

ATTEST:

-----Clerk

Adopted by the City Council of the City of Fayetteville
this 24th day of July, 1961.

-----Robert H. Butler-----Mayor

ATTEST:

-----M. W. Downs-----Clerk

Adopted by the Board of Aldermen of the Town of Spring Lake
this ----- day of -----, 1961.

-----Mayor

ATTEST:

-----Clerk

Adopted by the Board of Aldermen of the Town of Hope Mills
this ----- day of -----, 1961.

-----Mayor

ATTEST:

-----Clerk

Upon a motion by Councilman Rose, seconded by Councilman Maness, the following Taxi Driver Permit Applications were unanimously approved for the following persons upon the recommendation by the City Manager and Chief of Police:

John Donald Sutton

DeWitt Stanley Bullard

Upon a motion by Councilman Rhodes, seconded by Councilman Rose and unanimously approved by the Council; permission was granted Joseph Winters of Raleigh to hold a dance at Breece's Ballroom on Tuesday, August 1 from 9:00 P. M. to 1:00 A. M.

Mr. Ray read a letter from Mr. Justa Webb, Co-Chairman of the Publicity Committee of the Cumberland CB Radio Club requesting permission of the Council for them to place a sign on the City Limits signpost on Eastern Boulevard which reads "Cumberland CB'ers, Channel 11" in the matter of public interest and in connection with civil defense.

Upon a motion by Councilman Rose, seconded by Councilman Maness, the Council unanimously approved the request.

Upon a motion by Councilman Rhodes, seconded by Councilman Rose and unanimously approved, subject to Public Works Commission approval, a petition for paving that portion of Ann Street between Gray Street and Vine Street was ordered advertised for a public hearing on Monday, August 14, 1961.

A delegation from the Wilmington Road area was present to oppose the State Highway Commissions closing of the Old Wilmington Road access to Highway 301 and to request assistance of the Council to prevent such closing.

After hearing a spokesman from the group, Councilman Rhodes made the following motion, which was seconded by Councilman Maness and unanimously approved. A copy of the motion was mailed to Mr. W. F. Babcock and to Mr. Tom McLean of the N. C. State Highway Commission:

"This Council is absolutely opposed to the closing of the intersection at Highway 301 and the Old Wilmington Road.

We feel that in lieu of closing, a stop light should be placed at this intersection such as now serves the intersection of Highway 301 and Grove Street, 301 and Person Street, 301 and Russell Street and 301 on top of Massey Hill. Further, we feel if it is necessary to close any one access in the future that all accesses should be closed and at the same time, except at interchanges. It is evident that this is the only solution to the problem, when taking into consideration the fairness to all the property owners and to all the

users of these highways and streets. This Council has made it's position very clear many times in the past in this matter and it is hoped that we will have the Highway Commission's full co-operation in the future.

We specifically request a hearing before the Commission prior to any final decision as to closing this intersection."

Mr. James Nance, Attorney for Cape Fear Community Antenna Company, a firm owned and operated by David Brinkley and Associates, ~~and~~ presented an application for a franchise to install and operate a community antenna system in the Fayetteville Community on Public Works Commission utility poles.

After some discussion, Councilman Rose moved that the matter be advertised for a public hearing on Monday, August 14th, for the adoption of an ordinance entitled:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF FAYETTEVILLE GRANTING TO CAPE FEAR COMMUNITY ANTENNA COMPANY, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE TO ERECT, MAINTAIN AND OPERATE TRANSMISSION AND DISTRIBUTION FACILITIES IN, UNDER, OVER, ALONG, ACROSS AND UPON THE STREETS, LANES, AVENUES, ALLEYS, BRIDGES, HIGHWAYS AND OTHER PUBLIC PLACES IN THE CITY OF FAYETTEVILLE, NORTH CAROLINA AND ANY SUBSEQUENT ADDITIONS THERETO, FOR THE PURPOSE OF TRANSMISSION BY CABLE AND DISTRIBUTION OF TELEVISION IMPULSES AND TELEVISION ENERGY FOR SALE TO THE INHABITANTS OF SAID CITY AND AND OTHER PURPOSE.

The motion was seconded by Councilman Maness, and unanimously approved.

Mr. Ray reminded the Council of the bid openings for tires, tubes, recapping and batteries at 10:30 A. M. on August 3rd and for gasoline, oils, greases, anti-freeze and fuel oil at 2:30 P. M. on August 3rd for the year 1961-62.

Mr. Goff Kessel, representing the local Optimist's Club, appeared before the Council requesting financial assistance from the city for the club in sponsoring the Majorettes Contest, Drum Majorettes of America, or in lieu of that, assistance in requesting the School Board to furnish use of the school building without charge to the club.

Mayor Butler referred the question of financial assistance to City Attorney Tally, and Mr. Tally stated that the city is not permitted by law to render such assistance, but that the Council is empowered to pass a resolution requesting the School Board to furnish its facilities rent free.

After some discussion, Councilman Rose made a motion that the Council go on record resolving that the School Board be requested to reconsider the requirement of rental of its auditorium for use of this activity and that the City Recreation Department be requested to render such assistance financial and otherwise where possible, to the Optimist Club in this activity. The motion was seconded by Councilman Rhodes and unanimously approved.

Mr. Jones, representing the Junior Optimist's Boys Club of Fayetteville, appeared before the Council and requested Council's permission to use a parcel of land at Public Works Commission Sewage Disposal Plant on North Eastern Boulevard to build a baseball field for this use at no expense to the City.

Mr. Jones was requested to first contact Mr. Orcutt, City Recreation Department, and Mr. Muench, Public Works Commission, about the matter.

City Attorney Tally advised the Council that he had been asked by First Citizens Bank & Trust Co. to bring to attention of the Council the payment of privilege license tax charged to state chartered banks while national banks are exempt from this tax under N. C. law. He stated that it is still Council's prerogative to make this charge if it desired to do so.

Mayor Butler requested the City Manager to check tax books records for amount of revenue received from this tax and report to the Council at its next meeting.

Attorney J. O. Tally, Jr. stated to Council that a resolution for referendum be approved so that an election could be ordered held by the Board of Election's of Cumberland County for the annexation into the city an area off the Raleigh Road north of the city.

Upon motion of Councilman Maness, seconded by Councilman Rose and unanimously approved; the following resolution for referendum was adopted: