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R.  
1959 Uncollected taxes  
sal #1126 Boyd Stacey - Outside 3.63  
des #1217 Vicks Cafe - Bankrupt 9.54  
and #1223 Buddy Walker - Outside 2.52  
her #1300 Effie Wyatt - Outside 3.63  
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Total 1959 Tax 365.94

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following taxes were ordered charged off, the reason being either they were outside city  
limits or duplicate listing, etc.

Upon motion of Alderman Neal, seconded by Alderman Conley, and voting yes: Alderman  
Neal, Conley, Davis and Jump, the contract for installing the water line from the Filter  
Plant to the Reservoir was awarded to Mid State Contractors, Inc. in the amount of  
\$ 67,065.00.

1958 Uncollected Tax to be charged off  
#138 Burke Lumber Co (Listed to Jack Gibbs) 73.08  
#474 H. C. Hendley (Listed to Marion Rotary Club) 2.90  
#477 Harold Dean Henline Double listing 1.26  
#484 Clyde Hensley - Double listing # 1307 1.00  
#716 John McGee - Outside City 25.71  
#778 Louie Melton - Outside City 11.15  
#820 Albert Murdock - Outside City 12.38  
#886 Everett Pearson- Outside City 6.08  
#895 Piedmont Auto & Truck Rental - Outside 10.44  
#1083 Boyd Stacey - Outside 3.63  
#1176 Cicks Cafe- Bankrupt 9.54  
#1182 J. A. Walker Poll Tax over 50 yrs of Age 1.00  
#1188 Harold D. Wall- Outside 3.25  
#1245 Ray Wilson- Outside 15.50  
#1309 Roy Lee Hunter - Outside 15.14  
Total 195.06

1959 Uncollected Taxes

#150 Burnett Hime Supply - Outside 24.94  
#258 Chester E. Davis - Outside 54.08  
#288 C. J. Dunnigan - Outside 21.81  
#291 Louie Baker - Outside 1.00  
#775 Galen Mace - outside 7.15  
#915 Clyde Lee Pearson - Outside 6.31  
#916 Everett Pearson - Outside 9.99  
#926 Ferd Pitchford - Outside 26.24  
#955 W. W. Poteat -Trucks outside 54.38  
#957 Jerry Price - Outside 5.79  
#1007 Everett Roark - Car listed in Tenn 22.68  
#1019 Wm. Edward Robinson - Outside 40.95  
1037 Rev. Wm. L. Russell - Outside 36.76  
#1080 Thurmon Simmins Ser- Double Listing 8.70  
#1090 Sm le Ser Sta - Listed to Blue Ridge 25.84

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

August 2nd, 1960

The Board of Aldermen met in regular meeting Tuesday, August 2nd, with all members present. Mayor J. W. Streetman, Jr. presided.

The minutes of the previous meeting were read and approved.

Dr. B. A. Dickson and Mrs. C. A. Workman came before the Board to discuss the problem of dogs running at large and creating a public nuisance. After discussing this matter, it was agreed that we would request the radio station and newspaper to run a series of articles stating the present ordinance pertaining to dogs running at large and that if this means did not correct the situation, it might be necessary to have the Police Department to enforce the dog ordinance.

The manager was instructed to notify the City School Board that they expected them to pay their old outstanding account in the very near future.

Motion duly made and seconded and unanimously it was agreed that all present water users on old highway 10, where the new water main is being constructed, that desired to change their connections onto the new water line would be permitted to do so by paying a fee of \$10.00 to cover a part of the cost of the tapping, the changing location of meters, and other incidentals, the running of all ~~existing~~ lines in connection with these changes to be the cost of the property owner. The connection charges for all new services should be charged the regular tapping and meter fee.

The Mayor appointed a committee composed of Aldermen Conley, Davis and Neal along with the Manager to meet with the city attorney to work out an agreement on collection fees for collecting old city taxes.

The Manager stated to the Board that he had discovered that there was a small infestation of termites in the City Hall and that he had two companies submit proposals for termite treatment. After some discussion, it was decided that we try to treat for a control of termites and not let a contract at this time.

The question of Mr. Glyde Henline's city taxes, street right-of-way, and street assessments was discussed. It was agreed that we have Mr. Proctor to prepare a street right-of-way easement for Summit Street, stating in the easement that if Mr. Henline would sign said easement and pay all city taxes including 1957 and up to date that the Board will give and charge off all unpaid previous years taxes and street assessment charges.

There being no further business, the meeting adjourned.

*Reece C. Snyder*

*J. W. Streetman, Jr.*

MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

September 7, 1960

The Board of Aldermen met in regular meeting Tuesday, September 6th, with all members present with the exception of Alderman Howard T. Hawkins. Mayor Streetman presided. The Minutes of the previous meeting were read and approved.

The Manager stated to the Board that Mr. Eugene H. Goldstein and other merchants on South Main Street had requested that traffic signals be installed at State Street ~~intersection~~ and Main and possibly at Railroad Street and Main. After a great deal of discussion it was agreed that a street light be purchased and installed at the intersection of State and Main Street and during this discussion it was pointed out there was a need for a pedestrian movement at the intersection of Main and Henderson Streets and Main and Court Streets and the Manager was instructed to find out if it would be possible to regulate the present traffic signal in order to stop traffic all four ways at these intersections in order that pedestrian traffic might move.

The Manager stated that he had had a request from Mr. R. C. Spratt of Spratt Coin-A-Matic and also from Mr. H. E. Phillips of Moseley's Laundry for reduced water rates. After discussing this matter it was decided that the entire water schedule for billing should be re-studied and the Manager was instructed to make a complete study of water charges with the assistance of the Harwood Beebe Company.

It was ordered that a ~~new~~ U. S. Forestry parking sign at the U. S. Postoffice be removed and replaced with a fifteen-minute parking sign.

Mr. George Brown, representative of the McDowell Rescue Squad, came before the Board with reference to making an addition to the existing building for the Rescue Squad which is located on Town property on State Street. Upon motion of Alderman Davis,

seconded by Alderman Jump and unanimously voted, it was ordered that the Town grant the Rescue Squad a ten-year easement for the use of this property and that in the event the Rescue Squad should disband or cease to operate at any time that the building located on this property would automatically become property of the Town of Marion. It was agreed to have Mr. R. W. Proctor prepare the necessary agreement to this effect.

Mr. William W. Suttle came before the Board with reference to collecting old taxes on a fee basis. Mr. R. W. Proctor was absent because of sickness and was not able to attend the meeting and no definite action was taken. It was decided that Mr. Suttle, Mr. Proctor and the Manager get together at the earliest possible date to work out a suitable collecting fee to submit to the Board for its approval.

There being no further business, the meeting adjourned.

*Reece C. Snyder*

CLERK

*J. W. Streetman, Jr.*

MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

October 5, 1960

The Board of Aldermen met in regular meeting Tuesday, October 1st, at 7:00 P.M. with the following members present: Mayor J. W. Streetman, Jr., Aldermen Conley, Jump and Hawkins. Alderman Neal attended a portion of the meeting. Mr. R. W. Proctor, Town Attorney, was also present. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

It was agreed to permit the Fire Department to use the kitchen upstairs in the City Hall until such time as this room might be needed for other purposes. It was also agreed that the Chamber of Commerce could use the adjoining room to their present office until such time as it would be needed for other purposes.

It was ordered that the Manager advertise for the purchase of a police car to replace the 1958 Chevrolet now in use.

Upon motion duly made and seconded a policy with regard to the purchase and refund on water meters was set. The policy being: that the meters were and remained the property of the Town and that in the event that a service should be discontinued or abandoned that the property owner would not be entitled to a refund on any amounts he might have made in connection with the water service charge.

Upon motion made and seconded it was ordered that two-hour parking be enforced and proper signs be erected on the South side of East Court Street from the last parking meter to Bargin Street. The Manager was instructed to set a date for holding a public thoroughfare plan meeting within the next three or four weeks.

It was agreed that each of the paid firemen be sworn in as a special officer and designated as jailors.

A request from Mr. Harry McCall of the McPar Hosiery Mill for four or five all-day parking spaces on West Henderson Street was denied.

Upon motion of Alderman Jump, seconded by Alderman Conley and unanimously voted it was ordered all delinquent taxes both real and personal be turned over to our attorney for collection. The attorney fees for collection are on file in the Manager's office.

It was decided that the ceiling of the main auditorium of the Community Building be painted a light color.

The Manager stated to the Board that it had come to his attention that Mr. R. E. Bumgarner who lives in the Yancey Street section had connected a new house to the water service in violation of the contract that he signed in April 1952. The Manager was instructed to notify Mr. Bumgarner by letter to pay for and have a connection made for this house by October 15th and in the event he failed to do so that his water service would be discontinued.

There being no further business, the meeting adjourned.

*Reece C. Snyder*

CLERK

*J. W. Streetman, Jr.*

MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF MCDOWELL  
TOWN OF MARION

November 15, 1960

The Board of Aldermen met in regular session Tuesday, November 8th, at 7:00 P. M. with all Members present. Mayor J.W. Streetman, Jr. presided.

The Manager read a letter to the Board from Mrs. Marshall Dark thanking them for the assistance they had given them to the Girl Scouts and permitting them to use a portion of the water plant property as the camp site and grading the site and the entrance driveway.

Mr. P. E. Taylor came before the Board and asked that he be permitted to construct a road over the sewer plant property for access to his property which had been cut off by the construction of Interstate 40. After a great deal of discussion on this matter, it was decided to ask Mr. Taylor to try another way to his property other than over the city property.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard Hawkins, and unanimously voted, it was ordered that Mr. E. P. Dameron be designated as city attorney rather than the firm of Proctor and Dameron due to the recent death of Mr. Proctor.

Bids were opened on the purchase of a 1961 Model Police Special Automobile. The bids were as follows:

	Price	Trade-In 1958 Chev.	Net
Chevrolet	\$ 2,967.55	\$ 1,112.17	\$ 1,855.38
Buick	3,332.33	1,300.94	2,031.39
Dodge	2,890.30	1,001.30	1,889.00
Ford	2,376.12	800.00	1,576.12
Rambler Ambassador	3,126.75	1,363.30	1,763.15
Mercury	2,087.12	400.00	2,087.15
Pontiac	3,336.32	1,318.76	2,021.56

Upon motion of Alderman Albert N. Neal, seconded by Alderman George L. Conley, and unanimously voted, it was ordered that a Chevrolet be purchased from Ballew Motor Company on a low bid of \$1,855.38.

The question of purchasing a certain piece of property from Mrs. Dean Tainter was discussed for the future opening of Logan Street, but no action was taken.

The following Resolution was unanimously adopted by the Board of Aldermen of the Town of Marion at the regular meeting held on Tuesday, November 8, 1960:

#### RESOLUTION

WHEREAS, Robert Wright Proctor, who served the Town of Marion as Town Attorney for more than thirty-four years, died on October 21, 1960; and

WHEREAS, the Mayor and each of the members of the Board wishes to acknowledge the great debt of gratitude due by the Town of Marion and by the members of this and preceding Boards of Aldermen to Mr. Proctor for his wise counsel and faithful service to the Town during the many years he served as Town Attorney; and

WHEREAS the Mayor and each member of this Board feels a deep sense of personal loss in the passing of a true friend and a distinguished and faithful servant of the people of the Town of Marion:

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen extend to Mrs. Proctor and the other members of Mr. Proctor's family their sincere and heartfelt sympathy in this time of bereavement and the grateful appreciation of the Town officials for his many years of outstanding service to this community.

BE IT FURTHER RESOLVED that this Resolution be spread upon the Minutes of this meeting, and that a copy be sent to Mr. Proctor's family.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*J.W. Streetman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF MCDOWELL  
TOWN OF MARION

December 7, 1960

The Board of Aldermen met in regular meeting Tuesday night, December 6th, with all members present with the exception of Alderman George Conley. Mr. E. P. Dameron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved.

The Manager was instructed to notify Mrs. R. W. Proctor and Mrs. Joseph L. Noyes that the Town would start billing them water at their residence as of February 1st. The Manager was also instructed to start billing City Schools for water used at all City Schools as of January 1, 1961.

Upon motion duly made and seconded and unanimously voted, it was decided that the City Hall office close as of Friday at 5:00, December 23rd until Wednesday morning December 28th for Christmas Holidays and the same bonus for the city employees that had been given for the past several years be given again this year.

Alderman D. Pat Davis, the City Attorney and the Manager were instructed to work out a satisfactory agreement with Mr. R. E. Taylor with reference to giving him roadway right-of-way across the Town's sewage treatment property.

Upon motion of Alderman Albert Neal, seconded by Alderman Hawkins and unanimously voted, it was ordered that the proposed Thorofare Plan prepared by the State Highway Commission not be adopted due to a great deal of opposition to it.

Upon motion of Alderman Hawkins, seconded by Alderman Jump and unanimously voted, the following Ordinance was adopted:

*AN ORDINANCE REGULATING SOLICITORS, PEDDLERS, HAWKERS, ITINERANT MERCHANTS OR TRANSIENT VENDORS OF MERCHANDISE IN THE TOWN OF MARION: DECLARING IT TO BE A NUISANCE FOR THOSE ENGAGING IN SUCH PURSUITS TO GO IN OR UPON PRIVATE RESIDENCES WITHOUT HAVING BEEN REQUESTED OR INVITED TO DO SO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITHE.*

BE IT ORDAINED by the Board of Aldermen of the Town of Marion, North Carolina:

SECTION 1. The practice of going in and upon private residences in the Town of Marion, North Carolina, by solicitors, peddlers, hawkers, itinerant merchants or transient vendors of merchandise not having been requested or invited so to do by the owner or owners, occupant or occupants of said private residences for the purpose of soliciting orders for the sale of goods, wares and merchandise and/or disposing of and/or peddling or hawking the same is declared to be a nuisance and punishable as such nuisance as a misdemeanor.

SECTION 2. The provisions of this ordinance shall not apply to the sale, or soliciting of orders for the sale of milk, dairy products, vegetables, poultry, eggs and other farm and garden produce so far as the sale of the commodities named herein is now authorized by law.

SECTION 3. Any person violating the provisions of this ordinance shall be guilty of a misdemeanor subject to a fine not to exceed fifty dollars (\$50) or imprisonment not to exceed thirty (30) days in the discretion of the court as provided by Section 4, Chapter 14 of the General Statutes of North Carolina.

SECTION 4. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Adopted this 6th day of December, 1960.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
Clerk

*J.W. Streetman Jr.*  
MAYOR

*J.W. Streetman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

November 15, 1960

The Board of Aldermen met in regular session Tuesday, November 8 th, at 7:00 P. M. with all Members present. Mayor J.W. Streetman, Jr. presided.

The Manager read a letter to the Board from Mrs. Marshall Dark thanking them for the assistance they had given them to the Girl Scouts and permitting them to use a portion of the water plant property as the camp site and grading the site and the entrance driveway.

Mr. R. E. Taylor came before the Board and asked that he be permitted to construct a road over the sewer plant property for access to his property which had been cut off by the construction of Interstate 40. After a great deal of discussion on this matter, it was decided to ask Mr. Taylor to try another way to his property other than over the city property.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard Hawkins, and unanimously voted, it was ordered that Mr. E. P. Demeron be designated as city attorney rather than the firm of Proctor and Demeron due to the recent death of Mr. Proctor.

Bids were opened on the purchase of a 1961 Model Police Special Automobile. The bids were as follows:

	Price	Trade-In 1958 Chev.	Net
Chevrolet	\$ 2,955.55	\$ 1,712.17	\$ 1,243.38
BUick	3,338.33	1,300.91	2,031.39
Dodge	2,890.30	1,001.30	1,889.00
Ford	2,376.42	800.00	1,576.42
Rambler Ambassador	3,126.75	1,363.30	1,763.45
Mercury	2,187.15	100.00	2,087.15
Pontiac	3,436.32	1,311.76	2,021.56

Upon motion of Alderman Albert S. Neal, seconded by Alderman George L. Conley, and unanimously voted, it was ordered that a Chevrolet be purchased from Ballou Motor Company on a low bid of \$1,243.38.

The question of purchasing a certain piece of property from Mrs. Dean Tainter was discussed for the future opening of Logan Street, but no action was taken.

The following Resolution was unanimously adopted by the Board of Aldermen of the Town of Marion at the regular meeting held on Tuesday, November 8, 1960:

#### RESOLUTION

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WHEREAS, the Mayor and each of the members of the Board wishes to acknowledge the great debt of gratitude due by the Town of Marion and by the members of this and preceding Boards of Aldermen to Mr. Proctor for his wise counsel and faithful service to the Town during the many years he served as Town Attorney; and

WHEREAS the Mayor and each member of this Board feels a deep sense of personal loss in the passing of a true friend and a distinguished and faithful servant of the people of the Town of Marion:

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen extend to Mrs. Proctor and the other members of Mr. Proctor's family their sincere and heartfelt sympathy in this time of bereavement and the grateful appreciation of the Town officials for his many years of outstanding service to this community.

BE IT FURTHER RESOLVED that this Resolution be spread upon the Minutes of this meeting, and that a copy be sent to Mr. Proctor's family.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*McSheelman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

December 7, 1960

The Board of Aldermen met in regular meeting Tuesday night, December 6 th, with all members present with the exception of Alderman George Conley. Mr. E. P. Demeron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved.

The Manager was instructed to notify Mrs. R. W. Proctor and Mrs. Joseph L. Noyes that the Town would start billing them water at their residence as of February 1st. The Manager was also instructed to start billing City Schools for water used at all City Schools as of January 1, 1961.

Upon motion duly made and seconded and unanimously voted, it was decided that the City Hall office close as of Friday at 5:00, December 23 rd until Wednesday morning December 28 th for Christmas Holidays and the same bonus for the city employees that had been given for the past several years be given again this year.

Alderman D. Pat Davis, the City Attorney and the Manager were instructed to work out a satisfactory agreement with Mr. R. E. Taylor with reference to giving him roadway right-of-way across the Town's sewage treatment property.

Upon motion of Alderman Albert Neal, seconded by Alderman Hawkins and unanimously voted, it was ordered that the proposed Thorofare Plan prepared by the State Highway Commission not be adopted due to a great deal of opposition to it.

Upon motion of Alderman Hawkins, seconded by Alderman Jump and unanimously voted, the following Ordinance was adopted:

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BE IT ORDAINED by the Board of Aldermen of the Town of Marion, North Carolina:

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SECTION 3. Any person violating the provisions of this ordinance shall be guilty of a misdemeanor subject to a fine not to exceed fifty dollars (\$50) or imprisonment not to exceed thirty (30) days in the discretion of the court as provided by Section 1, Chapter 14 of the General Statutes of North Carolina.

SECTION 4. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Adopted this 6 th day of December, 1960.

*McSheelman Jr.*  
MAYOR

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
Clerk

*McSheelman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

January 4 th, 1961

The Board of Aldermen met in regular meeting January 3 rd with all members present with the exception of Alderman Albert M. Neal. The Minutes of the previous meeting were read and approved.

The Manager stated to the Board consideration would have to be given to establishing a service charge to Washington Mills inasmuch as that they would be ready to process goods within the next sixty to ninety days.

The question of I-40 traffic would be routed up Main Street was discussed with the Mayor and Mr. Franklin with the Highway Department had led him to believe that the Highway Department might bear the cost of installing a secondary controller at the intersection of Main and State Streets, but that "No Parking" signs would have to be borne by the Town.

Upon motion duly made and seconded, it was ordered that a street light be installed on Glenview Street near the west end.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*John Franklin Jr.*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

February 8, 1961

The Board of Aldermen met in regular meeting with all members present with the exception of Alderman Albert M. Neal February 7 th, 1961. The Minutes of the previous meeting were read and approved.

It was agreed that all the recommendations made by the North Carolina State Highway Department as to traffic changes due to I-40 being routed through Rutherfordton Road and Main Street would be carried out with the exception of no parking on the West side of Main Street from Rutherfordton Road to Crawford Street.

*THE R.R.*  
Upon motion of Alderman Howard T. Hawkins, seconded by Alderman George L. Conley and unanimously voted, it was ordered that all members of the Fire Department be brought under the North Carolina Firemen's Pension Fund and that the Town would pay the premiums retroactive to the beginning date of this system in order to give each fireman full benefit of prior year service and it was further agreed that in the event that any fireman leaving the department would be entitled to receive his proportionate share of money paid into the system by the Town.

Upon motion of Alderman D. Pat Davis seconded by Alderman Howard T. Hawkins and unanimously voted, all prior year taxes charged to C. J. Henline including 1958 and back be charged off, and that in exchange that C. J. Henline had deeded to the Town of Marion a right-of-way for Summitt Street, a copy of said deed is on file in the Town Clerk's Office and recorded in the Office of the Register of Deeds of McDowell County.

The Manager was instructed to work up a sewer service charge to be charged to Washington Mills Company for treating their domestic and industrial waste.

It was agreed to grant the N. C. Civil Defense Agency the use of two rooms in the City Hall for Office space rent free.

An agreement was reached between Mr. R. E. Taylor and the Town with reference to the sale or exchange of land adjoining the sewage treatment plant property. Due to the construction of I-40 Mr. Taylor's property was cut off from access to main highway or road and he approached the Board of Aldermen with reference to exchange of a piece of property in order to give him an outlet from his property. The City Attorney advised the Board of Aldermen that in his opinion that it would be unlawful to trade property but that in his opinion if the property that Mr. Taylor owns could be advertised and sold at public auction that the Town could buy back an equal amount of land that would be no advantage to the Town than the piece sold to Mr. Taylor. This procedure was carried out according to the law under the direction of the City Attorney and the public sale was held on January 21 st and the deeds to the respective pieces of property were exchanged and it was the Board's feeling the exchange was an advantage to the Town inasmuch as they acquired property nearer the disposal plant than the property that was traded to Mr. Taylor.

The question of the merchants in Town developing off-street parking was discussed

and the Board went on record as being willing to assist in this project as far as they could legally do so.

There being no further business, the meeting adjourned.

*John Franklin Jr.*  
MAYOR

*Reece C. Snyder*  
CLERK

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

March 8, 1961

The Board of Aldermen met in regular meeting Tuesday, March 7 th, 1961, with all members present. Mr. E. P. Dameron, Town Attorney, was also present.

Mr. Hugh F. Beam, Superintendent of Marion City School Unit, appeared before the Board with reference to water accounts at all City Administrative School Units and asked that inasmuch as the Town was carrying on a summer recreational program at two of the city schools that through this program certain expenses were incurred and he wondered if the Town would furnish water at no cost. After some discussion the Board agreed that this request be granted and that the Manager notify Mr. Beam by letter of their decision and request that they keep their plumbing fixtures in good condition in order to keep their water use at a minimum.

It was brought to the Board's attention that Mr. W. W. Suttle, who had previously been employed to collect delinquent taxes, was planning to start garnishee proceedings on all delinquent taxes in the very near future and this was agreeable to the Board.

The question of grading and other use of the city street property on Robert Street adjacent to the First Methodist Church property was discussed and this was referred to the discretion of the Street Committee and the Manager.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Frank H. Jump, and unanimously voted, the following Resolution with reference to the coming city election was adopted.

#### RESOLUTION

A RESOLUTION BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION CALLING A REGULAR ELECTION FOR THE PURPOSE OF ELECTING A MAYOR AND FIVE (5) MEMBERS OF THE BOARD OF ALDERMEN.

BE IT RESOLVED by the Board of Aldermen of the Town of Marion that, in accordance with the General Laws of the State of North Carolina, the Board of Aldermen hereby calls for an election to be held in the Town of Marion on Tuesday, May 2, 1961, the same being the first Tuesday after the first Monday in May, the date established by law for said election. Said election shall be conducted for the purpose of electing a Mayor and Five (5) Members of the Board of Aldermen by the voters of the Town. The Mayor and each Member of the Board of Aldermen shall be elected to hold office for a term of Two (2) Years, and until their successors are elected and qualified.

BE IT FURTHER RESOLVED that the polling place shall be in the City Hall in the Town of Marion.

BE IT FURTHER RESOLVED that Mrs. Julia M. Stanley, 300 Lincoln Avenue, Marion, N. C., be and is hereby appointed as Registrar; that Robert E. James and Mrs. C. R. Craig be and they are hereby appointed the Judges of said election.

BE IT FURTHER RESOLVED that all persons eligible to vote in the Town, as defined by general law, shall be eligible to register and vote in the election herein called.

BE IT FURTHER RESOLVED that the Registrar be and he is hereby directed to open the registration books for the purpose of recording therein the names of all persons eligible to be registered who did not register for the last preceding municipal election.

BE IT FURTHER RESOLVED that the Registrar shall open said books at 9:00 A. M., on Saturday, April 15, 1961, and shall keep said books open each day for seven (7) days, excluding Sunday, for the registration of any new electors entitled to register from 9:00 A. M. until 5:00 P. M., except on Saturdays, when the books shall remain open until 9:00 P.M.

BE IT FURTHER RESOLVED that Saturday, April 22, 1961, shall be designated

as Challenge Day, and that any person desiring to challenge any name included in said registration books shall on this day advise the Registrar and Judges of this fact. The Registrar and Judges shall thereupon set a date and a time for the hearing of the challenge, but said date shall be prior to Monday, May 1, 1961.

BE IT FURTHER RESOLVED that all persons who desire to become candidates shall file a notice of their candidacy with Reece C. Snyder, City Clerk of the Town of Marion on or before twelve o'clock Noon April 22nd, 1961.

BE IT FURTHER RESOLVED that this resolution shall be published in a newspaper having general circulation in the Town of Marion or shall be posted at the City Hall.

The foregoing resolution was unanimously adopted by the Board of Aldermen.

Adopted March 7th, 1961.

Upon motion duly made and seconded, it was ordered that a street light be installed in the middle of the block on Gilkey Street between Oak and Court Streets.

There being no further business, the meeting adjourned.

*D. H. Hawkins Jr.*  
MAYOR

*Reece C. Snyder*  
CLERK

\*\*\*\*\*  
STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

April 5, 1961

The Board of Aldermen met in regular meeting Tuesday, April 4th, 1961, with all members present. The Minutes of the previous meeting were read and approved.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was agreed that Mr. Delon Hawkins be permitted to connect a two-inch water line to the Mackey Creek water main and extend it 2700 feet to his property provided he secure the necessary right-of-way from a Mr. Davis, deed right-of-way across his property, construct a two-inch line under the Town's supervision and deed it to the Town and meet certain other requirements as required.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, the following Sundry Accounts were ordered charged off: Sam Harris, \$10.00; R. A. Hollifield, \$9.50; Harrison Long, \$13.20; Willie McMahan, \$14.00; W. H. Silvers, \$19.50-- Total \$66.20.

Upon motion of Alderman Albert M. Neal, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that 1960 Tax Sales be advertised beginning May 15th, 1961 and be sold June 12th, 1961.

Upon motion duly made and seconded, it was ordered that a street light be installed on the East end of Glenview Street near the city limits.

After some discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman Albert M. Neal and voting yes: Alderman Davis, Neal, Conley, Jump and Hawkins; voting no: NONE, it was agreed that a piece of property on West Henderson with 86-foot frontage owned by Mrs. Dean Tainter be purchased from her for the amount of \$25,000.00 and that either five or six thousand dollars be paid down and that the remaining amount be paid within three years.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*D. H. Hawkins Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

April 22, 1961

A Special Meeting was held at 5:00 P. M. April 21st, 1961, for the purpose of opening bids and awarding a contract for a Police Special Automobile to replace a wrecked car. All Members were present with the exception of Alderman George L. Conley.

After bids were opened and after considerable deliberation and upon motion of Alderman Howard T. Hawkins, seconded by Alderman F. H. Jump and unanimously voted, it was ordered that the contract be awarded to East Court Motor Company in the amount of \$1,981.86 plus trade-in of the wrecked Pontiac.

Bids were as follows:

	PRICE	LESS TRADE-IN	NET
Pontiac	\$3,336.32	\$1,357.16	\$1,981.86
Chevrolet	3,224.93	1,261.17	1,963.76
Buick	3,368.88	1,168.88	2,200.00
Dodge	2,966.20	1,053.30	1,912.90
Rambler Amb.	3,102.15	1,177.15	1,925.00

There being no further business, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

*D. H. Hawkins Jr.*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 3, 1961

The Board of Aldermen met in regular meeting Tuesday, May 2nd, 1961, with all Members present. The Minutes of the previous meeting were read and approved.

The Manager stated to the Board that he had a number of discussion with Mrs. Hall on State Street with reference to acquiring right-of-way for widening State Street immediately behind the Masonic Lodge Building and that her latest price for this right-of-way was \$1,800.00. After some discussion the Manager was instructed to notify Mrs. Hall that the Board felt that the Town could not pay any where near this figure for this ten-foot right-of-way.

The Manager was instructed to see if he could speed up the removal of the dwelling the Town had purchased from Mrs. Tainter on Henderson Street in order to proceed with the construction of the parking lot.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman George L. Conley and unanimously voted, it was ordered that the contract for auditing the city accounts for the year ending June 1961 be awarded the firm of Ernst & Ernst in the amount of \$1,000.00.

Upon motion duly made and seconded, it was ordered that a no parking zone be created and the proper signs be erected in the following two locations: on East Court Street in front of the Lance Esso Station and on the South side of State Street from South Madison Avenue to the Railroad.

While the Board was in Session, Mrs. Julia Stanley, Registrar for the City Election held on this date, came before the Board and certified to them that the present Mayor and the Board of Aldermen had been re-elected. The tabulation of the votes are as follows:

Mayor:	J.W. Streetman, Jr.----273
	Harry Hasskamp----- 3
Aldermen:	George L. Conley--274
	D. Pat Davis-----268
	Howard T. Hawkins-----275
	F. H. Jump-----270
	Albert M. Neal.....273
	Johnny Field----- 1
	Phillip Laughridge--- 2
	D. C. Martin ----- 1
	Dula Hawkins----- 1
	Clyde Bobo ----- 1
	J. Neal Morris----- 7

The Mayor notified the Board that he would call a Special Meeting in the very near future for the Mayor and the Board Members to take the oath of office.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

*Troy Davidson*  
MAYOR

STATE OF NORTH CAROLINA  
MCDOWELL COUNTY  
TOWN OF MARION

May 9, 1961

The Board of Aldermen met in a call meeting May 9, 1961, the purpose of this meeting being to have the oath of office administered.

Robert G. Jarrett, administered the following oaths of office.

I, J. W. Streetman, Jr., do solemnly swear that I will diligently endeavor to perform faithfully and impartially, according to my best skill and ability all the duties of the Office of Mayor of the Town of Marion, while I continue therein; and I will cause to be executed, as far as in my power, all the laws, ordinances and regulations for the government of the Town of Marion, and in the discharge of my duties do equal justice in all cases whatsoever; so help me God.

*Troy Davidson*  
AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME, this 9 day of May, 1961.

*Robert G. Jarrett*  
AFFIANT

We, the undersigned, duly elected Members of the Board of Aldermen of the Town of Marion, do solemnly swear that we will duly and impartially perform the duties of Aldermen of the Town of Marion, according to our best skill, ability and judgment, so help us God.

*D. J. Davis*  
AFFIANT

*T. H. Jump*  
AFFIANT

*Howard T. Hawkins*  
AFFIANT

*John Conley*  
AFFIANT

*Clark M. Neal*  
AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME, this 9th day of May, 1961.

*Robert G. Jarrett*

June 7, 1961

STATE OF NORTH CAROLINA  
COUNTY OF MCDOWELL  
TOWN OF MARION

The Board of Aldermen met in a regular meeting Tuesday, June 6th, 1961, with all members present. Messrs. Troy Davidson and Billie Joe Davidson appeared before the Board with reference to their operation of a Tasty Crems establishment and a service truck. After some discussion it was the Board's decision to permit Mr. Davidson to operate the truck in question on a trial basis until the July meeting of the Board of Aldermen and that his privilege license would be \$ 25.00 per year covering both the place of business on East Court Street and the truck.

A delegation from the First Methodist Church came before the Board with reference to street lights on the North side of Robert Street in front of the new Methodist Church and asked that they be removed. The Manager stated to the Board and the Committee his understanding of the situation that now existed and then asked Mr. Frank Yarbrough, Manager of Duke Power Company, to express his views on the matter. After some discussion and after Mr. Yarbrough had read the letter from Mr. Hugh Beam, Superintendent of City Schools, it was agreed that the poles and lights be removed and that a pole and light be installed on the South side of Robert Street, one near the Mack Jay residence and the other one just East of the driveway traversing the school building and that no poles or lights be erected directly in front of the school or in front of the church.

The Manager read a letter from Mr. Hugh Beam, Chairman of the Local Draft Board, in which he requested that the Town install the necessary wiring to permit the use of an air conditioning unit in the Draft Board Office and after some discussion it was decided that the Board would abide by the original agreement that was reached when the offices were first rented whereby if the draft board desired air conditioning they would have to run the necessary electrical lines at their expense.

Upon motion duly made and seconded it was ordered that two hour parking restrictions be enforced and proper signs be installed in front of McDowell Building & Loan Office on North Main Street.

The question of the cost of the Fire Department was discussed, it being brought out approximately 80% of the fire calls were outside the city limits and that the County was paying only a small portion of operating the Fire Department and it was decided that the Manager arrange for a joint meeting of the Board of Aldermen and the Board of County Commissioners to discuss this matter and ask that the County pay a nearly equitable amount for services rendered.

Upon motion duly made and seconded, it was ordered no parking be enforced and proper signs erected on the South side of Rutherford Road around the curve near the intersection of Virginia Avenue.

Upon motion of Alderman Davis and seconded by Alderman Conley and unanimously voted Reece C. Snyder was appointed Tax Collector and Treasurer.

A request had been made to Mayor Streetman for a street light on Airport Road near Rose's Chapel Church was denied due to the fact that this church was outside the city limits.

The Manager presented the proposed budget for the fiscal year 1961-62 and after some discussion and upon motion of Alderman Neal seconded by Alderman Davis and voted unanimously, it was ordered that all city employees be granted a ten per cent increase, or to the nearest cent to one per cent on the hourly wages or nearest to ten per cent on the monthly salaries. After the above motion was made, Alderman Conley made the motion, seconded by Alderman Hawkins that the Budget for the fiscal year 1961-62 and the Ordinance regulating Schedule B License as adopted for the previous year be adopted. Voting Yes: Alderman Davis, Neal, Jump, Hawkins and Conley. Voting No.: None.

ORDINANCE  
AN ORDINANCE TO SET UP AND REGULATE A SCHEDULE B LICENSE TAX IN THE TOWN OF MARION, N. C., FOR THE FISCAL YEAR 1961-62.

Upon motion of Alderman Conley, seconded by Alderman Hawkins and unanimously voted, a Schedule B License Tax as adopted in the previous years and the same as appears on pages 325 and 326 of the Minute Book of the Town of Marion is hereby adopted for the current fiscal year.

"AN ORDINANCE ADOPTING THE BUDGET FOR THE FISCAL YEAR 1961-1962."

Upon motion of Alderman Conley and seconded by Alderman Hawkins, and voting Yes:  
Alderman Davis, Conley, Neal, Jump and Hawkins. Voting No: None.

Be it ordained by the Board of Aldermen of the Town of Marion, North Carolina:

SECTION 1. APPROPRIATIONS. The following amounts are hereby appropriated for the operation of the town government and its activities for the fiscal year beginning July 1, 1961, and ending June 30, 1962, according to the following attached schedules:

SECTION 2. ESTIMATED REVENUES. It is estimated that the following revenues will be available during the fiscal year beginning July 1, 1961, and ending June 30, 1962, to meet the foregoing appropriations, according to the following attached schedules:

SECTION 3. TAXES LEVIED. There is hereby levied the following rates on tax on each one hundred dollars (\$100) valuation of taxable property, as listed for taxes as of January 1, 1961, for the purpose of raising the revenue from Current Year's property tax, as set forth in the foregoing estimates of revenue, and in order to finance the foregoing appropriations:

GENERAL FUND (for the general expenses incident to the proper government of the town).....\$ 1.05  
DEBT SERVICE FUND (for the payment of interest and principal on outstanding debt) .....\$ .40  
TOTAL RATE per \$100 of valuation of taxable property .....\$ 1.45

Such rates of tax are based on an estimated total assessed valuation of property for purposes of taxation of \$ 8,323,635.00, and an estimated rate of collections of 92%.

Section 4. POLL TAX. There is hereby levied a poll tax of \$1.00 on all male persons between the ages of 21 and 50, unless exempt as provided by law, for the purpose of raising the revenue from Current Year's Poll Tax, as set forth in the foregoing estimates of revenue, and in order to finance the foregoing appropriations.

Section 5. DISTRIBUTION. Copies of this ordinance shall be furnished to the Treasurer and Accountant of the Town of Marion, to be kept on file by them for their direction in the disbursement of funds.

Adopted this 6 th day of June, 1961.

*W. M. Nathan Jr.*  
Mayor, Town of Marion

Attest:

*Conce C. Snyder*  
Clerk, Town of Marion

There being no further business, the meeting adjourned.

*W. M. Nathan Jr.*  
MAYOR

*Conce C. Snyder*  
CLERK

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION  
July 26 th, 1961

The Board of Aldermen met in a special meeting Tuesday, July 25 th, at 7:30 P.M. This meeting was to replace the regular meeting scheduled for Tuesday, July 4 th, which was not held due to a lack of a quorum. All members were present. The Minutes of the previous meeting were read and approved.

Upon motion of Alderman Neal and seconded by Alderman Jump, it was ordered that the following taxes be charged off, the reason being that a great number of them were picked up through error and is outside the city limits and for other various reasons.

1960: W.S.Bradford.....\$ 9.56  
Billy Clontz..... 4.12  
Carthel Cuthbertson.... 2.45  
James Ellington..... 11.44  
James W. Hunter..... 8.99  
Galen Mace..... 5.22  
Mrs. James Poteat..... \$ 9.57  
Nova Ragan..... 1.00 Poll  
Arthur Ray Sisk..... 12.09  
Boyd S.Stacey..... 3.63  
Fred Homer Washburn..... 29.64  
Phyllis Curtis..... 10.73  
Francis Garrison..... 5.22  
\$113.66

1959: Thomas Woodrow Brown.....\$ 7.21 Arthur Ray Sisk..... 4.48 Starlin Sowers..... 2.19 \$ 20.88	1958: Arthur Ray Sisk..... \$ 5.93 Starlin Sowers..... 9.19 \$ 15.12
1957: West Henderson St. Cafe....\$ 10.27 Cecil C. Webb..... 6.73 \$ 17.00	1956: Cecil C. Webb..... \$ 7.21
1955: Bobby L. McKinney..... \$ 3.89 Starlin Sowers..... 1.00 Hilliard Ward..... 15.23 Cecil C. Webb..... 6.58 \$ 26.70	1954: Wm. Herman Condrey...\$ 7.05 Starlin Sowers..... 1.00 \$ 8.05
1953: John D. "Willis"..... \$ 1.00 Sanford D.Webb.TS..... 12.75 Gene L. Simmons..... 16.23 James Buff..... 5.21 Chas. E. Bolick..... 21.97 Cecil's Men's Wear..... 17.78 L & M Cafe..... 13.86 Marion Transport. Co.... 186.76 \$ 338.56	1952: Cecil Webb..... \$ 4.34 Tom Hollifield..... 43.86 Gene L. Simmons..... 18.26 \$ 66.46
1951: Walter Pyatt..... \$ 11.74 Frank Anderson..... 1.00 James Buff..... 7.38 J.E.Bugg....TS..... 1.45 W.E.Edgins..TS..... 15.66 Jack E. Houck..... 12.18 John D. "Willis"..... 12.17 \$ 61.58	1950: Kenneth E. Bowman....\$ 4.19 Bradley & Bradley.... 75.55 J.E.Bugg....TS..... 1.45 Frank J. Hall..... 38.34 Wanda Seeman Lipp.TS 2.90 Mrs.Annie Robinson.TS. 1.57 Calvin Thomas..... 1.71 Cecil Webb..... 3.61 W.E.Edgins....TS..... 15.66 \$ 144.98
1949: J.E.Bugg....TS..... \$ 1.50 Doll H.Long..... .38 Mrs. Annie O'Donnells 1.50 Royal Cafe..... 52.50 Cecil Webb..... 1.08 Brooks Westmoreland... 20.40 \$ 77.36	1948: Royal Cafe..... \$ 52.50 Thurston Simmons.... 4.98 G.Brooks Westmoreland.. 13.50 \$ 70.98

A request from Mrs. Carl Jimerson on Washington Street for sewer service was denied on the grounds that an old ordinance requires that if your property is within three hundred feet of the sewer that you connect at your own expense.

Upon motion duly made and seconded, the Manager was appointed to represent the Town of Marion on the Western North Carolina Regional Planning Commission.

Upon motion of Alderman Davis, seconded by Alderman Jump and unanimously voted, it was ordered that the sewer service charge for all individual outside sewer services be 100% of the water bills, this does not apply to Cross Cotton Mill and Marion Manufacturing Company; and it was not stated clearly what should be done in case that an individual was on the sewer line but was not using city water. (See page 590, 591 & 592)

It was brought to the Board's attention that Mr. R. J. Seagle of State Street, outside the city limits, had requested that he be permitted to tap to the sewer line and it was the Board's ruling that the above paragraph hold in his case, 100% of the water bill plus the regular tapping fee and his running and maintaining his line to the main sewer line.

The Manager stated that Billie Joe Davidson had asked if it would be possible for the Tastee-Freez that he and his father operate to be put on a special or reduced water rate. It was the decision of the Board that he could not and that the regular prevailing rate would apply.

It was brought to the Board's attention that a Mr. Church at 910 Oak Street who is now using a septic tank at his residence had requested that a sewer line be installed in order for him to be able to connect. It was the feeling of the Board that inasmuch as Mr. Church's septic tank was not giving him trouble, the Town would not honor his request, due primarily to the fact that it would have to obtain right-of-way across private property to run a line from Oak Street to East Court Street.

The Manager was instructed to find out if it would be possible for the Town of Old Fort to pay the cost of operating a portion of the two-way radio operated by the City-County inasmuch as the Town of Old Fort is making use of these facilities.

The Manager stated to the Board that he had had another request for air conditioning in the Draft Board offices of the City Hall. The Board's decision was that they would still hold to their original agreement and in the event the Draft Board installed the unit they would have to install it at their own expense and the rent would be \$ 5.00 per month additional.

It was decided that the Board would wait until their next regular meeting deal with the offices recently vacated by the Library at the Community Building.

Upon motion of Alderman Hawkins, seconded by Alderman Davis and unanimously voted, it was ordered that one-hour parking meters be installed on the West side of Logan Street from Fort Street to the Post Office Driveway.

There being no further business, the meeting adjourned.

*Reese C. Snyder*  
Clerk

*J. H. Shubert Jr.*  
Mayor

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

August 15, 1961

The Board of Aldermen met in a regular meeting Tuesday, August 8th, 1961, with all members present. The Minutes of the previous meeting were read and approved.

The charges for outside <sup>SERVICE</sup> sewer connections were again discussed, and it was the unanimous opinion of the Board that beginning with the September 1st, 1961, billing that all individual outside sewer connections be charged 100% of their water bill and that in case the user did not use city water that their sewer service charge would be a flat \$ 3.00 per month. It was also ruled by the Board that hereafter no sewer connections be permitted unless the customer used city water. (See bottom page 59/4 top 592.)

It was agreed that the Town run storm sewer to the new site of the Drive-In Bank and a section on Broad Street to take care of surplus water.

It was agreed by the Board to permit the troop leaders of the Girl Scouts to use one room in the Community Building recently vacated by the Library for office space and meetings on temporary basis or until such time as the Town found other use for it.

The Manager read a letter from the Selective Service General Service Administrator asking if the Town would be willing to install at their expense air conditioning for the Draft Board Office and increase the monthly rental. After some discussion, it was agreed the Town would install a 3/4 ton air conditioning unit provided that the Government Officials were willing to pay a monthly rent of \$ 75.00 and to continue the lease on the same basis that it now is.

It was agreed by the Board to assist with city labor and equipment in developing an all-day parking lot on the East side of Garden Street between Court Street and the railroad and owned by the Blanton Estate.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, the following action was taken: Upon recommendation of the City School Board, the Board of Aldermen of the Town of Marion appointed Jack Noyes to replace Joe Noyes as a member of the City School Board for a term to expire , 1963; and appointed Jack Ballew to fill the vacancy created by the resignation of Mrs. B. M. Eckerd, his term to expire in , 1964.

The Manager was instructed to contact the City Attorney E. P. Dameron to work out an agreement for acquiring a right-of-way of the sewer outfall lines across the property of Mr. F. D. Glenn at the intersection of 221 and 226. <sup>south</sup>

Alderman George L. Conley stated to the Board that he found it necessary to resign from the City Board inasmuch as he was moving out of Marion on the following day. The Mayor expressed to Mr. Conley his regrets that he found it necessary to resign from the Board and expressed to him appreciation of his faithful service he had rendered to the Board of Aldermen.

It was agreed to appoint Mr. Ray N. Simmons to fill out the unexpired term vacated by Mr. Conley.

There being no further business, the meeting adjourned.

*Reese C. Snyder*  
Clerk

*J. H. Shubert Jr.*  
Mayor

STATE OF NORTH CAROLINA  
MCDOWELL COUNTY  
TOWN OF MARION

I, the undersigned, duly appointed Member of the Board of Aldermen of the Town of Marion, do solemnly swear that I will duly and impartially perform the duty of Alderman of the Town of Marion, according to my best skill, ability and judgment, so help me God.

*Raymond N. Simmons*  
AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME, this 5th day of <sup>Sept</sup>, 1961.

*Robert G. Jarrett*  
O.S.C.

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STATE OF NORTH CAROLINA  
MCDOWELL COUNTY  
TOWN OF MARION

September 6, 1961

After the oath of office was administered to Mr. Ray N. Simmons by Robert G. Jarrett, Clerk of Superior Court, the Mayor called the Board to order and asked that the minutes of the previous meeting be read which were approved as read.

All members were present with the exception of Alderman Howard T. Hawkins.

After some discussion and upon motion of Alderman Albert Neal, seconded by Alderman D. Pat Davis and unanimously voted, the following Resolution was unanimously adopted.

"On motion duly made and seconded the following Resolution was unanimously adopted:

WHEREAS, considerable confusion has arisen as to the date of expiration of the terms of various members of the Marion City School Board, due to the death and resignation of various members of said Marion City School Board in the past years, and the manner of making interim appointments to fill the unexpired terms of such members as have died or resigned.

AND WHEREAS, the Board of Aldermen is of the opinion that the time of expiration of each of said members should be definitely fixed and determined;

AND WHEREAS, the Board of Aldermen is further of the opinion that all future appointments to the membership of said Marion City School Board should be for a term not exceeding two years;

AND WHEREAS, after a study of the minutes of the various meetings of the Board of Aldermen relative to the making of interim appointments, it has been determined that the terms of office of said various members of said Marion City School Board expire at the times hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED:

1. That the term of office of Eugene Cross, Jr., Joseph R. Shirley and Jack Ballew, as members of the Marion City School Board, expire on the 1st day of May, 1963;
2. That the term of office of Mrs. Doris Burgin and S. R. Perkins, as members of the Marion City School Board, expire on the 1st day of May, 1964;
3. That the term of office of Jack Noyes and Robert W. Twitty, as members of the Marion City School Board, expire on the 1st day of May, 1965;
4. That upon the expiration of the aforesaid terms of office, all future appointments to the Marion City School Board shall be for a term of two years;
5. That all ordinances and resolutions heretofore adopted relative to appointments made to the membership of Marion City School Board which in any way conflict with this Resolution, and any and all ordinances and resolutions heretofore adopted providing for the length of the term of appointments to the membership of Marion City School Board, which in any way conflict with the foregoing Resolution are hereby repealed and declared null and void."

The Manager brought to the Board's attention the action taken at the August meeting with reference to the charge for sewer service on outside connections and upon motion duly made and seconded this section was amended to read that the sewer service charge for service stations located outside the city limits which use city water and which were on

city sewer should pay a flat monthly charge of \$5.00 per month and it was ordered that \$30.10 be refunded to the Mt. Ida Service Station for September 1 st billing sewer charge. (see page 570)

The question of running a 6" water line to the city limits on Airport Road was discussed and it was the decision of the Board of Aldermen that when it became necessary and practical to do so that the Town would extend a 6" water line from Montevista Avenue on the Airport Road to the City Limits.

The Manager was instructed to contact the Regional Planner of the N. C. State Highway Commission and ask them to make further studies and recommendations on our proposed thoroughfare plan.

The Mayor Appointed Alderman Simmons to serve on the Firemen's Relief Fund Committee to replace Alderman George L. Conley, and also appointed him to the Cemetery Committee and Building Committee.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

*W. H. Hildebrand*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

October 18, 1961

The Board of Aldermen met in a special meeting Tuesday, October 17 th, 1961. This meeting was to replace the regularly scheduled meeting of October 3 rd, 1961, which was not held due to the lack of a quorum.

The Minutes of the previous meeting were read and approved. It was agreed that a street light be installed on New Street Extension near the home of Mr. Fred Williams.

It was agreed that Alderman D. Pat Davis and the Manager discuss with Mr. S. W. Blanton and Mr. Albert Hewitt the parking situation on Depot Street; and if it were agreeable to the parties concerned, to make parallel parking on the East side of Depot Street.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that \$13,000.00 fire insurance be taken out on the City Library Building, this being 8% co-insurance and the contract be awarded to McDowell Insurance Agency.

The Manager stated to the Board that Mr. Bruce Hildebrand, local Manager of Drexel Furniture Company, had requested that inasmuch as they had provided an additional parking lot to their employees that the Town put restrictions on parking on the South side of Blue Ridge Street. This request was granted.

The Manager stated to the Board that Mr. Ray Simmons, who resides on Oak Street, had discussed with him the dog situation near his home and had requested that "No Parking" regulations be enforced on the East side of Oak Street from Clay Street to McDowell Street. The Mayor agreed that he would have the Police Department look into the dog situation and no action was taken on the "No Parking".

It was brought to the Board's attention that the Queen City Coach Company through their attorney, Mr. Paul Story, had adopted a resolution opposing the American Greyhound Bus Company's request to N. C. Utilities Commission to permit the Greyhound Bus Company to run a bus schedule from Morganton to Asheville. This proposed schedule would not be able to handle in state traffic but could deliver and pick up passengers in Marion coming into the state or out of the state. Upon motion of Alderman Albert Neal, seconded by Alderman Ray N. Simmons and unanimously voted, it was agreed to postpone any action on this matter until the November meeting with the thought in mind that in the meantime we might be approached by the Greyhound Bus Company.

Upon motion of Alderman Albert Neal, seconded by Alderman D. Pat Davis and unanimously voted, it was agreed that the Town pay the McDowell County \$2,000.00 for a set of tax maps properly indexed and identified, these maps to cover the greater Marion area and to show the city limits boundary.

Upon motion of Alderman Albert Neal, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that a proper resolution be drafted exempting the Town of Marion from the Sunday Blue Law.

It was brought to the attention of the Board that a representative from the Mt. Ida Gun Club requested permission to build and operate a pistol range in either the basement of the American Legion Building or the basement of the House Theatre. It was the Board's

decision that there is now an ordinance on the books which prohibits the discharging of fire arms in the city limits and this request was denied upon these grounds; however the Board stated that they would be glad to hear a representative from the Gun Club at a future date if they wanted to come before them.

It was agreed that the Town take over the parking lot on Railroad Street owned by the Blanton Estate for maintenance and supervision.

It was agreed that the Board would meet at 4:00 P. M. on Tuesday, November 7 th, to discuss with Mr. Billy Rose, Regional Planner, of the N. C. Planning Commission, the possibility of adopting the proposed thoroughfare plan.

The Board was informed that Mr. Ed Hendricks had requested permission to operate a skating rink in the second block of East Court Street in the building formerly occupied by Royal Tire Company and this request was granted with the exception that he should not operate on Sunday and that if the place of business became a nuisance and complaints were received from the general public that the Board would be forced to close him up under an existing ordinance.

A request from Rev. Fred E. DeArman, Pastor of East Marion Church of God, that the Church Parsonage be incorporated into the city was denied upon the grounds that a very very small part of their property was now inside.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
Clerk

*W. H. Hildebrand*  
Mayor

RESOLUTION

SUNDAY BLUE LAW

RESOLVED by the Board of Aldermen of the Town of Marion, North Carolina, in meeting assembled on OCTOBER 17, 1961:

I.

That the Town of Marion be, and it is hereby EXEMPTED from the Provisions of Chapter 1156 (Section One) of the Session Laws enacted by the General Assembly of North Carolina in its 1961 Session, said Provisions being codified as G.S. 14-346.2.

II.

This Resolution shall be effective immediately.

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

November 9, 1961

The Board of Aldermen met in a regular meeting Tuesday, November 7 th, at 7:30 o'clock P.M. All members were present with the exception of Alderman Albert M. Neal.

The Board of Aldermen had met with Mr. Billy Rose, Regional Planner of the North Carolina Highway Commission, for the purpose of reaching an agreement to revise the proposed thoroughfare plan in such a manner that it might be adopted.

At the regular meeting at 7:30 p. m. three representatives of the American Greyhound Bus Lines came before the Board and asked that they go on record as approving their petition to the N. C. Utilities Commission for franchise to operate buses over U. S. 70 from Morganton to Asheville. After these gentlemen left the meeting and some discussion and being aware the Queen City Coach Company had presented their side of the story, the Board went on record as to stay neutral in the matter and not make any recommendations either way.

The Manager stated that Mrs. Wyckoff of 743 State Street had asked that a storm sewer be installed in a ditch across her property, and it was the decision of the Board that at a later date when time and funds permitted they would consider this matter.

An agreement was reached between the Town and Hilltop House, Inc. as to a use and control of a 3" water line that the Hilltop House, Inc. had recently installed from the Nichols' line to Hilltop House, Inc., a record of this agreement being on file in the City Hall and recorded at the Register of Deeds of McDowell County.

The Manager was instructed to contact the Harwood Beebe Company and ask them to meet

with the Board at a later date to discuss entering into a contract with them to make plans and specifications for the enlargement of the sewage treatment plant.

The Manager was also instructed to contact Mr. Dameron, City Attorney, and ask him to make every effort to acquire the remaining property for the widening of State Street from Main Street to the Railroad.

The Board authorized the Manager to attend the International City Managers' Convention to be held in Miami, Florida, from November 26 th to November 29 th.

The Civil Defense Director was granted the use of an upstairs' office in the City Hall Building to be used in such manner as he sees fit until such time the City might need the office for further use.

There being no further business, the Meeting adjourned.

*J. W. Streetman N*

MAYOR

*Reece C. Snyder*

CLERK

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

December 6, 1961

The Board of Aldermen met in regular meeting Tuesday, December 5 th, with all members present. Mayor Streetman presided and the Minutes of the previous meeting were read and approved.

The question of enlarging the sewage treatment plant was discussed at length and upon motion of Alderman Howard T. Hawkins, seconded by Alderman D. Pat Davis and unanimously voted, the engineering firm of Harwood Beebe Company was authorized to make a study and preliminary proposals for an additional two million gallon per day addition to the present plan, and it was agreed upon completion and submission of the above that the Town pay the Harwood Beebe Company 1/12 of 6% of the estimated cost of this project, this amount to be applied to the total engineering cost when completion is made.

RESOLUTION

RESOLVED that the Town Manager, Reece C. Snyder, be, and he is hereby authorized to execute the application for a Federal Grant In Aid of construction of sewage treatment facilities for the Town of Marion, under Public Law No. 660, and that the said Town Manager be authorized to execute such other documents as may be necessary to make application for such Grant In Aid.

Upon motion duly made and seconded, the following ordinance was unanimously adopted:

AN ORDINANCE TO PROHIBIT THE POSSESSION AND DISSEMINATION OF OBSCENE MATTER OR LITERATURE IN THE TOWN OF MARION.

BE IT ORDAINED by the Board of Aldermen of the Town of Marion, North Carolina:

1. That it shall be unlawful for any person, firm or corporation to have in his, her, its or their possession for the purpose of sale, exhibition or dissemination, any obscene matter, literature or picture within the Town of Marion.

2. Any person, firm, or corporation knowingly or recklessly violating this Ordinance, shall be guilty of a misdemeanor.

3. For the purpose of this Ordinance, obscene matter, pictures or literature shall be anything declared obscene by the provisions of North Carolina General Statutes 14-189.1.

4. Every violation of this Ordinance shall constitute a separate offense.

5. This Ordinance shall be in full force and effect from and after its enactment and adoption.

ENACTED AND ADOPTED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA, THIS 6th DAY OF DECEMBER, 1961.

*Reece C. Snyder*

It was agreed that Mrs. Mills M. Craig be permitted to use a small triangular piece of city property adjoining her property on Park Avenue for beautification purposes in order to let her angle have a better appearance and that she and her husband be required to sign an agreement stating that they claim no permanent interest in this property and will release it to the Town upon request.

It was agreed to let the Superintendent of City Schools use an additional office on the second floor of the City Hall Building on a temporary basis, it being understood that he would vacate this office immediately upon request from the Town.

It was agreed that the City Hall would be closed from 5:00 P.M. December 22 nd until 8:00 A.M. December 27 th and that the Manager work out a suitable schedule for outside workers such as garbage collection, emergency and other necessary work in order that the normal functions on a limited basis be carried out during this period. It was also agreed that the same bonus be paid to city employees that has been paid for the past several years.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*

MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

January 3, 1962

The Board of Aldermen met in regular meeting Tuesday, January 2, 1962, with all members present with the exception of Alderman Albert M. Neal. The Minutes of the previous meeting were read and approved.

The question of making a change in the operation of the traffic signal at the intersection of Main and Henderson Streets was discussed. The Manager was requested to investigate the possibility and report back to the Board at a later date.

The Manager stated to the Board that Mr. Horace Adams, Manager of the local Washington Mills plant, had discussed with him the possibility of the company employing a person and having him deputized to direct traffic at the entrance to their mill. The Mayor suggested that the County Sheriff be asked to deputize a Washington Mill employee for this purpose.

Alderman Ray N. Simmons stated that Mrs. Rowe Mauney had complained to him about smoke and soot falling on her property and stated that she had indicated that this was caused by Drexel Furniture Company. No action was taken on this matter.

There being no further business, the Meeting adjourned.

*J. W. Streetman N*

MAYOR

*Reece C. Snyder*

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

February 7, 1962

The Board of Aldermen met in regular meeting Tuesday night, February 6 th, with all members present. The Minutes of the previous meeting were read and approved.

Upon motion duly made and seconded, it was ordered that "two-hour parking" during the day light hours be enforced and proper signs erected on the East side of North Main Street from the McDowell Building and Loan office and to the Texaco Service Station and that "no parking at any time" be enforced on the South side of East Court Street along the property of the Standard Oil Company.

A roster of the members of the Fire Department along with a required report was submitted to the Board which was approved and signed by the Mayor.

Upon motion duly made and seconded and unanimously agreed, it was ordered that a delayed action be installed on the traffic signal at the intersection of Main

and Henderson Streets giving the North bound traffic additional time to make a left turn into Henderson Street.

The question of the request for rate increase by the Western Carolina Telephone Company to the N. C. Utilities Commission was discussed and it was agreed to ask the City Attorney to prepare a letter directed to the Utilities Commission opposing the proposed increase in rates.

Upon motion of Alderman Simmons and seconded by Alderman Hawkins and unanimously voted, it was ordered that a street light be installed near the intersection of North Garden Street and Crescent Drive.

Mr. E. C. Carnes appeared before the Board and asked that a piece of property lying adjacent to the city limits be incorporated into the Town of Marion. A copy of a petition formally requesting this action follows:

NORTH CAROLINA  
McDOWELL COUNTY

TO THE HONORABLE MAYER AND BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA:

The undersigned hereby certify to your honorable body as follows:

1.

That in the area hereinafter described, a map of which is attached hereto, there are less than twenty-five (25) legal residents eligible to register and vote.

2.

That all of the property hereinafter described is owned by the undersigned; therefore, we respectfully request and petition your honorable body to annex to the Town of Marion the following described area by virtue of the authority granted in Chapter 160, Article 36, of the General Statutes, and specifically Section 160-452 of the General Statutes:

BEGINNING on a concrete monument at the southern terminus of Willow Street and in the eastern margin thereof, said monument being in the present line bounding the Town of Marion, A. R. Cope's corner, and runs with the Town line the following courses and distances: S. 0° 30' E. 114.4 feet to a concrete monument, S. 60° E. 121.4 feet to a concrete monument, S. 13° E. 58.5 feet to a concrete monument, S. 63° 45' E. 376 feet to a concrete monument, and S. 45° W. 170 feet to a concrete monument, J. W. Streetman's southernmost corner; then leaving the Town limits, S. 45° W. 952 feet to an iron pin, Ballew's corner; then S. 87° E. 115.5 feet to an iron stake in Ballew's line; then S. 3° W. 1,006.5 feet to a black gum on the west side of the ridge; then N. 76° W. 552.0 Ft. to a white oak; then N. 13° W. 118.5 Ft. to a white oak; then N. 6° E. 815. feet to an iron pin; then N. 45° W. 165 feet to an iron pin; then N. 45° W. 96 feet to an iron pin; then N. 15° E. 167.5 feet to an iron pin; then N. 45° W. 144 feet to an iron pin; then N. 60° 30' W. 151.5 feet to an iron pin; then N. 45° 30' W. 47.7 feet to an iron pin at or near the eastern end of Lail Street; then N. 25° 30' E. 117 feet to a locust stake near the mouth of a spring branch in Young's Creek and in the present Town line; then with the Town line S. 35° E. 93 feet to an iron pin on the west edge of said creek, S. 57° E. 138.5 feet to a stake on the southwestern edge of Young's Creek, and S. 71° 30' E. 243 feet to the BEGINNING.

Everette C. Carnes, Fleming Avenue, Marion, N.C.

Rachel P. Carnes, Fleming Avenue, Marion, N.C.

R. E. Cox  
By E.C.Carnes, Attorney in fact, Route 2, Goldsboro, N.C.

Lois C. Cox, Route 2, Goldsboro, N.C.  
By E.C.Carnes, Attorney in fact

NORTH CAROLINA  
McDOWELL COUNTY

I, Doris B. Truesdale, Notary Public in and for said County and State, do hereby certify that Everette C. Carnes and wife, Rachel P. Carnes, and E. C. Carnes, as Attorney in Fact for R. E. Cox and wife, Lois C. Cox, known by me to be the persons whose names are signed to the foregoing instrument, personally appeared before me this day and acknowledged their due execution to the foregoing instrument for the purposes therein expressed.

Witness my hand and seal this 6 th day of February, 1962.

My Commission expires: 1-27-63

Doris B. Truesdale  
Notary Public

There being no further business, the meeting adjourned.

*R. E. C. Carnes*  
CLERK

*J. W. Shulman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

March 7, 1962

The Board of Aldermen met in regular meeting Tuesday, March 6 th, 1962, with all members present with the exception of Alderman F. H. Jump. The Minutes of the previous meeting were read and approved.

As previously advertised in McDowell News, the above date being set for a hearing to any opposition as to the incorporating of the foregoing described property and no opposition was voiced at this meeting, the following Ordinance was adopted.

An ordinance to extend the corporate limits of the Town of Marion.

WHEREAS, the Board of Aldermen did publish a notice once a week for four successive weeks in the McDowell News setting forth that a meeting of the Board of Aldermen would be held to consider the adoption of an ordinance annexing certain tracts of land to the Town of Marion, and

WHEREAS, no petition was received from 15% of the qualified voters resident in the area proposed to be annexed and no petition was received from 15% of the qualified voters residing in the municipality who actively participated in the last gubernatorial election requesting an election be held on the proposed extension, no election under G. S. 160-456 was required to be called or held, and the Board of Aldermen in its discretion did not call an election, NOW THEREFORE BE IT ORDAINED by the Board of Aldermen of the Town of Marion as follows:

Section 1. By virtue of the authority granted in the General Statutes Chapter 160, Article 36, the following area is annexed and attached to and hereby becomes a part of the Town of Marion and is described as follows, viz:

BEGINNING on a concrete monument at the southern terminus of Willow Street and in the eastern margin thereof, said monument being in the present line bounding the Town of Marion, A. R. Cope's corner, and runs with the Town line the following courses and distances: S. 0 degrees 30 minutes E. 114.4 feet to a concrete monument, S. 60 degrees E. 121.4 feet to a concrete monument, S. 13 degrees E. 58.5 feet to a concrete monument, S. 63 degrees 45 minutes E. 376 feet to a concrete monument, and S. 45 degrees W. 170 feet to a concrete monument, J. W. Streetman's southernmost corner; then leaving the Town limits, S. 45 degrees W. 952 feet to an iron pin, Ballew's corner; then S. 87 degrees E. 115.5 feet to an iron stake in Ballew's line; then S. 3 degrees W. 1,006.5 feet to a black gum on the west side of the ridge; then N. 76 degrees W. 552.0 Ft. to a white oak; then N. 13 degrees W. 118.5 Ft. to a white oak; then N. 6 degrees E. 815. feet to an iron pin; then N. 45 degrees W. 165 feet to an iron pin; then N. 45 degrees W. 96 feet to an iron pin; then N. 15 degrees E. 167.5 feet to an iron pin; then N. 45 degrees W. 144 feet to an iron pin; then N. 60 degrees W. 144 feet to an iron pin; then N. 6 degrees 30 minutes W. 151.5 feet to an iron pin; then N. 45 degrees 30 minutes W. 47.7 feet to an iron pin at or near the eastern end of Lail Street; then N. 25 degrees 30 minutes E. 117 feet to a locust stake near the mouth of a spring branch in Young's Creek and in the present Town line; then with the Town line S. 35 degrees E. 93 feet to an iron pin on the west edge of said creek, S. 57 degrees E. 138.5 feet to a stake on the southwestern edge of Young's Creek, and S. 71 degrees 30 minutes E. 243 feet to the BEGINNING.

Section 2. The territory annexed and its citizens and property shall be subject to all debts, laws, ordinances, and resolutions in force in the Town of Marion and shall be entitled to the same privileges and benefits as other parts of the Town of Marion.

Section 3. The newly annexed territory shall be subject to municipal taxes levied for the fiscal year 1963, and thereafter.

Section 4. The Mayor shall cause an accurate map of the territory described in Section 1 to be made along with a certified copy of this ordinance, shall further cause these two documents to be recorded in the office of the Register of Deeds of McDowell County, North Carolina, and a second copy of these documents to be filed with the Secretary of State at Raleigh, North Carolina.

Section 5. That this ordinance be published once in a newspaper published and having a circulation in the Town of Marion and County of McDowell.

Section 6. That all ordinances and clauses of ordinances in conflict with this ordinance are hereby repealed.

Section 7. This ordinance shall be in full force and effect from the 6 th day of March, 1962.

ATTEST: *R. E. C. Carnes*  
Town Clerk

*R. E. C. Carnes*  
MAYOR

Approved as to form

Town Attorney

Upon motion duly made and seconded and unanimously voted, it was ordered that approximately 1 1/2 feet of 24" storm sewer be installed near the property of J. D. Hayes on State Street.

The Manager stated to the Board that Mrs. John Wilson and Mrs. Ray Minish of the American Legion Aux. and Mrs. Jack Brown, a member of the Lioness Club, had requested the use of the front room in the Community Building for their meetings. It was agreed that if the members of the two clubs involved could work out an agreement between themselves to use the room jointly, that the Board would approve such meetings, but if this agreement could not be worked out, that the room in question be held for other use.

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

April 4, 1962

The Board of Aldermen met in a regular meeting April 3rd, 1962, with all members present with the exception of Alderman D. Pat Davis.

Mr. Robert Wiese, Chief, Forestry Service, came before the Board at the request of the Manager and stated to them that this Forest Service was planning to start cutting timber on the Mackey Creek Water Shed and Mr. Wiese explained to the Board that they would take all precautions to protect the water shed in order to prevent erosions of silt and mud into the stream.

It was ordered that "no parking" regulations be removed from the East side of South Main Street from the vicinity of Crawford Street to Rutherford Road since the I-40 traffic had been taken off this street.

The question of calling a bond election for the enlargement of the sewage treatment plant was discussed and it was decided that no action be taken on this matter at this time.

The Manager reported to the Board on a number of delinquent taxes and it was agreed that the city attorney E. P. Dameron consult with the tax attorney W. W. Suttle to see if he could not speed up the collection of these delinquent taxes.

The question of obtaining the additional property for State Street widening was discussed and it was agreed that the city attorney and other members of the Board contact the property owners involved to see if a reasonable purchase price could be arrived.

It was ordered that 1961 town taxes be advertised for four weeks commencing May 14th and the sale be held on June 11th.

After a general discussion, the meeting was adjourned.

*Rose C. Snyder*  
CLERK

*J. W. Streetman, Jr.*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 9, 1962

The Board of Aldermen met in regular meeting Tuesday, May 8th, 1962, with all Members present with the exception of Mayor J. W. Streetman, Jr. Mr. W. P. Elliott and Mr. Curtis Dula Hawkins were also present. Mayor Pro Tem Howard T. Hawkins presided in the absence of Mayor Streetman.

Mr. Billy Rose, Regional Planner from North Carolina State Highway Commission, came before the Board and presented a proposed Thoroughfare Plan and explained same in detail. After a great deal of discussion, it was agreed that an underpass under the railroad tracks at Henderson Street crossing was the Number One need on the proposed thoroughfare plan and Mr. Rose was urged to expedite this proposal as early as possible. Upon motion of Alderman Davis, seconded by Alderman Neal and unanimously voted, all other parts of the thoroughfare plan was adopted.

The question of smoke and fly-ash was discussed and the Manager was instructed to contact Mr. Weldon Weir, City Manager of Asheville, and ask that his smoke abatement engineer be allowed to come to Marion to discuss with members of the Board this problem.

The question of placing city employees under the Local Government Employees' Retirement System was discussed and the Board indicated that they were interested in adopting this program; however they requested a representative from the Retirement System meet with them at their next regular meeting to go into this matter in more detail.

It was agreed that the Town conduct the same type recreational program this summer it had in the past.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman Frank H. Jump and unanimously voted, the Manager was authorized to spend up to \$ 7,000.00 for resurfacing certain streets.

The Manager was instructed to secure prices for the installation of "don't walk" signals at the intersection of Main and Henderson, Main and Court, and Logan and Court Streets.

After a general discussion, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*Howard T. Hawkins*  
MAYOR Pro Tem

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 23, 1962

The Board of Aldermen met in a call meeting Tuesday, May 22<sup>nd</sup>, with all members present with the exception of Alderman Ray N. Simmons.

This special meeting was called for the purpose of discussing with Mr. George E. O'Neal, Air Pollution Engineer, from the City of Asheville, the smoke and soot problem in Marion and to discuss adoption of a street plan in the recently annexed property of E. C. Carnes.

After the general discussion with Mr. O'Neal on the air pollution problem, it was decided for him along with the coal industry representatives to make a preliminary survey of this problem and the date for commencing this survey was tentatively set for June 16<sup>th</sup>.

Mr. Carnes presented a number of blue prints of his proposed street outlay and after some discussion it was agreed that as many members of the Board that could would meet on the site on Thursday, May 24<sup>th</sup>, to go into this matter more thoroughly.

