

The Council was informed of a request by Mr. H. F. Tyler that Block I of the McArthur Property, which lies immediately north of the Kingspoint Manufacturing Co. building, be advertised for sale at public auction.

Upon motion by Councilman Plummer, seconded by Councilman Rhodes, the Council approved the following resolution:

NOTICE OF SALE

The below described real property, having been declared surplus property by resolution of the City Council, Fayetteville, North Carolina, will be sold at 12:00 Noon on the 9th day of March, 1962 at the front door of the City Hall at public auction to the highest bidder for cash.

The City Council reserves the right to reject any and all bids.

All persons interested are invited to be present and bid.

Said property is described as follows:

NORTH CAROLINA - CUMBERLAND COUNTY - CROSS CREEK TOWNSHIP

Beginning at a point in the western margin of Marsh Street, formally Center Street, said point being the southeast corner of Lot 37 Block I, as shown on a map, of the Alexander McArthur Property as recorded in Plat Book 8 page 3 and running thence with the northern lines of Lot Number 36 and Lot Number 7, Block I, crossing Pope Street, North 84 degrees 30 minutes West 350.00 feet to a point in the western margin of Pope Street; thence South 5 degrees, 30 minutes West with the western margin of Pope Street 386.00 to a point, said point being 5 feet North of the present margin of Tillinghast Street; thence South 84 degrees 30 minutes East parallel with and 5 feet north of the present margin of Tillinghast Street, 350.00 feet to a point in the western margin of Marsh Street; thence with the Western margin of Marsh St. North 5 degrees 30 minutes East 386.00 feet to the point of beginning. The above described land will be sold subject to the R/W of Pope Street, formally Alexander Street as shown on a map of Alexander McArthur Property as recorded in Plat Book 8 page 3 in the office of the Cumberland County Registrar of Deeds.

This 2nd day of February 1962.

Robert H. Butler  
Mayor

Maurice W. Downs  
Clerk

City Manager Ray read a letter from Mr. W. R. Smith, Sr., Manager of Sears, Roebuck & Co., requesting waiver of the ordinance requirement for street curb cuts as relates specifically to islands for their store's proposed new entrance on Maiden Lane. The request was made due to the present narrowness of Maiden Lane.

Mr. John Hill of Sears, Roebuck & Co. was present to represent Mr. Smith.

Following a brief discussion, Councilman Rose moved that the Council permit Sears to proceed with their construction without building the islands until such time as Maiden Lane is widened and then construct the required islands at their own expense. Motion was seconded by Councilman Rhodes and carried.

City Manager Ray advised the Council of the expiration of several terms of office of members of the Recreation and Parks Advisory Commission, Board of Trustees of the Retirement or Pension Fund of the City of Fayetteville, Planning Board and Urban Redevelopment Committee. Upon motion by Councilman Maness, seconded by Councilman Rose, the following members of the Recreation and Advisory Commission were reappointed for terms of two years each:

Mrs. J. O. Tally, Jr.	John A. Williams
David Ladley	Robert Lee Parrish
David Godwin	R. O. McCoy, Jr.

Upon motion by Councilman Rhodes, seconded by Councilman Maness, the following member of the Planning Board was reappointed for a term of three years:

William Bland

Upon motion by Councilman Plummer, seconded by Councilman Rhodes, the following member of the Retirement-Pension Fund was reappointed chairman for a term of six years:

D. L. McRainey

Upon motion by Councilman Rhodes, seconded by Councilman Maness, the following member of the Urban Redevelopment Commission was reappointed, as chairman, for a term of three years:

Dan McMillan

City Manager Ray read a letter from Mr. Jerry K. Adkisson, outlining the Public and Institutional Property form of fire and extended coverage insurance for city's property.

Following a brief discussion of the plan, Councilman Plummer moved for adoption of the plan and that the City Insurance Agency - Mrs. Elizabeth L. Ellis, Manager, be designated as the Agent of Record. Motion was seconded by Councilman Rhodes and approved.

Upon motion by Councilman Plummer, seconded by Councilman Maness, the resignation of Mr. T. E. Pierce from the Police Department was accepted, effective December 29, 1961.

City Manager Ray informed the Council of a hearing before the State Utilities Commission in Raleigh, N. C. at 10:00 A. M., February 20, 1962, on Tidewater Natural Gas Company request for a rate increase.

Two petitions for sidewalk paving were presented to the Council. One for the east side of Wilmington Road from Cape Fear Court to Fisher Street and one on west side of Wilmington Road from Campbell Avenue to Wilmington Road.

Councilman Rhodes moved that a public hearing be advertised for January 22, 1962. His motion was seconded by Councilman Plummer and carried.

A petition for paving Jackson Avenue from Bragg Boulevard to Washington Drive was presented to the Council. Councilman Plummer moved for advertisement of a public hearing at regular meeting on January 22, 1962. Motion seconded by Councilman Rose and approved.

A petition for paving several streets in Washington Square was presented to the Council.

Councilman Plummer moved for advertisement of a public hearing at regular meeting on January 22, 1962. Motion seconded by Councilman Rhodes and carried.

Mayor Butler then spoke briefly on the Cape Fear River Development Association and the proposed New Hope Dam.

Upon motion by Councilman Plummer, seconded by Councilman Rhodes, the Council voted unanimously to go on record as approving the proposed New Hope Dam.

Councilman Rhodes asked Police Chief Worrell what action had been taken on traffic light installations at Stamper Road and Emeline Drive. Chief Worrell stated that N. C. State Highway Commission had been contacted, but no reply had been received to date.

Upon a motion by Councilman Rose, seconded by Councilman Plummer, the Council unanimously adopted the following ordinance relative to street paving by private contract:

AN ORDINANCE PERMITTING THE PAVING OF STREETS UNDER PRIVATE CONTRACT AND PERSCRIBING THE CITY'S FINANCIAL PARTICIPATION THEREIN

Whereas if the City, with its own forces, or under a city paving contract, paves, curbs and gutters a street, it assumes the total cost of such work at street intersections and 1/3 of the cost of such work elsewhere than at street intersections, assessing against the property owners abutting each side of said street the remainder of such cost, 1/3 to each side of said street;

And whereas, sometimes, from the standpoint of speed of the work and other factors, it is advantageous for the City and the property owners concerned for the latter to pave, curb and gutter a street under private contract, the City paying the same part of the total cost thereof as it would if the City, with its own forces, or under city paving contract, did such work;

Now, therefore:

Section 1) The City, upon application in such form as the City may require, may permit private property owner(s) along any public street, accepted or agreed to be accepted by the City, to make private contract with a contractor to pave, curb and gutter such street, pursuant to plans and specifications approved by the City and under the supervision of the City Engineer, and, at the conclusion and upon the acceptance of such work by the City, the City shall reimburse said private property owner(s) the full cost of such work at street intersection on said street and 1/3 of the cost thereof elsewhere upon said street, but in no event to the extent of a greater amount than the City would have paid or borne under the City paving contract in force at the time such work is done.

Section 2) This Ordinance shall be in full force and effect from and after its adoption.

Adopted this 8th day of January, 1962.

ATTEST:

/s/ Robert H. Butler  
Mayor

/s/ Maurice W. Downs, Clerk