

Section 2. The dotted line in the foregoing bond form following the words "For the purpose of" shall be filled as follows:

In the bonds designated "Street Improvement Bonds, Second Series" there shall be inserted the words "providing funds for constructing or reconstructing the surface of streets in said City."

In the bonds designated "Electric Light and Power Bonds" there shall be inserted the words "providing funds, with any other available funds, for enlarging and extending the electric light and power system of said City".

In the bonds designated "Sanitary Sewer Bonds" there shall be inserted the words "providing funds, with any other available funds, for enlarging and extending the sanitary sewer system of said City".

In the bonds designated "Fire Station Bonds" there shall be inserted the words "providing funds, with any other available funds, for erecting and equipping fire stations in said City, including the acquisition of necessary land".

Section 3. Said bonds may be registered as to principal alone in accordance with the provisions hereinabove in this resolution directed to be endorsed upon said bonds, and the City Clerk and Treasurer is hereby appointed Bond Registrar for the purpose of registering said bonds, subject to the right of the governing body of said City hereafter to appoint another Bond Registrar. No charge shall be made to any bondholder for the privilege of registration herein granted.

Section 4. The action of the City Manager in requesting the Local Government Commission to advertise and sell said bonds be and the same is hereby ratified and confirmed.

Upon motion of Councilman Plummer, seconded by Councilman Holt, the foregoing resolution entitled: "RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF \$500,000 STREET IMPROVEMENT BONDS, SECOND SERIES, \$500,000 ELECTRIC LIGHT AND POWER BONDS, \$500,000 SANITARY SEWER BONDS AND \$100,000 FIRE STATION BONDS AND RATIFYING APPLICATION TO LOCAL GOVERNMENT COMMISSION FOR THE ADVERTISEMENT AND SALE OF SAID BONDS" was passed by the following vote:

Yeas: Councilmen Plummer, Holt, Rhodes, Packer and Clark.
Nays: None.

Thereupon Councilman Plummer introduced the following resolution which was read:

RESOLUTION AUTHORIZING THE PRINTING OF THE LEGAL OPINION OF THE \$1,600,000 BONDS TO BE ISSUED UNDER DATE OF DECEMBER 1, 1963

BE IT RESOLVED by the City Council of the City of Fayetteville that there shall be printed on the reverse of each of the \$500,000 Street Improvement Bonds, Second Series, \$500,000 Electric Light and Power Bonds, \$500,000 Sanitary Sewer Bonds and \$100,000 Fire Station Bonds to be issued by said City under date of December 1, 1963, the legal opinion of Mitchell, Pershing, Shetterly & Mitchell, Bond Counsel to the City of Fayetteville, with respect to the validity of said bonds, and there shall be printed immediately following such legal opinion a certificate signed with the facsimile signature of the Mayor of the City of Fayetteville, said Certificate to be in substantially the following form:

I HEREBY CERTIFY that the foregoing is a true and correct copy of the legal opinion on the bonds therein described which was manually signed by Mitchell, Pershing, Shetterly & Mitchell, New York, N. Y., and was dated as of the date of delivery of and payment for said bonds.

(Facsimile Signature)
Mayor of the
City of Fayetteville, North Carolina

Upon motion of Councilman Plummer, seconded by Councilman Holt, the foregoing resolution entitled: "RESOLUTION AUTHORIZING THE PRINTING OF THE LEGAL OPINION ON THE \$1,600,000 BONDS TO BE ISSUED UNDER DATE OF DECEMBER 1, 1963" was passed by the following vote:

Yeas: Councilmen Plummer, Holt, Rhodes, Packer and Clark.
Nays: None.

The matter of replacing sections of worn out sidewalk on Franklin Street, which was discussed at the meeting of November 25th was again considered. Bob Bennett showed Council maps and sketches of the area. After some discussion Councilman Rhodes moved that a public hearing on replacing sections of sidewalks on Franklin St. from Gillespie St. to Robeson St. be advertised for January 13th, 1964. Motion seconded by Councilman Packer and approved unanimously by the adoption of the following resolution:

PRELIMINARY RESOLUTION
REQUIRING THE LAYING OF SIDEWALKS,
WITHOUT A PETITION,
ON BOTH SIDES OF
FRANKLIN 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:

The public interest, safety, convenience and general welfare requires the laying of sidewalks on BOTH SIDES of FRANKLIN STREET between GILLESPIE STREET and ROBESON STREET, and the property abutting on said street portions to be so improved will be benefited by such improvement to the extent 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) The owners of property abutting thereon, on or before the 28th day of FEBRUARY, 1964, shall lay sidewalks, to city plans and specifications, on all of that portion of FRANKLIN STREET, on BOTH SIDES, between GILLESPIE STREET and ROBESON STREET, and if they shall not by said date accomplish the same, in which case the entire cost of such improvements shall be specially assessed upon the lots and parcels of land abutting upon said improved sidewalk 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 30 days after notice of the assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at six (6%) per cent, payable annually.

2) A meeting of the City Council of Fayetteville will be held at the City Hall of Fayetteville at 8:00 P.M. on the 13th day of JANUARY, 1964, on the proposed improvement(s) when all objections to the legality of making said proposed improvement(s) shall be made in writing, signed in person or by an attorney, and filed with the Clerk of the City of Fayetteville at or before such time, and any such objections not so made will be waived.

3) This resolution and order shall be published twice, once in each of two consecutive weeks, in the FAYETTEVILLE OBSERVER, a newspaper published in the City of Fayetteville the first publication to be at least ten days before the time fixed for said meeting.

Adopted this 9th day of DECEMBER, 1963 by the City Council of the City of Fayetteville, North Carolina.

/s/ Wilbur Clark
Mayor

/s/ Maurice W. Downs
Clerk

On Planning Board Matters:

Upon motion by Councilman Rhodes, seconded by Councilman Plummer, final plat approval was given to Clairway Commercial Area No. 1 subdivision on east side of Village Drive between Robeson Street and Owen Drive subject to approval by the City Engineer and the Public Works Commission.

Upon motion by Councilman Packer, seconded by Councilman Plummer, Taxicab Driver Applications were approved for the following persons:

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| A. R. BENSON | WILLIAM J. MUNGER | OTIS C. JONES |
| FRANCIS D. BURCHETT | BILLY STEWART | LEE J. BARHEM |
| CHARLES O. JACKSON | GEORGE P. HELVY | |

Upon motion by Councilman Plummer, seconded by Councilman Rhodes, December 25th and December 26th, 1963 were declared as holidays for City employees by unanimous vote.

Mr. Ray reported the resignation of Officer R. J. Lindsay from the Police Department. Resignation was accepted upon motion made and duly seconded.

Mr. Ray, reporting on the warning light installation at the Atlantic Coastline crossing on Langdon Street, read a letter from Mr. C. L. Norris of the State Highway Commission who stated that State Highway Commission will participate in the cost of the installation of said light if the City will also participate. Mr. Ray stated that the total approximate cost will be 11 to 12 thousand dollars. Councilman Rhodes moved to table the matter for further study and to request Mr. Ray to secure additional details on the matter for presentation at a later meeting. Motion seconded by Councilman Packer and carried.

Upon motion by Councilman Plummer, seconded by Councilman Rhodes, Council approved the renewal of the contract for auditing of the City's accounts for the fiscal year 1963-64 with the firm of Haigh and von Rosenberg for an estimated fee of \$5,000.00.

Mr. Ray reminded the Council of the bid opening on a truck and collection body for the Sanitation Department on December 17th and requested Council action on or about that date so the award could be made since meeting of December 23rd has been cancelled and since the truck and body are badly needed.