There being no further business, the meeting adjourned.

CLERK

MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

June 6, 1962

The Board of Aldermen met in a regular meeting Tuesday, June 5<sup>th</sup>, with all members present. Mr. E. P. Dameron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved.

Dr. B. A. Dickson came before the Board complaining about dogs running at large and asked if some corrective measure could be taken on this matter. The Manager was instructed to secure proper ordinance and report back to the Board at the next regular meeting.

It was agreed that bids be put out for the furnishing of petroleum products for the year 1962-63. Such bids to be received at the July 3<sup>rd</sup> meeting.

The question of issuing a new cemetery deed to H. Y. Atkins and another to his son, Lawrence, the Manager was instructed to handle this matter.

The Mayor read a letter from Judge J. Will Pless requesting that steps be taken to issue Capt. Ostrom parking place in front of his residence on North Logan Street. The Manager was instructed to work out this with Capt. Ostrom.

The Budget for 1962-63 was presented to the Board and was outlined to the Board a sufficient amount of money had been included in the Budget to put city employees under the N. C. Public Employees' Retirement System and after a great deal of discussion on this matter it was decided to leave this item in the Budget but to obtain more information and upon motion of Alderman D. Pat Davis and seconded by Alderman Howard T. Hawkins and unanimously voted the 1962-63 Budget in the amount of \$315,715.00 was adopted.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*Howard T. Hawkins*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

July 5<sup>th</sup>, 1962

The Board of Aldermen met in regular meeting Tuesday, July 3<sup>rd</sup>, with all members present with the exception of Alderman F. H. Jump. Mr. E. P. Dameron, Town Attorney, was also present.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Ray N. Simmons, and unanimously voted, Reece C. Snyder was appointed Tax Collector for the year 1962-63. The 1962-63 Budget was adopted with the provision that the amounts set up in the Budget for Retirement might be changed, as the Board had not at this time definitely decided whether or not to go into the Retirement Plan.

Bids on Gasoline and Oil were opened and the contract was awarded to Gulf Oil Corporation, they being the low bidder. Copies of bids are on file in the Clerk's Office.

The Manager stated to the Board that he would have a sub-division ordinance ready to present to them at the next meeting.

The question of calling a referendum bond issue for the enlargement of the sewer treatment plant was discussed and it was suggested that a representative of the Harwood-Beebe Company meet with the Board at the next regular meeting to discuss it further.

The question of adopting a comprehensive dog ordinance was discussed and the Manager was instructed to have the local newspaper carry one or more articles urging people to keep their dogs confined. No definite action was taken on the ordinance.

Upon motion duly made and seconded, it was agreed that Police Chief D. W. Smith be authorized to attend the International Chief of Police Convention in St. Louis the latter part of September.

The Manager stated to the Board that Miss Dora Gregory had discussed with him the matter of running a water line down Virginia Road, which is outside the city limits, to her property; and it was agreed that Miss Gregory wanted to enter into this matter that she sign a contract with the Town of Marion whereby she would install a 2" line at her expense and under the supervision of the Manager and deed the line to the Town for their maintenance and control. All these matters to be worked out between the Manager and Miss Gregory.

Mr. E. C. Carnes presented maps of his recently annexed property showing boundary lines, street lay-out and storm sewer lines. After some discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that the lay-out boundary lines and street be accepted, date of this acceptance being June 27<sup>th</sup>, 1962, and it was also agreed that Mr. Carnes would furnish the necessary 12" storm sewer pipe to extend the line from the present catch basin along the property of W. S. Greene to a line that Mr. Carnes is to construct up the property lines between Mr. Greene and Mrs. M. S. Laughridge and that the Town would install the 12" line along the street in front of Mr. Greene's property and build a new catch basin.

There being no further business, the meeting adjourned.

CLERK

MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

August 8, 1962

The Board of Aldermen met in a regular meeting Tuesday night, August 7<sup>th</sup>, with all members present with the exception of Alderman Albert Neal. Mr. E. P. Dameron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman D. Pat Davis, and unanimously voted, the privilege licenses as outlined on page 325-326 in the Minute Book were adopted for the fiscal year 1962-63, this being an oversight not having been taken care of in the July Board Meeting.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman Howard T. Hawkins, and unanimously voted, the following list of taxes for the years 1961-60-59 were ordered charged off, the reason being that this personal property was picked up through error.

*Reece C. Snyder*  
CLERK

*Howard T. Hawkins*  
MAYOR

1961 Levy

Receipt No.	Name	Amount	Reason
116	O.O. French Hosiery Mill	\$ 12.16	Machinery moved from Marion
118	Rill A. Buchanan	5.79	Outside City Limits
150	James Ellis Buchanan	7.38	" " "
291	Eugene J. Dobson	11.09	" " "
372	Raymond Frank Friley	3.86	Decedent
378	Curtis Arthur Frick	1.00	Outside City Limits
581	Thelma Lee Harvey	9.66	" " "
631	John B. Montieith	29.13	" " "
817	Thomas Charles Morgan, Jr.	1.61	" " "
899	Donald Owenby	21.59	" " "
1250	Fred Homer Washburn	29.74	" " "
1289	Harold Willis	5.06	" " "
1339	George Peter Bailey	2.09	" " "
1367	Clarence Eugene McPeters	1.73	" " "
1390	Lester Waters	7.28	" " "
1391	Neal M. Waters	16.53	" " "
Total		\$ 169.12	

1960 Levy

572	W.T. Hunter	23.69	Out of State
571	W. T. Hunter	23.69	Out of State
		\$ 216.50	

It was also ordered that all personal property for the year 1952 and prior years be put in an inactive list and not be carried on the 1961-62 audit or following audits.

A request for a street light at the West Court Baptist Church was discussed but no definite action was reached on this matter.

The Manager stated to the Board that Mr. Ed Terry had requested permission to go through the Back Creek Tow Water Pumping Station property to get to and from a gravel pit that he proposes to start operating. After some discussion on this matter, it was agreed that the Manager go further into this matter with Mr. Terry and that if details could be worked out as to keeping the gates locked and keeping the road in good repair that the Town Attorney would prepare an agreement giving Mr. Terry permission to do this for a period not to exceed one year and that if a longer period of time were needed that a new agreement be negotiated.

The question of adopting a dog ordinance was again discussed but no definite action was taken on this matter.

The Manager stated to the Board that the Police Chief D. W. Smith had requested that the three-wheel police motorcycle be traded in on a new one with radio equipment, and it was decided that the Chief of Police and the Manager should investigate the possibility of buying some other type of equipment rather than an open motorcycle.

The Manager was instructed to write Mr. Oliver, Superintendent of Southern Railway System, and ask that he take whatever action necessary to stop freight trains from speeding through town and blowing the whistle more than necessary.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*J. H. Hallman*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

September 5, 1962

The Board of Aldermen met in regular meeting Tuesday night, September 4th, 1962, with all members present with the exception of Alderman D. Pat Davis. Mr. E. P. Dameron, Town Attorney, was also present.

Mr. Russell McCoy and Mr. Fred Rainney came before the Board and discussed with them the proposed enlargement of the sewage treatment plant.

The main question discussed was whether to build a trickling filter plant or an activated sludge plant, the engineer's estimate for the trickling filter was \$ 299,330.00 with a yearly operating cost of \$ 13,300.00. The estimate of the activated sludge plant was \$ 372,580.00 with a yearly operating cost of \$ 16,500.00.

It was agreed that Mr. McCoy and the Manager go to Raleigh in the very near future to discuss

this matter with the State Stream Sanitation officials, and it was suggested that we make every effort to hold a bond election on this matter not later than September 1, 1963.

The question of a storm sewer overflowing on the property of Mrs. S. E. Whitten was discussed and it was agreed that within a few days, the entire board pay a visit to this location and come to a decision as to whether or not they felt that the Town was liable for the overflow and backing up of water on Mrs. Whitten's property.

Mr. Neal Morris and Mr. J. O. Barbour, representing the Equitable Life Assurance Company, came before the Board at the Manager's request and discussed with them the possibility of bringing the Town's employees under a retirement plan, this matter was discussed at great length but no decision was reached.

There being no further business, the meeting adjourned.

*Reece C. Snyder*

CLERK

*J. H. Hallman*

MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

October 3, 1962

The Board of Aldermen met in regular meeting Tuesday, October 2nd, with all members present with the exception of Alderman F. H. Jump. Mr. E. P. Dameron, Town Attorney, was also present.

Messrs. S. W. Blanton and Terry Moore, representing McDowell County, came before the Board and discussed with them their proposed assessment tax ratio to be applied under the new tax equalization program. It was suggested by the County Commissioners that a 50% of assessed value ratio be applied and that the future tax rates be set based upon this figure. Upon motion of Alderman Davis, seconded by Alderman Hawkins, and unanimously voted, it was agreed that the Board of Aldermen concur in this 50% assessment ratio of the new assessed value.

The Manager was instructed to have the Duke Power Company install a street light on Virginia Avenue and one near the residence of Mr. Harry S. Webster off Virginia Avenue; also add what additional lights that were necessary on Maple Avenue. The request from the West Court Baptist Church for a street light in front of the church was denied.

The Manager stated to the Board that they had not paid a visit to the home of Mrs. S. E. Whitten as they had agreed at the September meeting to investigate a storm drainage complaint.

The excessive amount of water being used at the various Marion City School Buildings was discussed, and it was decided to ask the Chairman and other members of the school board to meet with the Board of Aldermen at the November meeting to discuss this problem.

The Manager stated to the Board that he had been advised by the Representatives of the State Stream Sanitation Commission that it would be agreeable with them to delay the expansion of the sewage treatment plant for the present time if the Board would agree to have enlarged facilities in operation by March 31st, 1967, and it was brought to the Board's attention that a voluntary compliance agreement would have to be forwarded to the Commission by November 31, 1962.

The question of placing the city employees under a retirement system was again discussed but no decision was reached by the Board.

The Manager was instructed to work with Mr. Clyde William Church in an effort to obtain without cost to the Town the sewer line right-of-way from Oak Street to East Court Street, this line to serve four houses which are now being served by septic tanks.

A request from Mr. Arthur Proctor, Manager of the local A.S.C.S. Office, for free water at their new office building which is now under construction on State Street was denied.

The question of obtaining additional right-of-way from Etta Paper Box Company and Laughridge Furniture Company at the intersection of West Henderson Street and Burgin Street was discussed but no action was taken.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*

CLERK

*J. H. Hallman*

MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

November 20, 1962

The Board of Aldermen met in a Special Meeting Tuesday afternoon, November 13th, 1962, this meeting being to replace the regularly scheduled meeting for November 6th, which was not held due to a lack of a quorum.

All members were present with the exception of Mayor J. W. Streetman, Jr., and Alderman Albert M. Neal. Mayor Pro Tem Howard T. Hawkins presided. The Minutes of the previous meeting were read and approved, and it was suggested that the October Minutes be re-read at the December Meeting, as there were one or two items called for in that Meeting which had not been taken care of.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman D. Pat Davis and unanimously voted, the following Resolution was adopted:

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

RESOLUTION

A Resolution authorizing the Town Manager to submit an application to the State Stream Sanitary Committee setting up a proposed time schedule as required by Article 21 of Chapter 143 of the General Statutes of North Carolina.

Be it resolved by the Board of Aldermen of the Town of Marion in Session assembled:

That the Mayor and the Board of Aldermen of the Town of Marion, North Carolina, will make every effort to comply with the time schedule as stated in the accompanying application.

Read, approved and unanimously adopted by the Board of Aldermen of the Town of Marion, North Carolina, this 13th day of November, 1962.

*Paul C. Snyder*  
MANAGER AND CLERK

*Howard T. Hawkins*  
MAYOR PRO TEM

Upon motion of Alderman Frank H. Jump, seconded by Alderman D. Pat Davis and unanimously voted, the following Ordinance was adopted:

AN ORDINANCE TO ESTABLISH AND CONTROL OFFSTREET PARKING LOTS AND FACILITIES IN THE TOWN OF MARION, NORTH CAROLINA

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA:

Section 1:

In order to facilitate the parking of motor vehicles in the Town of Marion, the following areas are hereby designated as offstreet parking lots of the Town of Marion, where motor vehicles may be parked subject to the provisions of this Ordinance, and any Amendments thereto:

(1) BEGINNING on a stake in the Northern margin of Henderson Street, which stake is located 13 $\frac{1}{4}$  feet, measured in an Easterly direction along the Northern margin of Henderson Street from the Eastern margin of Main Street, and runs thence from said Beginning point in a Northerly direction parallel to Main Street 95 feet to a stake; thence in an Easterly direction, parallel to Henderson Street, 196 feet to a stake; thence in a Southerly direction parallel to Main Street 95 feet to a stake in the Northern margin of Henderson Street; thence in a Westerly direction with Henderson Street to the BEGINNING. SUBJECT, however, to the right of the Lessor to the use and occupancy of the warehouse situated upon said property and the coal bin to the East of said warehouse, TOGETHER WITH THE RIGHT OF ACCESS to said warehouse and coal bin.

(2) BEGINNING at an iron stake located North 6 $\frac{1}{4}$ ° East 86 feet from the Northeast corner of the North wall of the E. J. House store building, and runs South 26° East 25 feet and 3 inches to an iron stake in the Blanton building; thence North 6 $\frac{1}{4}$ ° East 67 feet to an iron stake; thence North 26° West 32 feet to an iron stake; thence South 6 $\frac{1}{4}$ ° West 67 feet to an iron stake; thence South 26° East 6 feet and 9 inches to the BEGINNING.

(3) That certain lot or parcel of land in the Town of Marion, North Carolina, situated at the Northeastern intersection of West Court and Academy Streets, and bounded on the South by West Court Street; on the West by Academy Street; on the North by the property of Guy S. Kirby, Jr., and wife, and on the East by the U. S. Post Office lot.

(4) The parking area immediately behind the Main Street Sinclair Service Station being the portion of said lot not leased to the U. S. Government;

(5) The lot owned by the Town of Marion on the South side of West Henderson Street, lying between the McDowell County Public Library Building on the West and the property of Mrs. Mayme B. Tainter on the East;

(6) Being ALL of Lots Nos. 61 and 62 as shown on the original Map of the Town of Marion, North Carolina, more particularly bounded and described as follows:

BEGINNING on a stake in the Eastern margin of Garden Street the Southwest corner of the Clay

Conley Lot, and running thence from said Beginning point in a Southerly direction with the Eastern margin of Garden Street 132 feet to a stake, the Northwest corner of the homeplace lot of Mrs. W. H. Hill; thence in an Easterly direction with the Hill line, 236 feet to a stake; thence in a Northerly direction parallel to Garden Street 132 feet to a stake; thence in a westerly direction with the Clay Conley line 236 feet to the BEGINNING.

Section 2:

The parking lot described in Paragraph (6) of Section 1, is hereby designated as an all day parking lot, and Motor Vehicles may be parked in said lot continuously for a period NOT TO EXCEED TWELVE HOURS.

Section 3:

The Lots described in Paragraphs 1, 2, 3, 4 and 5 of Section 1 are hereby designated as two hour parking lots, and it shall be unlawful for any person to park any motor vehicle and leave the same standing in any of said two hour parking lots for a continuous period of more than two hours.

Section 4:

Any person violating the provisions of this Ordinance, shall be punishable by a fine of \$1.00 for each violation, and every successive period of two hours beyond the original two hour limit in any one of the two hour Parking Lots, shall constitute a separate violation of this Ordinance.

Section 5:

That all Ordinances and clauses of Ordinances in conflict with this Ordinance, are hereby repealed.

Section 6:

This Ordinance shall be in full force and effect from and after the 13th day of November, 1962.

There being no further business, the meeting adjourned.

*Paul C. Snyder*  
CLEPK

*Howard T. Hawkins*  
MAYOR PRO TEM

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

December 5, 1962

The Board of Aldermen met in regular meeting Tuesday night, December 4th, 1962, with the following members present: Mayor J. W. Streetman, Jr., Aldermen D. Pat Davis, Howard T. Hawkins, and Albert M. Neal. Alderman Ray N. Simmons came in late for a part of the meeting. Alderman F. H. Jump was absent. Mr. E. P. Dameron, Town Attorney was also present. The Minutes of the previous meeting were read and approved.

Upon motion duly made and seconded, the Manager was authorized to make a study of the parking conditions on the east side of North Madison Avenue adjacent to the A & P Store and on each side of East Court Street from Madison Avenue to Park Avenue and to take actions necessary to alleviate the congested parking there. It was suggested that the proper solution would be two-hour parking.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that the Manager take bids for a Police Special Automobile, these bids to be received at the January meeting of the Board.

Upon motion duly made and seconded it was agreed that the city employees other than the Garbage Collectors, Police Department and Firemen be granted Monday and Tuesday as Christmas Holidays and that the same bonus that had been given for the past several years be granted.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Ray N. Simmons and unanimously voted, it was agreed that the Marion Junior Chamber of Commerce be permitted to use the Community Building each Saturday night on a trial basis for an indefinite period of time to conduct a Teenage Canteen for High School Students.

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

RESOLUTION

WHEREAS, the McDowell Girl Scout Council has previously been granted permission by the Board of Aldermen of the Town of Marion to use a small portion of the property known as the Town of Marion Water Plant Property and further referred to as the Sam Curtis Dairy Farm Property to erect buildings and use same along with a reasonable amount of grounds surround-

ing them for Girl Scout purposes.

AND WHEREAS, the McDowell Girl Scout Council has recently become affiliated with and become part of the Pisgah Council of Girl Scouts, and they desire a more permanent record for the privilege of using this property.

AND WHEREAS, it is the desire of the officials of the Town of Marion to encourage and promote the Girl Scout movement.

NOW THEREFORE, Be it resolved by the Board of Aldermen of the Town of Marion in Session assembled this fourth day of December, 1962.

SECTION 1. That the Board of Aldermen of the Town of Marion does hereby grant unto the Pisgah Council of the Girl Scouts of Marion, McDowell County, North Carolina, the permission to use the above mentioned property for an indefinite period of time so long as it is used exclusively for Girl Scout purposes.

SECTION 2. However, it must be understood and agreed that in the event that the present Board of Aldermen or future Boards of Aldermen of the Town of Marion finds it necessary to use this property for other purposes, then at such time a notice of at least six months to the Girl Scouts of the intention of the Town's use of this property for other purposes then the Girl Scout Council will be required to remove from the said premises any or all of their buildings and any other such improvements that they might make on said property and that they will not have other claims to the use of the above mentioned property.

SECTION 3. This Ordinance shall be in full force and effect after its passage on the fourth day of December, 1962.

I, Reece C. Snyder, hereby certifies that the above is a true copy of an excerpt of the MINUTES of the Board of Aldermen December 4th, 1962.

*Reece C. Snyder*  
MANAGER AND CLERK

approved and signed by the Mayor and sent to the Secretary of the State Firemen's Pension Association.

It was agreed that the Town enter into an agreement with the U. S. Soil Conservation District for the property at the sewerage treatment plant.

The Manager gave to each of the members a proposed sub division ordinance and asked them to study this and that further discussion would be held on it at the next meeting.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*J. W. Streetman*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

February 7, 1963

The Board of Aldermen met Tuesday night, February 5th, 1963, at 7:30 P. M., with all members present. Mr. E. P. Dameron, Town Attorney, was also present.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Albert M. Neal and unanimously voted, it was ordered that "No Parking" regulations be enforced and the proper signs be erected on the East side of Park Avenue for its entire length.

The Manager was asked to work out a loading space arrangement with the officials of Rice & White Furniture Company at their warehouse on State Street.

The question of Retirement for city employees was brought up by the Manager, but no action was taken by the Board.

It was agreed by the Board that a Committee composed of Aldermen Neal, Simmons, Hawkins and the Manager work out a new increased schedule of rates, regulations as to head stones (it be required that no other than flat grass markers be permitted), decision as to whether to construct a new driveway and other rules and regulations pertaining to the addition of Oak Grove Cemetery which is now in the process of being filled.

Mr. E. C. Carnes came before the Board and presented a street paving petition on the street in his new subdivision which is known as Forest Heights Subdivision and upon motion of Alderman Davis, seconded by Alderman Neal and unanimously voted, it was ordered that this street be paved under the present policy whereby the property pays 50% of the total cost and the Town bears 50% of the cost, this work to be done as soon as practical, taking into consideration weather conditions and the availability of the contractor and the materials.

Mr. Carnes also requested that a culvert be constructed across Willow Street thus giving him additional access to the property in Forest Heights Subdivision, and it was suggested to the Board that this project would have to be delayed until a later date.

Bids were opened on a front end loader and a back hoe mounted on a rubber tired tractor. The low bid was made to Marion Equipment Company upon motion of Alderman D. Pat Davis and seconded by Alderman Howard T. Hawkins, and unanimously voted. Other bids are on file in the Clerk's Office.

Bids were also opened on a truck chassis and cab, and contract was awarded to Marion Buick Company in the amount of \$4349.95. Other bids were Marion Motors, Inc., \$4388.00; East Court Motor Company, \$4476.95; and Ballew Motor Company, \$4350.00.

Marion Motors, Inc. stated that their bid did not meet specifications.

Bids were also opened on an enclosed garbage body and the low bid was awarded to Baker Equipment Company and the net amount of their bid was \$4485.00. The only other bid was from A. E. Finley and Associates, Inc. with a net bid of \$4487.32.

Mr. F. H. Jump stated to the Board that he found it necessary for him to resign from the Board of Aldermen due to the fact that his work kept him out of town so much and he felt that he could not give the attention to the Town of Marion that he should.

Mayor Streetman expressed his regrets to Mr. Jump and thanked him for the long and faithful service that he had given the affairs of the Town and after expressions of regret from other members of the Board, and upon motion of Alderman Simmons and seconded by Alderman Neal and unanimously voted, Mr. Otis L. Brophy was appointed to fill the unexpired term of Mr. F. H. Jump.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

*J. W. Streetman*  
MAYOR

Bids were opened on the furnishing of a 1963 Police Special Automobile and the bids were as follows:

Make	PRICE	TRADE-IN	NET	DELIVERY	MODEL
Pontiac	\$ 3,364.25	\$ 1,719.25	\$ 1,645.00	30 Days	Catalina 4-Dr.
Chevrolet	3,167.11	1,777.11	1,390.00	30 Days	Bel Air
Dodge	3,066.47	1,616.47	1,550.00	30 to 45	Police Special
Ford	2,500.00	1,000.00	1,500.00	3 Weeks	Galaxie

Upon motion duly made and seconded, the Bid was awarded to Ballew Motor Company.

A list of the members of the Marion Fire Department was presented to the Board of Aldermen which was

I, Otis L. Broyhill, do solemnly swear that I will support the Constitution of the United States; so help me God.

*O.L. Broyhill*

I, Otis L. Broyhill, do solemnly swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, Not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

*O.L. Broyhill*

I, Otis L. Broyhill, do solemnly swear that I will duly and impartially perform the duties of Alderman of the Town of Marion, according to my best skill, ability and judgment, so help me God.

*O.L. Broyhill*

SWORN TO AND SUBSCRIBED BEFORE ME, THIS 5th day of MARCH, 1963.

*Robert G. Jarrett*  
Clerk Superior Court

The Board of Aldermen met in regular meeting Tuesday night, March 5th, 1963, with all members present. Mr. E. P. Dameron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved. Mr. Robert G. Jarrett, Clerk Superior Court, administered the oath of office to Mr. Otis L. Broyhill.

A general discussion was held on the combining of the Water Department, Sewer Department, the Sewage Treatment Plant into one Department (the department of Public Utilities) and it was the opinion of the Board that this should not be done at this time.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Albert M. Neal, and unanimously voted, it was ordered that the salaries of Eugene Seagle and Earl Webb be increased to \$ 350.00 per month as of March 1st, 1963.

After a general discussion on various matters on which no action was taken, the meeting adjourned.

*J.W. Streetman*  
Mayor

*Reece C. Snyder*  
Clerk

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

March 14, 1963

The Board of Aldermen met in a Call Meeting at 2:00 P. M. Thursday, March 14, 1963, the purpose of this meeting being to adopt a Resolution calling for a City Election to be held Tuesday, May 7th, 1963; and to discuss any other city business that might be brought up.

Upon motion duly made and seconded and unanimously voted, the following Resolution was unanimously adopted.

#### RESOLUTION

A RESOLUTION BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION CALLING A REGULAR ELECTION FOR THE PURPOSE OF ELECTING A MAYOR AND FIVE MEMBERS OF THE BOARD OF ALDERMEN.

BE IT RESOLVED by the Board of Aldermen of the Town of Marion that, in accordance with the General Laws of the State of North Carolina, the Board of Aldermen hereby calls for an election to be held in the Town of Marion on Tuesday, May 7, 1963, the same being the first Tuesday after the first Monday in May, the date established by law for said election. Said election shall be conducted for the purpose of electing a Mayor and five (5) Members by the voters of the Town of Marion. The Mayor and each member of the Board of Aldermen shall be elected to hold office for a term of two (2) years, and until their successors are elected and qualified.

BE IT FURTHER RESOLVED that the polling place shall be in the City Hall in the Town of Marion.

BE IT FURTHER RESOLVED that Mrs. Julia M. Stanley, 300 Lincoln Avenue, Marion, N. C., be and is hereby appointed as Registrar; that Robert E. James and Mrs. C. R. Craig be and they are hereby appointed the Judges of said election.

BE IT FURTHER RESOLVED that all persons eligible to vote in the Town of Marion, as defined by General Law, shall be eligible to register and vote in the election herein called.

BE IT FURTHER RESOLVED that the Registrar be and she is hereby directed to open the registration

books for the purpose of recording therein the names of all persons eligible to be registered who did not register for the last preceding municipal election.

BE IT FURTHER RESOLVED that the Registrar shall open said books at 9:00 A.M., on Friday, April 19, 1963, and shall keep said books open each day for seven (7) days, excluding Sunday, for the registration of any new electors entitled to register from 9:00 A. M. until 5:00 P.M., except on Saturday, April 20, when the books shall remain open until 9:00 P.M.

BE IT FURTHER RESOLVED that Saturday, April 27th, 1963, shall be designated as Challenge Day, and that any person desiring to challenge any name included in said registration books shall on this day advise the Registrar and Judges of this fact. The Registrar and Judges shall thereupon set a date and a time for the hearing of the challenge, but said date shall be no later than Monday, May 6, 1963.

BE IT FURTHER RESOLVED that all persons who desire to become candidates shall file a notice of their candidacy with Reece C. Snyder, City Clerk of the Town of Marion on or before six o'clock P.M. April 27th, 1963.

BE IT FURTHER RESOLVED that this resolution shall be published in a newspaper having general circulation in the Town of Marion or shall be posted at the City Hall.

The foregoing resolution was unanimously adopted by the Board of Aldermen.

Adopted this March 14th, 1963.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Albert M. Neal and unanimously voted, it was ordered that hereafter one or two police officers be sent to each police training school conducted by the Institute of Government.

There being no further business, the meeting adjourned.

*Reece C. Snyder*

MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

April 4, 1963

The Board of Aldermen met in regular meeting Tuesday, April 2nd, 1963, with all members present with the exception of Alderman Howard T. Hawkins. Mr. E. P. Dameron, Town Attorney, was also present. Mayor J. W. Streetman presided.

Dr. F. J. Ragaz, President of the Chamber of Commerce, came before the Board with a letter from Mr. John Gallen, President of Smoky Mountain Hosiery Mill, Inc., which he asked for permission to connect to the water and sewer lines at a location that they propose to purchase just outside the city limits South of Rutherfordton Road and East of the Town of Marion's warehouse. After some discussion and upon motion of Alderman D. Pat Davis and seconded by Alderman Albert M. Neal and unanimously voted, it was agreed that they be permitted to connect to the city water line on Rutherfordton Road and extend the line to their property, all of this work to be done at their expense and after the line is installed according to specifications of the Town that the Town would take over this line for maintenance. As to the sewer lines, it was agreed that they be permitted to connect to the domestic and industrial sewer line and extend same to their property, all of this work to be done at their expense and that they should retain ownership of these sewer lines and shall maintain them at their own expense.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Otis L. Broyhill, the Manager was authorized to advertise for bids to be received at the May 7th meeting on two garbage trucks and bodies and a backhoe and front end loader to be mounted on a rubber-tired tractor.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, the Manager was authorized to advertise for bids to be received at the May meeting for paving McDowell Avenue from State Street to the entrance to the High School Building, a distance of approximately three hundred feet by thirty feet wide and paving the street in the E. C. Carnes Sub-Division for a distance of approximately 1300 feet for a width of twenty-four feet.

Mr. Zeddie Gouge came before the Board to complain of the condition caused by ten-inch and six-inch water lines running through his property and it was agreed that the Street Committee go to this property to investigate this matter.

It was also agreed that the Street Committee investigate the storm sewer drainage in the vicinity of Willow and Broad Streets.

The Manager was authorized to advertise for bids for approximately one thousand feet

of 6" cast iron water pipe.

The question of complying with the Federal Communications Commission's ruling as to separating the police band from all others no action was taken on this matter other than it was agreed that this be discussed with the County Officials.

Upon motion of Alderman Otis L. Brophyhill, seconded by Alderman Ray N. Simmons, W. W. Greene was appointed to the Marion City School Board to fill out the unexpired term of Mr. R. W. Twitty, who resigned at the April meeting. This term runs through May 1st, 1965.

The Manager was instructed to install approximately 100' of 2" water line and 6" sewer line along Viewpoint Drive from Garden Street for a distance of 140 feet.

The Manager was instructed to ask the street lighting officials from Duke Power Company to complete a proposed survey that they started a few years ago for recommendations on the over-all street lighting plan.

The Manager was instructed to obtain literature and prices to be presented to the Board at the next meeting on a leaf loading machine.

There being no further business, the meeting adjourned.

*Rene C. Snyder*  
Clerk

*J.W. Streetman Jr.*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 8, 1963

The Board of Aldermen met in regular meeting Tuesday, May 7th, with all members present with the exception of Alderman Albert M. Neal. The Town Attorney, E. P. Dameron, was also present.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Otis L. Brophyhill and unanimously voted, it was authorized that 1962 delinquent taxes on real estate be advertised beginning May 13th, and liens on this property be sold on June 10th.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Ray N. Simmons, and unanimously voted the Manager was authorized to install twenty-four inch storm sewer through the property of Mrs. L. L. McCraw on Gay Street.

The Manager was instructed to present the Air Pollution Reports to each place of business or firm which had been surveyed and ask their voluntary compliance.

The Manager stated to the Board that Mr. Ray Smith had plans to construct two three-story apartment buildings adjacent to the Evelyn Apts. There was no objection to this work.

Mr. Dameron was asked to contact Mr. E. J. House with reference to a storm sewer ditch between the Charleston Division and Southern Railway and Miller Street and ask Mr. House if he would correct a bad situation there.

A number of bids were opened on equipment and upon motion of Alderman D. Pat Davis, seconded by Alderman Ray N. Simmons and unanimously voted, it was ordered that an open type garbage body be purchased from Baker Equipment Engineering Co., Inc. in the amount of \$268.75.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Ray N. Simmons and unanimously voted, it was ordered that a closed garbage body be purchased from Carolina Equipment and Parts Company in the amount of \$4080.74.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that two truck chassis and cabs be purchased from East Court Motor Company for a total bid of \$5683.92.

Upon motion of Alderman Otis L. Brophyhill, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that Lynchburg Foundry Company be awarded contract for approximately one thousand feet of six-inch cast iron pipe at a price of \$1.88 per foot delivered to Marion.

Bids were also opened on the furnishing of a front end loader and back hoe mounted on a rubber tired tractor and a quantity of street paving but no award was made on these two items and it was decided that after they had been analyzed by the Manager that a special meeting would be called to dispose of this matter.

The Manager was instructed to receive bids on petroleum at the June meeting.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that the street lights on Willow, Broad, Claremont and Glenview be changed from a total of ten 189 watt street lights to fourteen 7,000 Mercury Vapor lights. The increased cost per

month being \$24.00.

Upon motion of Alderman Otis L. Brophyhill, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that a piece of property on Crawford Street owned by Walton Clapp and wife be purchased for future street extension purposes for the amount of \$3,500.00.

A delinquent water account of Mr. C. C. Woody's was discussed and it was pointed out by the Manager that Mrs. Garland Williams' water was served through the Woody meter and the amounts deducted, and it was agreed that the Manager and Alderman D. Pat Davis contact Mrs. Williams on Thursday, May 9th, to try to explain this more fully to Mrs. Williams to reach some suitable agreement.

While the Board was in Session, Mrs. Julia Stanley, Registrar for the City Election held on this date, came before the Board and certified to them that the present Mayor and the Board of Aldermen had been re-elected. The tabulation of the votes are as follows:

"CERTIFICATE OF RESULTS OF BALLOTTING

TOWN OF MARION

We, the undersigned Registrar and Judges of election for the Town of Marion, regular municipal election, May 7, 1963, do hereby certify that the following is a true and accurate count of the ballots cast in said election.

For Mayor		
J. W. Streetman, Jr. received	121 votes	
Harry Hasskamp	2 votes	

FOR ALDERMAN

For Alderman	received	votes
O.L.Brophyhill		120 votes
D.Pat Davis	"	117 votes
Howard T. Hawkins	"	120 votes
Albert M. Neal	"	119 votes
Ray N. Simmons	"	119 votes
Dula Hawkins	"	2 votes
E.J.House, Jr.	"	2 votes
Phillip Laughridge	"	2 votes

This 7th day of May, 1963

Julia M. Stanley, Registrar  
R. E. James Judge  
Mrs. C.R.Craig Judge

The Board will meet on May 27th, 1963, to take the oath of office.

There being no further business, the Meeting adjourned.

*Rene C. Snyder*  
CLERK

*J.W. Streetman Jr.*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 14, 1963

The Board of Aldermen met in a call meeting Tuesday, May 14th, 1963, at 2:00 P. M.. All members were present with the exception of Alderman Ray N. Simmons. Mayor J. W. Streetman, Jr. presided.

The purpose of this meeting was to consider bids received at the May 7th meeting on Loader-Backhoe mounted on rubber-tired tractor and street paving.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that all bids on the Loader-Backhoe mounted on rubber-tired tractor be rejected and that bids for this equipment be re-advertised under new specifications.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Otis L. Brophyhill and unanimously voted, it was ordered that an engineering firm be employed to lay out work for street paving and to supervise construction of same. It was suggested that the firm of The Harwood Beebe Company be employed if they were available.

There being no further business, the meeting adjourned.

*Rene C. Snyder*  
CLERK

*J.W. Streetman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 27, 1963

The Board of Aldermen met in a Call Meeting Monday, May 27 th, 1963, at 7:30 p.m. All members were present.

The purpose of this meeting being for the Mayor and the Board of Aldermen to take the oath of office.

The following oaths were administered by Mr. Robert G. Jarrett, Clerk of Superior Court.

NORTH CAROLINA  
McDOWELL COUNTY

I, J. W. Streetman, Jr., do solemnly swear (or affirm) that I will support the Constitution of the United States; so help me, God.

*J. W. Streetman, Jr.*

I, J. W. Streetman, Jr., do solemnly swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, Not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

*J. W. Streetman, Jr.*

I, J. W. Streetman, Jr. do swear (or affirm) that I will well and truly execute the duties of the office of Mayor of the Town of Marion according to the best of my skill and ability, according to law, so help me, God.

*J. W. Streetman, Jr.*

Sworn to and subscribed before me, this the 27 th day of May, 1963.

*Robert G. Jarrett*  
CLERK OF THE SUPERIOR COURT

NORTH CAROLINA  
McDOWELL COUNTY

WE, Otis L. Broyhill, D. Pat Davis, Howard T. Hawkins, Albert M. Neal, and Ray N. Simmons, do solemnly swear (or affirm) that we will support the constitution of the United States; so help us, God.

