

On a question of annexing to the City a portion of McArthur's Bottom off North Street, Councilman Rhodes moved that Council go on record favoring the annexation and directing the Planning Board to consider including the "Campbell Farm" in this vicinity in this tract for annexation. Motion seconded by Councilman Packer and approved unanimously.

The question of final plat approval for Englewood Sub-division, Section 1 was raised. Councilman Rhodes suggested a change in present policy of Council approval prior to Public Works Commission and City Engineer approval. Mr. Ray stated the reverse policy of Public Works Commission and City Engineer plat approval prior to Council approval had been tried, but proved too difficult from several standpoints. There was some discussion of the matter with Public Works Commission and City Engineer stating that the present procedure did not work a hardship on them.

Councilman Plummer then moved for final plat approval of Englewood Sub-division, Section 1, subject to Public Works Commission and City Engineer approval. Motion seconded by Councilman Rhodes and approved unanimously.

Council then heard a recommendation from the Planning Board to approve the proposed street layout for the Clark property at the southeastern corner of Village Drive and Robeson Street and a plot for a medical clinic for Doctors Highsmith, Harry, King, and Campbell, proposed for erection on the first lot in the Clark Sub-division, including a variance which would allow the building to come to within 25 feet of each side street. Councilman Plummer moved for approval of the street layout, building plot plan and variance as recommended. Motion seconded by Councilman Plummer and approved unanimously.

Planning Director Rumbough read a letter petition from Mrs. Annie L. Sexton, owner of a piece of property at the southeastern section of Bragg Blvd. and Westmont Drive. Mr. Sexton stated that since two (2) corners of the intersection of Bragg Blvd. and Westmont Drive are now zoned P2 Professional District, she is requesting that all of her property which lies within the 150 feet of the intersection be rezoned P2 Professional District, also. Mr. Rumbough stated that the letter petition was found valid, the contents factually correct, and the action is recommended by the Planning Board.

Thereupon, Councilman Rhodes moved, seconded by Councilman Holt and approved unanimously, to rezone from R6 Residential District to P2 Professional District all of that portion of the following described property which lies within 150 feet of the property lines of the southern margin of Bragg Blvd. and the eastern margin of Westmont Drive.

Beginning at a stake in the eastern margin of Westmont Drive at a point 506°44' W 75.7 feet from the intersection of the eastern margin of Westmont Drive, with the southern margin of Bragg Blvd., and running thence with and beyond the northern line of lot 56 - 572° 19' E about 190 feet to the eastern side line of lot 54; thence with the said eastern line of lot 54 - N 23° 29' E about 50 feet to the southern margin of Bragg Blvd.; thence with the southern margin of Bragg Blvd. N 63° 52' W - 412 feet; thence, continuing with said boulevard margin N 66° 50' W - 100 feet; thence continuing with said boulevard margin N 69° 46' W - 83.8 feet to the intersection of the southern margin of Bragg Blvd. with the eastern margin of Westmont Drive; thence with the eastern margin of Westmont Drive 506° 44' W - 75.7 feet to the beginning being lot 55 and a portion of lot 54 Section 2 of Huske Heights...plat book 11 page 4.

Planning Director Rumbough presented the Council with completed Study #4 entitled "Existing Land Use" as compiled by the Planning Department under the Urban Planning Assistance Program, Section 701 of the Housing Act of 1954. Mayor Clark thanked Mr. Rumbough and stated that he and the Council would study the report.

Mr. Ray reported that some sections of the sidewalk on Franklin Street have deteriorated to such extent that replacement of these sections is justified. Assistant City Engineer Bob Bennett gave some approximate replacement costs, and reported that other sections needed attention, too. Following some discussion, it was suggested that the City Engineer give this matter some further study for presentation at the next regular Council meeting.

Mr. Ray reported that on August 26, 1963, Mr. Frank Edge, developer of Greenbriar Hills Sub-division, Section 1, requested and was authorized by the Council to contract privately for the paving of streets within this subdivision. Mr. Ray stated that now Mr. Edge requests the Council to rescind its authorizing action of August 26th due to unforeseen financial problems and accept a petition from him as sole owner of the property involved for the paving of streets within the sub-division under City's regular street paving policy.

Councilman Plummer moved, seconded by Councilman Holt that Council's action of August 26th be rescinded. Motion carried unanimously.

