

Special Meeting
Friday,
August 30, 1963
Council Chamber
9:00 A.M.

Present:

Mayor Wilbur Clark

Councilmen: Eugene Plummer
Ted O. Rhodes
Charles Holt
Luther Packer

City Manager, G. W. Ray

Mayor Clark called the meeting to order and explained that the purpose of this session was to consider entering into an agreement with the Federal Aviation Agency for a grant for funds for a grading project at the Municipal Airport. The grading project is for the instrument landing system and localizer site, and to consider bids submitted for the grading work.

The following Resolution was introduced by Councilman Rhodes, seconded by Councilman Plummer, read in full, considered and adopted:

Resolution accepting the Grant Offer dated August 28, 1963 made by the Administrator of Federal Aviation Agency on behalf of the United States of America to the City of Fayetteville in the sum of not to exceed \$37,225.00 as an aid in the development of the Fayetteville Municipal Airport (Grannis Field).

Be it Resolved by the City Council of the City of Fayetteville.

Section 1. That the City of Fayetteville hereby accepts, on its own behalf, the offer of a grant of funds made by the Administrator of Federal Aviation Agency on behalf of the United States of America dated August 23, 1963 to the City of Fayetteville in the sum, for the purposes and subject to the conditions set forth below and also specifically ratifies and adopts all representations, and agreements contained in the Project Application referred to therein.

Section 2. That Wilbur Clark the Mayor is hereby authorized and directed to execute the acceptance of the Grant Offer in quintuple on behalf of the City of Fayetteville and Maurice W. Downs, the Clerk is hereby authorized and directed to impress the official seal of the City of Fayetteville, North Carolina and to attest said execution.

Section 3. That the Grant Offer referred to herein above is as follows and when accepted shall constitute the Grant Agreement.

In connection with the above project, City Manager Ray requested authorization of the Council to proceed with the acquisition of property for rights of way for the extended flight path at the Municipal Airport. Councilman Plummer moved that authority be granted to City Manager Ray to secure the needed rights of way. Motion seconded by Councilman Rhodes and carried unanimously.

Mr. Ray reported that the following bids had been received for the Airport Grading Project above (F.A.A. Project No. 9-31-006-09):

Bollinger Brothers, Lumberton, N. C.	\$29,981.00
Crowell Constructors, Inc., City	\$35,358.00
Lincoln Construction Co., Wilmington, N. C.	\$36,780.00
Asphalt Associates Co., City	\$38,171.40

Councilman Rhodes moved that the low bid of Bollinger Brothers, Lumberton, N. C. in the amount of \$29,981.00 be accepted. Motion seconded by Councilman Plummer and approved unanimously.

There was a short discussion on the State's offer of financial assistance to municipalities for mosquito control measures and brush clearance.

Councilman Packer moved to accept the State's offer of assistance and to have the City Building Inspector to check sub-standard housing within the City.

There being no further business and upon motion made and duly seconded, the meeting was adjourned at 9:20 A.M.

Maurice W. Downs
Maurice W. Downs
Clerk

Regular Meeting
Monday
September 9, 1963
Court Room

Present:

Mayor pro tem Eugene Plummer

Councilmen: Ted O. Rhodes
Luther N. Packer
Charles B. C. Holt

City Manager, G. W. Ray
City Attorney, J. O. Tally, Jr.
P. W. C. Administrator, R. A. Muench, Jr.
P. W. C. Secretary, A. B. Carr
Members of Airport Commission

Absent: Mayor Wilbur Clark

Mayor pro tem Eugene Plummer, presiding in the absence of Mayor Clark, called the meeting to order and requested Mr. Tally to deliver the invocation.

Second reading was heard of an ordinance granting a franchise to Carolina Telephone and Telegraph Company for the operation, construction, and maintenance of their telephone and telegraph facilities within the City. First reading was held on August 26, 1963. There was no opposition present and upon motion by Councilman Rhodes, seconded by Councilman Holt, the following ordinance granting said franchise was adopted on second reading by unanimous vote of the Council:

AN ORDINANCE GRANTING PERMISSION TO THE CAROLINA TELEPHONE AND TELEGRAPH COMPANY, ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, OPERATE AND MAINTAIN ITS LINES OF TELEPHONE AND TELEGRAPH UPON, ALONG AND UNDER THE HIGHWAYS OF THE CITY OF FAYETTEVILLE IN THE STATE OF NORTH CAROLINA

BE IT ORDAINED BY THE CITY COUNCIL, OF THE CITY OF FAYETTEVILLE, IN THE COUNTY OF CUMBERLAND AND STATE OF NORTH CAROLINA, THAT:

Sec. 1st.

The CAROLINA TELEPHONE AND TELEGRAPH COMPANY, its successors and assigns, be, and the same is hereby granted the privilege, right and authority to construct, operate and maintain its lines of telephone and telegraph, including the necessary poles, wires and fixtures, upon, along over and under the highways, streets, alleys, parks and other public ways of the said City of Fayetteville, upon the terms and conditions hereinafter provided.

Sec. 2nd.

The franchise granted by this Ordinance shall be for a term of thirty (30) years from the passage, on second adoption, of this Ordinance.

Sec. 3rd.

All poles shall be erected under the direction and supervision of the Said City Council, or their Designee, and all streets and sidewalks that may be disturbed or damaged in the construction of said lines shall be promptly replaced and repaired by the said Company, at its own expense, and to the satisfaction of the said City Council, and all poles shall be neat and symmetrical and so located as not to interfere with the use of said highways.

Sec. 4th.

Said company shall be subject to the Ordinances now in force or that may hereafter be passed, relative to the use of the public streets and other public lands of Fayetteville.

Sec. 5th.

In consideration of the rights herein granted, the said company shall furnish to said City, free of cost, space for its fire alarm and police telegraph wires upon all poles and at and in all underground conduits erected or constructed under this Ordinance.

Sec. 6th.

Nothing in this Ordinance contained shall be construed to grant to said Company an exclusive franchise and the said City reserves the right to grant a like consent to any other company, or persons, for like purposes.

Sec. 7th.

Said Company shall hold said City free and harmless from all damages or claims for damages arising by reason of the erection or negligent maintenance of said lines.

Sec. 8th.

This Ordinance shall be in full force and effect from and after its passage, after being adopted at two regular meetings of the City Council, of the City of Fayetteville, as required under North