*Otis L. Broyhill*  
Otis L. Broyhill  
*D. Pat Davis*  
D. Pat Davis  
*Howard T. Hawkins*  
Howard T. Hawkins  
*Albert M. Neal*  
Albert M. Neal  
*Ray N. Simmons*  
Ray N. Simmons

WE, Otis L. Broyhill, D. Pat Davis, Howard T. Hawkins, Albert M. Neal, and Ray N. Simmons, do solemnly swear (or affirm) that we will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that we will endeavor to support, maintain and defend the Constitution of said State, Not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help us, God.

*Otis L. Broyhill*  
Otis L. Broyhill  
*D. Pat Davis*  
D. Pat Davis  
*Howard T. Hawkins*  
Howard T. Hawkins  
*Albert M. Neal*  
Albert M. Neal  
*Ray N. Simmons*  
Ray N. Simmons

WE, Otis L. Broyhill, D. Pat Davis, Howard T. Hawkins, Albert M. Neal, and Ray N. Simmons, do swear (or affirm) that we will well and truly execute the duties of the office of Alderman of the Town of Marion according to the best of our skill and ability, according to law, so help us, God.

*Otis L. Broyhill*  
Otis L. Broyhill  
*D. Pat Davis*  
D. Pat Davis  
*Howard T. Hawkins*  
Howard T. Hawkins  
*Albert M. Neal*  
Albert M. Neal  
*Ray N. Simmons*  
Ray N. Simmons

Sworn to and subscribed before me, this the 27 th day of May, 1963.

*Robert G. Jarrett*  
CLERK OF THE SUPERIOR COURT

After the oath of office was administered, Mayor Streetman asked for nominations for Mayor Pro Tem and upon motion of Alderman Howard T. Hawkins, seconded by Alderman Albert M. Neal and unanimously voted, Alderman D. Pat Davis was elected Mayor Pro Tem. Then Mayor Streetman made the following Committee appointments: STREET COMMITTEE: Aldermen D. Pat Davis, Howard T. Hawkins and Albert M. Neal; CEMETERY COMMITTEE: Aldermen Ray N. Simmons and Otis L. Broyhill; RECREATIONAL COMMITTEE: Aldermen D. Pat Davis, Howard T. Hawkins and Otis L. Broyhill; BUILDING COMMITTEE: Aldermen Otis L. Broyhill and Ray N. Simmons; FIREFMEN'S RELIEF FUND COMMITTEE: Aldermen Howard T. Hawkins and Ray N. Simmons.

There being no further business, the Meeting adjourned.

*W. Spangler Jr.*  
MAYOR

*Reece C. Snyder*  
CLERK

\*\*\*\*\*  
STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

June 10 th, 1963

The Board of Aldermen met in a Call Meeting on Tuesday, June 10 th, 1963. This meeting was to replace the regular meeting scheduled for June 4 th which was not held due to a lack of a quorum. All members were present. The Town Attorney, Mr. E. P. Dameron, was also present.

The Town Manager stated to the Board that Mr. Billy Rose of the N. C. Highway Commission had asked for an appointment for June 20 th to present the proposed Henderson Street underpass project. and it was agreed to meet Mr. Rose on this date.

The Manager stated to the Board that he had three requests for street lights, one on Robert Street between Maple Avenue & Park Avenue; one on Washington Street at Virginia Avenue; and one in the middle of the block on Euclid Avenue. It was the decision of the Board that no action be taken on this until such time that the overall street lighting program was submitted by Duke Power Company officials and then appropriate steps be taken.

Upon recommendation of Mr. Hugh Beam, Superintendent of City Schools, the following reappointments to the City School Board were made for a term of two years: Mr. Eugene Cross, Jr., Jack Ballew, and Mr. Robert Shirley.

The request of W. I. Haithcock, Manager of Rose's 5-10-25¢, for 1¢ twelve-minute parking meter near his store was denied.

Mr. George Brown, who is connected with the McDowell Rescue Squad came before the Board and requested an appropriation of \$1,000.00 to be used in the rescue work, and upon motion of Alderman Albert M. Neal and seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that this request be granted and paid out of the 1962-63 Budget.

The Manager stated to the Board that he had a request from a representative of the Asheville Citizen Times to run an ad in a special vacation issue of that paper on Sunday, June 23 rd, and the Board was advised by the Town Attorney that they did not have the right to spend money for this purpose.

The water accounts of Mr. C. C. Woody, Mrs. Garland Williams, Robert D. Poteat, James McKinney,

and Pleasant Garden Fire Department and Neal Beatty were discussed but no definite action was taken.

Bids were opened for the furnishing of petroleum products for the fiscal year 1963-64 and only two bids were received. Sinclair Refining Company being low bidder, the contract was awarded to them, a copy of which is on file in the Clerk's Office.

It was brought to the attention of the Board that Burand's Men's Store had paid a privilege license for \$50.00 last year, having been classified as a chain store and that they had furnished proof that they were not a chain store when billed this year and the privilege license was reduced to \$20.00.

Mr. Joe Horton, Mooresville, N. C., had asked that the Sunday Ordinance be amended in order that he might erect and operate a bowling alley in Town, and it was agreed that the Manager and the Town Attorney prepare a suitable ordinance amending the present ordinance and present this to the Board at a later date.

There being no further business, the meeting adjourned.

*W. Shulman Jr.*  
\_\_\_\_\_  
Clerk

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

The Board met in a special meeting on June 20th to consider the proposed Thoroughfare Plan Underpass at Henderson Street and the Board went on record as approving this plan.

No other business was handled at this meeting.

*R. C. Snyder*  
\_\_\_\_\_  
CLERK

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

The Board of Aldermen met in a Regular Meeting July 2nd, 1963 with all members present. Attorney E. P. Dameron was also present. Upon motion of Alderman Otis L. Broyhill, seconded by Alderman Ray N. Simmons, it was agreed that the Town rough grade McDowell Avenue right-of-way from East Court Street to the Railroad.

It was agreed that the Town would have to pay the remaining 1963 Taxes to McDowell County on the lot recently purchased from ~~the~~ T. Walton Clapp, Jr. Upon motion duly made and seconded it was ordered that Robert Street be made a through street and that Park Avenue be made a stop street, this is reverse of the traffic flow from what it is now.

The 1963-64 tax rate and Budget were discussed and upon motion of Alderman Howard T. Hawkins, seconded by Alderman Otis L. Broyhill the tentative Budget as submitted was ordered filed in the Clerk's Office and a note of same be published in the McDowell News of July 3rd, 1963.

Bids were opened on a rubber tired tractor with backhoe and loader attachment; Marion Buick Company sent in a notice that they did not wish to place a bid on this equipment. The only other bid received was from Marion Equipment Company for the net amount of \$6,558.38 and upon motion of Alderman Albert M. Neal, seconded by Alderman Ray N. Simmons and unanimously voted, it was ordered that this piece of equipment be purchased and the City Attorney approved this purchase inasmuch as bids had been previously received on this equipment and all bids rejected.

Upon motion ~~of Alderman~~ of Alderman Otis L. Broyhill, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that a piece of property with a one-story frame building on it located on Railroad Street be purchased from Mr. W. R. Chambers for the future extension of South Logan Street, the purchase price being \$6,500.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, Reece C. Snyder was appointed Tax Collector for the coming fiscal year and the privilege license as previously adopted and recorded in Minute Book 464 was readopted.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, the foregoing Ordinance was adopted.

"APPROPRIATION BRIDGING INTERVAL BETWEEN BEGINNING OF FISCAL YEAR AND ADOPTION OF APPROPRIATION ORDINANCE."

In order to operate the municipality from July 1, 1963, to the date of the adoption of the appropriation ordinance, funds are hereby appropriated to pay salaries, principal and interest on indebtedness, and ordinary expenses at the same rate of expenditure as provided for in the 1962-63 Appropriation Ordinance. This ordinance shall cease to be effective from and after the adoption of the 1963-64 Appropriation Ordinance, and all expenditures made in accordance with this ordinance shall be chargeable to appropriations made in the 1963-64 Appropriation Ordinance.

There being no further business, the Meeting adjourned.

*W. Shulman Jr.*  
\_\_\_\_\_  
MAYOR

*Reece C. Snyder*  
\_\_\_\_\_  
Clerk

STATE OF NORTH CAROLINA  
COUNTY OF McDowell  
TOWN OF MARION

July 26, 1963

The Board of Aldermen met in a Call Meeting Thursday, July 25th, 1963, the purpose of this meeting being to set a tax rate and to adopt a budget for the fiscal year 1963-64. All Members were present with the exception of Alderman Howard T. Hawkins. The Town Attorney, E. P. Dameron, was also present.

After a general discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, the 1963 tax rate was set at \$1.15 on the \$100 assessed valuation. Voting in favor of this motion: Aldermen D. Pat Davis, Albert M. Neal, Otis L. Broyhill, Ray N. Simmons. Voting against: NONE.

Upon motion of Alderman Albert M. Neal, seconded by Alderman D. Pat Davis, the 1963-64 Budget in the amount of \$334,040.00 was adopted, this budget including a straight across the board 10% increase for all regular city employees.

Voting in favor of this motion: Aldermen D. Pat Davis, Albert M. Neal, Otis L. Broyhill, and Ray N. Simmons. Voting against: NONE.

#### "AN ORDINANCE ADOPTING THE BUDGET FOR THE FISCAL YEAR 1963-64."

UPON motion of Alderman Albert M. Neal, seconded by Alderman D. Pat Davis, and voting yes: Aldermen D. Pat Davis, Albert M. Neal, Otis L. Broyhill, and Ray N. Simmons. Voting against: NONE.

Be it ordained by the Board of Aldermen of the Town of Marion, North Carolina:

SECTION 1. APPROPRIATIONS. The following amounts are hereby appropriated for the operation of the town government and its activities for the fiscal year beginning July 1, 1963, and ending June 30, 1964, according to the following attached schedules:

SECTION 2. ESTIMATED REVENUES. It is estimated that the following revenues will be available during the fiscal year beginning July 1, 1963, and ending June 30, 1964, to meet the foregoing appropriations, according to the following attached schedules:

SECTION 3. TAXES LEVIED. There is hereby levied the following rates of tax on each one hundred dollars (\$100) valuation of taxable property, as listed for taxes as of January 1, 1963, for the purpose of raising the revenue from Current Year's property tax, as set forth in the foregoing estimates of revenue, and in order to finance the foregoing appropriations:

GENERAL FUND (for the general expenses incident to the proper government of the town)....\$ .80  
DEBT SERVICE FUND (for the payment of interest and principal on outstanding debt).....\$ .35  
TOTAL RATE per \$100 of valuation of taxable property .....\$ 1.15

Such rates of tax are based on an estimated total assessed valuation of property for purposes of taxation of \$11,500,000.00, and an estimated rate of collections of 92%.

Section 4. POLL TAX. There is hereby levied a poll tax of \$1.00 on all male persons between the ages of 21 and 50, unless exempt as provided by law, for the purpose of raising the revenue from Current Year's Poll Tax, as set forth in the foregoing estimates of revenue, and in order to finance the foregoing appropriations.

REVENUE IN ADDITION TO TAX LEVY \$209,725.00.

Section 5. DISTRIBUTION. Copies of this ordinance shall be furnished to the Treasurer and Accountant of the Town of Marion, to be kept on file by them for their direction in the disbursement of funds.

Adopted this 25th day of July, 1963.

Attest: *Reece C. Snyder*  
\_\_\_\_\_  
Clerk, Town of Marion

There being no further business, the Meeting adjourned.

*W. Shulman Jr.*  
\_\_\_\_\_  
MAYOR

*Reece C. Snyder*  
\_\_\_\_\_  
CLERK

*W. Shulman Jr.*  
\_\_\_\_\_  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

August 7, 1963

The Board of Aldermen of the Town of Marion met in a regular meeting Tuesday, August 6th, 1963, with the following members present: Mayor J. W. Streetman, Aldermen Broyhill, Davis, Simmons, and Neal. Absent: Alderman Howard T. Hawkins. Mr. E. P. Dameron, Town Attorney was also present.

It was agreed that a delayed deed for a cemetery lot in the old section of the Oak Grove Cemetery be issued to Mrs. Lucinda Ledford Greene.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that the following taxes for the years, reasons and amounts so listed be charged off:

1962 Levy:	RECEIPT NO.	NAME	AMOUNT	REASON
	273	Carthel Cuthbertson	\$ 19.56	Outside Town
	796	Marion Bowling Alley	15.57	Closed May 1961
	857	Thomas Charles Morgan, Jr.	19.63	Outside Town
	1112	Lewis Shuford	20.10	Outside Town
	1332	Mrs. Ethel Woody	31.07	" "
	1388	Everett Pearson	19.66	" "
	1402	Samuel Greenlee	.73	" "
	TOTAL		\$ 109.62	

1961 Levy:	RECEIPT NO.	NAME	AMOUNT	REASON
	1091	Lewis Shuford	19.10	Outside Town

1960 Levy:	RECEIPT NO.	NAME	AMOUNT	REASON
	1092	Willard Shuford	16.21	Outside Town

1959 Levy:	RECEIPT NO.	NAME	AMOUNT	REASON
	247	Carthel L. Cuthbertson	3.39	Outside Town

TOTAL CHARGED OFF	
	\$ 118.32

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that Duke Power Company be authorized to proceed with the completion of the street lighting plan in its entirety, with the exception of the recommendation of the Henderson Street from Burgin Street to the Railroad, which was prepared by them and submitted in July, 1963.

The Manager was instructed to return to Marion Motors, Inc. their check in the amount of \$ 296.09 for 1962 taxes which was marked paid "in full" with no interest and penalties included and to notify them that the interest and penalties would have to be paid.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Otis L. Broyhill and unanimously voted, paving assessment on Montevista Avenue was established at \$ 1.03 per lineal foot and it was ordered that the petitioners be assessed and billed for their respective frontage. It was also approved in the same motion that owners of the Forest Heights Subdivision be assessed and be billed for one-half of the cost of the paving in the street in that subdivision and a total cost being \$ 4,791.90, one-half or assessment amount being \$ 2,395.95.

Upon motion duly made and seconded, Mr. James E. Evans was appointed to the Marion City School board to fill the unexpired term of Mr. S. R. Perkins, this term to run to May 1st, 1964.

It was ordered that the Manager advertise for bids for a vacuum leaf collector to be received September 3rd, 1963.

After a general discussion and upon motion duly made and seconded, the meeting adjourned.

*Rice C. Snyder*  
CLERK

*W. Fulman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

September 4, 1963

The Board of Aldermen met in regular meeting Tuesday, September 3rd, 1963, with all members present with the exception of Alderman D. Pat Davis. Mr. E. P. Dameron, Town Attorney, was also present.

The request for additional street lights was discussed and the Manager was instructed to have one extra light installed on Viewpoint Drive. The request from Mrs. Lillian Neal and Mrs. Robert Proctor was delayed until such time that the new lighting system was put into effect to see if that would not correct their situation.

A request from officials of the McDowell Rescue Squad that the old siren be moved from the City Hall Building to the Courthouse Building and be used exclusively to call the Rescue Squad members was denied under grounds that it was now being used as a standby unit to replace the fire horn and also to be used in case of Civil Defense emergency.

A request from Mrs. Jack Pallew that Robert Street between Fleming Avenue and Park Avenue be made a one-way street going East between the hours of 8:00 and 9:00 a. m. and 2:30 and 3:30 p. m. was discussed but no decision was reached.

Bids were opened on a vacuum leaf loader and upon motion of Alderman Albert M. Neal and seconded by Alderman Ray N. Simmons and unanimously voted, it was ordered that a Good Roads Leaf Loader be purchased from A. E. Finley and Associates, Inc.. A tabulation of other bids are on file in the Clerk's Office.

It was brought to the Board's attention that Mr. Tom Sawyer, Manager of Western Carolina Telephone Company, had requested a meeting with local citizens with regard to their request for an increase in telephone rates. It was agreed that if such a meeting were set that some of the members would make every effort to attend.

At the request of the Manager the following holidays were set by the Board to be observed in the future: New Year's Day, Easter Monday, Independence Day, Thanksgiving Day, Christmas Day and possibly an additional day, depending upon the day of the week Christmas falls.

After a general discussion as to the coming bond election for the sewage treatment plant enlargement and the proposed Henderson Street grade crossing separation, the meeting adjourned.

*Rice C. Snyder*  
CLERK

*W. Fulman Jr.*  
MAYOR

\*\*\*\*\*  
STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

The Board of Aldermen met in a regular meeting Tuesday, October 8th, 1963, with the following members present: Mayor J. W. Streetman, Jr., Aldermen Albert M. Neal, D. Pat Davis, and Ray N. Simmons. Absent: Aldermen Howard T. Hawkins and Otis L. Broyhill.

Mayor J. W. Streetman, Jr. opened the meeting and stated that due to the fact that only a bare quorum was present and that no urgent business was to come before the Board and that no official action would be taken on any matter.

After a general discussion, the meeting adjourned.

*W. Fulman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

November 6, 1963

The Board of Aldermen met in Regular Meeting Tuesday night, November 5th, 1963, with all Members present with the exception of Alderman Otis L. Broyhill. Mr. E. P. Dameron was also present. Mayor J. W. Streetman, Jr. presided.

Mayor Streetman stated that Mr. Grayson Snipes had made a request to him that the small street running off of Crawford Street behind his house be paved back for a short distance from Crawford Street to prevent it from cutting out in holes that trucks entering it caused. This work was ordered done.

A Committee from the Chamber of Commerce consisting of the President, David Blanton; Executive Secretary, Herman Huff; Willard Haithcock and H. B. Clark came before the Board and requested that the Town consider taking over all off-street parking lots for complete maintenance, operation and control and pave and install parking meters on them. After this group left the meeting and after a great deal of discussion, it was agreed that the Attorney and the Manager prepare an agreement to be presented to this group requesting them to secure back payments from merchants on all lots, obtain not less than five-year lease on each lot with the option of renewal and that after the Attorney and the Manager prepared such instrument that it be approved by the Mayor and the Board of Aldermen before presenting it to the Chamber of Commerce group to see if it meets with the Board's approval.

Mr. Willard Haithcock stated to the Board that he was considering remodeling or rebuilding a building that he owns on South Main Street adjoining the Pearlman parking lot and asked the Board to establish a front building line for him; after he left the meeting and upon motion of Alderman Albert M. Neal and seconded by Alderman Howard T. Hawkins and unanimously voted, it was agreed that his new building could be erected in line with the bakery building or at the same distance back of the curb on each the North and the South edge of the building as the bakery building.

The Manager read a letter addressed to Mayor Streetman from Mr. Hugh Beam, Superintendent of City School, expressing his and the School Board's appreciation for the town's paving McDowell Avenue along the southern line of the Senior High School property.

It was ordered that the Attorney and the Manager prepare a proper ordinance and spread such ordinance in the minutes of this meeting and send three copies to the N. C. Civil Defense Agency naming a Civil Defense Director and re-establishing a Civil Defense for the Town of Marion.

The Manager was instructed to purchase and erect the necessary signs directing the route to the Marion General Hospital from East Court Street and North Main Street.

As a matter of record, the Manager brought to the Board's attention that Mrs. Stanley had been granted vacation from November 8th to November 18th; also that the keys to the Community Building and the City Hall Building carried by Herman Martin before his death had never been recovered.

The Manager stated that he had a request from a citizen for one or two cemetery lots on time payment and asked for the Board's advice; and it was decided that all cemetery lots now and in the future be sold for cash.

The Manager gave the Board a report of the financial condition of the Town as to revenue, expense, bank balance; also read to them a list of October bills which had just been paid.

The Manager was requested to repair or replace all bad street curbs as time permitted.

RESOLUTION

At a regular meeting of the Board of Aldermen of the Town of Marion held on the 5th day of November, 1963, motion was duly made and seconded and adopted by majority vote, that the Town of Marion authorize and establish a Civil Defense Agency, under the authority of and in accordance with Chapter 166 of the General Statutes of North Carolina as enacted at the 1951 Session of the General Assembly of North Carolina, and amended by subsequent sessions of said General Assembly of North Carolina.

RESOLUTION

RESOLVED that the Board of Aldermen of the Town of Marion, North Carolina, opposes the latest application of WESTERN CAROLINA TELEPHONE COMPANY, filed with the North Carolina Utilities Commission, for permission to increase its rates for telephone service, and authorizes E. P. Dameron, Town Attorney, and F. KENT BURNS, Attorney for the Protestants, to use the name of the Town of Marion as a Protestant in said proceeding.

I, REECE C. SNYDER, Town Manager and Clerk to the Board of Aldermen of Marion, North Carolina, certify that the foregoing Resolution was unanimously passed at a regular meeting of the Board of Aldermen of the Town of Marion, held on Tuesday, November 5, 1963.

*Reece C. Snyder*  
TOWN MANAGER AND CLERK TO BOARD OF ALDERMEN  
*J. W. Streetman*  
Mayor

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

December 4, 1963

The Board of Aldermen met in regular meeting Tuesday, December 3rd, with all members present with the exception of Mayor J. W. Streetman, Jr. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor Streetman. Mr. E. P. Dameron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved.

A Committee from West Court Food Center composed of J. W. Hollifield, E. F. Lyda, V. M. Suttemyre and John W. Setzer appeared before the Board and requested that all curb now standing in front of their building be removed, giving them a driveway of some 137 feet in width in order that cars might pull straight into the driveway and into the parking lot and back straight into the street. Mr. Hollifield used maps and miniature cars to illustrate his point. After a great deal of discussion and upon motion of Alderman Otis L. Broyhill the following motion was made that the street committee look into this matter; and that ~~they~~ they have authority to act in whatever way they see fit. This motion was seconded by Alderman Albert M. Neal and carried and it was decided that the Committee look into this matter Thursday afternoon, December 5th. Before Mr. Setzer left the meeting, he made a request that parking be eliminated on the South side of Court Street in that vicinity but did not state the exact distance he had in mind.

Upon motion duly made and seconded, it was agreed the Manager call for bids for the furnishing of a 3/4 ton pick-up truck to replace the one in the Water Department now being driven by Jack Brown and that this old truck be traded in on the new one and that bids be received at the January meeting.

Upon motion duly made and seconded, it was ordered that the water bill for Stelen's July and August months be adjusted to the previous three-months average.

It was brought to the attention of the Board by the Manager that the Rev. Rogers of St. Matthews Lutheran Church had requested the permission to erect three signs at the intersection of Main and Court Streets directing people to his church on West Court Street. It was suggested that the Manager talk with Rev. Rogers to see if these signs could be placed some place other than the main square inasmuch as this particular corner is overburdened with signs at the present time; and if not able to do so, it would be permissible.

It was brought to the attention of the Board that members of the Kiwanis Club through the County Sanitarian Mr. Frank Herbert, Jr. made certain recommendations as to improvements to the kitchen at the Community Building and it was agreed that the building committee composed of Alderman Broyhill and Simmons and the Manager pay a visit to the Community Building to investigate this situation and take whatever action they deemed necessary.

It was brought to the attention of the Board that J. T. Tucker had requested permission to install a fire hydrant near his home which is off the old Hwy. N.C.10 outside the city limits, and it was decided that similar requests for hydrants outside the city limits had been declined and this request would have to also be refused.

Upon motion duly made and seconded, it was ordered that the Manager and the Attorney prepare an appropriate ordinance as requested by the North Carolina Civil Defense Agency setting up a continuity of government to succeed any present administrators of the town government in the event of any nuclear attack and this be brought back to the Board at the January meeting.

It was brought to the attention of the Board that Mr. Frank Conley had requested that sewer connections be made to his residence on Baldwin Avenue as outlined in an agreement for sewer line right-of-way across his property. This work to be done by a private plumber at a cost of \$170.00 to be borne by the Town of Marion.

Upon motion of Alderman Simmons, seconded by Alderman Hawkins and unanimously voted, it was ordered that Wednesday, December 25th and Thursday, December 26th, be granted city employees as Christmas Holidays, and that the same bonus that had been given the past few years be given this year, this being \$25.00 each to key personnel, \$15.00 to policemen and paid firemen, and \$10.00 to other employees.

The Manager gave a report to the Board as to revenue, expense and bank balance for the past month.

Mr. Herman Huff came before the Board to see if they would take a stand as to who would furnish utilities to any new industries which might locate in the vicinity of Marion. It was the decision of the Board that a matter of this nature would have to be worked out with the individual firm at the proper time and that no definite answer could be given at this time.

It was brought to the attention of the Board that under a law passed by the 1963 General Assembly with regard to chemical breath test before a person could be charged with drunken driving should be administered to the accused; this law is to take effect January 1st, 1964, and that certain technical training is required for the operator of this apparatus or test machine and a number of other phases related to this matter was discussed. Action on this matter was deferred.

The Manager stated to the Board that it had just recently been brought to his

*Reece C. Snyder*  
Clerk

attention that under certain conditions that any money that the Town did not need for current expense could be put on savings for definite periods of time and the Manager stated that he had discussed this with Miss Doris Hill, of Marion Bank and Trust Company and officials of the First Union National Bank and after some discussion and upon motion of Alderman Broyhill, seconded by Alderman Neal and unanimously voted, it was ordered that an additional \$5,000 be deposited with the Marion Bank and Trust Company, a total of \$20,000 and that \$10,000 of this money be placed on a certificate of deposit for a guaranteed period of six months which money shall draw 4% interest. The remaining \$10,000 to be classified "Matching Funds or Free-Use Money" and that \$10,000 be set aside at the First Union National Bank on a certificate of deposit for a guaranteed six months to draw a like 4% interest. Each of these accounts to be renewed with the possibility of the interest rate being changed at the end of the six-month period to the then current interest situation.

There being no further business, the meeting adjourned.

*Lee C. Snyder*  
Clerk

*D. Pat Davis*  
D. Pat Davis, Mayor Pro Tem

STATE OF NORTH CAROLINA  
COUNTY OF MCDOWELL  
TOWN OF MARION

January 15, 1964

The Board of Aldermen met Tuesday, January 14th, 1964. This meeting was to replace the regular meeting scheduled for Tuesday, January 7th, which was not held due to the lack of a quorum. All members were present. Mr. E. P. Dameron, Town Attorney, was also present. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

A request from Curtis Cuthbertson and Brooks Justice for the use of the Community Building each Saturday night was denied due to the fact that remodeling of the building was to be started in the very near future, and it was decided that this matter would be considered after the completion of the remodeling.

The Manager stated that Clyde Forney, Lee Conley and a Mr. Fisher and a Mr. Cable had contacted him with reference to their constructing a building for a laundromat on Hudgins Street near the Mountain View School, which property is outside the city limits and asked that consideration be given to them as to sewer service. It was the decision of the Board of Aldermen that the present policy of charging 100% of water bill could not be changed.

It was brought to the attention of the Board of Aldermen that a bond election for the enlargement of the sewer treatment plant had been scheduled for September 1964 and upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, the Manager was instructed to contact the management of Marion Manufacturing Company, Washington Mills, and Cross Cotton Mills for a meeting in the very near future to discuss this issue.

It was agreed that the Town would take over and maintain a lot owned by Mrs. C. A. Workman facing Garden Street and become a part of the adjoining parking lot provided this property would furnish twenty-five additional parking spaces.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Ray N. Simmons, and unanimously voted, it was ordered that Mr. John Gilkey be employed to remodel the kitchen of the Community Building and that the use of the Community Building be curtailed or eliminated during this period of time.

It was agreed that the Town should let its equipment level the grounds around the Southern Railway Depot. The Manager was instructed to ask for bids on a Police Patrol Automobile, bids to be received at the February Meeting.

Upon motion duly made and seconded, Alderman Howard T. Hawkins was reappointed to a two-year term of the Board of Trustees of the Marion Fire Department.

Bids were opened on the furnishing of a 3/4-Ton Pick-Up Truck and only two bids were received, they being as follows:

Ballew Motor Company, Retail Price.....	\$ 2,451.73
Less Trade-in for 1955 Chevrolet Pick-Up Truck.....	830.40
Net Cost to Town.....	\$ 1,621.33
East Court Motor Company, Retail Price.....	\$ 2,471.52
Less Trade-in for 1955 Chevrolet Pick-Up Truck.....	906.52
Net Delivery Price.....	\$ 1,529.00

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, and unanimously voted it was ordered that East Court Motor Company be awarded the contract subject to the

approval of the Town Attorney's ruling inasmuch only two bids were received. Mr. E. P. Dameron advised the Town Manager that in his opinion the awarding of the contract to East Court Motor Company was according to law.

A roster of the members of the Fire Department was approved and signed by the Mayor and ordered mailed to the proper authorities.

It was brought to the attention of the Board of Aldermen that Mrs. Louise Davis, Burgin Street, had requested that parking be eliminated on the east side of Burgin Street to permit her to make turns in and out of the driveway. Action was deferred on this matter until such time as Etta Paper Company completes their present building program.

The Manager advised the Board of Aldermen that the Junior Chamber of Commerce had notified him that they were discontinuing as of now the sponsorship of the teenage dance at the Community Building each Saturday Night.

James R. Hollifield of West Court Food Center appeared before the Board with reference to his request for removing the curb in front of his place of business and the Manager was instructed to notify Mr. Hollifield that the Board could not comply with his request without descent or repealing the present ordinance and giving all other people with similar conditions the privilege of removing all curbs in front of their business.

Mr. E. J. House, Jr. had requested permission to open a forty-foot street off of Miller Street where the Town calls for a minimum of fifty-foot street. It was the decision of the Board of Aldermen that this request would be permitted inasmuch as this subdivision was recorded before the fifty-foot street width requirement was adopted provided that Mr. House clean out and open up the flow of the small branch adjoining this proposed street.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Otis L. Broyhill, and unanimously voted, it was ordered that the price of ALL cemetery lots in the Oak Grove Cemetery be increased to one hundred dollars (\$100.00) per grave space and that each transaction be cash and that this increase in price go into effect the morning of January 15th, 1964. It was also decided that a small building containing rest rooms and a space for cemetery tools be erected on the cemetery property.

It was brought to the attention of the Board that Rev. Rogers of St. Mathews Lutheran Church had requested that a traffic light be installed at the intersection of West Court Street and Burgin Street, and it was the decision of the Board that this matter be taken under consideration, and it was also pointed out that sometime ago a traffic engineer had stated that a traffic signal at this intersection would not be to any advantage.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Ray N. Simmons and unanimously voted, it was agreed that John L. Sullivan, a voluntary fireman, be permitted to use two second-floor rooms on the back of the City Hall Building for living quarters and that he renovate the rooms at his expense.

Upon motion duly made and seconded, the following Ordinance was adopted:

#### CONTINUITY OF GOVERNMENT SUCCESSION ORDINANCE

An ordinance Providing for the Continuity of the Government of the Town of Marion in the Event of an Enemy Attack by Providing for the Designation, Status, Qualifications and Terms of Emergency Interim Successors, Providing for the Assumption of Powers and Duties of an Officer by Emergency Interim Successors; Providing for the Recording and Publication of Designations of Emergency Interim Successors; Providing for Accomplishments of the Taking Office in the Case of Such Emergency Interim Successors; and Suspending Certain Quorum and Vote Requirements of the Board of Aldermen in the Event of an Attack:

Declaration of Policy, Because of the existing possibility of an attack upon the United States of unprecedented size and destructiveness, including the inevitable hazards of radioactive contamination, and in order, in the event of such an attack, to assure the continuation of effective, legally constituted leadership, authority and responsibility in the offices of the government of this town, it is found and declared, by the Board of Aldermen of the Town of Marion to be necessary to provide for emergency interim officers who can exercise the powers and discharge the duties of the key executives, administrative, legislative and judicial offices of this Town in the event that the incumbents thereof (and their deputies, assistants or other subordinate officers authorized, pursuant to law, to exercise all of the powers and discharge the duties of such offices) are killed, missing, disabled, or for some other cause unable to perform the duties and functions of their offices during the immediately after an enemy attack; therefore, in the interest of the public safety, health, welfare and the protection of property and in pursuance of the authority conferred by Chapter 314 of the Public Laws of 1959; BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION;

SECTION 1. Short Title. This Ordinance shall be known and may be cited as the Continuity of Government Ordinance of the Town of Marion."

SECTION 2. Definitions. As used in this Ordinance, unless the context otherwise clearly indicates:

(a) "Unavailable" shall mean either that a vacancy in office exists and there is no

deputy authorized to exercise all of the powers and discharge the duties of the office, or that the lawful incumbent of the office (including any deputy exercising the powers and discharging the duties of an office because of a vacancy) and his duly authorized deputy are absent or unable, for physical, mental or legal reasons, to exercise the powers and discharge the duties of the office.

(b) "Attack" shall mean any attack or series of attacks by an enemy of the United States causing, or which may cause, substantial damage or injury to civilian property or persons in the United States in any manner, by sabotage or by the use of bombs, missiles, shellfire, or atomic, radiological, chemical, bacteriological or biological means or other weapons or processes.

(c) "Duly authorized deputy" shall mean a person who is presently authorized to perform all of the functions, exercise all of the powers and discharge all of the duties of an office in the event the office is vacant or at such times as it lacks administration due to the death, absence or disability of the incumbent officer.

(d) "Emergency Interim Successor" shall mean a person designated pursuant to this Ordinance for possible temporary succession to the powers and duties, but not the office, of a City officer in the event that such officer or any duly authorized deputy is unavailable to exercise the powers and discharge the duties of the office.

SECTION 3. Designation, Status, Qualification and Term of Emergency Interim Successors.

(a) Elective Officers. Within thirty days following the effective date of this Ordinance, and thereafter within thirty days after first entering upon the duties of his office, the Mayor, each member of the Board of Aldermen shall designate such number of emergency interim successors to his office and specify their rank in order of succession after any duly authorized deputy so that there will be not less than three duly authorized deputies or emergency interim successors or combination thereof for the office.

(a)-1 Emergency interim successors to the Mayor and Board of Aldermen of the Town of Marion.

Under Section 3 the following persons are hereby designated to succeed the Mayor and the Board of Aldermen as outlined in the preceding ordinance.

Mayor: 1. Mayor Pro Tem D. Pat Davis  
2. Howard T. Hawkins  
3. Otis L. Broyhill

The following are hereby appointed as successors to the Board of Aldermen to replace Alderman D. Pat Davis: 1. Dr. K. W. Ramsey 2. C. C. Wise 3. J. E. Evans, to fill vacancy created under the above ordinance.

to replace Alderman Howard T. Hawkins: 1. F. H. Jump 2. C. Frank Goldsmith 3. R. Lee Conley.  
to replace Alderman Ray N. Simmons: 1. W. S. Shiflet 2. A. S. Bradford 3. B. M. Eckerd.  
to replace Alderman Albert M. Neal: 1. Sterling Bower 2. E. J. House, Jr. 3. Eugene Cross, III.  
to replace Alderman Otis L. Broyhill: 1. W. B. Noyes 2. Robin Hood 3. Jack Ballew.

(b) Appointive Officers. The Board of Aldermen shall within the time specified in subsection (a) of this Section, in addition to any duly authorized deputy, designated for appointive officers including the Town Manager, Chief of Police, Town Fire Chief, Town Clerk, Town Treasurer and Town Attorney such number of emergency interim successors to these officers and specify their rank in order of succession after any duly authorized deputy so that there will not be less than three duly authorized deputies or emergency interim successors or combination thereof for each officer.

(b)-1 Appointive Officers:

The replacement for the Town Manager: 1. W. Jack Brown 2. E. R. Keeter 3. Robert Teeter.  
Chief of Police: 1. W. H. Wood 2. Claude Fortner 3. W. E. Ritchie.  
Chief of Fire Department: 1. Phillip Laughridge 2. Walter Morgan 3. C. C. Bolch.  
Town Clerk: 1. W. Jack Brown 2. E. R. Keeter 3. Mrs. Julia Stanley.  
Town Treasurer: 1. W. Jack Brown 2. E. R. Keeter 3. Mrs. Julia Stanley.  
Town Attorney: 1. Paul Story 2. W. W. Suttle 3. Thomas White.

(c) Review of Designations. The incumbent in the case of those elective officers specified in subsection (a) of this Section, and the City Council, in the case of those appointive officers specified in subsection (b) of this Section, shall review and, as necessary, promptly revise the designation of emergency interim successors or duly authorized deputies or any combination thereof for each officer specified.

(d) Qualifications. No person shall be designated or serve as an emergency interim successor unless he may under the constitution and statutes of this State and the charter or ordinance of this City, hold the office of the person to whose powers and duties he is designated to succeed, but no provision of any Ordinance prohibiting an officer or employee of this City from holding another office shall be applicable to an emergency interim successor.

(e) Status of Emergency Interim Successor. A person designated as an emergency interim successor holds that designation at the pleasure of the designator, Provided, That he must be replaced if removed, He retains this designation as emergency interim successor until replaced by another appointed by the authorized designator.

SECTION 4. Assumption of Powers and Duties of Officer by Emergency Interim Successor. If in the event of an attack any officer named in subsections (a) and (b) of Section 3 of this Ordinance and any duly authorized deputy is unavailable, his emergency interim successor highest in rank in order of succession who is not unavailable shall, except for the power and duty to appoint emergency

interim successors, exercise the powers and discharge the duties of such officer. An emergency interim successor shall exercise these powers and discharge these duties only until such time as the lawful incumbent officer or any duly authorized deputy or an emergency interim successor higher in rank in order of succession exercises, or resumes the exercise of, the powers and discharge of the duties of the office, or until, where an actual vacancy exists, a successor is appointed to fill such vacancy or is elected and qualified as provided by law.

SECTION 5. Recording and Publication. The name, address and rank in order of succession of each duly authorized deputy shall be filled with the City Clerk and each designation, replacement, or change in order of succession shall become effective when the designator files with the City Clerk the successor's name, address and rank in order of succession. The City Clerk shall keep on file all such data regarding duly authorized deputies and emergency interim successors and it shall be open to public inspection.

SECTION 6. Formalities of Taking Office. At the time of their designation emergency interim successors shall take such oath and do such other things, if any, as may be required to qualify them to exercise the powers and discharge the duties of the office to which they may succeed.

SECTION 7. Quorum and Vote Requirements. In the event of an attack, (1) quorum requirements for the City Council shall be suspended, and (2) where the affirmative vote of specified proportion of members for approval of an Ordinance, Resolution or other action would otherwise be required, the same proportion of those voting thereon shall be sufficient.

SECTION 8. Separability Clause. If any section, subsection, sentence, clause, phrase of this ordinance is for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not effect the validity of the remaining portions hereof.

SECTION 9. Effective Date. The immediate passage of this ordinance is deemed essential to the public health, safety and welfare and shall be in full force and effect from and after its passage and signature by the Mayor.

This 7th day of January, 1964.

*J. W. Streetman Jr.*  
J. W. Streetman, Jr.  
Mayor  
Town of Marion, North Carolina

There being no further business, the meeting adjourned.

*W. S. Shiflet*  
W. S. Shiflet  
Clerk  
Mayor

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

February 5, 1964

The Board of Aldermen met in regular meeting Tuesday, February 4th, 1964, with the following members present: Mayor J. W. Streetman, Jr., Aldermen Otis L. Broyhill, Howard T. Hawkins, Albert M. Neal, Ray N. Simmons, Attorney E. P. Dameron. Absent: Alderman D. Pat Davis. The Minutes of the previous meeting were read and approved.

Mr. W. S. Shiflet came before the Board and suggested that the Board take serious consideration toward providing supervised recreation for the Teenage and stated that this was a recommendation from the Chamber of Commerce Committee. He also suggested that instead of enlarging the present sewerage treatment plant that a study be made toward the possibility of constructing a new plant on the north side of town in the vicinity of the Airport or Yancey Road section.

Upon motion duly made and seconded, it was ordered that two-hour parking be enforced and proper signs be erected from the driveway of the residence of the Minister of Music at the First Baptist Church to Fort Street. It was also ordered that a 20-mile an hour sign directly in front of the Marion Bank & Trust Company Drive-In be moved nearer to the intersection and that no-parking signs be erected between the two driveways on Main Street.

The Manager was authorized to get approximate prices of constructing a suitable garage building at the present warehouse and garage location on Rutherford Road and submit them to the Board at a later date.

The Manager was instructed to contact our consulting engineers with reference to the possibility of erecting a new sewerage treatment plant in the northern section of town rather than to enlarge the present one.

Bids were opened on the furnishing of 1964 police special patrol automobile and the bids being as follows:

	LIST	TRADE-IN	NET	DELIVERY TIME
Marion Buick Co., Inc.	\$ 3,632.27	\$ 2,081.88	\$ 1,550.39	21 Days
East Court Motor (Pont)	3,10h.88	1,431.05	1,673.83	30 "
Marion Motors, Inc.	2,314.08	814.08	1,500.00	30 "
Ballew Motor Co.	3,001.20	1,470.49	1,533.71	30 "
East Court Motor (Olds)	3,409.00	1,431.05	1,977.95	30 "

and upon motion of Alderman Albert M. Neal and seconded by Alderman Otis L. Broyhill, and unanimously voted, it was ordered that the low bid from Marion Motors, Inc. be accepted.

The congested traffic condition at Marion Elementary on Robert Street was discussed but no action was taken.

Upon motion duly made and seconded, the following amendment was made to the residential driveway ordinance, this to be added to section B, paragraph 1: Except that on narrow streets and where special hazards exist the Board may permit a greater width.

The delinquent taxes owed the Town by Ward's Radio & Television was brought to the attention of the Board and it was agreed that Mr. Dameron take necessary steps to collect this outstanding or overdue account.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
MANAGER

*J. M. Baldwin*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

March 4, 1964

The regular Board of Aldermen meeting was held Tuesday night, March 3rd, 1964, with all Members present including the City Attorney. The Minutes of the previous meeting were read and approved.

Upon motion duly made and seconded, it was agreed that the Town take over as of April 1st, 1964, all off-street parking lots for maintenance, control and paving a part of these lots and possibly installing parking meters on them.

It was ordered that the space between the Court House wall and the pavement on South Garden Street be paved and that two-hour parking meters be installed in this area.

The Manager discussed with the Board a request from Mr. H. R. Phillips, a tenant of Frank D. Corley and who operates a laundromat on Baldwin Avenue, was brought to the attention of the Board inasmuch as the local health authorities had instructed him to connect to the town sewer. After a great deal of discussion on this matter, it was suggested that the Manager and the Attorney discuss this and that the Manager look into the possibility of removing the sewer line from Mr. Conley's property and report back to the Board of Aldermen at a later date.

A Committee composed of representatives of the Rural Fire Departments in the County came before the Board and asked that necessary steps be taken that all fire calls in the County come into the Marion station and that they be dispatched to the proper department; and after some discussion and upon motion of Alderman Otis L. Broyhill, seconded by Alderman Howard T. Hawkins and unanimously voted, it was agreed that the officials of the Marion Fire Department take this matter under consideration and make the decision as to whether they wanted to assume this responsibility and if so, the Town would agree to this provided there was no additional cost to the Town.

The Manager stated to the Board that he had received from the State Highway Commission a recommendation as to speeds on State-maintained streets inside the city limits. This recommendation was approved with the exception that the speed limit be lowered to twenty miles per hour in the vicinity of the Junior High School on West Court Street and the Senior High School on State Street.

A request from Mrs. Betty Freeman on Glenview Street for the Town to pick up her garbage at a set fee, she being outside the city limits, was denied.

It was ordered that a loading zone be marked on the south side of East Court Street near Carolina Business Equipment office and the Manager was instructed to notify the people involved that this loading zone is not to be used as a regular parking space to avoid meters and if it is abused, this space will be discontinued.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Albert M. Neal, and unanimously voted, it was ordered that West Henderson Street from the Town-owned Library

property on the South side be widened as much as possible to its intersection with Depot Street.

The following bids were opened on the furnishing of a three-wheeled motorcycle to be used by the Police Department:

Gardin's Motorcycle Shop, Hickory, N.C.....	Retail Price.....	\$ 1787.16
	Trade-in Allowance on old motorcycle....	222.50
NET DELIVERY PRICE.....		\$ 1564.66

Asheville Harley-Davidson Company, Asheville, N.C.....	Retail Price.....	\$ 1789.81
	Trade-in Allowance on old motorcycle...	200.00
NET DELIVERY PRICE.....		\$ 1589.81

Upon motion of Alderman Ray N. Simmons, seconded by Alderman D. Pat Davis, and unanimously voted, it was ordered that this contract be awarded to Gardin's Motorcycle Shop, Hickory, N.C.

Upon motion duly made and seconded it was ordered that a sidewalk be constructed on State Street from Clay Street to South McDowell Street.

The Manager read the monthly report of receipts and disbursements and bank balance to the Board of Aldermen.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

April 8, 1964

The Board of Aldermen met in regular meeting April 7th at 7:30 P. M. with all members present with the exception of Alderman Otis L. Broyhill. Mr. E. P. Dameron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved.

A Committee from the Jaycee Club came before the Board and discussed the possibility of establishing a full time recreational program. After a great deal of discussion, it was suggested that this Committee contact the McDowell County Commissioners, a number of representatives of industry and a sampling of parents as to the needs and desires of such program and that this matter be discussed more fully at a later date.

Mr. R. J. Seagle, who lives just outside the city limits on State Street, came before the Board and asked that he be permitted to connect his residence to the city sewer system and stated that he would be willing to be taken into the city limits provided he could get into it. It was the decision of the Board that Mr. Seagle would have to agree to pay all expenses incurred in incorporating his property and pay the regular sewer tap fee that this request be granted.

A request from Dr. V. Lind that a dog and cat cemetery be established was discussed, but no action was taken.

The Manager was instructed to ask for bids for paving certain parking lots and to prepare new lease agreements as of the dates that the parking lots were paved.

It was brought to the attention of the Board that they had agreed with the State Stream Sanitation Commission through a voluntary compliance agreement to hold a bond election for the enlargement of the sewage treatment plant by September 1, 1964.

The Manager was instructed to ask for bids for a new street flusher.

The Manager was instructed to look into the possibility of employing an engineering firm on a part-time basis for small jobs such as street widening, paving, etc.

The Manager was also instructed to contact Mr. Russell McCoy of the Harwood-Beebe Company and obtain complete estimates for proposed sewage treatment plant along the Catawba River and also to look into the possibility of installing water lines in certain sections outside the corporate limits.

The Manager gave a report of expenses, disbursements, and bank balance.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
Clerk

*J. M. Baldwin*  
Mayor

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 6, 1964

The Board of Aldermen met in regular meeting May 5 th, 1964, with all members present. Mr. E. P. Dameron, Town Attorney, was not present. The Minutes of the previous meeting were read and approved.

Upon motion duly made and seconded, it was ordered that a street light be installed on Pea Ridge near Jessie Lee Freeman's home, one on Bakersville Road near Leon Baxter's home, and one on Spring Street between Main and Garden Streets.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Ray N. Simmons, and unanimously voted, it was ordered that the life insurance on Sam Jackson remain in effect and the premiums be paid by the Town of Marion.

Mr. Dean Henline came before the Board and requested that he be permitted to erect a fence on the street right-of-way in front of his home on Teal Street, and it was decided the Attorney prepare an appropriate Use Agreement and require Mr. Henline to sign and record the same and permit him to erect the fence with the distinct understanding that he remove it immediately upon demand of the Town of Marion.

The Manager was instructed to have the engineer to make an estimate of costs of installing sanitary sewer on Miller and Washington Streets.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that 1963 Tax Sales be advertised beginning May 11 th and sold on June 8 th; and that a notice be published in McDowell News on Thursday, May 7 th, 1964, to the effect that this advertisement would begin on the above date.

Upon motion duly made and seconded, the following speed limit ordinance was unanimously adopted:

ORDINANCE

Upon motion duly made and seconded and unanimously voted, the following Ordinance as to speed limits on State-maintained streets inside the city limits was adopted.

Twenty (20) Miles per hour on the following described portion of a State Highway System Street:

1. N. Main St. (USE-221-NC 226) from New St. to Court St. (US 70E), thence along S. Main St. (US 221-NC 226) to Crawford St.
2. W. Court St. (SR 121h) from Burgin St. to Main St. (US 221-NC 226), thence along E. Court St. (US 70E) to N. Garden St. (US 70W).
3. W. Henderson St. (SR 1001) from Burgin St. to S. Main St. (US 221-NC 226).
4. State St. (SR 1700) from S. Main St. (US 221-NC 226) to S. Garden St.
5. State St. (SR 1700) from S. McDowell Ave. to Ann St.

Thirty five (35) Miles per hour on the following described portion of a State Highway System Street:

1. N. Main St. (US 70-221-NC 226) from the northern corporate limit to New St.
2. S. Main St. (US 221-NC 226) from Crawford St. to Rutherfordton Rd., thence along Rutherfordton Rd. (US 221-NC 226) to the eastern corporate limit.
3. Georgia Ave. (SR 1706) from Rutherfordton Rd. (US 221-NC 226) to the eastern corporate limit.
4. State St. (SR 1700) from S. Garden St. to S. McDowell Ave.
5. W. Henderson St. (SR 1001) from Burgin St. to the southern corporate limit.
6. Hudgins St. (SR 117h) from W. Henderson St. (SR 1001) to the southern corporate limit.
7. Tate St. (SR 121h) from the western corporate limit to W. Court St. (SR 121h).
8. Reservoir Rd. (SR 1206) from the western corporate limit to W. Court St., thence along W. Court St. (SR 1206) to Tate St. (SR 121h).

said ordinance to become effective upon adoption by the State Highway Commission of a concurring ordinance and the erection of signs giving notice of the authorized speed limit; that said ordinance is recorded in current Minute Book at page 664.

In witness whereof, I have hereunto set my hand and seal of the Town of Marion, this day of May, 1964.

*Reece C. Snyder* (SEAL)  
CLERK

There being no one present at a public hearing called for the meeting held on this date with relation to the incorporation of R. J. Seagle's property on State Street, it was ordered that this incorporation be put into effect and that the Attorney proceed to prepare whatever document necessary to complete this action.

The following bids on work and equipment were opened and read on asphalt paving:

Asheville Paving Co., Asheville, N.C.	Sq. Yds. of Asphalt	6,096 @ \$1.02.....	\$ 6,217.92
	Tons of Stone	608 @ \$2.30.....	1,398.40
Harold Dysart, Marion, N.C.	Sq. Yds of Asphalt	5,935 @ .86.....	\$ 7,616.32 Total
	Tons of Stone	930 @ 1.75.....	\$ 5,104.10
A.R.Thompson & Co., Rutherfordton, N.C.	Sq. Yds of Asphalt	6,048 @ .68.....	\$ 6,731.60 Total
	Tons of Stone	526 @ 1.50.....	\$ 4,112.64
			\$ 789.00
			\$ 4,901.64 Total

Paving continued: Houston Grading Co., Hickory, N.C. Yds. of Asphalt 5795 @ \$1.40 & 1.60 \$ 8,163.20  
Tons of stone 788 @ 3.00 2,364.00  
Total \$10,527.20

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, and unanimously voted, the contract was awarded A. R. Thompson, Rutherfordton, N.C. This work is to include a number of parking lots, the paving of Alabama Avenue from Spring to Miller Street and the possibility of paving a portion of Vine Street.

It was ordered that a competent engineer be employed to establish the line on the West side of State Street between Clay Street and McDowell Avenue in order that a sidewalk might be constructed at its proper place.

A request from Mr. John Martin that he be permitted to remove a white pine tree near the George W. Chapman plot at the Cemetery be removed in order to erect a new curb (coping) was denied.

It was agreed that the same type of recreational program be carried on this summer that had been operated for the past several years.

The condition arising from sawdust, fly ash, and soot at the R. L. James & Sons mill was discussed but no action was taken.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that \$100.00 be donated to the Committee for the restoration of the Carson House.

It was agreed that T. B. Guy and others living in the near vicinity be permitted to develop a piece of city property on Mackey Creek lying between Mackey Creek and the road leading into Judge J. Will Pless's Cabin be developed by them at no cost to the Town for a picnic area.

Bids were opened on a truck chassis and cab, they being:  
East Court Motor Co. \$ 4,351.68 List Price ... 1,552.48 Trade-In..... \$ 2,799.00 Net Price  
Ballew Motor Co. 4,558.92 " " 1,950.21 " " 2,608.71 " "  
Marion Buick Co. 4,375.00 " " 1,200.00 " " 3,175.00 " "

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that the GMC truck be purchased from East Court Motor Company.

Bids were opened on a street flusher and they are:

	Net Delivery Price
A. E. Finley & Associates,	\$ 3,789.25
Carolina Equipment & Parts Co.	4,550.00
Mitchel Dist. Co.	4,500.00

Upon motion of Alderman D. Pat Davis, Seconded by Alderman Ray N. Simmons and unanimously voted, the contract was awarded to A. E. Finley & Associates.

The Board then adjourned to the intersection of West Court Street and Logan Street to investigate the needed repairs to the sidewalk and curb and it was decided that the Manager and the Superintendent of Streets W. Jack Brown were instructed to replace a large portion of the sidewalk from the Old Carolina Cafe' location to the Logan Street intersection, erecting new curb and a curb radius at the corner and widen Logan Street from Court Street to Fort Street for a width of approximately 8 1/2 feet.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*M. H. Broyhill*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

June 4, 1964

The Board of Aldermen met in regular meeting June 2 nd, 1964 with all members present with the exception of Alderman Howard T. Hawkins. The reading of the previous meeting Minutes was dispensed with.

Permission was granted Mr. Jim Brooks to construct a second driveway to a house that he now owns on East Court Street formerly owned by Mrs. Sue Simmerson.

It was agreed that the Board of Aldermen would meet June 23 rd at the regular time to receive bids on gasoline and oil for the coming year.

It was ordered that the Town issue a check to Mr. Robin Hood in the amount of \$ 51.05 as a portion of the cost of the piano donated by the various civic clubs and placed in the Community Building.

A request from Mr. Gilbert J. Hollifield that he be granted relief on heavy equipment on 1963 City Taxes was denied.

The Manager was instructed to ask Harwood-Beebe Company to make an estimate of the cost of the opening of McDowell Avenue and constructing an overpass over the Southern Railway tracks.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Ray N. Simmons and voting yes: Alderman Albert M. Neal, Ray N. Simmons, Otis L. Broyhill, D. Pat Davis, the Budget for 1964-65 in the amount of \$ 355,681.76 was adopted.

There being no further business, the meeting adjourned.

*Rose C. Snyder*  
CLERK

*J. W. Shubert*  
MAYOR

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STATE OF NORTH CAROLINA  
MCDOWELL COUNTY  
TOWN OF MARION

The Board of Aldermen met in a call meeting Tuesday, June 23rd, at 7:30 P. M., with the following members present: Aldermen Otis L. Broyhill, Albert M. Neal, and Howard T. Hawkins. The purpose of this call meeting was to open bids on the furnishing of petroleum products for the fiscal year 1964-65.

Only one bid was received, that being from the present supplier, Sinclair Refining Company.

Alderman Broyhill made a motion that inasmuch as Sinclair Refining Company was our present supplier and they being the only bidder, and that the bid was very near the same amount as the bid now in effect, that the contract be awarded to them. This motion was seconded by Alderman Neal and unanimously voted.

There being no further business, the meeting adjourned.

*Rose C. Snyder*  
CLERK

*J. W. Shubert*  
MAYOR

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STATE OF NORTH CAROLINA  
MCDOWELL COUNTY  
TOWN OF MARION

July 8, 1964

The Board of Aldermen met in regular meeting July 7th with all members present. The Minutes of the previous meeting were read and approved. Mayor J. W. Streetman, Jr. presided.

The Manager was instructed to rework the traffic signal at the intersection of Main Street and Henderson Street with reference to the left turn into Henderson Street.

Upon motion of Alderman D. Pat Davis and seconded and unanimously voted the Budget for the year 1964-65 was officially adopted.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA:

SECTION 1. APPROPRIATIONS: THE FOREGOING AMOUNTS ARE HEREBY APPROPRIATED FOR THE OPERATION OF THE TOWN GOVERNMENT AND ITS ACTIVITIES FOR THE FISCAL YEAR BEGINNING JULY 1, 1964, AND ENDING JUNE 30, 1965, ACCORDING TO THE FOLLOWING ATTACHED SCHEDULES:

SECTION 2. ESTIMATED REVENUES: IT IS ESTIMATED THAT THE FOLLOWING REVENUES WILL BE AVAILABLE DURING THE FISCAL YEAR BEGINNING JULY 1, 1964, AND ENDING JUNE 30, 1965, TO MEET THE FOREGOING APPROPRIATIONS, ACCORDING TO THE FOLLOWING ATTACHED SCHEDULES:

SECTION 3. TAXES LEVIED: THERE IS HEREBY LEVIED THE FOLLOWING RATES OF TAX ON EACH ONE HUNDRED DOLLARS (\$100) VALUATION OF TAXABLE PROPERTY, AS LISTED FOR TAXES AS OF JANUARY 1, 1964, FOR THE PURPOSE OF RAISING THE REVENUE FROM CURRENT YEAR'S PROPERTY TAX, AS SET FORTH IN THE FOREGOING ESTIMATES OF REVENUE, AND IN ORDER TO FINANCE THE FOREGOING APPROPRIATIONS:

GENERAL FUND (FOR THE GENERAL EXPENSES INCIDENT TO THE PROPER GOVERNMENT OF THE TOWN).....\$ .80  
DEBT SERVICE FUND (FOR THE PAYMENT OF INTEREST AND PRINCIPAL ON OUTSTANDING DEBT)\$.35  
TOTAL RATE PER \$100 OF VALUATION OF TAXABLE PROPERTY ..... \$ 1.15

SUCH RATES OF TAX ARE BASED ON AN ESTIMATED TOTAL ASSESSED VALUATION OF PROPERTY FOR PURPOSES OF TAXATION OF \$12,122,666.00, AND AN ESTIMATED RATE OF COLLECTIONS OF 94%.

SECTION 4. POLL TAX: THERE IS HEREBY LEVIED A POLL TAX OF \$ 1.00 ON ALL MALE PERSONS BETWEEN THE AGES OF 21 and 50, UNLESS EXEMPT AS PROVIDED BY LAW, FOR THE PURPOSE OF RAISING THE REVENUE FROM CURRENT YEAR'S POLL TAX, AS SET FORTH IN THE FOREGOING ESTIMATES OF REVENUE, AND IN ORDER TO FINANCE THE FOREGOING APPROPRIATIONS.

SECTION 5. DISTRIBUTION: COPIES OF THIS ORDINANCE SHALL BE FURNISHED TO THE TREASURER AND ACCOUNTANT OF THE TOWN OF MARION, TO BE KEPT BY THEM FOR THEIR DIRECTION IN THE DISBURSEMENT OF FUNDS.

ADOPTED THIS 2ND DAY OF JUNE, 1964.

*J. W. Shubert*  
MAYOR, TOWN OF MARION

ATTEST:

*Rose C. Snyder*  
CLERK, TOWN OF MARION

It was ordered that E. R. Thompson Contractors, Inc. be paid for the paving of streets and parking lots excepting \$500.00 be withheld until such time as Alabama Avenue by put into first class condition.

It was ordered that signs on parking lots be reworded from "Courtesy of Marion Merchants" to "Courtesy of Town of Marion".

The Manager stated to the Board of Aldermen that he had received estimates from the engineers for installing sewer on Miller, Washington, and Virginia Avenue in the amount of \$ 26,085.00.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that South McDowell Avenue be extended from ~~court st~~ to State Street and an overpass be built across the Southern Railway provided that this could be done for \$ 51,700.00.

Upon motion duly made and seconded, it was agreed that provided the lot at the corner of Fort Street and Logan Street owned by the Pitt Heirs, 125 foot capacity, and that 40 cars could be parked on this lot and that the owners would agree to a five-year lease at \$ 1.00 per month per parking space with an option for additional five years' lease and that if details could be worked out for removing the present residence that we enter into a contract with them for the use of this lot for parking space.

It was agreed that the entire Board visit the residence of Frank Conley on Baldwin Avenue sometime during the week of July 13th to go further into the question of removal of the sewer line from his property.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, it was ordered that the following taxes be charged off as of June 30, 1964.

	Year	
J. E. Atkins.....deceased.....	Receipt No. 13	1953.....\$ 2.90
Lake City Bty. Shop...out of business..	"	545 " ..... 3.63
Lake City Ldy..... " " " .... "	547	" ..... 35.67
		\$ 42.20
J. E. Atkins.....deceased....."	16	1954..... 2.90
Lake City Bty. Shop...out of business..	562	" ..... 3.63
Lake City Ldy..... " " " .... "	564	" ..... 46.40
		\$ 52.93
Mr. & Mrs. Grover Ellison.....Moved....."	296	1955 ..... 2.09
Mr. & Mrs. Grover Ellison....." ..... "	309	1956..... 2.45
Grover Ellison....." ..... "	311	1957 ..... 2.09
Grover Ellison ....." ..... "	312	1958..... 2.09
Marrett-Pharr Co.....out....."	761	1958..... 71.25
		73.34
Grover Ellison .....out....."	323	1959..... 2.09
Chas. Loftis.....outside....."	701	1960..... 12.46
Kenneth Young....." ..... "	1329	1961..... 10.35
Kenneth Young....." ..... "	1356	1962..... 5.35
R.E. Patton ....." ..... "	1387	1962 ..... 7.60
		12.95

Luther Bailey .....	" .....	28	1963 .....	18.71
Roderick Bradley .....	No car....."	123	" .....	1.15
Eugene Clontz.....out....."	238	" .....	13.94	
Gladys E. Pearson .....	" .....	978	" .....	9.95
A. Ray Poteat....."	" .....	1000	" .....	.29
Mildred Price....."	" .....	1017	" .....	4.20
James Lawrence Robbins....."	" .....	1073	" .....	4.71
L.B. Price Mercantile Co....."	" .....	1246	" .....	6.66
West Ct. Barber Shop .....	Duplicate....."	1316	" .....	4.03
Western Union Telephone Co....."	" .....	1323	" .....	1.96
Mrs. Ethel Woody .....	outside....."	1363	" .....	7.50
Kenneth W. Young....."	" .....	1384	" .....	18.02
Black & White Cab Co.....	Duplicate .....	1392	" .....	.40
Sam Greenlee.....outside....."	" .....	1410	" .....	.58

92.10

\$305.05

### **RESOLUTION**

## RESOLUTION

STATE OF NORTH CAROLINA  
COUNTY OF McDONNELL  
TOWN OF MARION

\* \* \* \*  
STATE OF  
MCDOWELL  
TOWN OF :  
NOW, THEREFORE, BE IT RESOLVED, by the Board of Aldermen of  
the Town of Marion, that the Marion Thoroughfare Plan developed  
by the Advance Planning Department of the North Carolina State  
Highway Commission and shown on the map dated October 1, 1964,  
be adopted as a basis for the future development of major  
highways in the Town of Marion, with the provision

The following The purpose of the fisc  
streets and highways in the vicinity of the proposed alignment of the State-Henderson Street connector  
be shifted so as to not conflict with the construction of the proposed new Post Office near the intersection of Crawford Street and Main Street.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Ray N. Simmons, the foregoing resolution was unanimously carried

I, Reece C. Snyder, Clerk to the Board of Aldermen, hereby certify that the above is a true and accurate copy of a Resolution passed at the meeting of the Board of Aldermen held April 6th, 1965.

SECTION 5, DISTRIBUTION: COPIES OF THIS ORDINANCE SHALL BE FURNISHED TO THE TREASURER AND ACCOUNTANT OF THE TOWN OF MARION, TO BE KEPT BY THEM FOR THEIR DIRECTION IN THE DISBURSEMENT OF FUNDS.

ADOPTED THIS 2ND DAY OF JUNE, 1964.

**MAJOR, TOWN OF MARION**

ATTEST: Feece C. Synder  
CLERK, TOWN OF MARION

It was ordered that E. R. Thompson Contractors, Inc. be paid for the paving of streets and parking lots excepting \$500.00 be withheld until such time as Alabama Avenue be put into first class condition.

It was ordered that signs on parking lots be reworded from "Courtesy of Marion Merchants" to "Courtesy of Town of Marion".

The Manager stated to the Board of Aldermen that he had received estimates from the engineers for installing sewer on Miller, Washington, and Virginia Avenue in the amount of \$ 26,085.00.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that South McDowell Avenue be extended from COURT ST. to State Street and an overpass be built across the Southern Railway provided that this could be done for \$ 51,700.00.

Upon motion duly made and seconded, it was agreed that provided the lot at the corner of Fort Street and Logan Street owned by the Pitt Heirs, 125 foot capacity, and that 40 cars could be parked on this lot and that the owners would agree to a five-year lease at \$ 1.00 per month per parking space with an option for additional five years' lease and that if details could be worked out for removing the present residence that we enter into a contract with them for the use of this lot for parking space.

It was agreed that the entire Board visit the residence of Frank Conley on Baldwin Avenue sometime during the week of July 13 th to go further into the question of removal of the sewer line from his property.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, it was ordered that the following taxes be charged off as of June 30, 1964.

J. E. Atkins....deceased.....Receipt No. 13      Year  
1953.....\$ 2.90

Lake City Bty. Shop...out of business..	"	545	" .....	3.63
Lake City Ldy.....	" " " .... "	547	" .....	35.67
				\$ 42.20
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Lake City Ldy.....	" " " .... "	564	" .....	46.40
				\$ 52.93
Mr. & Mrs. Grover Ellison.....Moved.....	"	296	1955 .....	2.09
Mr. & Mrs. Grover Ellison.....	" .....	309	1956.....	2.45
Grover Ellison.....	" .....	311	1957 .....	2.09
Grover Ellison .....	" .....	312	1958.....	2.09
Marrett-Pharr Co.....out.....	"	761	1958.....	71.25
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Chas. Loftis.....	outside.....	701	1960.....	12.46
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Luther Bailey .....	" .....	28	1963 .....	18.71
Roderick Bradley .....	No car .....	123	" .....	1.15
Eugene Clontz .....	out .....	238	" .....	13.94
Gladys E. Pearson .....	" .....	978	" .....	9.95
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Mildred Price .....	" .....	1017	" .....	4.20
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Black & White Cab Co. ....	Duplicate .....	1392	" .....	.40
Sam Greenlee .....	outside .....	1410	" .....	.58

Upon motion duly made and seconded, it was ordered that no parking be enforced and proper signs be erected on Summitt Street from the Reservoir Gate to the end of the pavement.

It was ordered that we readvertise for bids for petroleum products for the remainder of the fiscal year 1964-65.

The question of whether the Cross Mill Church of God people should be required to have a privilege license to sell sandwiches at a local furniture plant was discussed and it was ordered that these people be charged the same price for a privilege license as other people.

A proposed plan for the addition to Oak Grove Cemetery was discussed and it was agreed that certain sections be cut into two-grave lots and that a road 20 feet wide be prepared and that an appropriate entrance gate leading off of Rutherfordton Road be erected, these details to be worked out with the engineer.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman Howard T. Hawkins, and unanimously voted, Reece C. Snyder was appointed Tax Collector for the year 1964-65.

It was agreed that a side walk be constructed on the south side of State Street from Clay Street to the main entrance of the Senior High School and that a traffic signal be erected at the intersection of Clay Street.

It was brought to the attention of the Board that Mr. Rowe Mauney had complained of people parking on Hillcrest Drive in front of the residence being erected for Mr. Terry Moore. No action was taken on this matter.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Albert M. Neal and unanimously voted, it was ordered that the city attorney prepare a proper ordinance prohibiting the burning of garbage and other refuse anywhere within the city limits.

Mr. Willard Haithcock came before the Board and stated that he had talked with Mrs. Mamie Tainter about the possibility of the Town renting the property next to her home on Henderson Street and removing the house from this property and use this property as a parking lot. It was pointed out that Mrs. Tainter had stated that she would have to have \$ 60.00 per month for this property. It was also pointed out only a maximum of 22 parking spaces could be obtained and that the present policy is not to pay more than \$1.00 per month per parking space and under these conditions this request was denied.

It was brought to the attention of the Board that Mr. Sam Glenn and his neighbors had requested that a fire hydrant be installed on Snipes Street. It was pointed out that any house on Snipes Street was within five hundred feet of a fire hydrant which regulates the insurance rate and it would not be to any ones advantage to go to this expense; therefore this request was denied.

It was agreed that the Town would take over and pay for the portion of the paving of 17 parking spaces in the parking lot back of Rice & White Furniture Store, Jimeson Hardware, Ward's Radio & Television and the other buildings to the railroad and would regulate two-hour parking limits on these 17 parking spaces, the amount to be figured and worked out between the Manager and Mr. E. J. House, Jr.

It was ordered that the Town be fogged again for the control of flies, mosquitoes, and other insects.

Upon motion duly made and seconded, the same business privilege license as adopted July 1949 with all amendments thereto was adopted for the fiscal year 1964-65.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*W. H. Tainter Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

August 5, 1964

The Board of Aldermen met in regular meeting Tuesday night, August 4th, 1964, with all members present. Mr. E. P. Dameron, Town Attorney, was also present.

The Manager stated to the Board that Mr. E. A. Dixon, Summitt Street, had complained about the "No Parking" regulations that have been ordered on that street, but no action was taken on it.

The question of adopting a complete modern sewerage ordinance was discussed, and it was pointed out that an ordinance pertaining to the use of the sewer system was adopted when the present sewage treatment plant was completed and put into operation. It was pointed out that certain phases of this ordinance should be enlarged upon, and the Manager was instructed to send copies of an ordinance prepared by the Harwood Beebe Company to each member of the Board for their study and consideration and this be discussed at the next regular meeting.

The City Attorney was requested to prepare proper right-of-way ordinance from Alvin Bartlett and Paul Bartlett on Alabama Avenue. He was also instructed to prepare a lease agreement for the leasing of property to be used as a parking lot from the Pitts Heirs which property is located at the corner of North Logan and Fort Streets.

The Manager stated to the Board that he had an application from Mr. Harold Gouge for the operation of a combination pawn and coin shop and asked the Board to set a business privilege license for this business and upon motion duly made and seconded it was agreed that a license fee of \$ 25.00 per year be charged on the above shop.

The parking situation around the apartment houses, particularly on North Garden Street, was discussed but no action was taken.

The Manager reported to the Board as to his discussions with officials of the State Stream Sanitation Committee in Raleigh on Friday, July 31st, and also as to the discussions with the officials of the Bridge Department of the State Highway Commission.

Upon motion duly made and seconded, the following list of taxes and judgment was ordered charged off.

1963: Lake City Broadcasting Company .....	\$ 18.63	Personal Property outside city
Frank Nolles.....	17.54	Outside city
American Oil Co.....	11.78	" "
Frank Varborough .....	9.92	Duplicate listing
Dean Henline .....	1.00	Poll Tax--outside
W. G. Ballew, Jr.....	9.78	Real Estate outside
Albert Laughter.....	1.00	Poll Tax Exempt by County
W. W. Howle.....	.57	Double listing--listed to Tainters, Inc.
E. W. Moss.....	92.24	Real Estate outside

\$ 162.46 Total

General Fund Assets # 17 ..... JUDGMENT

Paving on J. S. Hopper Lot..... 449.85

Statute of limitations has expired on judgment since it is more than 15 years old.

The Manager gave a report of Revenue, Expenses and Bank Balance as of July 31 st.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

*W. H. Tainter Jr.*  
MAYOR

It should have been pointed out in the above Minutes that bids were requested for petroleum products to be received on June 24th, 1964, and that only one bid was received and at the next meeting it was ordered that we readvertise for bids for the purchase of gasoline and oil and that only one bid was received this time, it being from Conley Oil Company, it being higher than the bid received on June 24th from the Sinclair Refining Company and upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that the bid from the Sinclair Refining Company received on June 24th, 1964 stand. This was approved by the Town Attorney.

STATE OF NORTH CAROLINA  
TOWN OF MARION

September 9, 1964

The Board of Aldermen of the Town of Marion met in regular meeting Tuesday night, September 8th, 1964, with all members present with the exception of Alderman Howard T. Hawkins. Mr. E. P. Dameron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved.

Upon motion of Alderman of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, and unanimously voted, the following garbage collection ordinance was unanimously adopted.

GARBAGE COLLECTION ORDINANCE

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION:

SECTION ONE. That every house used as a human habitation and every cafe, restaurant, hotel or other place of business within the corporate limits of the Town of Marion, N. C., shall be provided with proper cans or receptacles for the disposal of garbage that accumulates on the premises and from the kitchen of such houses or places of business. These cans or receptacles shall be provided by the householder or head of such house or place of business and shall be of a size and weight approved by the Board of Aldermen. Such containers shall be provided with covers which shall be used to prevent the omission of odors, the gathering of insects, the blowing of contents and the interference of dogs or other animals.

SECTION TWO. That no person shall deposit any garbage within the corporate limits of the Town of Marion except into the garbage cans or receptacles as above specified.

SECTION THREE. Such cans as mentioned above shall be placed in an easily accessible place in the rear of the home or business and shall not be placed in the front or side yard or along the street.

SECTION FOUR. No wet (that is liquid or semi-liquid) matter will be collected, nor shall such matter be put in containers for removal by the Town's garbage truck.

SECTION FIVE. No bulk, trash, refuse, tree limbs, shrubbery cuttings, leaves or other similar matter will be collected unless such matter is placed in orderly piles easily accessible.

SECTION SIX. No collections will be made from vacant lots and no tree limbs or stumps or other heavy matter of a greater size than can easily be handled by two men will be collected. No waste building materials shall be collected from houses or other structures under construction or re-construction or recently completed. Ashes must be placed in containers.

SECTION SEVEN. All places of business having waste matter to be collected shall construct at the rear of their building or place of business a suitable, or metal box or container of a sufficient size to take care of such matter that accumulates from the place of business. This container shall be constructed with a hinged top or side door to prevent blowing or scattering. Said container shall be placed at an easily accessible place.

SECTION EIGHT. No paper, boxes, or other matter shall be burned within the city limits. MMENDED 1-5-65: EXCEPT WITH THE WRITTEN PERMISSION OF THE TOWN FIRE DEPT. AND UNDER ITS DIRECTION.

SECTION NINE. This ordinance shall be in full force and effect on and after the 9th day of September, 1964 and all other Sections or parts of other ordinances in conflict herewith are repealed.

SECTION TEN. Any person, firm, or corporation violating any provision of this ordinance shall upon conviction be guilty of a misdemeanor and shall be punished by a fine of not more than fifty dollars (\$50.00) or imprisoned not more than thirty (30) days in the discretion of the court.

Adopted this 8th day of September, 1964.

J. W. STREETMAN, JR., MAYOR

REECE C. SNYDER, TOWN CLERK.

The question of Cemetery Lots was brought to the attention of the Board, it being pointed out that over the past several years that various people contracted for cemetery lots but had failed to pay for same and no deed had been issued to them. Upon motion duly made and seconded it was ordered that the Manager write each of these people and inform them that if the lot was not paid for in full at the price in effect on the date they were contracted for was not paid by October 6th, 1964, that the Town would reclaim these lots and sell them in whole or in part to others.

Upon motion duly made <sup>and</sup> seconded and unanimously voted, the Manager was authorized to purchase two snow plows to be mounted and used under our present trucks.

The Manager was instructed to have yellow lines designated "No Parking" painted in front of the telephone booth which is located on Main Street between the Kaylor Service Station and Bill Young Service Station.

It was agreed that upon proper petition presented by the Gross Cotton Mill that the Town would pave a short unnamed street leading off of West Court Street near Drexel Furniture Company lumber yard and bear one-half of the cost of the paving the Gross Cotton Mill pay the other half of the cost.

The question of a large water account which was over three months in arrears due by the Stelen's Dress Shop was discussed and the Manager was instructed to proceed to collect this account in full immediately.

There being no further business, the meeting adjourned.

Reece C. Snyder  
Clerk

J. W. Streetman, Jr.  
Mayor

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STATE OF NORTH CAROLINA  
COUNTY OF MCDOWELL  
TOWN OF MARION

October 7th, 1964

The Board of Aldermen met in a regular meeting Tuesday night, October 6th, 1964, with the following members present: Aldermen D. Pat Davis, Albert M. Neal, O. L. Broyhill, Howard T. Hawkins and Ray N. Simmons. Mayor J. W. Streetman, Jr. presided. Mr. E. P. Dameron, Town Attorney was also present.

Mr. Ralph Allison and his Associate came before the Board and discussed with them the possibility of their extending a water line from the Clear Creek line in an easterly direction along Highway 70 to the Allison property and onto his property to serve a proposed subdivision. This matter was discussed at length and it was brought out that during extreme droughts that there was very little water in the Clear Creek line from the mountains; however, it was pointed out that the pressure from the water filtration plant would supply this line with water. After Mr. Allison left the meeting, it was decided that if an F. H. A. loan were approved for the cost of the construction of this line, that then the Board of Aldermen would reconsider the matter and make a decision; and the Manager was instructed to so notify Mr. Allison.

Mr. Russell McCoy and Mr. Rainey of the Harwood Beebe Company appeared before the Board and discussed with them the enlargement of the present sewage treatment plant or the possibility of retaining the present plant as a domestic plant only and to build a new industrial plant at a different location. After a great deal of discussion on this matter and upon motion of Alderman Otis L. Broyhill, seconded by Alderman D. Pat Davis and unanimously voted, it was decided to hold a bond election on January 12th, 1965, in the amount of \$ 900,000.00 to finance the construction or the enlargement of the sewage treatment plant facilities and to add one additional clear water pump at the water filtration plant.

Upon motion duly made and seconded, the Manager was instructed to place an order with the A. E. Finley & Associates for two snow plows to be mounted under our presently owned trucks, the cost of this equipment to be \$ 560.00 each plus freight and installation.

The Manager stated to the Board of Aldermen that he ~~had been~~ asked by Mr. Neal Morris, Chairman of the McDowell County Board of Commissioners, to request the Board to appoint two members on a county wide planning commission, and it was decided that each member would give some thought to this and would appoint these two members not later than the November meeting.

The Manager stated to the Board that Mr. J. H. Tate had requested that a storm sewer be installed on his property just west of Gay Street, which property was partially inside and partially outside the city; and that Mr. Tate was not now paying city taxes on any portion of the property in question and it was decided that if Mr. Tate would list for taxes and pay the taxes on the portion of the property which is inside, that the Town would install the storm sewer that he requested to the city limits' line.

A Resolution was passed in connection with the State Highway Commission to relocate Blue Ridge Street to connect into Project 8.29457, copy of which is on file in the Clerk's Office.

There being no further business, the meeting adjourned.

Reece C. Snyder  
Clerk

J. W. Streetman, Jr.  
Mayor

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

November 11, 1964

The Board of Aldermen met Tuesday night, November 10th, at 7:30 P. M., this meeting being held to replace the regularly scheduled meeting of Tuesday, November 3rd, which was not held due to the lack of a quorum. All members were present with the exception of Alderman Albert M. Neal. Mr. E. P. Dameron, Town Attorney, was also present. Mayor J. W. Streetman, Jr. presided.

It was brought to the attention of the Board that Mr. F. D. Glenn had inquired whether or not the Town would be interested in purchasing a piece of property at the rear of the Blanton property east of Main Street and near the parking lot at the rear of Service Pharmacy to be used as a parking lot; but the Board was of the opinion that the Town did not need it, as we now had adequate off-street parking lots.

The question was raised as to whether or not the Town would be willing to furnish supper to Police Officers and Highway Patrolmen on November 19th after the Christmas Parade, and it was the decision of the Board that they would not.

Upon motion duly made and seconded, it was ordered that "No Parking" be enforced and proper signs be erected on the East side of Henderson Street from Lail Street in a Southern direction to the walkway of Mr. Thurston Morris' residence.

It was ordered that the Town forces pour a driveway entrance with concrete for Broyhill Furniture Company at their newly located entrance to their lumber yard, and that they replace the sidewalk for the length of the driveway at the Dr. L. W. Hagma house on Logan Street, replace about twenty feet of sidewalk on East Court Street at the request of Mr. R. Lee Conley, and that they replace the sidewalk for the length of the driveway at the Baptist Parsonage on North Madison Avenue and that a short section of sidewalk across the creek on the North side of East Court Street between Marion Auto Parts and Marion Finance Company be replaced.

The Manager instructed the Board that Mr. Russell McCoy of the Harwood Beebe Company and Mr. Wilbur Long of the State Stream Sanitation Committee would pay a visit to Marion on November 19th and the Manager requested that the Board meet with them either in late afternoon or that night, the exact time to be worked out at a later date.

The Manager was instructed to appear before the County Commissioners at their next regular meeting to ask them to forgive them the taxes on the city-owned Railroad Street property.

It was brought to the attention of the Board that Mr. E. C. Carnes had asked when the Town planned to connect his subdivision to Broad Street by extending Willow Street. The Board said they would take it under advisement but made no definite decision.

Upon motion of Alderman Ray N. Simmons and seconded by Alderman Otis L. Broyhill and carried, Mr. J. Neal Morris and Mr. Albert M. Neal were appointed to a County-wide Planning Committee for an indefinite period of time.

The Manager was instructed to look into the possibility of purchasing a second-hand International Tractor in order to obtain parts from it for our present tractor.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that street paving assessments against E. A. Dixon and C. W. Atkins on Summit Street be charged off, the reason being that there is a question as to whether or not the Town encroached on their property in the paving of this street.

There being no further business, the Meeting adjourned.

*Reese C. Broyhill*  
CLERK

*Reese C. Broyhill*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

December 9, 1964

The Board of Aldermen met in a regular meeting Tuesday, December 8th, 1964, with the following members present: Mayor J. W. Streetman, Aldermen D. Pat Davis, Howard T. Hawkins, and Ray N. Simmons. Absent: Aldermen Otis L. Broyhill, and Albert M. Neal.

Upon motion duly made and seconded, Mr. Bruce Hildebrand was appointed to the County Wide Planning Commission. After the motion was made and carried, someone stated that there was a possibility that Mr. Hildebrand would refuse to serve and then the motion was made that if Mr. Hildebrand refused this appointment that Mr. Sterling Bower would be appointed.

The Christmas Holidays were set from Thursday Noon, December 24th, to Monday morning, December 28th, other than what emergency crews needed to work and the same bonus that had been given for the last several years was ordered paid, it being \$10.00 for outside workers; \$15.00 for policemen, and firemen; and \$25.00 for key personnel.

The Manager was given permission to be away from the job on the combination of Christmas and New Year's Holidays and vacation from Wednesday, December 23rd until Monday Morning, January 4th.

It was ordered that the necessary work be done on driveway entrances to the Rescue Squad lot which is owned by the Town of Marion and the driveway entrance leading into the C & H Hosiery Mill and that a drainage ditch be dug along the western edge of the Rescue Squad lot to try to prevent the water from cutting in onto C & H Hosiery Mill lot.

A request from Asheville Citizen Times to take an ad in the Inaugural Report Issue was discussed and it was the decision of the Board not to purchase the ad in question inasmuch as the Town Attorney had advised that we could not legally spend money for this purpose.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, the Manager was given authority to invest any surplus funds at any time in 4% interest bearing certificates.

A delegation representing all taxi cab operators in Marion appeared before the Board and asked that a general rate increase be approved. After some discussion and upon motion of Alderman D. Pat Davis and seconded by Alderman Ray N. Simmons and unanimously voted, the following rate increases were put into effect as of December 15, 1964, this being a supplement to an ordinance adopted on August 6th, 1957 and found on pages 536, 537 and 538 of the Minute Book.

"TAXI RATES IN MARION EFFECTIVE DECEMBER 15, 1964."  
THE RATES FOR THE ZONES LISTED BELOW START WITHIN THE FOLLOWING INTERSECTIONS: NEW ST. & N. MAIN ST., ACADAMY & W. COURT ST., DEPOT & W. HENDERSON ST., CRAWFORD & ST. MAIN ST., N. MADISON & E. COURT ST.

ZONE 1..... 75¢	ZONE 2..... 75¢	ZONE 3..... \$1.10
Intersection Morehead St. & Rutherford Road.	Glenwood Ave.	Three point Serv. Sta.
Intersection Ann St. & State St.	C. C. & O. Depot	Patt Heights Rd.
Intersection Oak & Gilkey St.	Bob Finley House, Yancey Rd.	Uptons Store on Hy. 10
Intersection Yancey Rd. & Airport Rd.	Intersection 221 & 70 West	Intersection 221 S & Chapel Rd.
Ray Simmons Service Sta.	Hill Top House, Airport Rd.	Yancey Camp
Perry Novelty Shop	Luther Elliott House, Nix Creek Rd.	Frank Goforth House
Intersection Pinnacle & Reservoir Rd.	Flowers Store, W. Marion	Laughridge House, Airport Rd.
Intersection Triangle Service	Britts House, W. Marion	Trunks House, Ashworth Rd.
Intersection E. Court & Baldwin Ave.	Stokes Proctor House, Ridge Rd.	Catawba Grocery
Alabama Ave.	Bud Fisher House, Tunnel Rd.	Catawba River Bridge 70 West
	Vess House, Moody Town	Filter Plant
	R.R. Crossing, Seagle St.	Intersection Nix Creek Rd. &
	Lowes Hardware	West Marion
	Intersection, Slaughter Pen	R. R. Crossing, Moody Town
	Marvin Sartin House, W. Marion	Smile Sta., Sugar Hill Rd.

Zone 4..... \$1.45  
Intersection 221 S & I-40  
Intersection 2265 & I-40  
Williams Store on 70 East  
Al's Place  
Airport  
Fish Hatchery Rd.  
Hill Top Grill 221 North  
Lake Tahome Steak House  
Old River Bridge  
West House on Nix Creek Rd.  
Lee Cheek House on Glenwood & West Marion Road  
Rev. Parkers House, Jacktown  
Forks of Road Pleasant Hill Church  
Roland Chapel Church Road on # 10 E  
ALL RETURN TRIPS 25¢ \*ALL OUT OF TOWN TRIPS 35¢ per Mile \*All stops 25¢ \*\*WAITING TIME \$3.00 PER HOUR  
\*\*\*ALL EXTRA PICK UPS 25¢ \*\*AN EXTRA CHARGE OF 25¢ WILL BE MADE FOR TRANSPORTING ICE OR COAL\*\*\*\*  
EXTRA CHARGES WILL BE MADE FOR TAKING TAXI OFF ROUTE.

There being no further business, the Meeting adjourned.

*Reese C. Broyhill*  
Clerk

*Reese C. Broyhill*  
Mayor

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

January 6, 1965

The Board of Aldermen met in regular meeting Tuesday night, January 5th, with all members present. Mr. E. P. Dameron, Town Attorney, was also present. The Minutes of the previous meeting were read and approved.

The Manager informed the members of the Board that he had a telephone call from Mr. Bill Babcock, Director of Highways, and Mr. Babcock had stated that he was going to recommend to the Commission that the Town be charged 10% of the cost of right-of-way in connection with the Henderson Street underpass project and that his estimate of right-of-way cost was \$155,000.00 and that Mr. Babcock had stated that the Town could pay this amount over a period of years. The Manager also pointed out to the Board that he had not authorized Mr. Babcock to draw up such an agreement inasmuch as he did not have the authority.

It was agreed that Mr. John Gilkey be permitted to tap the Clear Creek water line near the Pleasant Garden School and run a 1" water line up the shoulders of the highway to serve three houses that he proposes to build. There was no decision made as to who would assume responsibility for maintenance of this line.

It was suggested that immediate steps should be taken to increase the water rates and the Manager was asked to furnish each member of the Board with a copy of the Engineer's report made sometime ago.

Upon motion duly made, seconded and carried, the garbage collection ordinance adopted sometime ago was amended to read as follows: That Section 8 which reads as follows: No papers, boxes, or other matter shall be burned within the city limits shall be amended by adding "except with the written permission of the Town Fire Department and under its direction.

The Manager stated to the Board that he had a letter from Mr. Kelso of the Southern Railway System suggesting that the 12" water main on Railroad Street be lowered in its present location rather than attached to the Railroad structure. This matter was discussed but no definite action was taken; however the Manager recommended that the Railroad's representative's suggestion for lowering the water line be followed.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
Clerk

*J. W. Streetman*  
Mayor

STATE OF NORTH CAROLINA  
COUNTY OF McDowell  
TOWN OF MARION

February 3, 1965

The Board of Aldermen met in regular meeting Tuesday night, February 2, 1965, with the following members present: Mayor J. W. Streetman, Jr., Mayor Pro Tem D. Pat Davis, Aldermen Howard T. Hawkins, Albert M. Neal, Otis L. Broyhill, and Ray N. Simmons.

After a great deal of discussion the following water rate and sewer service charge schedule was adopted.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, and voting in favor of the motion: Aldermen D. Pat Davis, Howard T. Hawkins, Otis L. Broyhill, Ray N. Simmons and Albert M. Neal. Voting "No": NONE.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION this the second day of February, 1965, that beginning with the March 1st, 1965 billing, the following water rate and sewer service charge is hereby adopted:

NON-INDUSTRIAL RATES:		INSIDE	OUTSIDE
Minimum	2,000 gals.	\$ 1.50 per mo.	\$ 2.25 per mo.
Next	3,000 gals.	0.65 per 1000 gals.	0.975 per 1000 gals.
Next	10,000 gals.	0.50 per 1000 gals.	0.75 per 1000 gals.
Next	15,000 gals.	0.45 per 1000 gals.	0.675 per 1000 gals.
All over	30,000 gals.	0.17 per 1000 gals.	0.255 per 1000 gals.

INDUSTRIAL RATES:		INSIDE	OUTSIDE
Minimum	2,000 gals.	\$ 1.50 per mo.	\$ 1.50 per mo.
Next	3,000 gals.	0.65 per 1000 gals.	0.65 per 1000 gals.
Next	10,000 gals.	0.50 per 1000 gals.	0.50 per 1000 gals.
Next	15,000 gals.	0.45 per 1000 gals.	0.45 per 1000 gals.
All over	30,000 gals.	0.17 per 1000 gals.	0.17 per 1000 gals.

No waste water will be accepted into the city sewerage system from any source other than from users whose total use of water is from the city water system except in instances approved by

the Board of Aldermen.

Sewer service charge for Washington Mills 3.8¢ M gal.  
Charge Marion Mfg. Co. 3¢ per M gal. for well water discharged into the city sewerage system on basis of 1 million gallons per month.

*Reece C. Snyder*  
CLERK

*J. W. Streetman*  
MAYOR

There being no further business the meeting adjourned.

*Reece C. Snyder*  
CLERK

*J. W. Streetman*  
MAYOR

\*\*\*\*\*  
STATE OF NORTH CAROLINA  
COUNTY OF McDowell  
TOWN OF MARION

March 3, 1965

The Board of Aldermen met in regular meeting Tuesday, March 2nd, 1965, with all members present. Mr. E. P. Dameron, Town Attorney, was also present.

Mr. Ray Smith came before the Board and asked that the merchants on the trade lot each Saturday be required to pay a business privilege license, particularly the ones selling new merchandise. Mr. Smith stated that if it were purely as a trade lot where people brought in used merchandise, that he had no objections whatsoever, but it had now grown to the point where a number of individuals were bringing in numerous new items and being competition with the local merchants who paid business privilege license, ad valorem tax, etc. and that these people contributed nothing to the town.

The question of Gilbert Hollifield's property tax was discussed and it was the decision of the Board that Mr. Hollifield be relieved of penalty on his 1963 and 1964 taxes inasmuch as there was a question as to whether or not the bulk of this property, particularly the machinery, was out of town a great portion of the time.

The question of delinquent taxes of Ward's Radio and Television Service was also discussed and the Attorney was instructed to notify Mr. Ward by letter that if a good portion of these taxes were not paid within the next thirty days, he would levy on any of his personal property to satisfy the entire taxes due.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman Albert M. Neal, and unanimously voted, the following resolution calling for a regular municipal election was adopted.

#### R E S O L U T I O N

A RESOLUTION BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION CALLING A REGULAR ELECTION FOR THE PURPOSE OF ELECTING A MAYOR AND FIVE (5) MEMBERS OF THE BOARD OF ALDERMEN.

BE IT RESOLVED by the Board of Aldermen of the Town of Marion that, in accordance with the General Laws of the State of North Carolina, the Board of Aldermen hereby calls for an election to be held in the Town of Marion on Tuesday, May 4th, 1965, the same being Tuesday after the first Monday in May, the date established by law for said election. Said election shall be conducted for the purpose of electing a Mayor and five (5) Members of the Board of Aldermen by the voters of the Town of Marion. The Mayor and each member of the Board of Aldermen shall be elected to hold office for a term of two (2) years, and until their successors are elected and qualified.

BE IT FURTHER RESOLVED that the polling place shall be in the City Hall in the Town of Marion.

BE IT FURTHER RESOLVED that Mrs. Julia M. Stanley, 300 Lincoln Avenue, Marion, North Carolina, be and is hereby appointed as Registrar; that Robert E. James and Mrs. C. R. Craig be and they are hereby appointed the Judges of said election.

BE IT FURTHER RESOLVED that all persons eligible to vote in the Town of Marion, as defined by General Law, shall be eligible to register and vote in the election herein called.

BE IT FURTHER RESOLVED that the Registrar be and she is hereby directed to open the registration books for the purpose of recording therein the names of all persons eligible to be registered who are not now registered to vote in municipal elections.

BE IT FURTHER RESOLVED that the Registrar shall open said books at 9:00 A. M., on Friday, April 16, 1965, and shall keep said books open from 9:00 A. M. until 5:00 P. M. each day for seven (7) days, excluding Sunday, for the registration of any new electors, except that on Saturday, April 17, the books shall remain open until 9:00 P. M. That the Registrar have the Registration Books at the City Hall from 9:00 A. M. until 5:00 P. M. on Monday, Tuesday, Thursday and Friday and from 9:00 A. M. until 12:30 P. M. on Wednesday and Saturday, and that from 12:30 P. M. until 5:00 P. M. on Wednesday and Saturday they will be at her home at 300 Lincoln Avenue, and that from 12:30 Saturday until 9:00 P. M., April 17th, they will be open at her home at 300 Lincoln Avenue.

BE IT FURTHER RESOLVED that Saturday, April 24, 1965, shall be designated as Challenge Day, and that any person desiring to challenge any name included in said registration books shall on this day advise the Registrar and Judges of this fact. The Registrar and Judges shall thereupon set a date and a time for the hearing of the challenge, but said date shall be no later than Monday, May 3, 1965.

BE IT FURTHER RESOLVED that all persons who desire to become candidates shall file a notice of their candidacy with Reece C. Snyder, City Clerk of the Town of Marion, on or before six o'clock P. M., April 23, 1965.

BE IT FURTHER RESOLVED that this resolution shall be published in a newspaper having general circulation in the Town of Marion or shall be posted at the City Hall.

The foregoing resolution was unanimously adopted by the Board of Aldermen.

Adopted this 2nd day of March, 1965.

*R. H. Hutchison*  
MAYOR  
Reece C. Snyder  
CLERK

Mr. Bill Griffith and two other members of the Pleasant Garden Voluntary Fire Department appeared before the Board and asked that the twenty or twenty-two members of that Fire Department be relieved of paying a water bill or paying for what water used above the minimum inasmuch as they were rendering a service to the county. After some discussion, this request was denied.

It was agreed that Mr. Albert Neal would contact another real estate appraiser inasmuch as the last one we contacted had stated he would be unable to do the work that we had requested.

After some discussion, it was unanimously agreed that the third full-time fireman be employed and that among his other duties that he be appointed as the regular plumbing and building inspector of new structures, inspecting all new constructions within the city limits of the Town of Marion.

The Manager informed the Board that Mr. Terry Moore, Chairman of the McDowell County Commissions, had told him that it would be perfectly agreeable for the Town to go ahead and erect a permanent sign on the now owned county property East of the N. C. Highway Shops and Prison Camps inasmuch as it was definitely agreed by the County Commissioners that they would sell the property to the Town for the future waste treatment plant site.

Matt Smith, Head of the McDowell Rescue Squad, came before the Board and gave a report as to the activities of the Rescue Squad and pointed out the expenditures and other information and asked that the Town make a donation to the Rescue Squad.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, and unanimously voted it was agreed that the Town donate \$ 500.00 to the Rescue Squad.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Howard T. Hawkins, unanimously voted, it was agreed that the Manager advertise for and take bids on one Police Special Automobile and one 4-Door Sedan. The Police Special to replace a 1963 Chevrolet and the other car to replace a 1956 Chevrolet now being used by the Chief of the Fire Department and that the Manager turn over to the Chief of the Fire Dept. the 1960 Dodge that he now uses and that he use the other new car.

It was agreed that the parking space and parking meter on the Southwest corner of Court Street at Main Street be removed due to the fact that when a car was parked in this space it created a problem in making a left turn off of Main Street into East Court Street.

The Manager was instructed to ask for bids on Walk-Don't Walk signs installed at the intersection of Main and Court Streets, Main and Henderson Streets, Main and State Streets.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*R. H. Hutchison*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

March 12, 1965

The Board of Aldermen met in a Call Meeting Thursday night, March 11, 1965, with all members present with the exception of Mayor J. W. Streetman, Jr. Mayor Pro Tem D. Pat Davis presided.

Upon motion of Alderman Albert M. Neal, seconded by Alderman Otis L. Broyhill, and unanimously voted, the following Resolution was adopted:

#### RESOLUTION

RESOLVED that the Town Manager, Reece C. Snyder, be and he is hereby authorized to execute the application for a Federal Grant In Aid of construction of sewage treatment facilities for the Town of Marion, under Public Law No. 660, and that the said Town Manager be authorized to execute such other documents as may be necessary to make application for such Grant In Aid.

I CERTIFY that the foregoing Resolution was unanimously adopted by the Board of Aldermen of the Town of Marion at a Special Meeting, held on March 11, 1965, at which meeting a quorum was present.

This 12th day of March, 1965.

*Reece C. Snyder*  
TOWN MANAGER

The Manager brought to the attention of the Board that in asking for the Federal Grant under P. L. 660 that the Town was possibly jeopardizing its chances of obtaining grants in the future for waste control assistance from the Federal Government inasmuch as he had been informed that the State Stream Sanitation Committee who administers these funds has adopted a ruling before one town can obtain the second grant, that all towns and cities in need must have their obligations approved.

It was agreed by the Board that the town pay the expenses in sending flowers in memory of Sam Jackson who had worked for the town for some forty odd years, who passed away Wednesday, March 10th.

as possible  
It was agreed that as many of the Board Members would meet at the City Hall on Friday, March 12th, at 10:00 o'clock, with Mr. F. L. Hatchison, Division Engineer with N.C. Highway Commission, to discuss street work in Marion.

Alderman Albert M. Neal agreed that through the Coca Cola Bottling Company they would furnish without cost to the Town of Marion a proper sign to be placed on the land to be purchased from McDowell County to be used in the future expansion of the waste treatment plant.

The Manager informed the Board that he had received a call from Mr. W. H. Riggs of the Advance Planning Department of the N.C. Highway Department that he would not be able to attend the scheduled meeting set for this date due to the critical illness of his mother.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
CLERK

MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

April 7, 1965

The Board of Aldermen met in regular meeting April 6th. All members were present with the exception of Alderman Howard T. Hawkins. Attorney E. P. Dameron was also present.

Upon motion duly made and seconded and carried, it was ordered that "No Parking" be enforced and proper signs be erected for 2-hour parking on the west side of Henderson Street from Burgin Street to the Railroad.

Upon motion duly made and seconded, the following Resolution was adopted:

RESOLUTION  
STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

NOW, THEREFORE, BE IT RESOLVED, by the Board of Aldermen of the Town of Marion, that the Marion Thoroughfare Plan developed by the Advance Planning Department of the North Carolina State Highway Commission and shown on the map dated October 1, 1964, be adopted as a basis for the future development of major streets and highways in the Marion Urban Area with the provision that the proposed alignment of the State-Henderson Street connector be shifted

so as to not conflict with the construction of the proposed new Post Office near the intersection of Crawford Street and Main Street.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Ray N. Simmons, the foregoing resolution was unanimously carried on the 6th day of April, 1965.

*Reese C. Snyder*  
Clerk

It was ordered by the Board of Aldermen that a street light be installed at the intersection of Airport Road and Pea Ridge.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman D. Pat Davis and unanimously voted, the 1958 addition of the N. C. State Building and Plumbing Code as amended was adopted.

Upon motion of Alderman Albert M. Neal, seconded by Alderman D. Pat Davis, the contract for furnishing two automobiles was awarded to Ballew Motor Company. A Police Special Automobile less trade-in of 1963 Chevrolet for \$ 1303.21 and a 4-door Belle Air automobile less a trade-in of 1956 4-door Chevrolet for a net of \$ 2,237.93, they being the low bidder. A tabulation of bids received is on file in the Clerk's office.

The Manager presented to the Board a list of property owners whose 1964 real estate taxes were outstanding this date, and it was ordered that they be advertised on May 17th, 1965 and sold on June 14th, 1965.

Mr. E. C. Carnes came before the Board and asked when the town might connect Willow Street into his sub-division. No action was taken on this matter.

The Manager stated to the Board that Mr. Guy Kirby, Jr. had inquired whether or not the Town would be interested in renting his lot directly in front of the City Hall and remove the present building and lease the lot for parking. The Board of Aldermen's decision was that they did not need additional lots at this time.

It was agreed that a committee go to talk with the McDowell County Commissioners with reference to the purchase of the proposed site of the waste treatment plant.

There being no further business, the meeting adjourned.

*Reese C. Snyder*  
Clerk

*J. W. Streetman, Jr.*  
Mayor

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 6, 1965

The Board of Aldermen met in a Call Meeting Wednesday, May 5th, 1965, at 6:30 p. m., to act as a Board of Canvassers for the election held on Tuesday, May 4th, 1965, and to take up any other matters of business that might come before it.

Members present were Mayor J. W. Streetman, Jr., Aldermen Otis L. Broyhill, Howard T. Hawkins, and Albert M. Neal.

A certification of the results of the balloting was presented to the Board and upon motion duly made and seconded, it was declared that the following be adopted and spread upon the Minute Book.

CERTIFICATE OF RESULTS OF BALLOTTING

We, the undersigned Registrar and Judges, do hereby certify that we met in the Town Hall on Wednesday, May 5, 1965 and did canvass the original returns of election of the votes cast for Mayor and members of the Board of Aldermen of the Town of Marion at the regular municipal election held on May 4, 1965, and the following is a true and correct tabulation thereof:

CANDIDATES FOR MAYOR: J. W. Streetman, Jr.

Willie Hall	143 Votes
Sam Glenn	265 Votes
Rowe Mauney	1 Vote
Bill Shiflet	1 Vote
Hattie J. Wall	1 Vote
Jack Ballew	1 Vote

CANDIDATES FOR MEMBERS OF BOARD OF ALDERMEN:

Otis L. Broyhill	136 Votes
D. Pat Davis	161 Votes
Howard T. Hawkins	164 Votes
Carroll Melton	282 Votes
Albert Neal	396 Votes
James Segars	124 Votes
Ray N. Simmons	134 Votes
J. Matt Smith	162 Votes
Willie Hall	2 Votes
Rowe Mauney	7 Votes
Sterling Bowers	4 Votes

We, therefore, certify that pursuant to such tabulation we have judicially determined that:

FOR MAYOR: J. W. Streetman, Jr. having received 143 votes

FOR MEMBERS OF BOARD OF ALDERMEN:

D. Pat Davis	having received 161 votes
Howard T. Hawkins	having received 164 votes
J. Matt Smith	having received 162 votes
Otis L. Broyhill	having received 136 votes
Ray N. Simmons	having received 134 votes

have been duly elected Mayor and members of the Board of Aldermen of the Town of Marion, pursuant to the provisions of the general laws of the State of North Carolina, for a term of two years.

Mrs. Julia M. Stanley  
Registrar

John L. Sullivan (Judge)  
Mrs. C. R. Craig (Judge)

Upon motion duly made and seconded and carried, the Manager was instructed to look into the possibility of combining all insurance into one company in order to take advantage of any savings that might be made.

There being no further business, the meeting adjourned.

*Reese C. Snyder*  
Clerk

*J. W. Streetman, Jr.*  
Mayor

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 24th, 1965

The Board of Aldermen met in a Call Meeting Monday, May 24th, 1965, at 7:30 p. m. All members were present.

The purpose of this meeting being for the Mayor and the Board of Aldermen to take the oath of office.

The following oaths were administered by Mr. Robert G. Jarrett, Clerk of Superior Court,  
NORTH CAROLINA  
McDOWELL COUNTY

I, J. W. Streetman, Jr., do solemnly swear (or affirm) that I will support the Constitution of the United States; so help me, God.

*J. W. STREETMAN, JR.*

I, J. W. Streetman, Jr., do solemnly swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, Not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

*J. W. STREETMAN, JR.*

I, J. W. Streetman, Jr., do swear (or affirm) that I will well and truly execute the duties of the office of Mayor of the Town of Marion according to the best of my skill and ability, according to law, so help me, God.

*J. W. STREETMAN, JR.*

Sworn to and subscribed before me, this the 24th day of May, 1965.  
Robert G. Jarrett  
CLERK OF THE SUPERIOR COURT

so as to not conflict with the construction of the proposed new Post Office near the intersection of Crawford Street and Main Street.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Ray N. Simmons, the foregoing resolution was unanimously carried on the 6th day of April, 1965.

*Reece C. Snyder*  
Clerk

It was ordered by the Board of Aldermen that a street light be installed at the intersection of Airport Road and Pea Ridge.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman D. Pat Davis and unanimously voted, the 1958 addition of the N. C. State Building and Plumbing Code as amended was adopted.

Upon motion of Alderman Albert M. Neal, seconded by Alderman D. Pat Davis, the contract for furnishing two automobiles was awarded to Ballew Motor Company. A Police Special Automobile less trade-in of 1963 Chevrolet for \$ 1303.21 and a 4-door Belle Air automobile less a trade-in of 1956 4-door Chevrolet for a net of \$ 2,237.93, they being the low bidder. A tabulation of bids received is on file in the Clerk's office.

The Manager presented to the Board a list of property owners whose 1964 real estate taxes were outstanding this date, and it was ordered that they be advertised on May 17th, 1965 and sold on June 14th, 1965.

Mr. E. C. Carnes came before the Board and asked when the town might connect Willow Street into his sub-division. No action was taken on this matter.

The Manager stated to the Board that Mr. Guy Kirby, Jr. had inquired whether or not the Town would be interested in renting his lot directly in front of the City Hall and remove the present building and lease the lot for parking. The Board of Aldermen's decision was that they did not need additional lots at this time.

It was agreed that a committee go to talk with the McDowell County Commissioners with reference to the purchase of the proposed site of the waste treatment plant.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
Clerk

*J. W. Streetman, Jr.*  
Mayor

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 6, 1965

The Board of Aldermen met in a Call Meeting Wednesday, May 5th, 1965, at 6:30 p. m., to act as a Board of Canvassers for the election held on Tuesday, May 4th, 1965, and to take up any other matters of business that might come before it.

Members present were Mayor J. W. Streetman, Jr., Aldermen Otis L. Broyhill, Howard T. Hawkins, and Albert M. Neal.

A certification of the results of the balloting was presented to the Board and upon motion duly made and seconded, it was declared that the following be adopted and spread upon the Minute Book.

CERTIFICATE OF RESULTS OF BALLOTTING

We, the undersigned Registrar and Judges, do hereby certify that we met in the Town Hall on Wednesday, May 5, 1965 and did canvass the original returns of election of the votes cast for Mayor and members of the Board of Aldermen of the Town of Marion at the regular municipal election held on May 4, 1965, and the following is a true and correct tabulation thereof:

CANDIDATES FOR MAYOR: J. W. Streetman, Jr.

443 Votes  
Willie Hall  
Sam Glenn  
Rowe Mauney  
Bill Shiflet  
Hattie J. Wall  
Jack Ballew

265 Votes  
1 Vote  
1 Vote  
1 Vote  
1 Vote  
1 Vote  
1 Vote

CANDIDATES FOR MEMBERS OF BOARD OF ALDERMEN:

Otis L. Broyhill	436 Votes
D. Pat Davis	464 Votes
Howard T. Hawkins	464 Votes
Carroll Melton	282 Votes
Albert Neal	396 Votes
James Segars	424 Votes
Ray N. Simmons	434 Votes
J. Matt Smith	462 Votes
Willie Hall	2 Votes
Rowe Mauney	7 Votes
Sterling Bowers	4 Votes

436 Votes
464 Votes
464 Votes
282 Votes
396 Votes
424 Votes
434 Votes
462 Votes
2 Votes
7 Votes
4 Votes

We, therefore, certify that pursuant to such tabulation we have judicially determined that:

FOR MAYOR: J. W. Streetman, Jr. having received 443 votes

FOR MEMBERS OF BOARD OF ALDERMEN:

D. Pat Davis	having received 464 votes
Howard T. Hawkins	having received 464 votes
J. Matt Smith	having received 462 votes
Otis L. Broyhill	having received 436 votes
Ray N. Simmons	having received 434 votes

have been duly elected Mayor and members of the Board of Aldermen of the Town of Marion, pursuant to the provisions of the general laws of the State of North Carolina, for a term of two years.

Mrs. Julia M. Stanley  
Registrar

John L. Sullivan (Judge)  
Mrs. C. R. Craig (Judge)

Upon motion duly made and seconded and carried, the Manager was instructed to look into the possibility of combining all insurance into one company in order to take advantage of any savings that might be made.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
Clerk

*J. W. Streetman, Jr.*  
Mayor

\*\*\*\*\*  
STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 24th, 1965

The Board of Aldermen met in a Call Meeting Monday, May 24th, 1965, at 7:30 p. m. All members were present.

The purpose of this meeting being for the Mayor and the Board of Aldermen to take the oath of office.

The following oaths were administered by Mr. Robert G. Jarrett, Clerk of Superior Court,  
NORTH CAROLINA  
McDOWELL COUNTY

I, J. W. Streetman, Jr., do solemnly swear (or affirm) that I will support the Constitution of the United States; so help me, God.

*J. W. Streetman, Jr.*

I, J. W. Streetman, Jr., do solemnly swear (or affirm) that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the Constitution of said State, Not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help me, God.

*J. W. Streetman, Jr.*

I, J. W. Streetman, Jr., do swear (or affirm) that I will well and truly execute the duties of the office of Mayor of the Town of Marion according to the best of my skill and ability, according to law, so help me, God.

*J. W. Streetman, Jr.*

Sworn to and subscribed before me, this the 24th day of May, 1965.  
Robert G. Jarrett  
CLERK OF THE SUPERIOR COURT

NORTH CAROLINA  
MCDOWELL COUNTY

We, Otis L. Broyhill, D. Pat Davis, Howard T. Hawkins, Ray N. Simmons and J. Matt Smith, do solemnly swear (or affirm) that we will support the constitution of the United States; so help us, God.

*Otis L. Broyhill*  
OTIS L. BROTHILL

*D. Pat Davis*  
D. PAT DAVIS

*Howard T. Hawkins*  
HOWARD T. HAWKINS

*Ray N. Simmons*  
RAY N. SIMMONS

*J. Matt Smith*  
J. MATT SMITH

We, Otis L. Broyhill, D. Pat Davis, Howard Hawkins, Ray N. Simmons and J. Matt Smith, do solemnly swear (or affirm) that we will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that we will endeavor to support, maintain and defend the Constitution of said State, Not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; so help us, God.

*Otis L. Broyhill*  
OTIS L. BROTHILL

*D. Pat Davis*  
D. PAT DAVIS

*Howard T. Hawkins*  
HOWARD T. HAWKINS

*Ray N. Simmons*  
RAY N. SIMMONS

*J. Matt Smith*  
J. MATT SMITH

We, Otis L. Broyhill, D. Pat Davis, Howard T. Hawkins, Ray N. Simmons, and J. Matt Smith, do swear, (or affirm), that we will well and truly execute the duties of the office of Alderman of the Town of Marion according to the best of our skill and ability, according to law, so help us, God.

*Otis L. Broyhill*  
OTIS L. BROTHILL

*D. Pat Davis*  
D. PAT DAVIS

*Howard T. Hawkins*  
HOWARD T. HAWKINS

*Ray N. Simmons*  
RAY N. SIMMONS

*J. Matt Smith*  
J. MATT SMITH

SWORN TO AND SUBSCRIBED BEFORE ME, THIS THE 24<sup>th</sup> DAY OF MAY, 1965.

*Robert G. Jarrett*  
CLERK OF THE SUPERIOR COURT

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

May 25, 1965

The Board of Aldermen met in a Call Meeting Monday, May 24<sup>th</sup>, 1965, at 7:30 P. M. at the City Hall. The purpose of this meeting was to administer the oath of office to the newly elected Mayor and Members of the Board of Aldermen and to take under consideration any other matters that might come before the Board. Present: Mayor J. W. Streetman, Jr., Aldermen D. Pat Davis, Otis L. Broyhill, Howard T. Hawkins, J. Matt Smith, Ray N. Simmons. Mr. E. P. Dameron, Town Attorney, was also present.

Mr. Robert G. Jarrett, Sr., Clerk of Superior Court, administered the oath of office first to Mayor J. W. Streetman, Jr. and then to each member of the Board of Aldermen. These oaths are registered in the Minute Book on the preceding page and also are on file in the office of the Clerk in the City Hall.

Mayor J. W. Streetman, Jr. then asked for nominations for the office of Mayor Pro Tem. Alderman Howard T. Hawkins moved that Alderman D. Pat Davis be appointed Mayor Pro Tem. Alderman Otis L. Broyhill seconded the motion and it carried unanimously. Mayor J. W. Streetman, Jr. then asked for nominations for the Tax Collector for the fiscal year 1965-66. Alderman D. Pat Davis moved that Reece C. Snyder be appointed Tax Collector for the above mentioned term. Alderman Ray N. Simmons seconded the motion and it carried unanimously.

Mayor J. W. Streetman, Jr. then made the following committee appointments.

## STREET COMMITTEE

D. PAT DAVIS, CHAIRMAN  
HOWARD T. HAWKINS  
RAY N. SIMMONS

## CEMETERY COMMITTEE

OTIS L. BROTHILL  
J. MATT SMITH

## RECREATION COMMITTEE

D. PAT DAVIS  
HOWARD T. HAWKINS  
OTIS L. BROTHILL

## BUILDING COMMITTEE

OTIS L. BROTHILL  
J. MATT SMITH  
HOWARD T. HAWKINS  
RAY N. SIMMONS

## FIREMAN'S RELIEF FUND COMMITTEE

HOWARD T. HAWKINS  
RAY N. SIMMONS

The question of regulating parking on the east side of North Garden Street between Fleming Avenue and Viewpoint Drive was again discussed, and this matter was left to the Street Committee for their recommendations to be given at the next regular meeting.

The Manager stated to the Board that Mr. Jerry Knighton and Mr. Glenn Deal, who live on Tate Street just outside the city limits, had requested that they be brought into the city limits. During the discussion it was also brought to the attention of the Board that a group of property owners living on Greenwood Drive had asked that consideration be given to taking them into the city limits. After some discussion, Mayor Streetman appointed a committee consisting of Alderman D. Pat Davis and Alderman J. Matt Smith to investigate these two requests and report back to the Board at the June Meeting.

It was agreed that a committee consisting of Aldermen Otis L. Broyhill, D. Pat Davis and Howard T. Hawkins appear before the County Commissioners at their June meeting to discuss with them the price of the county property that they have offered to sell the Town of Marion for a Waste Treatment Plant.

Upon motion of Alderman J. Matt Smith, seconded by Alderman Ray N. Simmons and carried, it was ordered that 2-hour parking be enforced on the south side of West Court Street from Fullam Street to Snipes Street and also on the north side of Lail Street; and that proper signs be erected.

It was brought to the attention of the Board that the 200-bed emergency hospital now stored in the basement at the Community Building had been transferred by the Federal Government to the County Commissioners and the County Health Department and the Manager had stated that he had made arrangements with the proper civil defense authorities, the city school board, and the principal of the Marion Junior High School to store this hospital equipment in the old cafeteria of the Junior High School, and upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that this equipment be moved at the expense of the county in order that the Community Building might be put to other use. This motion carried unanimously.

Upon motion duly made and seconded, it was agreed that the Town would install a quantity of 66" pipe and build the necessary manhole in the creek on the south side of Court Street on the property that the Best Bakery had recently purchased provided the property owner furnish the pipe and that a quantity of 18" pipe be installed at the Little Buck Cafe under the same conditions provided the property owner furnished the pipe.

Upon motion duly made and seconded and unanimously voted, it was ordered that Albert M. Neal remain as a city representative on the McDowell Planning Board.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman J. Matt Smith and unanimously voted, it was ordered that the Water Deposit required by the Town to secure payment of bills be increased immediately to \$ 5.00 for inside city residences and \$ 7.50 for outside residences and that larger users' deposit be left to the decision of the Manager; and that the Manager and the Town Attorney prepare an appropriate letter to be mailed with the statement after any user was two months in arrears in their water account stating that within five days their water would be discontinued without further notice. It was also agreed that any one turning the water back on without having permission for any reason be brought into court, it being the policy that only the employees of the Town were to turn on and turn off water.

The Manager instructed the Recreational Committee, consisting of Aldermen Davis, Hawkins, and Broyhill, to discuss with the leaders of the McDowell Recreational Program, namely, Rev. Payne and Rev. Beckwith and report back to the Board of Aldermen at the June meeting as to their intentions for a program for this coming summer and whether or not the town should sponsor a program.

The Manager and the Attorney were instructed to take whatever steps they deemed necessary to collect the taxes due by Wards Radio and Television.

There being no further business, the meeting adjourned.

*Reece C. Snyder*  
REECE C. SNYDER, CLERK

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

*J. W. Streetman, Jr.*  
J. W. STREETMAN, JR., MAYOR

JUNE 9, 1965

The Board of Aldermen of the Town of Marion met in regular meeting June 8th, 1965, with all members present. Mr. E. P. Dameron, Town Attorney, was also present.

The Manager stated to the Board that Judge J. W. Bless had suggested that bumps (or raised places) be constructed in Crescent Drive in order to slow teenagers speeding. After some discussion, it was suggested by Alderman Broyhill that "slow" signs be installed around at different places on this street and that a stop sign be installed at the intersection of Crescent Drive and Viewpoint Drive.

Bids were opened on furnishing of petroleum products for the fiscal year 1965-66 and upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, this contract was awarded to Sinclair Refining Company, they being the low bidder. Tabulation of the bids were as follows:

MOTOR OIL	FUEL OIL	GASOLINE	
.47	11.97	24.90	M. D. LEDFETTER OIL COMPANY
.71	13.0	23.15	MARION OIL COMPANY
.64	11.67	21.97	J.T. TUCKER OIL COMPANY
.48	12.0	21.65	SINCLAIR REFINING COMPANY

The committee appointed by the Mayor at the May 24th meeting to investigate the possibility of a summer recreational program informed the Board they did not have a report.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, and unanimously voted, it was ordered that if 60% of the town employees other than policemen and firemen desire to come under the North Carolina Employees Retirement System that immediate steps be taken to put this retirement system into effect and that the 1965-66 Budget be reworked to include the cost of the same.

The Manager was instructed to investigate the possibility and report back to the Board at the next regular meeting with reference to the extension of the city limits in several places.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, the 1965-66 Budget in the amount of \$ 436,500.00 was tentatively adopted. Voting in favor of this motion: ALDERMEN D. PAT DAVIS, OTIS L. BROTHILL, HOWARD T. HAWKINS, PAY N. SIMMONS AND J. MATT SMITH. Opposed: NONE. And that a notice be published in the local paper that the proposed budget is on file for public inspection in the office of the Clerk.

A Committee appointed at the May 24th meeting to meet with the McDowell County Commissioners to discuss the purchase price of the proposed site for an industrial waste treatment plant reported that they have discussed this matter with the Board of County Commissioners and that the Commissioners proposed to give them an answer after their July 5th meeting.

✓ Upon motion of Alderman D. Pat Davis, seconded by Alderman J. Matt Smith, and unanimously

voted, it was ordered that "No Parking" regulations be enforced and that proper signs be erected on the east side of North Garden Street from Fleming Avenue to Viewpoint Drive.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman Pay N. Simmons, and unanimously voted, it was agreed that the Police Department be under the jurisdiction of the Mayor and the Board of Aldermen and that the Chief of Police attend all regular board meetings.

After a general discussion, the meeting adjourned.

*Reece C. Snyder*  
CLERK

*J. W. Streetman, Jr.*  
MAYOR

INTERIM APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA:

Section 1. That in order to operate the town from July 1, 1965, to the date of the adoption of the 1965-66 Budget Ordinance, appropriations are hereby made for the purpose of paying salaries, the principal and interest on indebtedness, and the usual ordinary expenses of the town at the same rate of expenditure as provided for in the budget for the 1964-65 fiscal year. This Ordinance shall cease to be effective from and after the adoption of the 1965-66 Budget Ordinance, and all expenditures made in accordance with this Ordinance shall be chargeable to appropriations made in the 1965-66 Budget Ordinance.

Adopted this the 8th day of June, 1965.

*J. W. Streetman, Jr.*  
J. W. STREETMAN, JR., MAYOR, TOWN OF MARION, N. C.

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

JULY 7, 1965

The Board of Aldermen met in regular meeting July 6th, 1965, with all members present. Mr. E. P. Dameron, Town Attorney, was also present.

It was agreed that the town forces could do a small amount of grading work free of charge for the Carson House.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, the 1965-66 Budget which was tentatively adopted at the July 8th meeting was officially adopted in the amount of \$ 436,500 and the same business privilege licenses in the same amount as have been adopted for the past years, a copy of which is in the Minute Book, was adopted for the year 1965-66, voting in favor of this motion: Aldermen Broyhill, Davis, Hawkins, Simmons and Smith. Voting No: NONE.

The question of imposing a business privilege license on merchants who use the Trade Lot on Saturdays was discussed at great length, but no definite action was taken.

The Manager presented to the Board a map prepared by the Advance Planning Department of the North Carolina Highway Commission pertaining to the Marion Thoroughfare Plan and stated he had a request from the Planning Engineer outlining the same and asked that a meeting be set to determine the ultimate state municipal responsibilities for the various highways and streets inside the corporate limits as suggested on the Thoroughfare map and the Manager was instructed to notify the Planning Engineer that the Board would be happy to meet with him any week day night that was convenient to him and at as early a date as possible.

It was agreed that when the present library building was vacated that consideration be given to leasing a portion or all of that building to the U. S. Forestry Service.

It was agreed that approximately eighty (80) parking violation tickets in the name of Bob Harris Motor Company be settled at 25¢ each inasmuch as Mr. Harris claims that his customers and not he nor his employees received these tickets and he was not aware of these until he received final notices.

The Manager stated to the Board that he had a communication from the N. C. Department of Water Resources and State Stream Sanitation Commission stating that Congress had not yet made an appropriation of money to cover our application for P. L. Grant 660 and after some discussion it was agreed we call the large outside manufacturers together and discuss this problem with them.

Mr. Nathan Yelton, Executive Secretary of the N. C. Local Governmental Retirement System, and an Administrative Assistant came before the Board and discussed retirement

for all employees with the exception of the Police Department, and upon motion of Alderman Ray N. Simmons and seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that we proceed to bring the employees under this retirement system and that they proceed immediately to have an evaluation actuary made to determine the exact cost of this system to the Town and that the employees be brought under this system not later than October 1st, 1965.

The Board of McDowell County Commissioners at their regular July 1965 meeting submitted the following proposal to the Board of Aldermen with reference to a site owned by the County consisting of approximately fifty five acres to be used for waste treatment facilities and upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that the Town accept the following proposal: "that the County will lease to the Town of Marion at no cost for period of ten (10) years the above mentioned tract of land and deed the said property to the Town for use as waste treatment facilities at no cost to the Town provided this property is used for the above mentioned facilities within the ten-year period from this date or provided that work on the project is started within this period."

The Manager stated to the Board that Mr. J. D. Barnes, President of the Carolina Natural Gas Company, had discussed with him the possibility of his company entering into a franchise with the Town for the installation of natural gas and it was agreed that the Board would be happy to discuss this proposition with Mr. Barnes at the next regular meeting in August.

The Manager was instructed to get prices on a radar speed device, the cost of purchasing an additional Police Patrol Car and employing one extra police officer and report back to the Board at the August meeting.

It was agreed that the next time that the city forces were using asphalt to patch holes in streets that the spaces on city property at the driveway to the Bus Station be put into good condition by patching holes there.

The Manager was instructed to get costs on the installation of Walk-Don't Walk Signals for at least two intersections and to check with the State Highway Sign Company to see if there was a possibility of their participating in the cost of this project.

After a general discussion, the Meeting adjourned.

*Reece C. Snyder*

STATE OF NORTH CAROLINA  
TOWN OF MARION  
MCDOWELL COUNTY

RECEIVED JULY 30, 1965

July 30, 1965

A Special Meeting of the Board of Aldermen was held at 1:30 P.M. Thursday, July 29th. The purpose of this meeting was to reach an agreement as to sewer service charges and water usage by the Marion Manufacturing Company and Cross Cotton Mills Company.

Members present were Mayor Pro Tem D. Pat Davis, Aldermen Ray N. Simmons, J. Matt Smith, and Otis L. Broyhill.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman Ray N. Simmons, and voting in favor of the motion: Aldermen D. Pat Davis, Otis L. Broyhill, Ray N. Simmons, and J. Matt Smith. Opposed: NONE.

The following agreement was tentatively reached with Cross Cotton Mills Company and Marion Manufacturing Company.

CROSS COTTON MILLS COMPANY:

1. That the sewer service charge of \$ 1.25 per outlet will remain in effect.
2. That a sewer service charge of 3.8¢ per one thousand gallon will be charged for all industrial waste.
3. That Cross Cotton Mills Company will pay to the Town at their request the outstanding balance due on the original \$ 50,000.00 contribution of the sewer treatment plant.

MARION MANUFACTURING COMPANY:

1. That Marion Manufacturing Company will pay to the Town of Marion \$ 1.25 per outlet for all domestic sewer.
2. That Marion Manufacturing Company will pay to the Town of Marion a sewer service charge of 3.8¢ per one thousand gallon of industrial waste.
3. That Marion Manufacturing Company will immediately cease using water from their well and will purchase all of their water from the Town of Marion.
4. That Marion Manufacturing Company will pay to the Town at their request the outstanding balance due on the original contract for construction of sewer treatment plant.
5. That the Town would take under consideration a contract for an additional ten years at which time a reasonable contribution for use of the present sewer facilities will be negotiated.

The Manager is hereby authorized to notify the State Stream Sanitation Commission that the Town hereby wishes to withdraw their application for Federal Grant PL 660.

AN ORDINANCE ADOPTING THE BUDGET FOR THE FISCAL YEAR 1965-66

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA:

**Section 1. APPROPRIATIONS:** The following amounts are hereby appropriated for the operation of the town government and its activities for the fiscal year beginning July 1, 1965, and ending June 30, 1966, according to the following attached schedules:

**Section 2. ESTIMATED REVENUES:** It is estimated that the following revenues will be available during the fiscal year beginning July 1, 1965, and ending June 30, 1966, to meet the appropriations, according to the following attached schedules:

**Section 3. TAXES LEVIED:** There is hereby levied the following rates of tax on each one hundred dollars (\$100) valuation of taxable property, as listed for taxes as of January 1, 1965, for the purpose of raising the revenue from Current Year's Property Tax, as set forth in the estimates of revenue, and in order to finance the following appropriations:

GENERAL FUND (for the general expenses incident to the proper government of the town).....\$ .85

DEBT SERVICE FUND (for the payment of interest and principal on outstanding debt).....\$ .30

TOTAL RATE per \$ 100 of valuation of taxable property .....\$ 1.15

Such rates of tax are based on an estimated total assessed valuation of property for purposes of taxation of \$ 13,150,000.00, and an estimated rate of collections of 94%.

**Section 4. POLL TAX:** There is hereby levied a poll tax of \$ 1.00 on all male persons between the ages of 21 and 50, unless exempt as provided by law, for the purpose of raising the revenue from Current Year's Poll Tax, as set forth in the following estimates of revenue, and in order to finance the appropriations.

**Section 5. DISTRIBUTION:** Copies of this ordinance shall be furnished to the Treasurer and Accountant of the Town of Marion, to be kept by them for their direction in the disbursement of funds.

Adopted this the 7th day of July, 1965.

ATTEST:

*Reece C. Snyder*

CLERK, TOWN OF MARION

*M. H. Hudson Jr.*

MAYOR

The Manager is hereby instructed to notify the Harwood Beebe Company to proceed with the specifications for construction of the addition to the sewage treatment plant.

There being no further business, the Meeting adjourned.

Reece C. Snyder  
CLERK

D. Pat Davis  
MAYOR PRO TEM

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

August 16, 1965

The Board of Aldermen met in a regular meeting August 3 rd, 1965, with all members present. Mr. E. P. Dameron, Town Attorney, was also present.

Mr. Harold Colston, Project Engineer, and W. H. Riggs, City Planner, of the N. C. Highway Department came before the Board and presented a proposed Thoroughfare Plan as it relates to the responsibilities of the city and the Highway Commission; and it was agreed that they prepare an Agreement as to which streets are whose responsibility and present to the Board at a later date.

Mr. James D. Barnes of the Carolina Natural Gas Company came before the Board and presented his company's proposal for acquiring a franchise to distribute natural gas in the Town of Marion and surrounding area. After listening to Mr. Barnes, the Board advised Mr. Barnes that they would take his proposal under consideration for a later decision.

Mr. Zeb Alley, representing the Public Service Gas Company, also attended the meeting and asked for a hearing before the Board at the September 7 th meeting, which request was granted.

Upon motion of Alderman Ray N. Simmons, seconded by Alderman D. Pat Davis and unanimously voted, it was agreed that a lease be prepared between the Town and McDowell Rescue Squad giving them authority to use the State Street property so long as they continue to operate as a Rescue Squad, a copy of this Agreement is on file in the Clerk's Office.

It was brought to the attention of the Board that the "State Magazind" would feature Marion and McDowell County in either their September 1 st or September 15 th issue and that they had requested that the Town take an ad in this issue. Upon recommendation of Mr. E. P. Dameron, Town Attorney, it was decided not to do so inasmuch as Mr. Dameron stated that we could not lawfully spend money for this purpose.

It was agreed that the Town would pay the engineering service on a survey of the County-owned property that the County plans to lease to the Town at no expense for future expansion of the waste treatment facilities.

It was agreed that the Street Committee meet Thursday morning on the property owned by Mr. Carl Poteat which he has requested that the Town take into the city limits to work out with him the details of preparing the streets and the committee was given the authority to proceed with the project of necessary work to furnish utilities to a portion of the subdivision.

Mr. Jim Segars, President of the Marion Merchants Association, came before the Board and stated that the Merchants Association Directors had requested that he appear before the Board of Aldermen and insist that a privilege license be charged each person doing business on the trade lot. After a great deal of discussion as to how much license should be charged, and as to whether or not the entire membership of the Merchants Association was in accord with this thinking, Alderman D. Pat Davis motioned and Alderman Otis L. Brodyhill seconded that the Board abide by the decision of the Merchants Association and place a \$ 25.00 business privilege license on each person doing business in the trade lot. This motion was voted unanimously.

✓ The Manager read a letter from the Georgia TV Cable Company, Inc. at the request of Mr. Paul J. Story asking that they be permitted to present a proposal to the Town at their next regular meeting for installing in Marion a TV Cable System.

The Manager was instructed to request different companies to give a demonstration of radar equipment.

Mr. J. B. Walker, Jr. came before the Board and asked that the Board consider permitting a plastic pipe to remain in a house that is under construction on Glenview Street, and it was agreed that we write the State Plumbing Code Authorities and ask whether or not this would be possible.

After a general discussion, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

*J.W. Thulman Jr.*  
MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

August 16, 1965

The Board of Aldermen met in a Called Meeting at 10:00 A.M., August 13 th, in the Conference Room of the First Union National Bank. This meeting was called for the purpose of reconsidering the privilege license imposed on the merchants doing business at the trade lot on State Street.

After a great deal of discussion and upon motion of Alderman D. Pat Davis and seconded by Alderman Ray N. Simmons and unanimously voted that the business privilege license ordinance be amended as of this date to include a \$25.00 for the operation of a trade lot.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

*J.W. Thulman Jr.*  
MAYOR

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

August 25, 1965

A Call Meeting of the Board of Aldermen was held at 4:00 P. M. Tuesday, August 24 th, 1965. The following members were present: Mayor Pro Tem D. Pat Davis, Aldermen Otis L. Brophy, Ray N. Simmons and J. Matt Smith. Mayor Pro Tem D. Pat Davis presided.

The purpose of this Call Meeting was to discuss the proposed expansion of the present waste treatment plant and to consider any other business that might come before the Board.

The Manager was instructed to have all city buildings appraised and report back to the Board for their decision as to the overall insurance coverage that would be advisable to carry on city buildings.

It was brought to the attention of the Board that in February 1965 that by verbal agreement the purchase of the bulldozer from Gilbert J. Hollifield in the amount of \$17,000.00 was authorized, but no record of this transaction was entered in the Minutes. It was pointed out that this being a secondhand piece of equipment that competitive bids could not have been received and upon motion of Alderman Otis L. Brophy, seconded by Alderman Ray N. Simmons and unanimously voted, it was ordered that this purchase had been agreed upon in February and that the record of this transaction be entered on the Minutes of this meeting.

After a great deal of discussion as to the proposed enlargement of the waste treatment facilities and after a long distance call to our designing engineer, it was decided that the engineer request the State Stream Sanitation Officials to grant us permission to proceed with this project as outlined by our engineer and ask that the chlorine contact chamber be eliminated, as it was not proposed in the original plans.

It was agreed that the Manager and Alderman Ray N. Simmons contact Mr. Langdon with the Pacific Flush Tank Corporation and ask if he had had verification of the results from the type equipment that he proposed to install at our treatment plant.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*  
CLERK

*D. Pat Davis*  
MAYOR PRO TEM

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STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

September 8, 1965

The Board of Aldermen met in regular meeting Tuesday night, September 7 th, 1965, with all members present. Mr. E. P. Dameron, Town Attorney, was also present.

It was agreed a radar speed meter manufactured by Automatic Signal Company be purchased from the Southeastern Safety Supply Company, Inc. in the amount of \$999.95. This equipment

had been demonstrated to the members of the Board at an earlier date.

The Mayor stated to the Board that he had received a letter from Mr. S.H.McDowell with reference to Mr. McDowell's hitting a fire hydrant on Main Street and doing damage to his automobile, and the Manager was instructed to contact Mr. McDowell and express the Town's regrets in this matter.

The Manager read a letter to the Board from the Chief of Police of Asheville, A. R. Sluder, in which Mr. Sluder informs that he expects to hold a police training school sometime during the month of February or March and that he would advise them at a later date of the exact date of this school in order that we might send some of our police officers.

Upon motion of Alderman Otis L. Brophy, seconded by Alderman Ray N. Simmons and unanimously voted, the following Ordinance placing all general employees of the Town of Marion under the North Carolina Local Governmental Employees' Retirement System was adopted:

RESOLUTION ENLISTING IN NORTH CAROLINA LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM

WHEREAS, the 1945 General Assembly amended the North Carolina Local Governmental Employees' Retirement System so as to make the benefits of said System available to all counties, cities, and towns, and

WHEREAS, the governing body of this Unit realizes the necessity of providing its employees with the security and protection provided by a sound retirement plan, and

WHEREAS, Article 3 of Chapter 128 of the General Statutes of North Carolina provides that any governmental unit desiring to enroll its employees in said System shall make application to the Board of Trustees of the North Carolina Local Governmental Employees' Retirement System and shall by resolution elect to participate in said System.

NOW, THEREFORE, be it resolved by the BOARD OF ALDERMEN in regular session,

1. That the Town of Marion hereby elects to participate its employees in the North Carolina Local Governmental Employees' Retirement System.

2. That the Town of Marion hereby agrees to comply with all provisions of the North Carolina Local Governmental Employees' Retirement System as defined in Article 3, Chapter 128 of the General Statutes of North Carolina as amended by the 1945 General Assembly.

3. That the Town of Marion is hereby ordered and directed to make application to the Board of Trustees of the North Carolina Local Governmental Employees' Retirement System for enrollment of this Unit and its employees in said System.

Upon motion of Alderman O. L. Brophy and seconded by Alderman Ray N. Simmons, the above resolution was introduced for passage. The following number voted in the affirmative: 5. The following number voted in the negative: 0.

It was brought to the attention of the Board of Aldermen that a request had been made by Mr. William C. Nichols that the Hilltop House water line be removed from their 4-inch line. No action was taken on this matter.

Mr. Paul J. Story presented Messrs. Sterling and William McDonald of the Georgia Television Cable Company, who had made application and spent some time explaining their proposal for the installation of television cable in Marion. No action was taken in this matter.

Mr. Roy Davis, heading a Committee of some thirty citizens who appeared before the Board and presented a petition with approximately one hundred names on it requesting that Highways 221 and 226 be re-routed or in other words a bypass be built taking these two highways off Rutherford Road and Main Street. After a great deal of discussion, the Committee was advised by the Mayor that the Board would take this matter under advisement.

It was brought to the attention of the Board that the lot directly in front of the City Hall owned by the Kirby Estate, which the Town had considered leasing for a parking lot, was not available for lease, as the owners' present plan was to develop the lot and rent spaces themselves to individuals.

The Manager stated to the Board that the first of each month when water bills were mailed that there was a considerable amount of money and effort lost in delinquent water accounts due to letting accounts run too long and too small a deposit to guarantee the payment and upon motion of Alderman D. Pat Davis and seconded by Alderman Ray N. Simmons and unanimously voted, it was ordered that a water cut-on fee for all non-home owners be increased as of October billing to \$3.00 whether the connection be inside or outside the city limits.

The question of charges for the use of the Community Building was discussed and it was pointed out that the present policy was that for dances where admission was charged, the fee be \$35.00 per night. After some discussion, it was agreed that the amount of the charge be left to the discretion of the Manager. That if a local club seeking to raise funds for a public or charitable cause that the Manager could reduce this fee.

Bids were read on the furnishing of approximately 1300 feet of 8" clay sewer pipe and approximately 1300 feet of 8" cast iron pipe. The bids were as follows:

## BIDS ON 8" CAST IRON PIPE:

McWane C.I. Pipe Co. ....	\$ 2.78	.....	.24 per pound	.....	Total Pipe
American C.I. Pipe Co. ....	2.78	.....	192.00 per Ton	\$ 3,614.00	Total Pipe
Lynchburg Foundry ....	2.76	.....	512.00 per Ton	\$ 3,588.00	Total Pipe
Glamorgan Pipe & Foundry Co. ....	2.72	.....	501.00 per Ton	\$ 3,536.00	Total Pipe

## BIDS ON 8" T.C. SEWER PIPE:

	Plain	Seal	Total	Plain	Total	Seal
W.S. Dickey Clay Mfg. Co. ....	.66	.99	\$ 858.00	\$ 1287.00		
Georgia Vitrified Brick & Clay Co. ....	.55	...	715.00	-----		
Pomona Pipe Products ....	.50	.92	650.00	1196.00		

and upon motion of Alderman Ray N. Simmons, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that the low bid in each case be accepted, they being Glamorgan Pipe & Foundry Company for the water pipe and the Pomona Pipe Products for the T.C. Sewer Pipe.

Mr. E. C. Carnes came before the Board and asked when he could expect the Town to build a bridge across Willow Street leading to his property. After a great deal of deliberation, there was no definite agreement reached on this question.

Mr. J. B. Walker, Jr. came before the Board again with reference to the plastic plumbing pipe in a house on Glenview Street being erected by Mr. E. C. Carnes, and asked whether or not the Town would approve this pipe. After Mr. Walker left the meeting and after an explanation of opinion by the Town Attorney, the Building Inspector was instructed to notify the builder of the residence that this pipe could not be approved.

It was brought to the attention of the Board through a letter of August 31st from the State Highway Commission signed by Mr. J. O. Litchford that before pedestrian signals be installed on Main Street that the Highway be given permission to approve these signals.

There being no further business, the Meeting adjourned.

*Reece C. Snyder*

CLERK

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

October 6, 1965

The Board of Aldermen met in regular meeting Tuesday night, October 5th, with the following members present: Mayor J. W. Streetman, Jr., Aldermen D. Pat Davis, Otis L. Broyhill, Ray N. Simmons, and J. Matt Smith. Alderman Howard T. Hawkins came in late. Mr. E. P. Dameron, Town Attorney, was also present.

The Manager stated to the Board that Mrs. Fitch on Glenview Street, had been back to see him with reference to the Town protecting the banks of her property that were being washed away by the stream. It seemed to be the feeling of the Board that this was not the obligation of the Town and no action was taken on the matter.

Upon motion duly made, it was ordered that Sinclair Avenue from Rutherford Road South to the Creek and an unnamed street leading off of Crawford Street be paved provided the petitions which have been turned in had sufficient signatures on them and further provided that we could obtain a contractor to do this work this fall.

Mr. James Bartlett, Contractor for a house in the Glenview Section in the E.C. Carnes' Subdivision, came before the Board with reference to the plastic plumbing pipe in this house which had on a previous occasion been rejected by the Building and Plumbing Inspector; and upon motion of Alderman D. Pat Davis and seconded by Alderman Ray N. Simmons the previously adopted Building and Plumbing Code referred to as the 1958 Building and Plumbing Code was rescinded and the City Attorney, the Manager and the Building Inspector were instructed to prepare a proper new Building and Plumbing Code for adoption that would cover one and 2-family dwellings as well as all other buildings.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, a franchise to operate a cable transmission system in and adjacent to the Town of Marion was and also adopting the following Ordinance. *AMENDED*

**CITY OF MARION ORDINANCE NO. \_\_\_\_\_**

An ordinance granting to S. P. McDonald, Jr., and William W. McDonald hereinafter called Grantee, and assigns, the right to erect, maintain and operate transmission and service distribution and facilities and additions thereto in, under, over, along, across, and upon the streets, lanes, avenues, alleys, bridges, highways, and other public places in the City of Marion and subsequent additions thereto, for the purpose of erecting, operating and maintaining a television antenna system and television signal transmission system thereon and the erecting of poles and cables to serve the inhabitants of said City and other purposes as set forth therein.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARION, NORTH CAROLINA, AS FOLLOWS:

Section 1. In consideration of the faithful performance and observance of the conditions and reservations hereinafter specified, the right is hereby granted to S. P. McDonald, Jr., and

William W. McDonald, and assigns, hereinafter referred to as the Grantee, to erect poles, to erect, maintain and operate antenna television transmission and distribution facilities in, under, over, along, across, and upon the streets, lanes, avenues, sidewalks, alleys, bridges and other public ways and places in the City of Marion, and subsequent additions thereto, for the purpose of transmission and distribution of TV impulses and TV energy both community antenna and closed circuit and hereinafter limited in Paragraph 18, in accordance with the laws and regulations of the United States of America and the State of North Carolina, and the ordinance and regulations of the City of Marion, subject to the following conditions hereof.

Section 2. Whenever used in this ordinance, the words "television" and "TV" shall mean a system for simultaneous transmission of audio signals and transient visual images by means of electrical impulses. —

Section 3. The poles used for the Grantee's distribution system shall be those erected and maintained by the Power Company and/or the Telephone Company and others, and such poles as shall be erected by the Grantee only where a pole or poles of the Power Company and/or the Telephone Company and others are not practicable, provided mutually satisfactory rental agreements can be entered into between the Grantee and Power Company and/or the Telephone Company and others, according specifications and regulations of said Company.

Section 4. The Grantee's transmission and distribution system, poles, wires, and appurtenances shall be located, erected and maintained so as not to endanger or interfere with the lives of persons, or to interfere with any improvements which the City may deem it proper to make, or to hinder unnecessarily or obstruct the free use of streets, alleys, bridges and other public property.

Construction and maintenance of the transmission distribution system, including house connections, shall be in accordance with the provisions of the National Electrical Safety Code of the National Board of Fire Underwriters and such applicable ordinances and regulations of the City affecting electrical installations as may be presently in effect or may be enacted by the City.

Installation and house drop hardware shall be uniform throughout the city, except the Grantee shall be free to change its hardware and installation procedure as there are progresses and except where changes are permitted or required by regulations and ordinances of the City presently in effect, or which may be enacted hereafter.

Section 5. In the maintenance and operation of its television transmission and distribution system in the streets, alley, and other public places, and in the course of any new construction or addition to its facilities, the Grantee shall so proceed as to cause the least possible inconvenience to the general public; any opening or obstruction in the streets or other public places, made by the Grantee in the course of its operation, shall be guarded and protected at all times by the placement of adequate barriers, fences, or boardings the bounds of which during periods of dusk and darkness shall be clearly designated by red warning signals.

Whenever the Grantee shall take up or disturb any pavement, sidewalk or other improvement in any street, avenue, alley or other public place, the same shall be replaced and the surface restored in as good condition as before entry within forty-eight (48) hours after completion of the Grantee's work. Upon failure of the Grantee to make such restoration within such time, if the restoration cannot be made within such time, or upon the Grantee's delay of more than twenty-four (24) hours in the continuation of a restoration begun, the City may serve upon the Grantee notice of the City's intent to cause the restoration to be made and unless the Grantee WITHIN twenty-four (24) hours after receipt of such notice begins or resumes the proper restoration to be made, the City may cause the proper restoration to be made, including the removal of excess dirt, and the expense of same shall be paid by the Grantee upon demand of the City.

The Grantee shall at all times comply with any and all rules and regulations which the City has made or may make to apply to the public generally with reference to the removal or replacement of pavements and to excavations in streets, and other public places, not inconsistent with their use for the purposes contemplated by this ordinance.

Section 6. The Grantee may maintain its attachments on any poles which the City now owns, or which it may hereafter own, or which it may now or hereafter have the right to use for such purpose.

Section 7. The Grantee shall have the right to prescribe reasonable service rules and regulations for the conduct of its business not inconsistent with the provisions of this ordinance, and a copy of such service rules and regulations shall be kept on file at all times with the City Clerk.

Section 8. The Grantee shall provide a minimum of twelve (12) channels available to its customers at any one time, provided satisfactory reception of a minimum of twelve (12) channels is available in this area.

Section 9. The Grantee's distribution system shall conform to the requirements of the Federal Communications Commission, particularly with respect to freedom from spurious radiation.

Section 10. The antenna, receiving and distribution equipment shall be installed and maintained so as to provide pictures on subscribers' receivers throughout the system essentially of the same quality as those received at the antenna site and/or transmitted by the Grantee.

Section 11. The distribution system of the Grantee to be hereafter installed shall not be abandoned, either in whole or in part, without the consent of the City Council. In the event of the failure of the Company to begin construction of a community television system in the City as contemplated and provided for by this ordinance within a period of twelve (12) months from the effective date of this ordinance, the City Council shall have the right, on reasonable notice to the Grantee, to declare this ordinance and the rights and franchise granted thereunder forfeited; provided, however, that failure to comply with this stipulation by reason of cause or causes beyond the reasonable control of the Grantee, which could not be anticipated at the time of its acceptance by the Grantee, shall not be sufficient ground to declare a forfeiture; provided, further, that the Grantee shall make progress reports to the City Council each month hereafter until actual construction work is commenced.

Section 12. The Grantee shall indemnify and hold the City harmless at all times during the term of this grant from and against all claims for injury or damages to persons or property, both real and personal, caused by the construction, erection, operation or maintenance of any structures, equipment, appliances, or products authorized or used pursuant to authority of this ordinance.

The Grantee shall, at all times during the existence of this permit or franchise, carry and require his contractors to carry:

(a) Insurance in such form and with such companies as shall be approved by the City Attorney of the City, to protect the City and itself from and against any and all claims for injury or damage to persons or property both real and personal, caused by the construction, erection, operation or maintenance of any structure, equipment, appliance or products authorized or used pursuant to authority of this ordinance, and the amount of such insurance against liability due to damage to property shall not be less than one hundred thousand dollars (\$100,000.00) as to any one person, and two hundred thousand dollars (\$200,000.00) as to any one accident, and against liability due to injury or death of persons one hundred thousand dollars (\$100,000.00) as to any one person, and three hundred thousand dollars (\$300,000.00) as to any one accident.

(b) Workman's Compensation Insurance in compliance with the laws of the State of North Carolina.

(c) Automobile insurance with personal injury limits of not less than \$100,000.00-\$300,000.00 and automobile property damage insurance with a limit of not less than \$10,000.00 to cover all automotive equipment.

The Grantee, upon receipt of due notice in writing from the City, shall defend at its own expense any action or proceedings against the City in which it is claimed that the injury or damage arose from the Grantee's activities in the construction or operation of its television system, and in the event of a determination of liability, shall indemnify the City.

More particularly, the Grantee, its successors and assigns, does hereby agree to indemnify and hold harmless the City from any and all liability, claims, demands or judgments growing out of any injury to any person or property as a result of the violation or failure on the part of the Grantee, its successors and assigns, to observe their proper duty, or because of negligence in whole or in part arising out of the construction, repair, extension, maintenance or operation of its distribution lines, amplifiers, or equipment of any kind or character used in connection with this permit or franchise, or by reason of any financial liability established by law against the City of Marion from the granting of this franchise in the event of any such future contingent liability finally determined by law.

Section 13. This franchise is hereby granted for a period of twenty (20) years from date, unless sooner repealed by the City as provided hereinafter.

Section 14. If the Grantee shall fail to comply with any of the provisions of this grant, or default in any of its obligations except for causes beyond the reasonable control of the Grantee, as provided in Section 11 hereof, and shall fail, within sixty (60) days after written notice from the City, to correct such default or noncompliance, the City shall have the right to repeal this ordinance and all rights of the Grantee hereunder.

Section 15. The Grantee shall have the right to assign this permit upon approval of the Mayor and Council, and not otherwise, except it is provided herein that the Grantee may assign this permit to a Corporation to be organized and operated by these original grantees.

Section 16. All provisions of law provided and prescribed for the granting of this permit and authority are hereby declared to have been fully complied with and the permit shall be in full force and effect from and after its execution and approval. The Grantee shall pay and, in consideration of the granting of this permit and authority, agrees to pay to the City as a franchise tax and as compensation for the rights and privileges enjoyed hereunder, a sum to be computed as follows:

5% of the first \$ 250,000 annual gross income  
6% of the next \$ 100,000 annual gross income  
7% of the next \$ 100,000 annual gross income  
8% of the next \$ 100,000 annual gross income  
9% of the next \$ 100,000 annual gross income  
10% of the next \$ 100,000 and all over; with an annual minimum of \$ 1,200.00

The above schedule applies to all gross income derived from operations in McDowell County, exclusive of operations in any other governmental unit located in McDowell County which may and does lawfully charge a franchise tax upon such operations.

All such payments shall be payable on or before the 25th day of each January, April, July and October for the preceding calendar quarter.

Section 17. The franchise payments herein provided for shall be in addition to, and not in lieu of, business or occupation licenses or taxes and shall be in addition to, and not in lieu of, ad valorem taxes assessed with respect to real or personal property of the Grantee by the City. Provided, however, that the Grantee shall be given an annual credit to be applied against the amount of franchise payment due the City in an amount equal to the amount of business license or occupation tax paid by the Grantee to the said City in excess of One Hundred (\$100.00) per year.

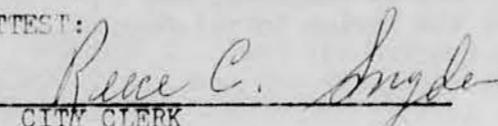
Section 18. Grantee stipulates and agrees with the City of Marion that its rates will be \$4.97 per month per single residence plus \$1.00 per month for each additional set, with no installation charge. Grantee stipulates and agrees with the City that no rates may be changed without the approval of the City Council of Marion.

This ordinance shall be effective on the 5th day of October, 1965, provided same is approved and accepted by Grantee herein.

Adopted and approved this 5th day of October, 1965.

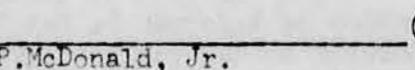
  
(SEAL)  
Mayor of the City of Marion

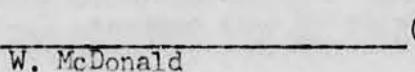
ATTEST:

  
CITY CLERK

The foregoing ordinance is hereby approved and accepted by the said S. P. McDonald, Jr. and William W. McDonald, the Grantee therein.

This the 6 day of October, 1965.

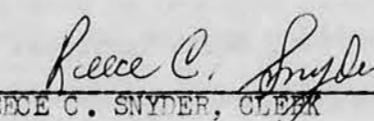
  
(SEAL)  
S. P. McDonald, Jr.

  
(SEAL)  
Wm. W. McDonald

Mr. E. C. Barnes came before the Board again and asked if a decision had been reached as to when a bridge across the creek from Willow Street to his property would be built. After a great deal of discussion, it was decided that no definite time could be placed on this project at this time.

The Manager was instructed to notify the officials of the Public Service Company of North Carolina that the Board would like to meet with them in the very near future to discuss the possibility of extending them a franchise for serving Marion and the surrounding area with natural gas.

After a general discussion, the meeting adjourned.

  
REECE C. SNYDER

  
J. W. STREETMAN, JR., MAYOR

STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

November 3, 1965

A regular meeting of the Board of Aldermen was held on Tuesday, November 2nd, 1965, with all members present: Mayor J. W. Streetman, Jr., Mayor Pro Tem D. Pat Davis, Aldermen Howard T. Hawkins, Ray N. Simmons, Otis L. Broyhill, and J. Matt Smith. Mr. E. P. Dameron, Town Attorney, was also present.

Mr. Troy Cox appeared before the Board.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Ray N. Simmons, and unanimously voted, it was agreed that the Chamber of Commerce be permitted to use the Community Building once each month for their regular meeting of the Board of Directors provided a suitable day was available.

Mr. S. W. Blanton, a member of the Western North Carolina Regional Planning Commission, came before the Board and discussed with them a proposal that Mr. Yearwood, who is with the Western North Carolina Planning Commission, had made at a joint meeting of the city and county officials of McDowell County for a county-wide comprehensive planning study of the entire county including Marion and Old Fort and stated that the cost of this project would be \$ 21,000.00, and that \$ 14,000.00 of the total cost would be borne by the Federal Government, leaving a balance of \$ 7,000.00 to be paid by McDowell County, Town of Marion and the Town of Old Fort; and upon motion of Alderman Ray N. Simmons, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was agreed that Marion participate in this project on a per capita basis, which would run the total cost to Marion between \$ 875.00 and \$ 1,000.00; and the Mayor and the Clerk were authorized to sign any contract that might be necessary in connection with this work.

The question of running a water line to a proposed new sub-division and furnishing adequate water to those along the route of this proposed line were discussed and it was agreed that a board meeting of the County Commissioners and the Board of Aldermen be held in the very near future to formulate plans for achieving this objective.

It was agreed that Mr. W. B. Noyes be appointed to the McDowell Planning Board, this appointment made subject to Mr. Noyes' acceptance to serve on this board.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman Otis L. Broyhill, and unanimously voted, the following persons were appointed as members to the Marion School Board for the following terms:

Mr. James E. Evans, term to expire May 1, 1966.  
Mrs. Doris Burgin, " " " May 1, 1966.  
Mr. W. W. Greene, " " " May 1, 1967.  
Mr. Jack Ballew, " " " May 1, 1967.  
Mr. Robert Shirley, " " " May 1, 1967.  
Mr. Jack Noyes, " " " May 1, 1967.  
Mr. Eugene Cross, Jr., " " " May 1, 1967.

Upon motion of Alderman D. Pat Davis, seconded by Alderman J. Matt Smith, the following utility franchise to the Public Service Company of North Carolina, Inc. was granted on the first reading; this franchise to be re-read and finally adopted at the regular December meeting. Voting in favor of this motion: 5. Opposing: NONE.

#### ORDINANCE

AN ORDINANCE GRANTING TO PUBLIC SERVICE COMPANY OF NORTH CAROLINA, INC., ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO USE AND OCCUPY THE PUBLIC PLACES OF THE TOWN OF MARION, NORTH CAROLINA, FOR CONSTRUCTING, OPERATING, AND MAINTAINING A GAS UTILITY SYSTEM AND ALL NECESSARY MEANS FOR TRANSMITTING, DISTRIBUTING AND SELLING GAS WITHIN SAID TOWN FOR A PERIOD OF THIRTY YEARS

WHEREAS, Public Service Company of North Carolina, Inc. proposes to construct, operate, and maintain a Gas Utility System and all necessary means for transmitting, distributing, and selling gas within the said Town of Marion, and is desirous of obtaining a franchise therefor for a term of thirty years.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Marion, North Carolina:

SECTION 1. That whenever the word "Company" appears hereafter in this Ordinance it is intended to designate and shall be held to mean Public Service Company of North Carolina, Inc., its successors and assigns; that wherever the word "Town" appears herein it shall be held to mean the Mayor and Board of Aldermen acting for and on behalf of the Town of Marion, North Carolina, as now or hereafter constituted, including future as well as present territorial limits, or any properly designated official thereof acting within the authority granted him by the said Mayor and Board of Aldermen; and that whenever the word "Gas" appears herein it is intended to designate and shall be held to mean natural gas.

Section 2. That the Company be and hereby is granted the right to construct, operate, and maintain a gas utility system within the Town of Marion for the transmission, distribution,

and sale of gas to consumers or users within the Town.

SECTION #3. That the Company be and hereby is granted the right, authority, and privilege to construct, install, operate, maintain, lay or rely, renew, replace, and repair gas pipes, mains, pipe lines and necessary appurtenances thereto, in, through, across, along, and under the public streets, public avenues, public roads, public alleys, public lanes, public bridges, public squares, and other public places in the Town of Marion for the pumping, handling, transmission, distribution, and sale of gas for any and all purposes; and for such objects and purposes to take up the pavement and public sidewalks and to make such excavation, and changes therein as may be necessary therefor; provided, that the opening and closing of streets and/or sidewalks or changes therein shall not be made without first applying for and obtaining a permit from the Town therefor and shall be made at such location and at such depths as the Town may prescribe.

SECTION 4. That the Company shall and will at no time unnecessarily affect or impede public travel or jeopardize the safety of the traveling public by the laying of gas pipes, conductors or conduits, or doing all things incident to the construction, operation and maintenance of its gas works and plant within the corporate limits of the said Town.

SECTION 5. That whenever the Company shall, under the provisions of this Ordinance, break up or open any streets, it shall act diligently in completing the necessary work and thereafter replace the earth removed and shall replace the pavement and sidewalk and repair the same in such reasonable time as the Town may require, and restore the same in all respects to its good, firm and workmanlike condition as the same was before being so broken up, and shall thereafter, from time to time as required by the Town, readjust, fill and finish the same as may be necessary on account of settling of the earth or pavement caused by such openings. All work of replacing or repairing pavement due to installation of mains and services shall be at the expense of the Company.

SECTION 6. That in case the said pipe, conductors, and conduits layed as therefor shall hereafter interfere with the change of grade or alignment in any of the streets, alleys, highways, squares, and public places of the Town, then the said Company shall, and without expense to the Town and without delay after a written request from the Town so to do, relay its pipes, conductors and conduits in such a manner to conform to the new grade so established, or the new alignment in connection therewith in such location and at such depth as the Town may prescribe.

SECTION 7. That the Company shall indemnify and save harmless the Town from any and all claims for damages that may be asserted against it by any person, firm, or corporation whatsoever arising from the construction, operation, and maintenance of the Company's work or out of the exercise of any right, privilege or franchise granted herein or the performance of any duty hereby imposed. In the event any action or other proceedings shall be brought against the Town, either independently or jointly with said Company on account hereof, said Company, upon notice to it by the Town, shall defend the Town in such action or other proceeding at the cost of the said Company. Nothing herein contained shall be construed as recognizing on the part of the Town or the Company any claim or right of action growing out of this Ordinance in favor of any third person.

SECTION 8. The Company shall obtain and maintain in effect throughout the terms of this franchise a policy of liability insurance with limits of not less than \$250,000, for all damages arising out of bodily injury, sickness, or disease, including death, at any time resulting therefrom, sustained by one person in any one accident, and, subject to that limit for each person, a total limit of \$ 1,000,000 for all damages arising out of bodily injuries, sickness, or disease, including death, at any time resulting therefrom, sustained by two or more persons in any one accident, and a limit of not less than \$ 250,000 for all damages arising out of injury to or destruction to property in any one accident and, subject to that limit per accident, an aggregate limit of not less than \$1,000,000 for all damages arising out of injury to or destruction of property during the policy period. The Company may have in such policy a deductible provision not to exceed \$2,500 applicable in the instance of property damage coverage. Satisfactory evidence of the existence of such policy shall be filed with the Town before any construction is commenced by the Company and evidence of the continued existence of any such policy being in full force and effect shall be filed with the Town from time to time as may be necessary. Failure to furnish insurance as provided herein shall be the basis for cancellation of the franchise upon thirty days written notice by Town to the Company and upon failure by the Company thereafter to furnish the insurance protection as provided herein. This Section shall not be construed as limiting the Company's liability to the extent of the insurance coverage.

If at any time the above limits are deemed inadequate by the Board of Aldermen of the Town of Marion, the Company shall increase the said limits to amounts that shall be deemed adequate by the said Board of Aldermen.

SECTION 9. The Company agrees to deliver and distribute for the use of the inhabitants within the Town of Marion during the period of this franchise, a sufficient quantity of gas to meet the requirements of the Town of Marion and further agrees to increase the supply of gas, from time to time, as the demand for gas increases. In the event that the volume of gas from Company's supplier is temporarily reduced, the Town

of Marion shall be entitled to receive its pro rata share of the available gas. The Town of Marion shall at all times have the right and authority to cause examinations and investigations to be made by such persons as it may designate of the books, records, allocations, supply of gas available to the entire system operated by the Company, and the percentage or ratio of the distribution thereof to the Town of Marion and all matters deemed by it to be pertinent in order that the Town of Marion may determine that the Company is at all times performing its obligations with reference to furnishing and distributing to the inhabitants of the Town of Marion not less than the daily minimum requirements of the Town.

SECTION 10. The quality of the natural gas to be furnished and supplied to the Town of Marion and its inhabitants by the Company shall at all times be of a heating value of not less than 1,000 British thermal units per cubic foot of gas to be furnished unless the Federal Power Commission or other authorized governmental agency should approve a lower value for gas to be furnished to the Company by the transmission company or companies.

SECTION 11. The Company shall, at its own expense, unless relieved by the Board of Aldermen of the Town of Marion, extend its gas mains and pipes for furnishing natural gas to and upon any present or future dedicated street, highway, avenue, alley, public grounds or public place, or any part thereof, in said Town, whenever at least one consumer on an average of each 100 feet of pipe in the street or other public way in which the extension is to run, shall first, in writing agree to take a supply of such natural gas at the then prevailing rates fixed and established for the sale and distribution of natural gas to the Town and its inhabitants. If any such street, avenue, boulevard, highway, or public alley is about to be paved and the Town of Marion shall install water and sewer pipes under said paving the Company shall, in advance of such paving and without regard to the number of consumers or prospective consumers thereon, and without the requirement of a written or other agreement to take a supply of gas, install gas pipes and mains in said street, unless relieved from so doing by the Board of Aldermen of the Town of Marion.

Except for causes (other than causes due to its own financial condition) beyond its own control, if the Company shall for ninety (90) days fail or refuse to comply with an official notice of the Town to lay and install such extensions as may be required under the provisions of this section, or shall for ninety (90) days fail or refuse to make such extensions upon the furnishing of written agreements by the consumers as herein provided, then and in either of such events, upon demand made by the Town at its option, the Company shall pay to the Town the sum of Twenty-five Dollars (\$25.00) for each and every day that such failure or refusal continues, as liquidated damages.

SECTION 12. It is recognized that under present law the North Carolina Utilities Commission is vested with legal authority to supervise, fix, and change rates and charges authorized to be charged by the Company to consumers of natural gas, but it is also recognized by both the Company and the Town that matters involving rate charges and changes are peculiarly local in their application and effect and that the Town should be afforded access to all information and records and data of the Company which would have any bearing upon the reasonableness of rates and charges in order to determine to its own satisfaction whether such rates and the proposed revised rates are or would, if allowed, be reasonable, and the parties should undertake to reach a mutual understanding as to rates before any action is requested of the Utilities Commission. To that end, the Company shall not file any application or petition or request in any form with the North Carolina Utilities Commission or any other regulatory body vested by law with authority and jurisdiction to authorize a change of rates and charges, for an increase in or authority to increase rates and charges, or for any revision or change which would have the effect of increasing the rates and prices to be paid to the Company by consumers of natural gas in this Town, unless and until said Company shall have, at least 30 days prior to the filing of such request, petition, or application, filed with the Town Manager of the Town a written notice stating that it intends to make such application for a rate increase and stating in such written notice in a clear and definite way the amount of such increase of rate to be requested as applied to each class of consumer use, the reasons upon which such request for increased rates is to be made and the data supporting said reasons for such increased rates, the value of the plant and properties of the Company located in or supplying service to the Marion area, set out in adequate detail to permit the Town to reasonably spot check values, separate from the value of all plant and property of the Company in its entire system, the gross income and expenditures of the Company for each of the three immediately preceding years from the operations of its plant and business located in or supplying service to the Marion area, separate from the income and expenditures for the remainder of its system, and said Company shall, in good faith, consult, confer and negotiate with the Town in an effort to first determine to the mutual satisfaction of the Town and the Company whether a revision of such rates should actually be made and, if so, in what amount and to what extent; and, in addition, the Town shall have the right and privilege, either by its own regular employees or by and through others employed and paid by the Town for such purposes, to inspect and examine all records, books, papers, properties and interests of the Company and make computations, analyses, audits, reports, schedules, charges for depreciation, valuations, and receive and compile any and all other information as may be in the possession or control of said Company, and the Company shall make all of said records and properties available to the Town and its duly authorized representatives at all times upon request made by said Town in writing through its Town Manager or any other person authorized by the Governing Body, and shall cooperate with the Town and its representatives to ascertain the true facts and conditions.

(b) If, during the term of this franchise, the cost to the Company for natural gas is increased or decreased above or below the cost as now or hereafter may from time to time be established by the Federal Power Commission, the Company shall immediately notify the Town of Marion in writing of such change.

SECTION 13. During the period of this franchise the books and records of the Company shall

contain accurate records of the Company's property in the Town of Marion, the estimated and actual accrued depreciation thereof, and the revenues and expenses resulting from the operations in Marion under this franchise ordinance. The said books, records and papers shall be available for inspection by the Town of Marion at reasonable times.

SECTION 14. That the Company may from time to time declare, make, and enforce reasonable rules and regulations as to the conditions of the sale or distribution by it of gas to any person, firm, or corporation, or location in the Town.

SECTION 15. That the rates to be charged for gas at all times shall be such as are fixed and approved by the North Carolina Utilities Commission or by such public authority as from time to time may be lawfully constituted for such purposes. The power is expressly reserved to the Town at all times to exercise in the interest of the public welfare all matters connected with the Police powers of the Town.

SECTION 16. That in the event of any interruption or impairment of service or failure of supply of gas by reasons of force majeure, Act of God, strike, breakdown, accident, or other happening beyond the reasonable control of the Company, the Company shall use due diligence to restore such service within a reasonable time. Such interruption or failure shall not constitute a breach of this Ordinance, nor shall the Company be liable for damages by reason of such interruptions or failures, provided service is restored within a reasonable time.

SECTION 17. That the Company, having submitted to the Town maps on which have been outlined the extent of construction to be accomplished in establishing the distribution system of the Company for the two successive calendar years following the adoption of this Ordinance, this franchise shall be conditioned upon the said Company completing the construction shown on the said maps within the time period so designated.

SECTION 18. That the Company shall, when requested to do so by the Town Council, extend service to additional or new or annexed areas of the Town when the number of potential customers in such areas reasonably warrants such extension.

SECTION 19. That the Company will maintain at its place of business within the Town a complete and up-to-date set of maps showing the location of all pipes, mains, valves, controllers, appurtenances; including details of installation normally retained; said maps to be available for inspection and use by the Town upon request therefor, and upon request by the Town shall furnish copies thereof at no cost to the Town.

SECTION 20. That this franchise and the rights, authority, and privileges herein granted shall be and hereby are vested in the Company for a period of thirty years from the effective date of this Ordinance.

SECTION 21. The area to be covered by this franchise includes the present territorial limits of the Town of Marion and any future areas which may be annexed to the existing corporation limits of the Town of Marion.

SECTION 22. This Ordinance shall be in full force and effect after the 7 day of DEC., 1965, and shall exist and continue for a period of thirty years thereafter as provided herein. All ordinances and clauses of ordinances in conflict therewith are hereby repealed.

Unanimously passed this the 7 day of DEC., 1965.

D. Pat Davis  
ALDERMAN OF TOWN OF MARION

Ray A. Simmons  
ALDERMAN OF TOWN OF MARION

Frank Johnson  
ALDERMAN OF TOWN OF MARION

J. Matt Smith  
ALDERMAN OF TOWN OF MARION

ALDERMAN OF TOWN OF MARION

J. W. Thedford  
MAYOR OF MARION

ATTEST: Reece C. Snyder  
TOWN CLERK

Upon motion of Alderman D. Pat Davis, seconded by Alderman J. Matt Smith, the following Building and Plumbing Code for the Town of Marion was adopted. Voting in favor of this motion were 5  
Opposing: NONE.

AN ORDINANCE TO PROVIDE A COMPREHENSIVE BUILDING AND PLUMBING CODE FOR THE TOWN OF MARION, NORTH CAROLINA.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION AS FOLLOWS:

Section 1. North Carolina Building Code Adopted.

The 1958 Edition of the North Carolina State Building Code as amended is hereby adopted by reference as fully as though set forth herein as the Building Code of the Town of Marion to the extent such code is applicable for safe and stable design, methods of construction, minimum standards and the use of materials in buildings or structures hereafter erected, enlarged, altered, repaired or otherwise constructed or reconstructed.

Section 2. Uniform Residential Building Code Adopted.

The North Carolina State Building Code excludes one and two family dwellings. Therefore, the 1961 Edition of the North Carolina Uniform Residential Building Code published by the N. C. Building Code Council and the N. C. Department of Insurance is hereby adopted by reference as fully as though set forth herein as the Building Code for one and two family dwellings in the Town of Marion.

Section 3. North Carolina Plumbing Code Adopted.

The 1963 Edition of the North Carolina Plumbing Code (Article XX, North Carolina State Building Code) as published by the North Carolina Building Code Council as amended is hereby adopted by reference as fully as though set forth herein as the Plumbing Code for the Town of Marion.

Section 4. Amendments to State Codes.

Amendments to the 1958 Edition of the North Carolina Building Code and to Article XX of that code, the State Plumbing Code, which are from time to time adopted and published by the North Carolina Building Code Council shall be effective at the time such amendments are filed with the Town Clerk as provided for elsewhere in this ordinance. Such amendments shall thereupon be incorporated in the appropriate code as fully as though such amendments were set forth in this ordinance.

Section 5. Compliance with Codes.

From and after the effective date of this ordinance, all buildings or structures which are constructed, reconstructed, erected, altered, extended, enlarged, moved, or repaired shall conform to the requirements, minimum standards or other provisions of either the North Carolina State Building Code or the Uniform Residential Building Code whichever is applicable.

From and after the effective date of this ordinance, every building or structure having plumbing fixtures and intended for human habitation, occupancy, or use shall have such plumbing or plumbing fixtures installed, constructed, altered, extended, repaired, or reconstructed in accordance with the minimum standards, requirements, or other provisions of the 1963 Edition of the North Carolina Plumbing Code (Article XX, North Carolina Building Code).

Section 6. Copy Filed with Clerk.

A certified copy of the 1958 Edition of the North Carolina Building Code, the 1961 Edition of the Uniform Residential Building Code, and the 1963 Edition of the North Carolina Plumbing Code and all amendments thereto shall be kept on file in the office of the Town Clerk. Such copies shall be the official copy of the codes and the amendments thereto which are adopted by reference by this ordinance.

Section 7. Enforcement.

The Town Building Inspector and the Town Plumbing Inspector who may be one and the same is hereby authorized and empowered to enforce all provisions of the codes adopted by this ordinance in the manner and to the extent as now or as hereafter may be authorized by ordinance, the charter of the Town or the general law of this State.

Section 8. Penalty.

Any person, firm, or corporation violating any provision of this ordinance or of the codes adopted by reference herein shall upon conviction be guilty of a misdemeanor and shall be punished in accordance with Section 14-4 of the North Carolina General Statutes.

Section 9. Effective Date.

This ordinance shall be in full force and effect from and after the 2nd day of November, 1965.  
Attest:

Reece C. Snyder  
Town Clerk  
Approved as to form:  
E.P. Dameron  
Town Attorney

J.W. Streetman, Jr.  
Mayor

A tabulation of the bids taken at two o'clock p. m. on October 28, 1965, for the additions and improvements to the waste treatment plant were reviewed and upon motion of Alderman Otis L. Brodyhill, seconded by Alderman D. Pat Davis and voted unanimously, the contract for Division I in the amount of \$ 109,750.00 was awarded to Hobson Construction Company of Asheville, and the bid on Division II was ordered rejected and the Manager was empowered to purchase the equipment called for in Division II on an individual basis provided that neither of the pumps exceeded \$ 2,000.00.

The tabulation of all bids received were as follows:

	Division I	Division II
1. Hobson Construction Co.	\$ 109,750.00	
2. Brown Construction Co.	116,250.00	
3. South Atlantic Constructors	117,297.00	
4. Dan Byers Construction Co.	123,500.00	
5. Crowder Construction Co.	124,500.00	
6. G. W. Gallant, Inc.	134,711.00	
7. Evans and Associates, Inc.	139,120.00	
8. Republic Contracting Corp.	160,000.00	
9. Sydner Pump and Well Co.		\$ 4,383.00

After a general discussion, the Meeting adjourned at 11:20 p.m.

Reece C. Snyder  
CLERK

*J.W. Streetman, Jr.*  
MAYOR

\*\*\*\*\*  
STATE OF NORTH CAROLINA  
COUNTY OF McDOWELL  
TOWN OF MARION

December 8, 1965

The Board of Aldermen met in regular meeting Tuesday night, December 7th, at 7:30 p. m., with the following members present: Mayor Pro Tem D. Pat Davis, Aldermen Howard T. Hawkins, Ray N. Simmons, and J. Matt Smith; also present was Town Attorney E. P. Dameron. Absent: Mayor J. W. Streetman, Jr. and Alderman Otis L. Brodyhill. Mayor Pro Tem Davis presided.

The granting of a natural gas distribution system in Marion was discussed and upon motion of Alderman Ray N. Simmons, seconded by Alderman Howard T. Hawkins and unanimously voted, a franchise for the distribution of natural gas was granted to the Public Service Company of North Carolina on the second and final reading.

Messrs. Marshall Dark, Jr. and J. E. Neal, Jr. of the McDowell Insurance Company, came before the Board and discussed with them a blanket overall insurance policy covering all municipal buildings, contents, extended coverage and vandalism. After ~~a great deal of~~ discussion, it was agreed that other insurance representatives in Town be notified that the Board of Aldermen of the Town of Marion would consider proposals for this insurance coverage at the regular January meeting. ~~that any insurance company submitted and that local agents be notified by letter of this decision.~~

The Manager stated to the Board that we now have on hand fourteen hundred (1400) 1966 license plates to be sold and that in the past only four to five hundred plates had been sold and it was suggested that individual members of the Board of Aldermen look into the possibility of securing the services of the local civic clubs to sell these license plates and to pay them a fee of 25¢ per plate sold.

It was decided that the same Christmas Bonus be given this year that had been given for the past few years, this being \$ 25.00 for key personnel, \$ 15.00 for firemen and policemen, and \$ 10.00 for hourly wage personnel and it was left to the discretion of the Manager as to working out whether or not the holidays could start at Thursday night and run through Monday morning or whether the entire force or a skeleton force should work Friday morning and take from Friday noon to Monday morning as a Christmas Holiday.

Mr. J. Quinn of the Southeastern Supply Corporation submitted a proposal for the furnishing of pedestrian signals for two intersections and brought two different sizes of signals for the Board to inspect. After some discussion it was decided to delay any action of the purchase of this equipment until the January, 1966, meeting.

It was brought to the attention of the Board that an accumulation of a large quantity of unpaid parking violation tickets was on file and after a general discussion and upon motion of Alderman J. Matt Smith, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that a warrant be issued for each offender on the oldest ticket on file and that if the violator did not agree to pay all of his tickets, that a separate warrant be issued for each violation on hand.

Mr. Frank Yarbrough, local manager of Duke Power Company came before the Board and submitted to them a copy of a new contract for street lighting. This contract was similar to the existing one with ~~the~~ exceptions, they being that some of the light illumination be increased and that under the company's present policy of reducing rates that the present rate for a present number of fixtures be reduced by \$ 173.60 per month or \$ 2,083.20 per year, and it was agreed that the Mayor and the Clerk sign the new contract and return them to the company.

It was agreed that L. J. Weant, who has recently built and moved into a new house on Glenview Street, be charged an inside rate for his utility service inasmuch as Mr. Poteat had petitioned the Town to take the entire development into the city limits as soon as the necessary engineering work had been completed.

It was ordered that the Manager secure or prepare an abandonment motor vehicle ordinance and present same to the Board at their next regular meeting.

It was ordered that the Town crews mark off the parking lot on South Garden Street used by the I.E.C. School.

A request that parking be permitted on the East side of North Main Street from Fort Street to New Street from 7:00 P.M. to 7:00 A.M. where "No Parking at ANYTIME" is now enforced was denied due to the fact that plans are being formulated to channelize the North-bound traffic in this block.

There being no further business, the Meeting adjourned.

Reece C. Snyder  
Clerk

D. Poteat

Mayor Pro Tem