Upon motion by Councilman Packer, seconded by Councilman Holt, Council accepted Mr. Edge's petition and ordered streets paved by the unanimous adoption of the following resolution:

FINAL RESOLUTION
REQUIRING THE PAVING
AND OTHER IMPROVING,
PURSUANT TO PETITION,
OF
TOKAY DRIVE, FLORIDA DRIVE,
MELBA STREET, AND WISCONSIN DRIVE

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:

1) A petition, pursuant to North Carolina General Statute 160-82, et seq, was filed with the City Council of Fayetteville, North Carolina, requesting the paving and other below described improvement of TOKAY DRIVE, FLORIDA DRIVE, MELBA DRIVE, AND WISCONSIN DRIVE, and said petition is in due and sufficient form, containing a general description of the paving and other improvement proposed for said street(s), and requesting that such paving and other improvement be made in conformity with the applicable provisions of law, and that the proportion of the cost of such paving and other improvement below specified be specially assessed against the property abutting on said Street(s), and said petition having been signed by the owner(s) of all the lineal feet of frontage of the lands abutting on said street(s), so that no further public notice of hearing or such hearing is necessary;

2) The public interest, safety, convenience and general welfare requires the paving and other below described improvement of TOKAY DRIVE, FLORIDA DRIVE, MELBA STREET, AND WISCONSIN DRIVE;

3) The property abutting on said street(s) to be so paved and improved will be benefited by such pavement and improvement to the extent of the part 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) All of that portion of TOKAY DRIVE as recorded in Greenbriar Hills, Sec. 1, Plat Book 27, Page 68, Cumberland County Registry, and all of that portion of FLORIDA DRIVE, as recorded in Greenbriar Hills, Sec. 1, Plat Book 27, Page 68, Cumberland County Registry, and all of that portion of MELBA STREET as recorded in Greenbriar Hills, Sec. 1, Plat Book 27, Page 68, Cumberland County Registry, and all of that portion of WISCONSIN STREET as recorded in Greenbriar Hills, Sec. 1, Plat Book 27, Page 68, Cumberland County Registry, shall be paved (or repaved) and curbs and gutters laid thereon, the cost of such improvements (exclusive of so much of said cost as is incurred at street intersections) to be specially assessed in the amount of two-thirds thereof upon the lots and parcels of land abutting upon said improved street 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 thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at six (6%) per cent, payable annually.

2) This RESOLUTION and ORDER shall be published once in THE FAYETTEVILLE OBSERVER, a newspaper published in the City of Fayetteville, and shall be in effect immediately following such publication.

Adopted this 25th day of November, 1963, by the City Council of the City of Fayetteville, North Carolina.

WILBUR CLARK
Mayor

Maurice W. Downs
Clerk

Council then discussed a drainage situation on the property of Mr. W. W. Harris and in the Tokay area in general and reviewed City's policy on drainage. A lengthy discussion followed, but no action was taken.

The elimination of parking on Campbell Avenue was again discussed but action was deferred temporarily for further study.

Upon motion by Councilman Plummer, seconded by Councilman Holt, parking was eliminated on Eastern Boulevard from Grove Street south to the end of curb and on Bragg Boulevard to the City Limits by unanimous vote of the Council. This motion was subject to approval by the State Highway Commission.

Mr. Ray reported that he and Mr. Muench of the Public Works Commission had completed the study on the information desk proposed for the City Hall lobby and, in view of the cost involved, do not recommend the creation of such an office. Council took no action, other than to suggest relocation of the present directory in the lobby to a more prominent position.

Mr. Ray reported that due to the untimely death of the President and the ensuing closing of the banks, the sale of the City and Public Works Commission bonds originally scheduled for November 26th was cancelled and the Mr. Easterling of the Local Government Commission has suggested that sale be rescheduled after January 1, 1964. Mr. Ray stated that due to the time element involved he had advised Mr. Easterling to go ahead with the rescheduling. Council was in agreement. Mr. Ray reported on the maturing Bond Anticipation Notes, and stated these notes should be renewed.

Upon motion by Councilman Packer, seconded by Councilman Plummer, Boy Scout Troop #722 was authorized by unanimous approval to sell Christmas trees on a lot on the Raeford Road.

Mr. Ray, reporting on the acquisition of property at the Municipal Airport, stated that no agreement could be reached with two (2) of the property owners involved and suggested that condemnations proceedings be instigated.