W. Ray

Planning Director:

Mayor Butler called the meeting to order and asked the City Manager to state the present city policy pertaining to outside city limits utilities extension. The City Manager reported that between 1941 and 1949, when a rather liberal policy of extension beyond the city limits was maintained, that the city annexed no areas of any consequence. In the fall of 1949, action was taken by the City Council to annex a fairly large area contiguous to the city and this attempt met with complete failure because of resistance on the part of residents in the areas involved. Following that experience, out of town extensions were discontinued almost completely, with the results that the city area was increased by approximately fifty (50%) per cent between 1950 and 1960. The main exceptions to the extension policy during this period was the water line to the Cape Fear Hospital and to the Methodist College which, in the latter case, was more recently extended, as agreed by the Council and PWC, across the road from the College into a new residential development.

Mr. Hoffer, Chairman, PWC, expressed a rather positive view that the PWC should have a liberal policy of extending its water and sewer services into contiguous and nearby developments so that when such areas are ready for annexation the utilities would be up to the city standards with the developers having paid the entire cost of installation.

Mr. Hoffer commented further that the PWC electric lines are now serving about 9,000 customers beyond the city limits and that the profit from serving these customers is helping to finance city operations and, in his opinion, the areas are entitled to service of the other PWC utilities.

Councilman Rose was recognized and he pointed out that a private water system was operating in a vast area southwest of town, and had actually made its installation in developments contiguous to the present city limits. He stated that, in his opinion, in the relatively near future, many of these areas would be annexed to the city, thereby creating the tremendous problem on the part of the PWC of having to acquire the previously installed private water system which, in most instances is inadequate to meet city standards.

Mr. Ray Muench, Administrator, PWC, stated that within a very few years, the water line from its present terminus on Owen Drive near Cape Fear Hospital would have to be extended around Owen Drive and Cumberland Road to tie together the present Massey Hill line. He expressed that any extension of this main made in the near future at the expense of developers would reduce the ultimate cost to the PWC of this installation.

Several others spoke and expressed many varying views concerning the policy. Among those were: Mr. Al Rumbough, Mr. Carl Sloan, Councilman Plummer, Councilman Rhodes and Mr. Homer Barrett. After the discussion had continued for approximately two hours, Councilman Plummer suggested that Mayor Butler appoint a committee to review the city's policies and to report to the Council its recommendation within 30 days. Mayor Butler stated that he was glad to do this, and he appointed to this committee to work with the Planning Board, Councilman Rose as Chairman, Councilman Rhodes, PWC Chairman, P. O. Hoffer, PWC Administrator, R. A. Muench and from the Board of Realtors he appointed Mr. Homer Barrett and Vardell Godwin. The motion was seconded by Councilman Maness and unanimously carried.

Mayor Butler then referred to the action of the Council at its meeting of August 14 with regard to the Sunday Blue Law. He stated that under date of July 13, he received a letter from a representative of the local Merchants Association, in which a request was made that the Merchants Group be notified before any action was taken with reference to the Blue Law. Mayor Butler expressed his apology to the Council and Merchants Association for overlooking this letter and stated that the merchants were upset over the fact that the Council had acted without giving them an opportunity to be heard:

Motion was made by Councilman <sup>Rhodes</sup> ~~Rose~~, seconded by Councilman Plummer and by unanimous vote, the Council rescinded its action of August 14th, and adopted the following resolution: