

question of insurance. The Mayor informed all of these gentlemen that they would consider their propositions and arrive at a decision at a later date.


Alderman Smith stated to the Board that at the time he purchased the old hospital building that an agreement was reached that he would not be required to pay taxes on the building until such time as the hospital vacated it and that since the deed for the property had been turned over to him that he had listed said property for taxes and that the County Commissioners had passed a resolution exempting him from 1951 taxes on this property and suggested that the Board of Aldermen pass a similar resolution. The Manager was instructed to contact Mr. Proctor on this matter and report back to the Board at the next regular meeting.


After a lengthy discussion regarding the shortage of water it was decided that all service stations and garages would be requested to not wash their drive ways any time and that they would be permitted to wash cars on Saturdays only and that home owners be requested not to water lawns or gardens or use water for any purpose that was not absolutely necessary. This order to remain in effect until the public was notified otherwise.

The Manager was requested to excuse himself from the meeting and upon his return was instructed to enter into the minutes of the meeting the following motion: Upon motion by Alderman W. Ray Smith; seconded by Alderman C. C. Wise, and voted as follows: In favor of the motion, Alderman W. Ray Smith, C. C. Wise, D. Pat Davis, and Otis L. Broyhill. Against the motion was Alderman W. F. Grant. That the Manager's salary be increased 10% retroactive to January 1, 1951.

The Manager stated that Mr. Troy Effler had talked with him regarding running a two-inch water line to the city limits on a street running north of the Airport Road in order that Mr. Effler might extend the water line some one thousand feet to a home he now has under construction. It was pointed out by extending this line to the city limits it was possible to serve three homes on the inside that are not now served. The Manager was instructed to contact these people to see if they wanted water service in their home before a decision is reached.

There being no further business, the meeting adjourned.


Mayor


Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

November 7, 1951

The Board of Aldermen met in a regular meeting Tuesday, November 6th, 1951, with the following members present: Mayor C. F. Goldsmith, Aldermen D. Pat Davis, W. F. Grant, C. C. Wise, and W. Ray Smith; absent, Alderman Otis L. Broyhill. Mr. R. W. Proctor, Town Attorney, was also present.

The minutes of the previous meeting were read and approved. Mr. R. W. Proctor read a new contract that he had prepared between Marion Manufacturing Company and the Town of Marion relating to their connecting their sewer to the new sewage disposal plant. After a lengthy discussion it was decided that Mr. Proctor contact Mr. R. W. Twitty of the Marion Manufacturing Company to see if he could reach an early agreement on this contract.

After some discussion regarding taxes on the hospital building which has been purchased by W. Ray Smith, the following motion was

adopted:

"Motion duly made and seconded, the following resolution was unanimously adopted:

That whereas, W. Ray Smith and wife, Evelyn H. Smith, purchased the Marion General Hospital building from the Board of Trustees of said hospital in September 1950, and as a part of the consideration of said sale, the said hospital was to continue to use and occupy said building until the new hospital building should be completed and that the Marion General Hospital should pay all taxes which should accrue against said property while occupied and used as a hospital; that the said new hospital building has not been completed and ad valorem taxes for the year 1951 have accrued against said property and the said Marion General Hospital is obligated to pay same; and whereas Marion General Hospital is a charitable, non-profit organization and it is the opinion of this Board that said hospital should be relieved from the payment of said taxes.

Now therefore be it resolved that taxes due the Town of Marion for the year 1951 on the building now occupied by Marion General Hospital and owned by W. Ray Smith and wife, Evelyn H. Smith be and the same are hereby remitted and the Town Tax Collector is hereby authorized to charge off said taxes."

Upon motion of Alderman W. F. Grant; seconded by Alderman C. C. Wise, and unanimously voted, the following taxes were ordered charged off:

		(1)	210.11	210.11
133	Reserve for taxes			
10	Tax levy - Control			
	To adjust prior years taxes for items paid in prior years and incorrect tax assessed on property outside city limits (per Mr. Snyder) as follows: (authorization to be included in minutes)			
	1937 taxes	\$	10.16	
	1938		4.00	
	1939		.40	
	1940		2.00	
	1941		28.40	
	1942		18.72	
	1943		30.10	
	1944		15.19	
	1945		17.18	
	1946		12.22	
	1947		52.30	
	1948		1.00	
	1949		18.44	
		\$	210.11	

		(2)	35.78	35.78
138	Reserve for tax sale certificates			
12	Tax sale certificates - Control			
	To adjust prior years tax sale certificates for items paid in prior years and incorrect tax assessed on property outside city limits (per Mr. Snyder) as follows: (authorization to be included in minutes)			
	1931 tax sales	\$	5.40	
	1938		2.00	
	1939		11.20	
	1942		1.50	
	1943		1.50	
	1944		1.50	
	1945		1.50	
	1946		1.50	
	1947		4.84	
	1948		4.84	
		\$	35.78	

Upon motion of W. Ray Smith; seconded by Alderman Wise, and voted unanimously, the Manager was instructed to install water meters on the property of Gilbert Hollifield and J. L. Gourley, Sr. and to bill them for water used.

Mr. R. M. Dark and Jim Neal of McDowell Insurance Agency appeared before the Board and discussed at length insurance on the town properties. No definite action was taken other than the Manager was instructed to work up an estimate of what he thought was the most advantageous proposition for the town and to report back to the Board at a later date.

The Manager was instructed to have water meters at the homes of all city employees, volunteer firemen, board members and any others who are not now paying water bill read each month in order that the board might know the amount of water being used and report this to the Board as soon as these amounts can be determined.

Upon motion of Alderman W. F. Grant; seconded by Alderman C. C. Wise, it was ordered that the firemen's insurance on Pete Bolch be paid by the Town of Marion, the reason for this being that Mr. Bolch is resigning from the active list of the Volunteer Firemen.

The question of curb markets remaining open during church hours on Sunday nights was discussed, and the Manager was requested to bring this up at the next meeting.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA

MCDOWELL COUNTY
TOWN OF MARION

November 23, 1951

The Board of Aldermen met in a call meeting on Wednesday, November 21 st, at 4:00 P. M.

Mayor Goldsmith presided, and all members were present with the exception of Alderman Otis L. Broyhill; also present was Mr. R. W. Proctor, Town Attorney.

This meeting was called to discuss a sewer contract with the Marion Manufacturing Company. After discussion of approximately two hours, some changes were made, whereupon Alderman Davis made a motion, seconded by Alderman Grant, that this contract between the Marion Manufacturing Company and the Town of Marion regarding their emptying their domestic and industrial waste into the new sewage disposal plant, that the contract as amended this date be presented to the Marion Manufacturing Company as a final effort to reach an agreement between the said company and the Town of Marion. This motion was carried unanimously.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

December 5 th, 1951.

The Board of Aldermen met in a regular meeting Tuesday, December 4 th, 1951, at 7:30 P. M. with all members present. Mr. R. W. Proctor, Town Attorney, was also present.

Mr. W. R. Ledbetter with the Ledbetter Oil Company came before the Board and requested that the Town of Marion install fifty feet of thirty-inch storm drainage pipe across the Ledbetter Oil Company property and the Town of Marion pay the entire cost of this project. Upon motion of Alderman W. F. Grant; seconded by Alderman C. C. Wise, all of this request was granted.

Mr. M. W. Gordon, Jr. appeared before the Board and stated that the County was ready to advertise for and purchase two-way radios and asked if the Town were ready to do likewise, this matter having been discussed various times previously. After some discussion as to personnel to operate this equipment, it was decided to go ahead and purchase equipment and work details out at an early date. Whereupon, motion duly made and seconded, it was ordered that the Town join the County in advertising and purchasing of this equipment. Voting in favor of this motion were Aldermen Pat Davis, Otis L. Broyhill, W. Ray Smith, and C. C. Wise. Alderman W. F. Grant stated that he did not wish to cast a vote either way.

Mr. R. W. Proctor, Town Attorney, presented a revised contract between Marion Manufacturing Company and the Town of Marion regarding the Marion Manufacturing Company emptying their industrial waste and domestic sewage into the new sewage disposal plant. After discussion of some length and upon motion of Alderman W. Ray Smith, seconded by Alderman Pat Davis, Mr. R. W. Proctor was instructed to prepare contract as discussed and to present it to the Board as early as possible for final adoption. This motion was voted unanimously.

Upon motion duly made and seconded and voted unanimously, it was ordered the Mayor and the Clerk sign a contract with the Southern Railroad Company for sewer line running under the railroad tracks near the Cross Cotton Mill, a copy of this contract to be filed with the clerk, to wit:

"ON MOTION DULY MADE, the following resolution was unanimously adopted:

WHEREAS, in construction of the new sewerage line by the Town of Marion, it is necessary that said line pass under the main line of the Southern Railway running between Salisbury and Asheville, and two certain side tracks, and the Southern Railway Company has agreed to grant the Town the right and privilege to construct and lay said sewer line under said railroad track under the terms of a written agreement bearing date of December 4, 1951;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Clerk to the Board of Aldermen be and they are hereby authorized, empowered and directed to execute said written agreement between the Town of Marion and the Southern Railway Company."

The Manager was instructed to contact the General Superintendent of the Southern Railroad Company in Asheville to request the railroad to make the necessary repairs to the railroad bridge on Main Street.

Upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise, it was decided to give all city employees Ten Dollars (\$10.00) each as a Christmas present or bonus.

The Manager gave each member of the Board a list of free water users. After discussing this list for sometime it was brought to the Board's attention that Mr. Edley Logan was no longer a member of the Fire Department, and the Manager

was instructed to start billing him for his water as of December billing.

The below resolution was passed.

RESOLUTION

On motion of Alderman David, seconded by Alderman John, the Board of Aldermen unanimously passed the following resolution:

RESOLUTION RELATING TO THE WAIVER OF GOVERNMENTAL IMMUNITY

WHEREAS, Chapter 1015 of the Session Laws of 1951 apparently provides a method for a Municipality to purchase liability insurance, and thereby waive to the extent of such insurance its Governmental Immunity for liability for damage to property or injury to persons caused by the negligent operation of a motor vehicle by an officer or agent of the Town; and

WHEREAS, IT is the unanimous opinion of the Board of Aldermen that the waiving of such Governmental Immunity is not to the best interest of the Town of Marion; and

WHEREAS, Said act apparently requires an expression on the part of this governing body as to its intention with respect to such immunity;

NOW THEREFORE, Be it resolved by the Board of Aldermen of The Town of Marion in regular session this 4 th day of December, 1951:

Sec. 1 That the Town of Marion does not by virtue of Chapter 1015 of Session Laws 1951 nor by any other act or in any other manner whatsoever waive its Governmental Immunity for liability or damages to property or injury to persons caused by the negligent operation of any vehicle by any officer or agent of the Town of Marion while acting within the course of his employment.

Sec. 2 That the purchase of liability insurance covering a portion or all of the motor vehicles owned and/or operated by the Town of Marion shall not be construed as a waiver of such immunity.

There being no further business, the meeting adjourned.

C. F. Goldsmith

Mayor

Reece C. Snyder

Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

December 20, 1951

The Board of Aldermen met in a call meeting Wednesday, December 19 th, 1951, at 4:00 P. M. This meeting was called for the purpose of discussing the purchasing of a used motor grader.

The Manager informed the Board that he had found a used motor

grader at the North Carolina Tractor & Equipment Company in Asheville, North Carolina, and that he believed that the Town would profit by purchasing this machine.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, it was decided to advertise for bids; and if no better proposition was offered the Town, that they purchase this machine at a price of \$3,650.00 plus the old Gallion machine that the Town now owns.

There being no further business, the meeting adjourned.

C. F. Goldsmith

Mayor

Reece C. Snyder

Clerk

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

January 9, 1952

The Board of Aldermen met in a regular meeting Tuesday, January 8 th, 1952, with the following present: Mayor Goldsmith, Aldermen D. Pat Davis, Otis L. Broyhill, and C. C. Wise. Alderman W. F. Grant attended the meeting for a short while but stated that he would have to be excused. Mr. R. W. Proctor, Town Attorney, was also present. Alderman W. Ray Smith was absent.

The minutes of the previous meeting were read and approved.

A request from the Rice Furniture Company for a loading space in front of his business on South Main Street was denied.

The Manager stated that he had requests for two street lights, one on Lincoln Avenue and one on Spring Street. This was left to the Street Committee for their action.

A group of citizens living on Carroll, Wayne & Ann Streets appeared before the Board and requested that the Town take necessary steps to put the above three streets in good condition. They also stated that they would like to have the streets paved, and they were given a paving petition blank.

Upon motion of Alderman D. Pat Davis, seconded by Alderman C. C. Wise, it was ordered that these three streets be graded and graveled.

The question of stray dogs running at large was discussed at some length, and it was decided to notify the citizens through the newspapers that all dogs would have to be kept up or that drastic action would be taken by the Police Department.

Upon motion of Clarence C. Wise, seconded by Otis L. Broyhill, the following resolution was unanimously adopted:

Whereas, at a special meeting of the Board of Aldermen held on November 23, 1951, the Mayor and Clerk to the Board of Aldermen were authorized, empowered and directed to enter into a contract with Marion Manufacturing Company whereby the Town of Marion would permit said company to discharge its industrial and domestic waste into the Town's sewer system;

And whereas, said contract was duly executed by the Mayor and the Clerk to the Board of Aldermen and by Marion Manufacturing Company;

Now, Therefore, Be It Resolved that said contract, bearing date of December 28, 1951, be and the same is hereby ratified and approved, and that a copy of said contract be spread upon the minutes of this meeting.

was instructed to start billing him for his water as of December 1st.

The below resolution was passed.

grader at the North Carolina Tractor & Equipment Company in Asheville, North Carolina, and that he believed that the Town would profit by purchasing this machine.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, it was decided to advertise for bids; and if no better proposition was offered the Town, that they purchase this machine at a price of \$3,650.00 plus the old Gallion machine that the Town now owns.

After other business, the meeting adjourned.

On motion
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ON MOTION DULY MADE, the following resolution was
unanimously adopted:

WHEREAS, in construction of the new sewerage line by the
Town of Marion, it is necessary that said line pass un-
der the main line of the Southern Railway running between
Salisbury and Asheville, and two certain side tracks, ^{and} the
Southern Railway Company has agreed to grant the Town the
right and privilege to construct and lay said sewer line
under said railroad track under the terms of a written
agreement bearing date of December 4, 1951;

AND WHEREAS, said agreement has been read and considered
by the Mayor and all of the members of the Board of Alder-
men of the Town of Marion;
NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Clerk
to the Board of Aldermen be and they are hereby authorized,
empowered and directed to execute said written agreement
between the Town of Marion and the Southern Railway Company.

NORTH CAROLINA
MCDOWELL COUNTY

I, REECE C. SNYDER, Clerk to the Board of Aldermen of
the Town of Marion, do hereby certify that the foregoing
and attached one page contains a true and correct copy of a
resolution of the Board of Aldermen of the Town of Marion,
North Carolina, adopted at Regular Meeting held by said Board
on the 4th day of December, 1951, authorizing the Mayor and

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grader at the North Carolina Tractor & Equipment Company in Asheville, North Carolina, and that he believed that the Town would profit by purchasing this machine.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, it was decided to advertise for bids; and if no better proposition was offered the Town, that they purchase this machine at a price of \$3,650.00 plus the old Gallion machine that the Town now owns.

Further business, the meeting adjourned.

ON MOTION DULY MADE, the following resolution was unanimously adopted:

WHEREAS, in construction of the new sewerage line by the Town of Marion, it is necessary that said line pass under the main line of the Southern Railway running between Salisbury and Asheville, and two certain side tracks, ^{and} the Southern Railway Company has agreed to grant the Town the right and privilege to construct and lay said sewer line under said railroad track under the terms of a written agreement bearing date of December 4, 1951;

AND WHEREAS, said agreement has been read and considered by the Mayor and all of the members of the Board of Aldermen of the Town of Marion;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Clerk to the Board of Aldermen be and they are hereby authorized, empowered and directed to execute said written agreement between the Town of Marion and the Southern Railway Company.

NORTH CAROLINA
MCDOWELL COUNTY

I, REECE C. SNYDER, Clerk to the Board of Aldermen of the Town of Marion, do hereby certify that the foregoing and attached one page contains a true and correct copy of a resolution of the Board of Aldermen of the Town of Marion, North Carolina, adopted at Regular Meeting held by said Board on the 4th day of December, 1951, authorizing the Mayor and

On motion
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grader at the North Carolina Tractor & Equipment Company in Asheville, North Carolina, and that he believed that the Town would profit by purchasing this machine.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, it was decided to advertise for bids; and if no better proposition was offered the Town, that they purchase this machine at a price of \$3,650.00 plus the old Gallion machine that the Town now owns.

Clerk to execute in behalf of the Town of Marion a certain written agreement permitting the Town to construct a sewer line under the main line of the Southern Railway Company running between Asheville and Salisbury and two certain side tracks.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Town of Marion, North Carolina, this the 5th day of December, 1951.

Russ C. Snyder
CLERK TO THE BOARD OF ALDERMEN OF
THE TOWN OF MARION, NORTH CAROLINA.

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"Copy of Agreement"

NORTH CAROLINA
MARION COUNTY

THIS AGREEMENT, Made and entered into this the 28 th day of December, 1951, by and between the TOWN OF MARION, NORTH CAROLINA, a municipal corporation organized and existing under and by virtue of the laws of the State of North Carolina (sometimes hereinafter referred to as the Town), party of the first part, and MARION MANUFACTURING COMPANY, a corporation organized and existing under and by virtue of the laws of the State of North Carolina (sometimes hereinafter referred to as the Company), party of the second part:

WITNESSETH:

THE TOWNMAN the Town has recently let a contract for the construction of a new sewerage plant for the treatment of domestic sewerage and industrial waste; and whereas, the Town has heretofore treated and disposed of the domestic sewerage of the Company under a written agreement made and entered into between the parties hereto bearing date of March 7, 1926; and whereas, the Company's property lies wholly outside the corporate limits of the Town of Marion, and the Company desires to connect its domestic sewerage system with the sewerage system of the Town and have its domestic sewerage treated and disposed of by the Town through said new sewerage disposal plant, and to have any industrial waste which the Company may have in the future treated and disposed of by the Town through said new sewerage disposal plant; and whereas, the Town has solicited the aid and cooperation of the Company in the construction of the new disposal plant for the reason that it would have been impossible for the Town to finance the construction of the new plant without the financial assistance of the Company and other companies and corporations whose properties lie outside the corporate limits of the Town;

NOW, THEREFORE, for and in consideration of the premises and the covenants and agreements hereinafter set forth, the parties hereto do mutually contract and agree as follows:

(1) That the Company shall have the right and privilege to connect its domestic sewerage and industrial waste system to and with the sewerage system of the Town and to empty into said sewerage system its domestic sewerage and industrial waste to the end that the same may be treated and disposed of by the Town in its new sewerage plant.

(2) It is distinctly understood and agreed that the term "industrial waste" used in this contract shall not include slasher waste and the Company shall not discharge any slasher waste into the Town's sewer or industrial waste system.

(3) That the Company shall maintain its domestic sewer and industrial waste lines at its own expense and the Town shall maintain its sewer and industrial waste lines and the sewerage disposal plant at its sole expense.

(4) This agreement shall inure to the benefit of and be binding upon the parties hereto, their successors and assigns, and the rights and privileges herein granted by the Town to the Company shall be for a period of twenty (20) years, beginning with the completion of the new sewerage disposal plant, or for the life of said plant, whichever period is the shorter.

(5) The Company agrees to pay to the Town the sum of \$2,500.00 annually for a period of twenty (20) years or a total of \$50,000.00 as a rental charge for the right to connect its domestic sewerage and industrial waste lines to the Town's sewer system. The Company has the right and may elect to anticipate the annual installments and pay all or any amount of the said \$50,000.00 at any time before the expiration of twenty (20) years, provided such payments are made in multiples of \$1,000.00. Provided, further, that in the event the Company elects to pay said sum in annual installments, and does not pay any of annual installments in advance, the Company shall pay to the Town interest at the rate of 2.4749% per annum from and after June 1, 1951, upon the balance of said sum remaining unpaid from time to time, which interest shall be payable semi-annually.

(6) That in addition to the payment of \$50,000.00 hereinabove provided for, the Company agrees to pay to the Town the fair and reasonable cost of receiving, treating and disposing of its

industrial waste. The Company also agrees to pay the Town the sum of \$1.25 per month for each and every domestic sewer outlet in the Company's sewer system as a service charge for receiving and treating said domestic sewerage for a period of one year after the new sewerage plant begins operation. Thereafter the Company shall pay to the Town the fair and reasonable cost incurred by the Town in the treatment and disposal of the domestic sewerage from the Company's sewer system. If the parties are unable to agree upon such cost, either for domestic sewerage or industrial waste, then each party shall appoint an arbitrator and the two so selected shall appoint a third arbitrator and the decision of a majority of said arbitrators shall be final and binding upon each of the parties hereto for a period of one year.

(7) It is understood and agreed that under this contract the Town is only obligated to take care of the present quantity of domestic sewerage and industrial waste now being discharged by the Company into the Town's sewer system, but, if during the term of this contract, the Company desires to increase the amount of its domestic sewerage and industrial waste, then the Town agrees to receive and treat such increased sewerage and industrial waste under the terms of this contract, provided, however, that such increased domestic sewerage and industrial waste can be treated in the plant the Town is now constructing without overloading its said plant and sewer and industrial systems. It is further understood and agreed between the parties to this contract that the sewerage plant now being constructed by the Town is designed to take care of considerably more domestic sewerage and industrial waste than is now flowing into the Town's sewer system, and that as to any increase in the volume of such sewerage and industrial waste, those persons, firms and corporations which are within the corporate limits of the Town of Marion shall have first priority and the Marion Manufacturing Company and Cross Cotton Mills Company shall have next priority over and above any users of said plant outside of the corporate limits of the Town of Marion.

(8) It is also understood and agreed that in the event the Company's industrial waste should, in the opinion of the Town, be of such a nature or character as to do injury or damage to the Town's sewer plant, or should be of such a nature or character as to seriously interfere with the operation of said plant or make the operation of said plant unduly expensive, then the Company, at the request of the Town, shall, at its own expense, pretreat its industrial waste before discharging same into the Town's plant and bring same to a condition or standard where it can be successfully treated in said plant without injury or damage to said plant and without serious interference with the operation of said plant, all to be done by the Company in accordance with the requirements and specifications of the Town's engineers.

(9) However, in the event the Company should desire to increase its domestic sewerage or industrial waste and the Town should at that time be unable to treat such additional domestic sewerage and industrial waste for the reason that the plant did not at that time have the capacity to treat such additional sewerage and waste, then, in that event, the Company shall have the right to terminate this contract upon giving notice thereof in writing to the Town and thereupon the contract shall be canceled and terminated as of May 30 of the year next succeeding the receipt of such notice, and any and all amounts of the annual rental of \$2,500.00 per year, as set forth in paragraph 5 of this contract, which are not due the Town and remain unpaid at the time such cancellation becomes effective shall be canceled and the Company fully released and discharged from any liability therefor. But if at the time such cancellation becomes effective the Company shall have paid any amount in advance, the Town shall retain same and shall not be obligated to repay the same. In the event of such cancellation by the Company, then the Company shall, at its own expense, disconnect all of its sewerage and industrial waste lines from the Town's plant and the Town shall be under no obligation whatsoever thereafter to receive and treat any sewerage or industrial waste from the Company, and this entire contract will thereupon be canceled and terminated.

(10) In the event the Company should sell or convey all of its real property, or any part thereof, which shall be connected with the Town's sewer system, or if a sanitary district shall be created in which the Company's mill village and plant are included, then the Company's obligation to pay the monthly service charge for treating the Company's sewerage, provided for in paragraph 6 hereof, shall cease and terminate upon the happening

of such event as to that portion of its property so sold, conveyed or included in such sanitary district. Provided, however, that in the event the Company shall sell or convey all or any part of its property, the Company shall immediately give notice thereof to the Town.

It is distinctly understood and agreed, however, that in the event of such sale of all or any part of the Company's property or the creation of said sanitary district, the obligation of the Company to pay the \$50,000.00 provided in paragraph 5 thereof shall be in full force and effect and the Company's liability therefor shall not be terminated by such sale or the creation of the sanitary district above referred to.

(11) In the event the corporate limits of the Town of Marion shall hereafter be extended so as to take in and include all of the property of the Company, then any amount of the \$50,000.00 payment herein provided for not then due which shall remain unpaid, shall thereupon be canceled, and the Company released and discharged from any liability thereon; in the event the corporate limits of the Town should be extended so as to include only a part of the Company's lands, then the balance, if any, of said \$50,000.00 payment shall be proportionately reduced, based on the valuation of that part taken in has to the whole valuation of the Company's real property as listed for taxation on the McDowell County Tax Records for the year in which such event shall occur.

(12) It is expressly understood and agreed between the parties hereto that the Town shall indemnify and save harmless the Company from any and all loss or liability for the pollution of any stream caused by the effluvia from the Town's new sewerage disposal plant flowing into said stream, and from any and all liability on account of the construction, operation and maintenance of said new sewerage disposal plant.

(13) In the event the Company shall fail or neglect to pay any sum due by it to the Town under the terms of this agreement, for a period of thirty (30) days after such payment shall be due, or shall fail to comply with any other condition imposed upon the Company by this contract, then, upon ten (10) days written notice to the Company, the Town shall have the right to disconnect all lines of the Company from the sewerage system of said Town. If, however, the Company's said sewer line and/or industrial waste line should be disconnected by the Town at any time pursuant to any default described in this paragraph, then the Company shall have the right and privilege of reconnecting said lines upon demand by the Company, and upon said demand, the Town shall reconnect the said line at its sold expense upon the Company paying to the Town the sum of One Hundred (\$100.00) Dollars, plus all amounts then in arrears at said time.

(14) It is understood and agreed that the Company shall have the right and option to renew this contract for an additional period of ten (10) years, and in the event the Company exercises said option and renews said contract, it shall, during the said ten year period, pay the Town the fair and reasonable cost incurred by the Town in the treatment and disposal of the Company's domestic sewerage and industrial waste, as provided in paragraph 6 of this contract.

(15) This contract and agreement includes the entire contract between the parties hereto, and all contracts and agreements, whether written or verbal, between the parties hereto relative to the receiving and treatment of domestic or industrial waste of the Company, are hereby superseded and canceled.

IN WITNESS WHEREOF, the Town of Marion has caused this instrument to be executed by its Mayor and to be attested by the Town Clerk, and its corporate seal to be hereto affixed, all as ordered and directed by a resolution duly adopted by the Board of Aldermen of the Town of Marion, North Carolina, in Regular Session on the 23rd day of November, 1951, and the Marion Manufacturing Company has caused this instrument to be executed in its corporate name by its President and to be attested by its Secretary, and its corporate seal to be hereto affixed, all as ordered by its Board of Directors, this the day and year first above written.

TOWN OF MARION, NORTH CAROLINA

By *C. F. Goldsmith*
Mayor

Attest:
Reece C. Snyder
Clerk
(Seal)

MARION MANUFACTURING COMPANY

By *R.W. Twitty*
President

Attest:

J.F. Parker
Secretary
(Seal)

NORTH CAROLINA
MCDOWELL COUNTY

I, Edwin Y. Hemphill, A Notary Public, do hereby certify that before me this day personally came J. F. Parker, who, being by me duly sworn, says that he knows the common seal of the Marion Manufacturing Company and is acquainted with Robert W. Twitty, who is President of said corporation, and that he, the said J. F. Parker, is the Secretary of the said corporation, and saw said President sign the foregoing instrument, and that he, the said J. F. Parker, Secretary as aforesaid, affixed said seal to said instrument, and that he, the said J. F. Parker, signed his name in attestation of the execution of said instrument in the presence of said President of said corporation.

Witness my hand and notarial seal, this the 28 day of December, 1951.

My commission expires:
July 16, 1953
(Seal)

Edwin Y. Hemphill
Notary Public

NORTH CAROLINA
MCDOWELL COUNTY

I, Margaret P. Johnson, A Notary Public, do hereby certify that before me this day personally came Reece C. Snyder, who, after first being duly sworn, says: That he is Town Clerk of the Town of Marion, North Carolina, the corporation executing the foregoing instrument, and is acquainted with C. Frank Goldsmith, who is Mayor of said Town; that he knows the common seal of said Town of Marion and that he saw the said Mayor sign the foregoing instrument in the name of said corporation by him as Mayor, and that he saw the said Mayor affix the corporate seal of said corporation thereto; and that he, the said Town Clerk, signed his name in attestation of the execution thereof, all as ordered by the Board of Aldermen of the Town of Marion.

Witness my hand and notarial seal, this the 28 day of December, 1951.

My commission expires:
September 18, 1952
(Seal)

Margaret P. Johnson
Notary Public

There being no further business, the meeting adjourned.

C. F. Goldsmith

Mayor

Reece C. Snyder
Clerk

of such event as to that portion of its property so sold, conveyed or included in such sanitary district. Provided, however, that in the event the Company shall sell or convey all or any part of its property, the Company shall immediately give notice thereof to the Town.

It is distinctly understood and agreed, however, that in the event of such sale of all or any part of the Company's property or the creation of said sanitary district, the obligation of the Company to pay the \$50,000.00 provided in paragraph 5 thereof shall be in full force and effect and the Company's liability therefor shall not be terminated by such sale or the creation of the sanitary district above referred to.

(11) In the event the corporate limits of the Town of Marion shall hereafter be extended so as to take in and include all of the property of the Company, then any amount of the \$50,000.00 payment herein provided for not then due which shall remain unpaid, shall thereupon be canceled, and the Company released and discharged from any liability thereon; in the event the corporate limits of the Town should be extended so as to include only a part of the Company's lands, then the balance, if any, of said \$50,000.00 payment shall be proportionately reduced, based on the valuation of that part taken in has to the whole valuation of the Company's real property as listed for taxation on the McDowell County Tax Records for the year in which such event shall occur.

(12) It is expressly understood and agreed between the parties hereto that the Town shall indemnify and save harmless the Company from any and all loss or liability for the pollution of any stream caused by the effluvia from the Town's new sewerage disposal plant flowing into said stream, and from any and all liability on account of the construction, operation and maintenance of said new sewerage disposal plant.

(13) In the event the Company shall fail or neglect to pay any sum due by it to the Town under the terms of this agreement, for a period of thirty (30) days after such payment shall be due, or shall fail to comply with any other condition imposed upon the Company by this contract, then, upon ten (10) days written notice to the Company, the Town shall have the right to disconnect all lines of the Company from the sewerage system of said Town. If, however, the Company's said sewer line and/or industrial waste line should be disconnected by the Town at any time pursuant to any default described in this paragraph, then the Company shall have the right and privilege of reconnecting said lines upon demand by the Company, and upon said demand, the Town shall reconnect the said line at its sold expense upon the Company paying to the Town the sum of One Hundred (\$100.00) Dollars, plus all amounts then in arrears at said time.

(14) It is understood and agreed that the Company shall have the right and option to renew this contract for an additional period of ten (10) years, and in the event the Company exercises said option and renews said contract, it shall, during the said ten year period, pay the Town the fair and reasonable cost incurred by the Town in the treatment and disposal of the Company's domestic sewerage and industrial waste, as provided in paragraph 6 of this contract.

(15) This contract and agreement includes the entire contract between the parties hereto, and all contracts and agreements, whether written or verbal, between the parties hereto relative to the receiving and treatment of domestic or industrial waste of the Company, are hereby superseded and canceled.

IN WITNESS WHEREOF, the Town of Marion has caused this instrument to be executed by its Mayor and to be attested by the Town Clerk, and its corporate seal to be hereto affixed, all as ordered and directed by a resolution duly adopted by the Board of Aldermen of the Town of Marion, North Carolina, in Regular Session on the 23rd day of November, 1951, and the Marion Manufacturing Company has caused this instrument to be executed in its corporate name by its President and to be attested by its Secretary, and its corporate seal to be hereto affixed, all as ordered by its Board of Directors, this the day and year first above written.

TOWN OF MARION, NORTH CAROLINA

By *C. F. Goldsmith*
Mayor

Attest:
Reece C. Snyder
Clerk
(Seal)

MARION MANUFACTURING COMPANY

By *R.W. Twitty*
President

Attest:

J.F. Parker
Secretary

(Seal)

NORTH CAROLINA
MCDOWELL COUNTY

I, Edwin Y. Hemphill, A Notary Public, do hereby certify that before me this day personally came J. F. Parker, who, being by me duly sworn, says that he knows the common seal of the Marion Manufacturing Company and is acquainted with Robert W. Twitty, who is President of said corporation, and that he, the said J. F. Parker, is the Secretary of the said corporation, and saw said President sign the foregoing instrument, and that he, the said J. F. Parker, Secretary as aforesaid, affixed said seal to said instrument, and that he, the said J. F. Parker, signed his name in attestation of the execution of said instrument in the presence of said President of said corporation.

Witness my hand and notarial seal, this the 28 day of December, 1951.

My commission expires: *Edwin Y. Hemphill*
July 16, 1953 Notary Public

(Seal)

NORTH CAROLINA
MCDOWELL COUNTY

I, Margaret P. Johnson, A Notary Public, do hereby certify that before me this day personally came Reece C. Snyder, who, after first being duly sworn, says: That he is Town Clerk of the Town of Marion, North Carolina, the corporation executing the foregoing instrument, and is acquainted with C. Frank Goldsmith, who is Mayor of said Town; that he knows the common seal of said Town of Marion and that he saw the said Mayor sign the foregoing instrument in the name of said corporation by him as Mayor, and that he saw the said Mayor affix the corporate seal of said corporation thereto; and that he, the said Town Clerk, signed his name in attestation of the execution thereof, all as ordered by the Board of Aldermen of the Town of Marion.

Witness my hand and notarial seal, this the 28 day of December, 1951.

My commission expires: *Margaret P. Johnson*
September 18, 1952 Notary Public

(Seal)

There being no further business, the meeting adjourned.

C. F. Goldsmith

Mayor

Reece C. Snyder
Clerk

February 6, 1952

The Board of Aldermen met in a regular meeting Tuesday, February 5 th, 1952, with all members present. Mr. R. W. Proctor, Town Attorney, was also present.

Mr. Gilbert Hollifield with his attorney, Mr. Everett Carnes, appeared before the Board to discuss the water situation at his home. This was discussed for some length, but no definite decision was made.

Mr. J. L. Gourley, Sr. with his attorney, Mr. Paul J. Story, appeared before the Board to discuss a water situation at Mr. Gourley's home. This was discussed, but action was deferred.

Upon motion of Alderman W. F. Grant; seconded by Alderman W. Ray Smith, the Manager was instructed to notify a group of water customers on Romey Leakey's private line that satisfactory arrangements would have to be made by 12:00 Noon Monday, February 11 th, or their water service would be discontinued.

The Manager was instructed to work with Mr. R. W. Proctor in preparing an Ordinance requiring all property owners to disconnect any house roof drains & wash pots in service stations and garages from the sanitary sewer; also to have all residences and manufacturing concerns to connect all water lines discharging any other down-grade water to get them out of the streams.

Upon motion of Alderman W. Ray Smith; seconded by Alderman Otis L. Broyhill, it was ordered that 50% or a minimum of \$600.00 (Six Hundred) per year paid to the Town by the County for outside fire protection be turned over to the Treasurer of the Fire Department for use as the Fire Department sees fit.

Upon motion of Alderman W. Ray Smith; seconded by Alderman W. F. Grant, the Manager was instructed to work out an insurance plan as he saw fit between certain companies in the Town of Marion.

The question of a dedication ceremony in connection with the opening of the new sewage disposal plant was discussed but it was decided to defer decision on this until a later date.

The question of the price of cemetery lots to inside and outside residents was discussed, and the Manager was instructed to handle this as it had been handled for the past few months.

The question of attempting to get work started again on a zoning ordinance was discussed, but action on this was deferred.

The Manager was instructed to lay off and place appropriate signs for two fifteen-minute parking spaces in front of the Telephone Office on Garden Street.

The Dixie Dry Cleaners' request for a loading zone was denied.

The Manager ^{REMINDED} instructed the Board that bids for two-way radios would be received by the County Commissioners on March 3 rd, and that the bids would be submitted to them on March 4 th for their action.

The Mayor appointed a committee consisting of Aldermen D. Pat Davis, C. C. Wise and W. F. Grant to go with the Manager and Harwood Beebe's engineer to inspect the sewer lines and rights-of-way from the new sewage disposal plant to their ends.

It was brought to the attention of the Board that Marion Industrial Bank had requested the Town to make deposits with them. This matter was discussed but no action was taken.

The Manager was instructed to do whatever work that he felt was necessary to put a street running off of East State Street by the property of Glenn Norman into proper condition.

Upon motion duly made and seconded, Mrs. Julia Stanley and Frances English were granted a ten per cent increase in salary effective February 1 st.

By order of the Board W. E. Landis ^{TAX} for the ~~tax~~ years 1945 and 1946 were ordered charged off.

On motion of D. Pat Davis and seconded by W. F. Grant, the following Resolution was adopted by the following vote:

Ayes - Aldermen Davis, Grant, Broyhill and Wise.

Noes - None. (Alderman Smith was present but did not vote).

BE IT RESOLVED that the Mayor and the Clerk to the Board of Aldermen be authorized, empowered and directed to execute a contract with the Cross Cotton Mills Company, a corporation, in words and figures as follows:

NORTH CAROLINA
MCDOWELL COUNTY

THIS AGREEMENT, Made and entered into this the 5 th day of February, 1952, by and between the TOWN OF MARION, NORTH CAROLINA, a municipal corporation organized and existing under and by virtue of the laws of the State of North Carolina (sometimes hereinafter referred to as the Town), party of the first part, and CROSS COTTON MILLS COMPANY, a corporation organized and existing under and by virtue of the laws of the State of North Carolina (sometimes hereinafter referred to as the Company), party of the second part:

W I T N E S S E T H:

THAT WHEREAS the Town has recently let a contract for the construction of a new sewerage plant for the treatment of domestic sewerage and industrial waste; and whereas, the Company's property lies wholly outside the corporate limits of the Town of Marion, and the Company desires to connect the domestic sewerage system of its village with the sewerage system of the Town and have said domestic sewerage treated and disposed of by the Town through said new sewerage disposal plant;

NOW, THEREFORE, for and in consideration of the premises and the covenants and agreements hereinafter set forth, the parties hereto do mutually contract and agree as follows:

(1) That the Company shall have the right and privilege to connect its domestic sewerage from its mill village to and with the sewerage system of the Town and to empty into said sewerage said domestic sewerage to the end that the same may be treated and disposed of by the Town in its new sewerage plant.

(2) That the Company shall maintain its domestic sewer lines at its own expense and the Town shall maintain its sewer lines and the sewerage disposal plant at its sole expense.

(3) This agreement shall inure to the benefit of and be binding upon the parties hereto, their successors and assigns, and the rights and privileges herein granted by the Town to the Company shall be for a period of twenty (20) years, beginning with the completion of the new sewerage disposal plant, or for the life of said plant, whichever period is the shorter.

(4) The Company agrees to pay the Town the sum of \$1.25 per month for each and every domestic sewer outlet in the Company's said sewer system as a service charge for receiving and treating said domestic sewerage for a period of one year after the new sewerage plant begins operation. Thereafter the Company shall pay to the Town the fair and reasonable cost incurred by the Town in the treatment and disposal of the domestic sewerage from the Company's sewer system. If the parties are unable to agree upon such cost, then each party shall appoint an arbitrator and the two so selected shall appoint a third arbitrator and the decision of a majority of said arbitrators shall be final and binding upon each of the parties hereto for a period of one year.

(5) It is understood and agreed that under this contract the Town is only obligated to take care of the present quantity of domestic sewerage now being discharged by the Company into the Town's sewer system, but, if during the term of this contract the Company desires to increase the amount of its domestic sewerage, then the Town agrees to receive and treat such increased sewerage under the terms of this contract, provided, however, that such increased domestic sewerage can be treated in the plant the Town is now constructing

without overloading its said plant and sewer system. It is further understood and agreed between the parties to this contract that the sewerage plant now being constructed by the Town is designed to take care of considerably more domestic sewerage than is now flowing into the Town's sewer system, and that as to any increase in the volume of such sewerage, those persons, firms and corporations which are within the corporate limits of the Town of Marion shall have first priority and Cross Cotton Mills Company and Marion Manufacturing Company shall have next priority over and above any users of said plant outside of the corporate limits of the Town of Marion.

(6) In the event the Company should sell or convey all of its real property, or any part thereof, which shall be connected with the Town's sewer system, or if a sanitary district shall be created in which the Company's mill village and plant are included, then the Company's obligation to pay the monthly service charge for treating the Company's sewerage, provided for in paragraph (4) hereof, shall cease and terminate upon the happening of such event as to that portion of its property so sold, conveyed or included in such sanitary district. Provided, however, that in the event the Company shall sell or convey all or any part of its property, the Company shall immediately give notice thereof to the Town.

(7) It is expressly understood and agreed between the parties hereto that the Town shall indemnify and save harmless the Company from any and all loss or liability for the pollution of any stream caused by the effluvia from the Town's new sewerage disposal plant flowing into said stream, and from any and all liability on account of the construction, operation and maintenance of said new sewerage disposal plant.

(8) In the event the Company shall fail or neglect to pay any sum due by it to the Town under the terms of this agreement for a period of thirty (30) days after such payment shall be due, or shall fail to comply with any other condition imposed upon the Company by this contract, then, upon ten (10) days written notice to the Company, the Town shall have the right to disconnect said lines of the Company from the sewerage system of said Town. If, however, the Company's said sewer line should be disconnected by the Town at any time pursuant to any default described in this paragraph, then the Company shall have the right and privilege of reconnecting said lines upon demand by the Company, and upon said demand the Town shall reconnect said line at its sole expense upon the Company paying to the Town the sum of ONE HUNDRED (\$100.00) DOLLARS, plus all amounts then in arrears at said time.

(9) It is understood and agreed that the Company shall have the right and option to renew this contract for an additional period of ten (10) years, and in the event the Company exercises said option and renews said contract, it shall, during the said ten year period, pay the Town the fair and reasonable cost incurred by the Town in the treatment and disposal of the Company's domestic sewerage, as provided in paragraph (4) of this contract.

(10) It is understood and agreed that this contract does not include any industrial waste or any domestic sewerage from the mill, dye house and office of the Cross Cotton Mills Company, the Superintendent's house, the Methodist Parsonage and the Company's house #3.

IN WITNESS WHEREOF, the Town of Marion has caused this instrument to be executed by its Mayor and to be attested by the Town Clerk, and its corporate seal to be hereto affixed, all as ordered and directed by a resolution duly adopted by the Board of Aldermen of the Town of Marion, North Carolina, in Regular Session on the fifth day of February, 1952, and the Cross Cotton Mills Company has caused this instrument to be executed in its corporate name by its President and to be attested by its Secretary, and its corporate seal to be hereto affixed, all as ordered by its Board of Directors, this the day and year first above written.

TOWN OF MARION, NORTH CAROLINA
BY C. F. Waller
Mayor

ATTEST: Race C. Snyder
Clerk

CROSS COTTON MILLS COMPANY
BY Eugene Cross, Jr.
President

ATTEST: S.R. Cross
Secretary

On motion of D. Pat Davis and seconded by W. F. Grant, the following Resolution was adopted by the following vote:

Ayes - Aldermen Davis, Grant, Broyhill, Smith and Wise.

Noes - None.

BE IT RESOLVED that the Mayor and the Clerk to the Board of Aldermen be authorized, empowered and directed to execute a contract with the G. P. Seagle & wife, Louise F. Seagle, in words and figures as follows:

NORTH CAROLINA
MCDOWELL COUNTY

THIS AGREEMENT, Made and entered into this the 5 th day of February, 1952, by and between the TOWN OF MARION, NORTH CAROLINA, a municipal corporation organized and existing under and by virtue of the laws of the State of North Carolina (sometimes hereinafter referred to as the Town), party of the first part, and G. P. Seagle and wife, Louise F. Seagle, of McDowell County, North Carolina, parties of the second part:

WITNESSETH:

THAT WHEREAS G. P. Seagle has recently constructed a water line at his own expense, at a cost of \$16,000.00, consisting of a 6-inch cast iron pipe extending from the Town limits to the plant of G. P. Seagle Lumber Company, a corporation, and a 2-inch galvanized pipe from the plant of G. P. Seagle Lumber Company to a new and unnamed street in the vicinity of said G. P. Seagle Lumber Company, and a 1 1/2-inch galvanized pipe up said new street, and being all of the water line recently constructed for the parties of the second part by Reed & Abbe, Contractors;

AND WHEREAS the parties of the second part desire to obtain water from the Town of Marion through said water line for G. P. Seagle Lumber Company and other property and houses owned by G. P. Seagle and/or his wife, Louise F. Seagle; and whereas, the Town has agreed to furnish water for said line;

NOW, THEREFORE, for and in consideration of the premises and the covenants and agreements hereinafter set forth, the parties hereto do mutually contract and agree as follows:

1. The parties of the second part do hereby bargain and sell, and by these presents do give, grant, bargain, sell, convey, transfer and assign unto the Town of Marion all of said water line hereinabove described, together with any and all easements and rights-of-way heretofore acquired by the parties of the second part from the State Highway and Public Works Commission and all other persons over whose property said water line is laid. And the said parties of the second part do further give and grant unto the Town of Marion the perpetual right, privilege and easement to enter upon a strip of land 10 feet wide, using the said pipe line as the center of said strip of land, for the purpose of maintaining, repairing and reconstructing said water line, said easement to apply to all lands owned by the parties of the second part, or either of them, over which said pipe line is now constructed.

2. The Town hereby agrees to accept the transfer and conveyance of said water line and agrees to take over, operate and maintain the same at its sole expense. Provided, however, that the said parties of the second part, or any other persons, firms or corporations who may be permitted to tap on to said line, shall maintain their service lines at their own expense up to said main water line.

3. It is mutually understood and agreed that the Town may, in its discretion and with the consent and approval of G. P. Seagle, permit other persons, firms and corporations to tap on to said line and for each and every tap the Town shall charge a special tapping fee of \$100.00 plus the regular tapping fee and meter charge then in effect, and for each and every tap on said line the Town shall pay to G. P. Seagle the sum of \$90.00. It is distinctly understood and agreed that only the regular tapping fee shall apply to any and all taps placed on said line by G. P. Seagle or any corporation in which he is a stockholder.

4. That when the said G. P. Seagle shall have recovered the sum of \$16,000.00 from the tapping fees as reimbursement to him for the cost of constructing said water line, then he shall no longer be entitled to receive any part of the tapping fees which the Town may thereafter charge.

5. That in addition to the tapping fees and meter charges hereinabove referred to, all persons tapping on said line, including the said G. P. Seagle, shall pay the Town the regular monthly water rent charges charged by the Town to all water users living outside the corporate limits of said Town.

6. It is distinctly understood and agreed that no person, firm or corporation, including G. P. Seagle, shall be permitted to connect any service lines on to said main water line or tap on to, or extend any service lines without the consent of the Town, and that all taps shall be done by the Town. The Town agrees to furnish to the parties of the second part a list of all persons, firms or corporations using said water line.

7. It is distinctly understood and agreed between the parties to this agreement that the water system of the Town of Marion is operated and maintained primarily for the benefit of citizens and residents of said Town, but the Town agrees to furnish water for said water line so long as it has water available over and above the requirements of persons, firms and corporations residing within the corporate limits of said Town. However, in the event of a water shortage, and in the opinion of the Town the health and welfare of the citizens in the Town would require that the use of water by persons, firms and corporations residing outside the corporate limits of the Town be curtailed, restricted or eliminated, then, in such event, the Town shall have the right to curtail, restrict or completely cut off the water from the water line referred to in this contract for the duration of such emergency.

However, it is distinctly understood and agreed that the said G. P. Seagle, and any corporation in which he is a stockholder which may be using said line, shall have priority over and above any other persons, firms or corporations which may be using said line.

IN WITNESS WHEREOF, the Town of Marion has caused this instrument to be executed by its Mayor and to be attested by the Town Clerk, and its corporate seal to be hereto affixed, all as ordered and directed by a resolution duly adopted by the Board of Aldermen of the Town of Marion, North Carolina, in Regular Session on the 5th day of February, 1952, and the parties of the second part have hereunto affixed their names and seals, this the day and year first above written.

TOWN OF MARION, NORTH CAROLINA
BY *C. F. Goldsmith*
Mayor

Attest:
Reece C. Snyder
Clerk

G. P. Seagle (Seal)

Louise F. Seagle (Seal)

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

O. L. Broyhill
Mayor *Pro Tem*

STATE OF NORTH CAROLINA
McDOWELL COUNTY
TOWN OF MARION

March 5, 1952

The Board of Aldermen met in a regular meeting Tuesday, March 4th, 1952, with the following members present: Otis L. Broyhill, D. Pat Davis, W. Ray Smith, W. F. Grant, and C. C. Wise; also present was Mr. R. W. Proctor, Town Attorney; absent, Mayor C. F. Goldsmith. Mayor Pro Tem Otis L. Broyhill acted in the absence of Mayor C. F. Goldsmith.

The minutes of the previous meeting were read and approved.

Mr. D. A. Grayson appeared before the Board to discuss some controversy that had occurred between him and the Manager in regard to his water connections. Mr. Grayson stated that he felt he could talk more freely if the Manager would excuse himself from the meeting. This request was approved by the Board and the Manager excused himself for some twenty-five minutes and upon returning to the meeting he was informed by the Board that they did not feel that a property owner could be held responsible for water bills due by their tenants, and he was informed that Mr. Ernest Edwards had vacated the property owned by Mr. Grayson and that in the event that another user requested services at this location that the water be turned back on provided that the necessary deposit was made.

The question of putting Miller Street into usable condition was again discussed, and it was suggested that the Manager attempt to collect \$20.00 from each property owner owning property on Miller Street from State Street to the branch and that if he were successful in doing so, to grade and gravel the street. A short section of Oak Street was also included in this suggestion.

The Manager stated to the Board that he had been approached by Mr. W. I. Haithcock, member of the Civitan Club, in regards to obtaining permission from the Board for locating a building on a part of the Community Building property to be used as the Crippled Children's Clinic. This matter was discussed at some length, and the Manager was instructed to advise Mr. Haithcock that the Board felt very kindly toward this undertaking and felt the Civitan Club should be commended for their interest in this type of project, and that the Board would take it under consideration for definite decision at a later date.

The question of water service at Mr. Gilbert Hollifield's and Mr. J. L. Gourley, Sr.'s was discussed again, but no decision was reached on either.

The Manager stated to the Board that bids had been received jointly by the County and the Town for the purchase of two-way radios. This matter was discussed for some time but no decision was reached.

Mr. R. W. Proctor stated that Mr. Roy Davis had contacted him in regard to damages caused by the sewer line being constructed across his property. After some discussion it was decided that Mr. Proctor would discuss this matter again with Mr. Davis.

The cross walk on Main Street between Court Street and Henderson Street was discussed, but no decision was reached on this matter.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

March 21, 1952

The Board of Aldermen met in a call meeting Thursday, March 20 th, at 11:00 O'clock A. M., the purpose of this meeting being to consider making two changes in the construction of the sewage treatment plant; the purchase of traffic control signals and to discuss constructing approximately four feet of sewer line on Railroad Street. All members were present with the exception of Alderman W. Ray Smith. Mr. George W. White with the Harwood Beebe Engineers was also present and discussed with the Board the changes at the sewer plant.

Upon motion of Alderman W. F. Grant; seconded by Alderman C. C. Wise, it was ordered that these changes be made at approximate cost of \$2,800.00.

Upon motion of Alderman Otis L. Broyhill; seconded by Alderman C. C. Wise, it was ordered that the eight-inch sewer line be constructed on Railroad Street.

Upon motion duly made and seconded, the Manager was instructed to purchase two additional traffic control signals and the necessary control equipment.

There being no further business, the meeting adjourned.

C. F. Goldsmith

Mayor

Reece C. Snyder

Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

April 9, 1952

The Board of Aldermen met in a regular meeting Tuesday, April 8 th, at 7:30 o'clock P. M., with all members present.

The minutes of the previous meeting were read and approved.

Mr. John Setzer appeared before the Board and requested a loading zone in front of McDowell News Building. Mayor C. F. Goldsmith informed Mr. Setzer that the Board would take this matter under consideration. After Mr. Setzer had left the meeting Alderman W. Ray Smith stated that he had also had a request for a loading zone near the McDowell Dry Cleaners on South Main Street. After some discussion, and upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise, and unanimously voted, it was ordered a loading zone be designated in front of McDowell News on Logan Street; also one near McDowell Dry Cleaners on South Main Street.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, the Manager was authorized to purchase the necessary laboratory supplies and equipment for the new sewage treatment plant.

Upon motion of Alderman W. F. Grant, seconded by Alderman W. Ray Smith, it was decided that the Manager should use his own discretion as to closing the City Offices on Wednesday afternoons.

It was decided that 1951 City Taxes be advertised on May 12 th and sold on June 9 th. This motion was made by Alderman Wise, seconded by Alderman Davis, and unanimously voted.

The Manager was instructed to discuss with the Town Attorney the question of public liability insurance.

The Manager was instructed to contact representatives of the State Board of Health in regard to securing the services of the Chemist for the sewage treatment plant, and to discuss with Mr. Proctor an ordinance relating to taking industrial waste out of the streams and removing house drains from the sanitary sewer.

The Manager stated to the Board that Mr. Frank Glenn had informed him that Mrs. Reynolds whose property the sewer lines cross had stated that she would agree to right-of-way for the payment of \$200.00 and that Mr. Glenn had agreed to do the necessary work reshaping the right-of-way across her property for \$125.00. Upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise, and unanimously voted, it was ordered that the Manager discuss this with the Town Attorney and that if it met with his approval to pay Mrs. Reynolds and Mr. Glenn the above stated amounts.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill, the Manager was instructed to contact property owners on Miller Street and ~~Park~~ Street and attempt to collect from each the amount of \$20.00 per lot to help defray the expense of grading and graveling the above noted streets.

The Manager was instructed to contact Mr. Wyke of the State Highway Commission to see if the catch basins on East Court, which is N. C. Highway #70, could be rebuilt to make them safer for motor vehicles of travel.

There being no further business, the meeting adjourned at nine o'clock.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

May 7, 1952

The Board of Aldermen met in a regular meeting Tuesday, May 6 th, at 7:30 P. M., with all members present. Mr. R. W. Proctor, Town Attorney, was also present. Mayor C. Frank Goldsmith called the meeting to order, and the minutes of the previous meeting were read and approved.

Mr. Frank Atwell appeared before the Board and requested that his taxi operators license be reinstated, this application having been previously revoked by the Chief of Police and the Mayor. After some discussion it was decided to issue this permit provided the Mayor and the Chief did not object.

Upon motion of Alderman D. Pat Davis; seconded by Alderman W. F. Grant, it was ordered that blanket liability insurance policy carried through the McDowell Insurance Agency be discontinued. Voting in favor of this motion were Aldermen Otis L. Broyhill, D. Pat Davis, W. F. Grant, and C. C. Wise; voting "No" was Alderman W. Ray Smith.

The Manager read a letter addressed to the Mayor and the Board of Aldermen from Mr. W. L. Smarr requesting that the Town make a settlement with him for damages done to his car while parking on Blue Ridge Street sometime ago. After a lengthy discussion the Manager was instructed to notify Mr. Smarr that we had discussed this with our insurance agent and that he nor the Board of Aldermen felt that the Town was responsible for the damages, but the Town would allow these damages to apply on Mr. Smarr's delinquent taxes provided he paid the remainder of the taxes in full immediately.

The Manager stated to the Board that Mr. E. F. Lyda had discussed with him recently his paving assessments on Sinclair Avenue and had requested that the assessments against the lot on which his house stands and the adjoining vacant lot be separated. The Manager was instructed to notify Mr. Lyda that the Board did not feel inclined to separate this assessment.

The question of making a card index census of all residents of the Town of Marion was discussed. It was decided not to go into

this matter at once.

The Manager was instructed to figure the costs of extending water line to the extreme South end of Miller Street and report back to the Board at a later date.

The Manager informed the Board that he had received a paving petition from residents on Carroll and Ann Streets. No action was taken on this matter.

It was decided not to take advantage of a ten per cent discount of payment in full for the parking lot meters.

Upon motion of Alderman W. F. Grant; seconded by Alderman Otis L. Broyhill, it was ordered that free water service be granted to the R. L. Greenlee Apts. which is now occupied as Nurses' Home for Marion General Hospital.

Mr. R. W. Proctor read an Ordinance that he had prepared to regulate and control the use of the sewer system of the Town. After some discussion and upon motion of Alderman D. Pat Davis; seconded by Alderman Broyhill, and unanimously voted, the above mentioned Ordinance was adopted, a copy of which is made a part of these minutes.

There being no further business, the meeting adjourned.

Copy of Ordinance:-

AN ORDINANCE TO REGULATE AND CONTROL THE USE OF THE SEWER SYSTEM OF THE TOWN OF MARION

WHEREAS the Town of Marion is now constructing a new Sewerage Disposal Plant for the treatment of domestic sewerage and industrial waste; and whereas industrial waste, gutter drains, surface drains and other drains are now connected with and discharging into the domestic sewer lines of the town; and whereas to properly and efficiently operate the new Sewer Plant when the same shall be completed, it is necessary that the discharge of domestic sewerage, industrial waste and surface drains shall be controlled, regulated and properly discharged into said new Sewer Plant.

THEREFORE be it ordained by the Board of Aldermen for the Town of Marion, N. C.:

Section 1. That all gutter drains from roofs, all surface drains and drains from swimming pools, privately owned reservoirs and other places where water is collected or stored shall not be connected with, nor discharged into the domestic or industrial sewer lines of the town, but shall be connected with and discharged into the storm sewer system. Provided, however, if a storm sewer shall not be readily accessible for such drains, then the same shall be discharged into the streets.

Section 2. That all drains, except domestic sewer lines, from garages, automobile service stations or other places which discharge any oil or grease shall be discharged into the storm sewer system. This section shall not apply to manufacturing plants or industrial plants discharging industrial waste.

Section 3. That all industrial waste from manufacturing or industrial plants shall be discharged into the industrial sewer system, provided, however, if an industrial sewer main shall not be located within one hundred feet (100 ft.) of the property on which such plant is located, then such waste shall be discharged into the domestic sewer system. Provided that if such industrial waste should, in the opinion of the Board of Aldermen, be of such a nature or character as to do injury or damage to the town's Sewerage Disposal Plant, or should be of such a nature or character as to seriously interfere with the operation of said plant or make the operation of said plant unduly expensive, then the owner or operator of such industrial plant shall, at the request of the Board of Aldermen, and at the sole expense of such owner or operator, pre-treat such industrial waste before discharging same into the sewer lines of the town and bring said waste to a condition or standard where it can be successfully treated in said plant without injury or damage to said plant and without serious interference with the operation of said plant, all to be done in accordance with the requirements and specifications of the Board of Aldermen.

Section 4. That no person, firm or corporation shall discharge any domestic sewerage or industrial waste into any creek, stream, branch or any watercourse in the Town of Marion.

Section 5. That all persons, firms or corporation now owning,

maintaining or using any gutter drains, surface drains, domestic or industrial sewer lines or any other drains which discharge water, which are now connected with the sewer system of the Town of Marion, contrary to the provisions of this ordinance, shall, on or before the 15th day of June, 1952, without expense to the Town of Marion and under the supervision and direction of the Town of Marion properly connect such sewer lines or drains so as to comply with the provisions of this ordinance.

Section 6. That notice of the provisions of this ordinance and the enactment thereof shall be given by publishing the same in the Marion Progress and the McDowell News, two newspapers published in the Town of Marion, once a week for four successive weeks, said publication to be completed prior to June 15th, 1952.

Section 7. That no connection of any kind with the sewer system of the Town of Marion shall hereafter be made by any person, firm or corporation except in compliance with the provisions of this ordinance and after the payment of such charges or fees for such connections as shall hereafter from time to time be required by the Board of Aldermen of the Town of Marion.

Section 8. That any person, firm or corporation violating this ordinance, or any provisions thereof, shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of \$50.00 or imprisonment for 30 days for each offense. And each day on which any person, firm or corporation shall violate this ordinance, or any part thereof, shall constitute a separate offense.

Section 9. That all ordinances, and clauses or sections of ordinances, in conflict with this ordinance are hereby repealed.

Section 10. That if any part of this ordinance is held by the Supreme Court of this State, or by any other court of final jurisdiction to be unconstitutional and void, such holding or decision shall not affect or nullify any other part of this ordinance.

Section 11. This ordinance shall be in full force and effect from and after its enactment.

C. P. Redmon
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

May 21, 1952

The Board of Aldermen met in a call meeting at 4:45 o'clock p. m. on Tuesday, May 20th, 1952, with all members present.

The purpose of this meeting was to reach a decision regarding a threatened law suit from Mr. E. F. Lyda and Mr. Herman Pitman due to water drainage on Lincoln Avenue and Vale Street and to reach a decision on the request of Dr. Archie McIntosh and the Civitan Club asking permission to move the log hut from the Methodist Church property to the Community Building grounds to be used as a clinic for crippled children.

The question of moving the building to the Community Building grounds was discussed at length and upon motion of Alderman Otis L. Broyhill; seconded by Alderman W. Ray Smith, and unanimously voted, it was agreed to permit this building to be moved onto this property and to be used for crippled children's clinic subject to a satisfactory agreement to be prepared by the town attorneys and signed by the interested parties.

The question of Mr. Lyda's and Mr. Pitman's drainage was discussed, and it was decided that the entire Board of Aldermen visit these two

locations to see the situation on the grounds. After this was done, the Board returned to the City Hall and upon motion of Alderman W. Ray Smith; seconded by Alderman C. C. Wise, and unanimously voted, it was ordered that Mr. Lyda's attorney be informed that the Board did not see fit to accept either of the two propositions that he had made in his letter addressed to the Mayor and the Board of Aldermen dated May 14 th, 1952, and that in Mr. Pitman's case that the Board would not go beyond the offer that they had previously made him, this being that provided he furnish the necessary pipe that the Town would install it.

There being no further business, the meeting adjourned.

C. F. Goldsmith

Mayor

Reece C. Snyder

Clerk

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

June 4, 1952

The Board of Aldermen met in a regular meeting Tuesday, June 3 rd, 1952, at seven thirty o'clock. All members were present. The minutes of the two previous meetings were read and approved.

A committee from the McDowell County Library consisting of Mrs. Walker Blanton, Mrs. J. F. Jonas, and Miss Alice Bryan appeared before the Board and made a request for an additional appropriation of \$600.00 for the coming year. They also presented a proposed budget emphasizing the need for the increased appropriation. This matter was discussed at some length, and it was decided to wait until the approval of the Town budget before a definite decision was reached.

Upon motion of Alderman W. Ray Smith; seconded, by Alderman Otis L. Broyhill, the audit for the year ending June 30 th, 1952, was awarded the firm of Wilson, Hosick & Company for the amount of \$750.00.

The question of running a six-inch sewer line from the out fall near Spring Street to Oak Avenue, Euclid Avenue, and Greenlee Street was discussed. Alderman W. F. Grant made a motion that this line be installed as early as possible but the motion did not receive a second, and no action was taken.

The question of installing a water line to approximately sixteen houses at the far end of Miller Street was discussed, and it was decided to delay decision on this matter until the budget was adopted.

The Manager stated to the Board that Mr. Glenn Norman had requested that water and sewer be installed and that the street in front of his home that is now under construction be widened to its full width. No action was taken on this matter.

The question of Sunday closing hours was discussed. No action was taken on this other than that the Police Department should enforce this as long as there remains such.

The budget for the fiscal year 1952-1953 was discussed for some length, and it was decided that there would be a call meeting within the next week or ten days to study this further.

Upon motion of Alderman D. Pat Davis; seconded, by Alderman W. F. Grant, it was ordered that \$100.00 be paid Frank Cooper for crop damages done in laying sewer line to the new sewage disposal plant. This motion was voted unanimously, and the Attorney was instructed to draw up the necessary papers for Mr. Cooper to sign.

The question of service stations washing their driveways and running water across the sidewalks creating a nuisance for pedestrians was discussed, and the Manager was requested to talk with the operators of the

service stations and ask their cooperation by washing their driveways before eight thirty (8:30) A. M. and after eight (8:00) P. M. and to report back to the Board at the next meeting.

The members of the School Board appeared before the Board of Aldermen and stated that they had one vacancy on the Board, this being Mr. W. F. Elliott, and that they felt that this vacancy should be filled in the near future. This matter was discussed for some time, and it was the opinion of the Board of Aldermen that the School Board should submit one name for the Board's approval and appointment.

The question of a building site for the new High School was also discussed at length, and it was decided that the Manager should have estimates prepared as early as possible of the cost of extending water and sewer to the Elhannon Property.

There being no further business, the meeting adjourned.

C. F. Goldsmith

Mayor

Reece C. Snyder

Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 20, 1952

The Board of Aldermen met in a call meeting Thursday, June 19 th, with all members present. The minutes of the previous meeting were read and approved.

Motion duly made and seconded, the following resolution was unanimously adopted:

That whereas, W. Ray Smith and wife, Evelyn H. Smith, purchased the Marion General Hospital building from the Board of Trustees of said hospital in September 1950, and as a part of the consideration of said sale, the said hospital was to continue to use and occupy said building until the new hospital building should be completed and that the Marion General Hospital should pay all taxes which should accrue against said property while occupied and used as a hospital; that the said new hospital building had not been completed on January 1 st, 1952, and ad valorem taxes for the year 1952 will accrue against said property and the said Marion General Hospital is obligated to pay same; and whereas Marion General Hospital is a charitable, non-profit organization and it is the opinion of this Board that said hospital should be relieved from the payment of said taxes.

Now therefore be it resolved that taxes due the Town of Marion for the year 1952 on the building above mentioned and owned by W. Ray Smith and wife, Evelyn H. Smith be and the same are hereby remitted and the Town Tax Collector is hereby authorized to charge off said taxes.

Upon motion of Alderman D. Pat Davis; seconded by Alderman C. C. Wise, the Budget for the fiscal year 1952-53 was tentatively adopted.

Upon motion of Alderman D. Pat Davis; seconded by Alderman W. Ray Smith, it was ordered that a sewer line be constructed from the out fall near the intersection at the branch at Spring Street to and along Miller Street, Zeb Vance Street, Euclid Avenue, and Greenlee Street provided that the necessary right-of-way was obtained in advance of construction without any cost to the Town of Marion.

Upon motion of Alderman D. Pat Davis; seconded by Alderman C. C. Wise, it was ordered that a six-inch water line be installed along the portion of Sinclair Avenue, Spring Street, and Alabama Avenue; and to install a two-inch water line the remainder of the distance to the East end of Miller Street.

AN ORDINANCE TO PROVIDE FOR THE PROPERTY OWNER'S PARTICIPATION IN THE COST OF STREET PAVING

WHEREAS, the Town of Marion is at present and has in the past experienced considerable difficulty in collecting street paving assessments;

AND WHEREAS, it is the feeling of the Board of Aldermen for the most efficient operation of the municipal government that in the future ~~that~~ the property owner's proportionate part of street paving shall be collected in advance of any construction.

THEREFORE, be it ordained by the Board of Aldermen of the Town of Marion, North Carolina,

Section 1 That on and after the date of this ordinance that any property owners signing ~~the~~ paving petition and desiring to have their street paved that they shall pay into the Treasury of the Town of Marion an estimated cost of one hundred per cent of their proportionate share of the street paving. This shall include the necessary grading, drainage, and any other expense necessary to the actual surfacing of said streets.

Section 2 That in the event that the estimated cost shall be greater than the actual cost the Town shall reimburse each property owner any amount he has overpaid; and in the event that the estimate should not be great enough to take care of the actual cost that each property owner shall upon completion of the work pay to the Town of Marion any amount that was under estimated in the original estimate.

Section 3 That all ordinances and clauses and sections of ordinances in conflict with this ordinance are hereby repealed.

Section 4 That if any part of this ordinance is held by the Supreme Court of this State or by any other court of final jurisdiction to be unconstitutional and void, such holding or decision shall not affect or nullify any other part of this ordinance.

Section 5 This ordinance shall be in full force and affect from and after its enactment.

Read and adopted this the ^{8TH} ~~nineteenth~~ day of ^{JULY} ~~June~~, 1952.

Reece C. Snyder

C. F. Goldsmith,
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

July 9, 1952

The Board of Aldermen met in a regular meeting Tuesday, July 8th, 1952, with the following members present: Mayor C. F. Goldsmith, Aldermen Otis L. Broyhill, W. Ray Smith, W. F. Grant and C. C. Wise. D. Pat Davis was absent. Mayor Goldsmith presided.

The minutes of the previous meeting were read and approved.

Upon motion duly made and seconded, the following appropriation 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, 1952, 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 1951-52 Appropriation Ordinance. This ordinance shall cease to be effective from and after the adoption of the 1952-53 Appropriation Ordinance, and all expenditures made in accordance with this ordinance shall be chargeable to appropriations made in the 1952-53 Appropriation Ordinance.

C. F. Goldsmith,
Mayor"

Upon motion of Alderman C. C. Wise; seconded, by Alderman W. F. Grant, Town Manager Reece C. Snyder was appointed Tax Collector for the fiscal year 1952-53.

A delegation representing service stations and curb markets appeared before the Board and requested that the Sunday closing hours be changed. After some discussion and upon motion of Alderman Otis L. Broyhill; seconded, by Alderman W. F. Grant, and unanimously voted, an ordinance adopted on January 5th, 1951, regulating the operation of businesses on Sunday was amended as follows:

"That the second paragraph in Section 3 shall be amended to read as follows:

Filling stations, grocery stores, news stands, and soft drink stands from 10:00 A.M. to 12:30 P.M.

And provided further that motion picture shows may be operated on Sundays only during the following hours: between 2:00 P.M. and 5:00 P.M. ^{5th 1952} and after 9:00 P.M.

Amended and adopted this 8th day of July, 1952."

Bids were opened on the purchasing of a rubber-tired tractor, back hoe digger, dozer blade and side mower blade. The following bids were submitted: Marion Buick Company, a total bid of \$3,145.00. Marion Equipment, a total bid of \$4,258.85.

Marion Buick Company did not submit a check or bid bond in the amount of 5% of the bid price. Marion Equipment Company's bid was in order.

It was the feeling of the Board of Aldermen that even though Marion Buick Company had not complied with bid instructions that their equipment was too light; and upon motion of Alderman Otis L. Broyhill; seconded, by Alderman W. Ray Smith, and unanimously voted, it was ordered that equipment from Marion Equipment Company be purchased.

Mr. Eugene Cross, Chairman of the Marion School Board, and Mr. R. W. Proctor of the School Board came before the Board of Aldermen and presented three names for the Board of Aldermen's consideration for appointment to the School Board. The names were Mr. Earl Godfrey to replace Mr. W. P. Elliott, Mr. Robert E. James to replace Mr. W. W. Neal, Jr., and Mrs. J. Neal Morris to replace Mrs. B. A. Dickson.

Upon motion of Alderman W. Ray Smith; seconded by Alderman W. F. Grant, and unanimously voted, the above named persons were appointed to the School Board.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

1952-53 APPROPRIATION ORDINANCE

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

Section 1 That for the expense of the City Government and its activities for the fiscal year ending June 30 th, 1953, the amounts in the following sections or so much of each as may be necessary are hereby appropriated for the said fiscal year.

General Fund:	Salary and wages	11,554.00
	Other necessary expenses	11,815.00
	Total	\$ 23,369.00
Police Dept.:	Salaries	25,150.00
	Other necessary expenses	3,058.00
	Total	\$ 28,208.00
Fire Dept.:	Salaries	2,000.00
	Other necessary expenses	2,920.00
	Total	\$ 4,920.00
Street Dept.:	Salaries and wages	14,612.00
	Other necessary expenses	30,500.00
	Total	\$ 45,112.00
Garbage & Refuse:	Wages	11,812.00
	Other necessary expenses	12,400.00
	Total	\$ 24,212.00
Cemetery:	Wages	2,738.00
	Other necessary expenses	200.00
	Total	\$ 2,938.00
Water Dept.:	Salaries and wages	9,566.00
	Other necessary expenses	16,564.00
	Total	\$ 26,130.00
Sewer Dept.:	Salaries and wages	9,026.00
	Other necessary expenses	14,120.00
	Total	\$ 23,146.00
Debt Service:	Bond principal	11,500.00
	Bond interest	16,000.00
	Coupon expense	115.00
	Total	\$ 27,615.00
Motor Vehicle Expense:		\$ 4,100.00
GRAND TOTAL		\$ 209,750.00

Adopted this 6 th day of August, 1952.

1952-53 TAX LEVYING ORDINANCE

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

Section 1 That in order to raise revenue to meet the expenses of the Town Government and its activities as provided for in the Appropriation Ordinance for the fiscal year ending June 30 th, 1953, there is hereby levied the following rate of tax on each \$100.00 valuation of taxable property as listed for taxes on January 1 st, 1952, for general operating expenses of the Town of Marion of \$1.45.

Section 2 That in order to raise further funds for the general operating expense of the Town there is hereby levied a poll tax of \$1.00 on all male persons between the ages of twenty-one and fifty unless exempt as provided by law.

Adopted this 6TH day of AUG, 1952.

AN ORDINANCE SETTING UP A BUSINESS PRIVILEGE TAX FOR THE FISCAL YEAR 1952-53

In addition to the tax on property and polls as otherwise provided for and under the power and authority conferred in the laws of North Carolina there shall be set up and collected a privilege license tax for the year 1952-53 on trades, professions, agencies, and other business operations. The said tax to be the same as was adopted for the fiscal year 1951-52, a copy of which is on file at the City Clerk's Office.

This the 6TH day of AUG, 1952.

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

August 6 th, 1952

The Board of Aldermen met in a regular meeting August 5 th at 7:00 P.M. with all members present. The minutes of the previous meeting were read and approved.

Mrs. C. L. Self of 233 East Court Street came before the Board and complained of the noise, the congested condition on the street and the unsanitary condition on the grounds during the times that the riding devices have been in operation on the property near her home. After hearing Mrs. Self's complaint, the Mayor informed her that the Board would take this under consideration and after a lengthy discussion, it was agreed to notify Mrs. Self that the Fire Department was making every effort to find another location for the riding devices; and it was agreed that in the event that they did use this property again that they would construct sanitary rest room facilities on the grounds.

A group of citizens living on the Southeast end of Hill Crest Drive and Reservoir Road have been before the Board and requested that a sewer line be laid to serve the church and seven residences. After some discussion and upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant, it was ordered that this sewer line be installed.

The question of adoption of the budget for the fiscal year 1952-53 was discussed; and the Manager stated to the Board that the Police personnel had requested an increase in salary. After a lengthy discussion and upon motion of Alderman Otis L. Broyhill, seconded by Alderman D. Pat Davis it was ordered that all Police personnel be granted a 4% increase and with the starting salary for police officers be increased to \$187.20 per month and that the Police Budget Appropriation be changed to "Increased Salaries: \$1,000.00" and to decrease "Other Necessary Expenses; namely, Capital Outlay in Police Department \$1,000.00." Voting in favor of this motion was Aldermen Otis L. Broyhill, D. Pat Davis, and C.C. Wise; voting "No" Alderman W. Ray Smith; not voting, Alderman W. F. Grant.

The question of the Library's request for an increase in the appropriation for the current fiscal year was discussed. Upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant it was ordered that the Library Appropriation remain as it has been for the past year, it being \$175.00 per month or a total of \$2,100.00 per year. Voting in favor of this motion were Aldermen W. F. Grant, W. Ray Smith, and D. Pat Davis; voting "No" Aldermen Otis L. Broyhill and C. C. Wise.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman C. C. Wise the budget for the fiscal year 1952-53 was adopted as tentatively adopted sometime ago with the exception of the one change in the Police Department. Voting in favor of this motion were Aldermen Davis, Grant, Broyhill and C. C. Wise. Voting "No" was Alderman W. Ray Smith. Mr. Smith stated that his reason for voting against this motion being that he did not want to see the \$1,000.00 for Capital Outlay in the Police Dept. transferred.

The Manager stated that he had had a request for two street lights, one at the Negro School and one on the Airport Road near the city limits. Upon motion of Alderman D. Pat Davis, seconded by Alderman C. C. Wise, and voted unanimously, it was ordered that these two lights be installed.

The question of Mr. Joe Stanley constructing a rock wall in Carroll Street adjoining his residence was discussed. The Manager stated that he had discovered this and had notified Mr. Stanley that he would have to move the wall. It was brought out that he had discussed this with one or more members of the Board and had asked if he could be permitted to let the wall stand provided he sign an agreement to move it any time that he was requested to do so. It was the Board's feeling that they could not permit any encroachment on street property under the circumstances and that Mr. Stanley would have to remove the wall.

Upon motion of Alderman W. Ray Smith, seconded by Alderman Otis L. Broyhill and voted unanimously, it was agreed that the Manager should attend the International City Manager's Conference at Kansas City, Missouri, the latter part of September and the first part of October.


Upon motion of Alderman Otis L. Broyhill and seconded by Alderman C. C. Wise it was ordered that an ordinance regulating the closing hours of moving picture shows on Sunday adopted January 5 th, 1950, be amended as follows:

That moving picture shows may be operated on Sundays only during the following hours: From 1:30 P.M. to 5:30 P.M. and after 9:00 P.M. and reference to this ordinance on page 425 of the minutes of July 9 th, 1952, also be repealed.

Amended and adopted this 5 th day of August, 1952.

There being no further business the meeting adjourned.



Mayor

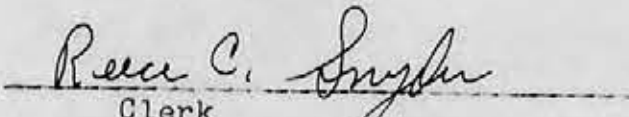

Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

September 3, 1952

The regular September meeting of the Board of Aldermen scheduled for September 2 nd, 1952, was postponed due to the lack of a quorum being present.


Mayor


Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

September 10, 1952

The Board of Aldermen met in a call meeting on Tuesday, September 9 th, at 7:30 P. M.

This meeting was held instead of the regular meeting scheduled for Tuesday, September 2 nd, which meeting was not held due to the lack of a quorum. All members were present. The minutes of the previous meeting were read and approved with the exception of one correction which has been made.

The Manager presented a letter to the Board from Mr. W. L. Smarr requesting payment in the amount of eighty-eight cents (\$0.88) for some items he had purchased for the tennis court. The Manager was instructed to notify Mr. Smarr that they could not pay this, as the purchase had not been authorized.

The Manager stated to the Board that Sam Jackson (Colored) had been a patient in the Marion Hospital for the past two weeks and would be out of work for quite sometime and asked the Board whether his wages should be continued due to the length of service he had had with the City. It was the feeling of the Board that his wages should be paid regularly.

It was brought to the Board's attention that the log hut had been placed on the Community Building grounds and lacked approximately three feet being square with the street. After a trip to the site to inspect this, it was the feeling of the Board due to the added expense of straightening the building up with the lot that the Civitan Club would be permitted to leave it as is.

The Manager was instructed to talk with Mr. Hugh Beam, City Superintendent of Schools, in regard to delinquent water accounts on school buildings and the cost of installing water and sewer taps at the new Negro School.

The Manager was authorized to have appropriate sign placed on the Community Building.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

October 9 th, 1952

The Board of Aldermen met in a regular meeting Tuesday, October 7 th, with all members present. Mr. R. W. Proctor, Town Attorney, was also present.

The minutes of the previous meeting were read and approved.

The Manager was instructed to talk with the Manager of the local bus company regarding their buses stopping improperly; such as, in intersections and not pulling over to the curb and stop lights not burning on some of the buses at night.

The Manager was instructed to advertise for bids for a 3/4 Ton Truck to replace the 1947 Ford Truck in the Water Department.

The Manager was instructed to proceed with the construction of curb and gutter and widening the 12' section with permanent payment of the East side of Garden Street from Court Street to the Railroad.

After a general discussion the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

October 29 th, 1952

The Board of Aldermen met in a call meeting October 28 th with all members present.

The purpose of this meeting was to open bids and award the purchase of a 3/4 Ton Pick-Up Truck. The following bids were received: Marion Buick Company--6-Cylinder International Truck, \$1,240.00; Marion Motors, Inc.--8-Cylinder Truck, \$1,400.00; Marion Motors, Inc.--6-Cylinder Truck, \$1,351.00; Ballew Motor Company--6-Cylinder Chevrolet Truck, \$1,313.37; Snipes Motors--6-Cylinder Dodge Truck, \$1,300.00.

Upon motion of Alderman W. F. Grant; seconded, by Alderman W. Ray Smith, and unanimously voted, it was ordered that the Dodge Truck of Snipes Motors be purchased.

There being no further business the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

November 14, 1952

The Board of Aldermen met in a call meeting Thursday, November 13 th, at 7:30 P. M. with all members present except Alderman Otis L. Broyhill. Mr. R. W. Proctor, Town Attorney, was also present.

This meeting was held instead of the regular meeting scheduled for Tuesday, November 4 th, which meeting was not held on account of a quorum not being present.

The Manager stated to the Board that Mr. W. C. Hall had requested a building permit to erect a building 60 ft. x 110 feet in the rear of Dixie Home Stores to be used as a skating rink. After some discussion the Manager was instructed to talk with the owner of the property, Mr. Frank Glenn, to see whether or not he would be a partner in this undertaking or whether he was selling the property. It was the feeling of the Board that if Mr. Hall insisted, a building permit should be issued.

Mr. Proctor stated to the Board that Mr. Ed. Canipe had discussed the final settlement for right-of-way across his property adjoining the Sewage Treatment Plant property. After some discussion the Mayor appointed a committee composed of Aldermen D. Pat Davis, W. F. Grant, and C. C. Wise to go with Mr. Proctor and the Manager to inspect this property, and it was suggested the trip be made on either Tuesday or Wednesday, the eighteenth or nineteenth of November.

It was ordered that Steppe's Grocery and Clothing Store be refunded \$12.50 on their business privilege license, making a total of \$20.00 instead of \$32.50.

The Manager stated to the Board that Mr. Cato Holler of Holler's Mkt. had requested a refund on his water account due to the fact that it had just been discovered that the water going to Greene's Jewelry Store had been going through Holler's meter and Greene's Jewelry Store had been paying a minimum charge. The Manager was authorized to discuss the amount of refund with Mr. Holler.

It was ordered that a street light be installed at the Reservoir.

It was agreed that the Town would pay for supper for out-of-town

Police Officers and State Highway Patrolmen for helping control traffic in the Christmas Parade which will be held on December 2 nd.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

November 28, 1952

The Board of Aldermen met in a call meeting on November 28 , 1952, with all members present.

This meeting was called to discuss the Western Carolina Mountain Telephone Company's petition to the Utilities Commission for an increase in telephone rates. After a lengthy discussion, it was decided to have our Attorney attend the hearing to oppose the proposed increase.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

December 4, 1952

The Board of Aldermen met in a regular meeting December 2 nd, 1952, with all members present.

The minutes of the previous meeting were read and approved.

The Manager stated to the Board that Miss Gene Maxwell had requested that a traffic signal be installed at the corner of Garden and Fort Streets; also one at the corner of Garden and New Streets. This request was discussed, and the Manager was instructed to notify Miss Maxwell that the Board would take this matter under consideration.

The recent court decision on enforcing parking with city police officers on off-street parking lots was discussed.

The Manager informed the Board that the parking meters had been paid for.

The Board set the Christmas Holidays for City employees for December 25 th, 26 th, and 27 th. It was also ordered that each employee be given \$10.00 (ten dollars) as a Christmas present.

The question of renumbering all houses and businesses in town was discussed and it was decided to postpone this project until Spring or Summer.

Upon motion of Alderman Otis L. Broyhill; seconded, by Alderman C. C. Wise, and unanimously voted, it was ordered that a traffic signal be installed

at the intersection of Logan Street and N. C. Highway #70.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

January 7, 1953

The Board of Aldermen met in a regular meeting Tuesday night, January 6 th, 1953. All members were present with the exception of Alderman W. Ray Smith. Mr. Moss of the McDowell News was also present. The minutes of the previous meeting were read and approved.

Mayor Goldsmith read a letter from Mr. Robert W. Proctor addressed to the Mayor and the Board of Aldermen tendering his resignation from the Board of Trustees of the Marion City Schools. Alderman Otis L. Broyhill made a motion, seconded by Alderman W. F. Grant and unanimously voted, that Mr. Proctor's resignation be accepted with regrets and that a proper resolution be adopted and entered upon the minutes of the Board of Aldermen expressing their gratitude of the long and faithful service Mr. Proctor had rendered to the Marion City Schools.

Mr. Robert James, Jr. came before the Board and stated that the School Board had recommended that Mr. Joseph L. Noyes be appointed to the School Board to fill the vacancy created by Mr. Proctor's resignation. Upon motion of Alderman D. Pat Davis, seconded by Alderman C. C. Wise and unanimously voted, Mr. Noyes was appointed to the School Board for a four-year term.

Upon motion of Alderman D. Pat Davis, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that Mr. Otis L. Broyhill be granted a commercial rate on the water used in his private swimming pool and that in the event Mr. Broyhill should see fit to connect his home to the same line that serves his swimming pool that it be metered separately and he be charged the regular residential rate for the water used in the home.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman W. F. Grant and unanimously voted, the Manager was instructed to advertise for bids for a new automobile in the Police Department, trading in a 1950 Model Ford on the purchase of the new automobile, bids to be opened at the next regular meeting of the Board of Aldermen which will be held on February 3 rd.

Mayor Goldsmith stated to the Board that there had been considerable discussion in regard to having the 1953 Legislature adopt a town charter for Marion. After some discussion of a proposed model charter furnished by the North Carolina League of Municipalities, the Manager was instructed to have copies made of the proposed charter and send one to each member of the Board and a special meeting would be called in the very near future to discuss it further after each member had an opportunity to study it individually.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, it was ordered a charge of \$74.42 against Mr. Jack Morris be charged off in exchange for sewer line right-of-way and use of the house at the old sewage disposal plant.

The Mayor read a letter from North Carolina Utilities Commission stating that the Southern Railway Company had requested permission to discontinue the operation of its trains #135 and #136 on Sundays between Marion and the South Carolina line. No action was taken

on this matter.

Upon motion of Alderman D. Pat Davis, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that a new registration be held for the coming town election which will be held on May 5 th, 1953, and the Manager was instructed to discuss this matter with the Town Attorney as to the proper procedure.

RESOLUTION

WHEREAS, Honorable Robert W. Proctor served as a member of the Board of Trustees of the Marion City School Administrative Unit from December 16, 1930 until January 5, 1953, when he resigned to assume the Office of State Senator from the Twenty-Seventh District of North Carolina;

AND WHEREAS, during his more than twenty-two years of service on said Board Mr. Proctor gave unsparingly of his time and energies to the betterment and advancement of the schools of this community and, in fact, performed many duties and functions above and beyond the ordinary duties of a member of said Board;

AND WHEREAS, the Board of Aldermen has accepted with profound regret the resignation of Senator Proctor;

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Marion, North Carolina that this Board expresses to Senator Proctor its deep appreciation and the appreciation and gratitude of the people of this community for his long period of distinguished and unselfish service as a member of the Board of Trustees of the Marion City School Administrative Unit;

And that a copy of this resolution be mailed to Senator Proctor and a copy delivered to each of the newspapers published in the Town of Marion, North Carolina.

There being no further business, the meeting adjourned.

C. P. Giddens
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

February 4, 1953

The Board of Aldermen met in a regular meeting Tuesday night, February 3 rd, 1953, with all members present with the exception of Alderman D. Pat Davis. Mr. E. P. Dameron was also present.

Upon motion of Alderman Broyhill, seconded by Alderman Grant, and unanimously voted, the following transfer of funds was authorized: Transfer \$17,000.00 that is on certificate of deposit in the First National Bank of Marion to the Sinking Fund and \$1,000.00 from the General Fund to the Sinking Fund. Transfer from the Sinking Fund to the General Fund the following United States 2 1/2 % Treasury Bonds:

Three Bonds, \$1,000.00 each purchased February, 1950, #147635F, #147636F, and #147637H \$ 3,000.00

Three Bonds, \$5,000.00 each purchased February, 1950, #10 5 06F, 48J, and #105085 \$15,000.00

Total \$18,000.00

The question of having the State Legislature adopt a new Charter for the Town of Marion was discussed, and Mr. E. P. Dameron was instructed to discuss this with Mr. R. W. Proctor at his earliest convenience and for them to prepare a rough draft of the Charter and present it to the Board as early as possible.

The Manager was instructed to work with Mr. Dameron on the necessary

arrangements for a new City registration and for the Manager to see if he could obtain the proper person to act as Registrar.

The question of creating an Airport Committee or Commission to enlarge and improve the local Airport was discussed. It was first thought that it could be handled by the City, but after some discussion it was decided that the Town would not participate other than their moral support.

The Mayor appointed a Committee composed of Alderman W. F. Grant, Alderman C. C. Wise, and the Manager to investigate the possibility of taking over an alley running from North Garden Street along the property owned by Grady Sain, W. B. Eckenrod, and W. Ray Smith, and this Committee to report back to the Board at the next meeting.

Upon motion of Alderman Broyhill, seconded by Alderman Smith, and unanimously voted, the Town Attorney was instructed to prepare a resolution protesting the increased rates granted to the Western Carolina Telephone Company by the State Utilities Commission and a copy of this resolution be sent to the Utilities Commission and also one to Governor Umstead.

Bids on furnishing a new automobile were opened and read as follows:

Ballew Motor Company--Chevrolet Series 150, \$ 1809.72; Trade-in allowance for 1950 Ford, \$ 609.72; Net amount---\$ 1200.00.

Ballew Motor Company--Chevrolet Series 210, \$ 1903.72; Trade-in allowance for 1950 Ford, \$ 603.72; Net amount ---\$ 1300.00.

Snipes Motors---Plymouth Cambridge Club Sedan, \$ 1796.35; Trade-in allowance \$ 950.00; Net amount ---\$ 846.35.

Marion Motors, Inc.---6-Cylinder Ford, \$ 1681.26; Trade-in allowance for 1950 Ford, \$ 1280.00; Net amount---\$ 401.26.

Marion Motors, Inc.---8-Cylinder Ford, \$1734.22; Trade-in allowance for 1950 Ford, \$ 1280.00; Net amount--\$ 454.22.

Upon motion of Alderman Smith, seconded by Alderman Wise, and unanimously voted, it was ordered that the 8-Cylinder Ford be purchased from Marion Motors, Inc. for the amount of \$454.22.

RESOLUTION OF BOARD OF ALDERMEN OF MARION, NORTH CAROLINA, PROTESTING INCREASE IN TELEPHONE RATES

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF MARION, NORTH CAROLINA IN REGULAR MEETING ASSEMBLED:

That this Board vigorously protests the large increase in telephone rates recently approved by the North Carolina Utilities Commission and imposed upon the telephone subscribers of the Town of Marion by the Western Carolina Telephone Company;

This is the second such increase of telephone rates in Marion permitted by the North Carolina Utilities Commission within a period of two years, and the net result of the two increases so permitted has been to increase telephone rates to the residents of Marion by approximately 70% in some instances in a period of two years;

It is the considered opinion of this Board that the costs of labor and materials have not advanced appreciably since March 1951, the date when the last increase of rates was permitted in Marion, and that the rate increase recently authorized is not justified either in law or in fact;

Members of this Board were present at the hearing held in Marion prior to the rate increase which was permitted in March 1951 and officials of the Carolina Mountain Telephone Company stated at said hearing that the proposed rate increase then requested was to take care of the cost of labor and materials involved in converting the Marion Exchange from manual to dial equipment and the cost of expansion in McDowell County which was then contemplated, and it is the sense of this Board that after permitting a substantial increase in March 1951, it is unjust and unfair to permit a second rate increase within a period of two years based, in whole or in part, upon the same considerations which constituted the basis for granting the increase in March 1951.

WHEREFORE, this Board earnestly and vigorously protests the increase in telephone rates recently approved by the North Carolina

Utilities Commission and placed in effect in Marion, and this Board petitions and requests said Commission to re-consider this matter and re-adjust the telephone rates in force at the Marion Exchange so as to make said rates fair and equitable to both the rate-payers and the Western Carolina Telephone Company.

BE IT FURTHER RESOLVED:

That copies of this Resolution be delivered to both of the newspapers published in the Town of Marion and forwarded to the North Carolina Utilities Commission, Western Carolina Telephone Company and Honorable William B. Umstead, Governor of North Carolina.

I, Reece C. Snyder, Clerk and Town Manager of the Town of Marion, North Carolina, hereby certify that the foregoing Resolution was unanimously adopted at a Regular Meeting of the Board of Aldermen of the Town of Marion, North Carolina.

Reece C. Snyder
Clerk and Town Manager of the
Town of Marion, North Carolina

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

February 14, 1953

The Board of Aldermen met in a call meeting on Friday night, February 13 th, at 7:30 P.M.

All members were present. Mr. R. W. Proctor and Mr. E. P. Dameron were also present.

The purpose of this meeting was to discuss the proposed new Charter.

After a discussion of some three hours, it was decided to defer action.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

March 4, 1953

The Board of Aldermen met in a regular meeting Tuesday, March 3 rd, 1953. All members were present with the exception of Alderman W. Ray Smith. The minutes of the previous meeting were read and approved.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman C. C. Wise, the following Resolution calling for an election for Mayor and members of the Board of Aldermen of the Town of Marion was unanimously adopted.

BE IT RESOLVED by the Board of Aldermen of the Town of Marion that an election for Mayor and members of the Board of Aldermen of the Town of Marion be called for Tuesday, May 5 th, 1953, and that notice thereof be published in the Marion Progress and the McDowell News, and that copies of said notice be posted at the McDowell County Courthouse and at the City Hall in the Town of Marion.

Mr. D. N. Lonon is hereby appointed Registrar and Mr. R. L. James, Jr. and Mr. E. W. Parker, Sr. are hereby appointed judges of election.

IT IS FURTHER ORDERED that the City Hall in Marion be designated as the polling place and that the Registration Books be opened for registration of voters on Saturday, April 11 th, and be closed on Saturday, April 25 th, and that Saturday, May 2 nd, be designated as challenge day. The polls will open at 6:30 o'clock P.M. and will close at 6:30 o'clock P.M.

The following notice was ordered published of aforesaid Resolution:

NOTICE OF TOWN ELECTION

NOTICE is hereby given that an election for Mayor and five members of the Board of Aldermen of the Town of Marion is hereby called to be held Tuesday, May 5 th, 1953.

Mr. D. N. Lonon has been appointed Registrar and Mr. R. L. James, Jr. and Mr. E. W. Parker, Sr. were appointed judges of election.

The City Hall in Marion, North Carolina, has been designated as the polling place, and the registration books will be open for registration of voters Saturday, April 11 th, and will close Saturday, April 25 th. Saturday, May 2 nd, is challenge day. The polls will open at 6:30 o'clock A.M. and will close at 6:30 o'clock P.M.

NOTICE is further given that all persons who desire to become candidates shall file notice of their candidacy with C. Frank Goldsmith, Mayor of the Town of Marion, on or before 6:30 o'clock P.M., April 25 th, 1953.

This the third day of March, 1953.

Mr. H. C. Kitchen, Vice-President and General Manager of the Marion Transportation Company, appeared before the Board of Aldermen and submitted a financial report on the activities of the bus company in Marion and requested that the company be permitted to curtail bus schedules in order to give bus service at the time that was most needed and to take off some runs that were not paying. After Mr. Kitchen left the meeting, this matter was discussed at length and the Manager was instructed to notify Mr. Kitchen that he would be permitted to rearrange schedules on a trial basis. It was also pointed out that Mr. Kitchen should insist on his bus drivers using more traffic courtesy and stopping at intersections.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman C. C. Wise, it was ordered "No Parking" regulations be enforced and proper signs erected on the North side of Railroad Street from Main Street to Morgan Street. The question of installing Storm Sewer line in an alley running west off of Garden Street and adjoining properties of Messrs. H. G. Sain, W. Ray Smith, Eckenrod Studio, Hotel James, and others was discussed. Action on this matter was deferred.

The Manager was instructed to investigate the possibility of purchasing a metal stencilling machine and stencil names and numbers on dog tags and to require each person to register his dog with the Town of Marion.

The Manager stated that persons interested in the Pleasant Gardens School had requested that they be permitted to install a fire hydrant on the city's six-inch main that runs through the school property in order to give fire protection to the school building. It was agreed that they be permitted to do this work providing the installation met with the Manager's approval and that the entire cost be borne by the school or other interested parties.

The Manager was instructed to talk with Mr. R. R. Cook about acquiring some property owned by him at the intersection of Rutherford Road and Main Street in order that the State Highway might widen the curb at this intersection.

The question of considering the purchase of the property now owned by Mr. Bruce Cowan which was formerly the Marion Riding Club was discussed, the thought being that this property might meet the needs for storage garage and warehouse for the Town. After some discussion it was agreed that it would be more advantageous for the Town to erect a suitable building on the old sewerage plant site than to purchase this property.

The Manager was instructed to make an estimate of the portion of

cost that the Town would be required to assume in connection with the State Highway widening Garden Street from Court Street to New Street and to report back to the Board at a later date.

A resolution was adopted authorizing the Mayor to enter into a contract with the Southern Railway relative to the Town installing a six-inch water and an eight-inch sewer line under their tracks leading to Kingville, South Carolina.

Copy:-

March 3, 1953

STATE OF NORTH CAROLINA
TOWN OF MARION

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF MARION TO ENTER INTO AND SIGN A CONTRACT WITH THE SOUTHERN RAILWAY RELATIVE TO THE INSTALLATION OF A SIX-INCH WATER LINE TWO HUNDRED SIXTY-FIVE FEET NORTH OF MILE POST 208 AND AN EIGHT-INCH SEWER LINE ELEVEN HUNDRED THIRTEEN FEET NORTH OF MILE POST 208 ON THE SOUTHERN RAILWAY LINE RUNNING FROM MARION, NORTH CAROLINA, TO KINGVILLE, SOUTH CAROLINA

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA, IN SESSION ASSEMBLED:

That the Mayor of the Town of Marion is hereby authorized to enter into and execute a contract with the Southern Railway relative to the installation of a six-inch cast iron water line two hundred sixty-five feet north of mile post 208 and an eight-inch sanitary sewer line eleven hundred thirteen feet north of mile post 208.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, the foregoing resolution was unanimously adopted.

TOWN OF MARION
MCDOWELL COUNTY, N. C.

I, Reece C. Snyder, Clerk of the Board of Aldermen of the Town of Marion, do hereby certify that the foregoing page contains a full true and perfect copy of the Resolution authorizing the Mayor of the Town of Marion to enter into and sign a contract with the Southern Railway relative to the installation of a six-inch cast iron water line and an eight-inch cast iron sewer line under the right-of-way of the Southern Railway as the same appears on record now filed in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Town of Marion, at office, of the Town of Marion, this 3 rd day of March, 1953.

(Seal of Town of Marion)
Action taken March 3 rd, 1953.

Reece C. Snyder, Clerk
Town of Marion, N. C.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

March 3, 1953

NOTICE OF NEW REGISTRATION FOR TOWN ELECTION TO BE HELD TUESDAY, MAY 5 th, 1953

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF MARION, NORTH CAROLINA, IN SESSION ASSEMBLED:

That a new registration for all of the citizens of the Town of Marion, North Carolina, eligible to vote in the coming Town Election which is to be held on Tuesday, May 5 th, 1953, is hereby called, and that Mr. D. N. Lonon has been appointed Registrar for said election.

Registration books will be open at the Town Hall in the Town of Marion beginning Saturday, April 11 th, 1953, and will remain open through Saturday, April 25 th, 1953.

The registration books will open at 9:00 A. M. April 11 th, 1953, and

will remain open between the hours of 9:00 A.M. and 5:00 P.M. on each day, Sundays excluded, and closing April 25 th, 1953, except on Saturdays when they will remain open until 9:00 P. M.

This the third day of March, 1953.

Reece C. Snyder
Reece C. Snyder
Manager and Clerk to the
Board of Aldermen of the
Town of Marion, North Carolina

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

April 8, 1953

The Board of Aldermen met in a regular meeting on Tuesday, April 7 th, with all members present. Mr. E. P. Dameron was also present.

The minutes of the previous meeting were read and approved.

Mr. John Setzer of the McDowell News appeared before the Board and stated that he wished to purchase wall rights in the one-story brick garage building in the rear of the City Hall and adjoining Mr. Setzer's property in order that he might use this wall in construction of an addition to his present McDowell News building.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that the wall rights of the above mentioned be sold to Mr. Setzer for the sum of \$200.00, and Mr. E. P. Dameron was instructed to prepare the necessary deed and also a deed conveying one-half of the combined wall back to the Town of Marion, the attorney fees to be paid by Mr. John Setzer.

Upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant and unanimously voted, it was ordered a chlorinating station be constructed and proper equipment installed on the Mackey Creek and the Clear Creek water lines and that advertisement for bids on these two projects be started immediately.

The Manager stated to the Board that Mr. P. E. Rogers of Hickory, N. C., had contacted him in regard to placing advertisements on all of the parking meters on the streets. It was also brought out that Mr. Rogers had also discussed this matter with the Mayor. After a brief discussion, the Manager was instructed to notify Mr. Rogers that the Town would not be interested in his proposition.

Upon motion of Alderman C. C. Wise, seconded by Alderman Broyhill and unanimously voted, it was ordered that an eighteen (18) inch storm sewer with the necessary catch basins be installed in a ten (10) foot alley running from North Garden Street to the back of Miss Ellen Crawford's property and the cost of the pipe be borne by the property owners adjoining the alley and that when permanent pavement is placed on the alley, the expense of this to be borne by the property owners, that the Town take over and maintain the said alley.

Upon motion of Alderman Grant, seconded by Alderman Smith and unanimously voted, it was ordered that Mr. E. P. Dameron along with the Manager prepare an appropriate resolution requesting the State Highway & Public Works Commission to take over, pave, and maintain Montevista Avenue from Highway 70 to the intersection of Fern Avenue, and Fern Avenue from its intersection with Montevista Avenue to Fleming Avenue.

Sheriff Ashby Robinson appeared before the Board and asked for permission to state his views on legislation that had recently been adopted concerning the County Rural Police, the jail, the operation of the jail, and other matters pertaining to his office.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

May 6, 1953

The Board of Aldermen met in regular meeting on Tuesday, May 5 th, 1953, with all members present. The minutes of the previous meeting were read and approved.

Upon motion of Alderman W. F. Grant, seconded by Alderman W. Ray Smith, and unanimously voted, it was ordered that 1952 delinquent taxes be advertised according to law beginning May 11 th and for tax sale be held at the City Hall Door on June 8 th.

The Manager stated to the Board that it would be necessary for them to meet the third Monday in May, the date being May 18 th, to take oath of office.

Upon motion of Alderman C. C. Wise, seconded by Alderman Otis L. Broyhill, and unanimously voted, it was ordered that the contract for auditing the City accounts for the period July 1, 1952 to June 30, 1953 be awarded the firm of Wilson, Hosick & Company for the amount of \$750.00.

Upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that the sewer line be extended on Hudgins Street from the Negro School to the City Limits, this work to be done by the city labor.

Dr. B. A. Dickson and Mr. J. L. Laughridge came before the Board and stated that they had been appointed by the Masonic Lodge to meet with the Board and negotiate the sale of the strip of property ten (10) feet along Main Street and one hundred forty-four (144) feet along State Street for future widening of State Street. They stated that they felt that they should have \$15.00 per front foot of the one hundred forty-four feet along State Street, making a total purchase price of \$2160.00. After some discussion these gentlemen left the meeting and then after further discussion by the Board and upon motion of Alderman W. F. Grant, seconded by Alderman Otis L. Broyhill and unanimously voted, Alderman D. Pat Davis was instructed to notify the officials of the Masonic Lodge that the Board was willing to pay them \$2000.00 for this property, payment to be made within the next three or four months.

The returns of the election held on Tuesday, May 5 th, 1953, which had been certified to the Town Clerk by the Registrar and Judges of the Election was presented to the Board as follows:

It was declared that the Mayor and Board of Aldermen receiving the highest number of votes were elected for the term of two years. The results being:

FOR MAYOR

C. Frank Goldsmith	received 145 votes
Dee Hensley	received 2 votes

FOR ALDERMEN

Otis L. Broyhill	received 145 votes
D. Pat Davis	received 142 votes
W. F. Grant	received 140 votes
W. Ray Smith	received 137 votes
C. C. Wise	received 141 votes
Glenn Laughridge	received 2 votes
Johnny Sullivan	received 2 votes
Harvey Parker	received 2 votes
Harry Tyler	received 2 votes
Clyde Bobo	received 2 votes
Sid Johnson	received 1 vote

There being no further business, the meeting adjourned.

Race C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

May 19, 1953

The Board of Aldermen met in a call meeting Monday, May 18 th, with all members present. The purpose of this meeting was for the newly elected Mayor and Board of Aldermen to take the oath of office, to consider street paving petitions and to change the street paving ordinance and the appointment of the Mayor Pro Tem, Treasurer and other officers.

Mr. J. W. Streetman, Jr., Justice of the Peace, administered the following oaths of office.

I, C. Frank Goldsmith, 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.

C. F. Goldsmith
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

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

Otis L. Broyhill
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

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

D. Pat Davis
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

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

W. F. Grant
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

Walter C. Snyder
Clerk to the Town of Marion, N. C.

I, W. F. Grant, now residing
at 41 P. S. St., Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of ALDERMAN of said Town in
the election to be held on Tuesday, May 7, 1953.

I hereby certify that I am an elector of the Town
of Marion, N. C.

This 17 day of April, 1953.

I, D. Pat Davis, now residing
at 117 W. 2nd Street, Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of ALDERMAN of said Town in
the election to be held on Tuesday, May 5, 1953.

I hereby certify that I am an elector of the Town
of Marion, N. C.

This 17 day of April, 1953.

I, _____, now residing
at _____, Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of _____ of said Town in
the election to be held on Tuesday, May _____, 19____.

I hereby certify that I am an elector of the Town
of Marion, N. C.

This 20th day of April, 1953.

I, C. L. Brophy, now residing
at 124 N. Main St., Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of ALDERMAN of said Town in
the election to be held on Tuesday, May _____, 19____.

I hereby certify that I am elector of the Town
of Marion, N. C.

This 20th day of April, 1953.

I, C. F. Goldsmith, now residing
at Monte Vista Ave., Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of Mayor of said Town in
the election to be held on Tuesday, May 5th, 1953.

I hereby certify that I am elector of the Town
of Marion, N. C.

This 20th day of April, 1953.

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

May 19, 1953

The Board of Aldermen met in a call meeting Monday, May 18 th, with all members present. The purpose of this meeting was for the newly elected Mayor and Board of Aldermen to take the oath of office, to consider street paving petitions and to change the street paving ordinance and the appointment of the Mayor Pro Tem, Treasurer and other officers.

Mr. J. W. Streetman, Jr., Justice of the Peace, administered the following oaths of office.

I, C. Frank Goldsmith, 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.

C. F. Goldsmith

Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

Otis L. Broyhill

Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

D. Pat Davis

Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

W. F. Grant

Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

Mr. Reece C. Snyder
Clerk to the Town of Marion, N. C.

I, W. Ray Smith, now residing
at 20 First St., Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of Alderman of said Town in
the election to be held on Tuesday, May 5, 1953.

I hereby certify that I am an elector of the Town
of Marion, N. C.

This 21 day of April, 1953.

I, C. C. Wise, now residing
at 212 N. Garden St., Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of Alderman of said Town in
the election to be held on Tuesday, May 5, 1953.

I hereby certify that I am an elector of the Town
of Marion, N. C.

This 22 day of April, 1953.

I, _____, now residing
at _____, Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of _____ of said Town in
the election to be held on Tuesday, May _____, 19 ____.

I hereby certify that I am an elector of the Town
of Marion, N. C.

This _____ day of April, 19 ____.

I, _____, now residing
at _____, Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of _____ of said Town in
the election to be held on Tuesday, May _____, 19 ____.

I hereby certify that I am elector of the Town
of Marion, N. C.

This _____ day of April, 19 ____.

I, _____, now residing
at _____, Marion, N. C.,
hereby give notice of my intention to become a candidate
for the office of _____ of said Town in
the election to be held on Tuesday, May _____, 19 ____.

I hereby certify that I am elector of the Town
of Marion, N. C.

This _____ day of April, 19 ____.

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

May 19, 1953

The Board of Aldermen met in a call meeting Monday, May 18 th, with all members present. The purpose of this meeting was for the newly elected Mayor and Board of Aldermen to take the oath of office, to consider street paving petitions and to change the street paving ordinance and the appointment of the Mayor Pro Tem, Treasurer and other officers.

Mr. J. W. Streetman, Jr., Justice of the Peace, administered the following oaths of office.

I, C. Frank Goldsmith, 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.

C. F. Goldsmith
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

Otis L. Broyhill
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

D. Pat Davis
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

W. F. Grant
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

May 6, 1953

The Board of Aldermen met in regular meeting on Tuesday, May 5 th, 1953, with all members present. The minutes of the previous meeting were read and approved.

Upon motion of Alderman W. F. Grant, seconded by Alderman W. Ray Smith, and unanimously voted, it was ordered that 1952 delinquent taxes be advertised according to law beginning May 11 th and for tax sale be held at the City Hall Door on June 8 th.

The Manager stated to the Board that it would be necessary for them to meet the third Monday in May, the date being May 18 th, to take oath of office.

Upon motion of Alderman C. C. Wise, seconded by Alderman Otis L. Broyhill, and unanimously voted, it was ordered that the contract for auditing the City accounts for the period July 1, 1952 to June 30, 1953 be awarded the firm of Wilson, Hosick & Company for the amount of \$750.00.

Upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that the sewer line be extended on Hudgins Street from the Negro School to the City Limits, this work to be done by the city labor.

Dr. B. A. Dickson and Mr. J. L. Laughridge came before the Board and stated that they had been appointed by the Masonic Lodge to meet with the Board and negotiate the sale of the strip of property ten (10) feet along Main Street and one hundred forty-four (144) feet along State Street for future widening of State Street. They stated that they felt that they should have \$15.00 per front foot of the one hundred forty-four feet along State Street, making a total purchase price of \$2160.00. After some discussion these gentlemen left the meeting and then after further discussion by the Board and upon motion of Alderman W. F. Grant, seconded by Alderman Otis L. Broyhill and unanimously voted, Alderman D. Pat Davis was instructed to notify the officials of the Masonic Lodge that the Board was willing to pay them \$2000.00 for this property, payment to be made within the next three or four months.

The returns of the election held on Tuesday, May 5 th, 1953, which had been certified to the Town Clerk by the Registrar and Judges of the Election was presented to the Board as follows:

It was declared that the Mayor and Board of Aldermen receiving the highest number of votes were elected for the term of two years. The results being:

FOR MAYOR

C. Frank Goldsmith received 145 votes
Dee Hensley received 2 votes

FOR ALDERMEN

Otis L. Broyhill received 145 votes
D. Pat Davis received 142 votes
W. F. Grant received 140 votes
W. Ray Smith received 137 votes
C. C. Wise received 141 votes
Glenn Laughridge received 2 votes
Johnny Sullivan received 2 votes
Harvey Parker received 2 votes
Harry Tyler received 2 votes
Clyde Bobo received 2 votes
Sid Johnson received 1 vote

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

May 19, 1953

The Board of Aldermen met in a call meeting Monday, May 18 th, with all members present. The purpose of this meeting was for the newly elected Mayor and Board of Aldermen to take the oath of office, to consider street paving petitions and to change the street paving ordinance and the appointment of the Mayor Pro Tem, Treasurer and other officers.

Mr. J. W. Streetman, Jr., Justice of the Peace, administered the following oaths of office.

I, C. Frank Goldsmith, 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.

C. F. Goldsmith
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

Otis L. Broyhill
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

D. Pat Davis
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

W. F. Grant
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

J. W. Streetman Jr.

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

W. Ray Smith
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

W. F. Grant

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

C. C. Wise
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 th day of May, 1953.

W. F. Grant

Upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, Alderman D. Pat Davis was appointed Mayor Pro Tem. Upon motion of Alderman C. C. Wise, seconded by Alderman Otis L. Broyhill and unanimously voted, Alderman W. F. Grant was appointed Treasurer. Upon motion of Alderman W. Ray Smith, seconded by W. F. Grant and unanimously voted, Reece C. Snyder was reappointed Town Manager, Clerk, Tax Collector, Building Inspector and Plumbing Inspector. Mayor C. F. Goldsmith stated that he would re-appoint the same committee as they served during the previous term of office.

Upon motion of Alderman Grant, seconded by Alderman Wise and unanimously voted, it was ordered three street lights be installed on Hillcrest Drive.

After considerable discussion on street paving petitions and street paving ordinance and upon motion of Alderman Smith, seconded by Alderman Wise and unanimously voted, the City Attorney was instructed to prepare a new street paving ordinance stipulating that it will be necessary to have 60% of the frontage on the street signed and that 50% of the total cost to the property owners be paid into the Town Treasury before any street paving project was started.

Mayor Goldsmith appointed a committee consisting of Alderman W. Ray Smith, Alderman C. C. Wise, and the Manager to request the County Commissioners to increase the County's participation in the cost of rural fire calls.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 5, 1953

The Board of Aldermen met on Thursday, June 4 th, 1953. This meeting was called to replace the regularly scheduled meeting for Tuesday, June 2 nd, which was not held due to there not being a quorum present. All members of the Board were present. Mr. R. W. Prector, City Attorney, was also present. The minutes of the previous meeting were read and approved.

Upon motion of Alderman D. Pat Davis, seconded by Alderman C. C. Wise

and unanimously voted, the following street paving ordinance was adopted:

Copy:-

AN ORDINANCE TO PROVIDE FOR THE PROPERTY OWNER'S PARTICIPATION
IN THE COST OF STREET PAVING

WHEREAS, the Town of Marion is at present, and has in the past, experienced considerable difficulty in collecting street paving assessments;

AND WHEREAS, it is the opinion of the Board of Aldermen that for the most efficient operation of the municipal government that from and after the enactment of this ordinance no street paving shall be done by the Town unless and until property owners who request or desire such improvements shall pay, in advance, at least fifty per cent of the total estimated cost of such improvement to said property owners.

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

SECTION I That from and after the enactment of this ordinance that any property owners desiring to have streets paved shall pay into the Treasury of the Town of Marion, in advance, and before the advertisement for bids for said paving, a sum of not less than fifty per cent of the estimated total cost of such improvement to all property owners on said street or streets to be included in said project. The estimated cost shall include the necessary grading, drainage, and any other expense necessary to the actual surfacing of said streets.

SECTION II That in addition to the requirements hereinabove set forth, the Town shall not order any street paved, unless and until a proper petition requesting said improvement shall be signed by at least sixty per cent of the number of persons owning property on said street, and who shall own at least sixty per cent of the total frontage on said street.

SECTION III That when the paving shall have been completed the balance due by each property owner shall be, and become, immediately due and payable, and, if not paid when due, then the same shall draw interest at the rate of six per cent per annum, and, if not paid within thirty days, it shall be the duty of the proper official of the Town to immediately institute such action as may be necessary for the collection of the balance due by such owner or owners.

SECTION IV That all ordinances, and clauses and sections of ordinances, in conflict with this ordinance are hereby repealed.

SECTION V That if any part of this ordinance shall be held by the Supreme Court of this State or by any other court of final jurisdiction to be unconstitutional and void, such holding or decision shall not affect or nullify any other part of this ordinance.

SECTION VI This ordinance shall be in full force and effect from and after its enactment.

READ AND ADOPTED this the 4 th day of June, 1953.

Reece C. Snyder
Reece C. Snyder
Clerk

C. F. Goldsmith
C. F. Goldsmith
Mayor

The proposed street paving was discussed, and it was decided to notify the property owners on all streets that had requested that their streets be paved that it would be necessary for them to have at least fifty per cent of their estimated paving costs in by Monday, June 15 th, in order that advertisements for the work might be strated and if the money was not in by that time, their streets would have to be excluded from the advertisement at this time.

It was ordered that a street light be installed at the intersection of State and Ann Streets and one at the intersection of Ann and Wayne Streets.

Mr. Frank Killough came before the Board and requested that he be permitted to remain on the flat rate or minimum charge on his water account due to the fact the Clear Creek water line runs through his property for a distance of approximately 3/4 of a mile and the Town has never secured a right-of-way across the property that he now owns, this property being purchased by him from Mr. L. B. Willis. After some discussion it was

decided to defer action on this matter until it could be investigated more by the Manager and Mr. Proctor.

Upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, the Manager was instructed to advertise for bids for the purchase of a 1½ Ton truck to replace the present 1947 1½ Ton Ford truck. The present body to be mounted on the new truck and the old truck to be traded in on the purchase of a new one.

It was ordered that the remaining \$500.00 balance be paid to the firm of Harwood Beebe for engineering work on the sewage disposal plant.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that the charge for connecting to city sewer system outside the city limits remain the same, it being:- Tap fee of \$35.00, \$2.00 month sewer service charge and that the individual bear all costs of running their line to the city main.

It was ordered that the firm of Proctor and Dameron be retained to defend the Town in suit now pending with reference to preaching and crowds congregating on streets and sidewalks.

Upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, it was agreed to accept a sub-division of a street plan submitted by Mr. J. L. Fields for Frank Hall, said street being a connection between the Catawba Heights Sub-division and the Park Hill Sub-division; and that the Town take over said street for maintenance when it was properly graded, gravelled and drained.

Upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that Mrs. Maggie M. Landis be paid five hundred (\$500.00) dollars for sewer right-of-way across her property on Rutherford Road.

Upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, it was ordered to notify the owners of the land used for parking lot adjoining the Courthouse property that the Town no longer wished to use this property for a parking lot and that their agreement would be terminated at the end of the contract period.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman C. C. Wise, the 1953-54 Budget was adopted tentatively as presented by the Manager and the tax rate was set at \$1.45 on the \$100.00 valuation. Voting in favor of this motion: Aldermen Broyhill, Davis and Wise. Voting against the motion: Aldermen Smith and Grant.

AN ORDINANCE LEVYING THE AD VALOREM, PERSONAL PROPERTY AND POLL TAX FOR THE FISCAL YEAR 1953-54

Section 1: In order to raise a fund for the general expenses incident to the proper government of the Town of Marion as set forth in the budget, a copy of which is attached hereto, and for the payment of the principal and interest of the bonded indebtedness of the Town, the taxes hereinafter designated are hereby levied for the fiscal year 1953-54.

On every \$100 valuation of real estate within the corporate limits of the Town of Marion as the same existed on the first day of January, 1953, and on every \$100 of personal property owned by persons residing in the corporate limits of the Town of Marion as the same existed on January 1, 1953.

- | | |
|--|---------|
| 1. For the payment of the general operating expenses of the town | \$.93 |
| 2. For the payment of the principal and interest of the bonded indebtedness of said Town of Marion | .52 |
| Total | \$ 1.45 |

Section 2: POLL TAX: On each male person between the ages of 21 and 50 (Not otherwise exempt by law) residing in the Town of Marion to be applied to the payment of the current expenses of said Town, as set forth in the budget, a tax of \$ 1.00

Attest: Frank Goldsmith
Reece C. Snyder Mayor
Town Clerk

AN ORDINANCE SETTING UP A BUSINESS PRIVILEGE LICENSE TAX FOR THE FISCAL YEAR 1953-54

In addition to the tax on property and polls, as otherwise provided

for, and under the power and authority conferred in the laws of North Carolina, there shall be set up and collected, a privilege license tax for the year 1953-54, on trades, professions, agencies, and other business operations. The said tax to be the same as was adopted for the fiscal year 1952-53, a copy of which is on file in the City Clerk's Office.

Reece C. Snyder
Town Clerk

Frank Goldsmith
Mayor

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 17, 1953

The Board of Aldermen met in a call meeting on Tuesday, June 16 th, 1953. All members were present.

The purpose of this meeting was to open bids and award contract on a 1½-Ton truck and to discuss street paving and sewer line extensions.

Upon motion duly made and seconded and unanimously voted construction of an eight-inch sewer line on Hillcrest Drive and Virginia Avenue was authorized.

It was ordered that a loading zone be designated near Marion Knitting Mill on West Court Street. It was ordered that parking meters be installed on West Court Street from Logan Street to Academy Street with the exception of in front of the Post Office fifteen-minute zone.

The Manager was authorized to attend a financial meeting in Chapel Hill, N. C., on Friday and Saturday, June 19 th and 20 th.

The Manager was instructed to advertise for bids for eight-inch water pipe and necessary fittings to be installed on Hillcrest Drive.

After opening bids on 1½-Ton Truck and upon motion duly made and seconded the contract was awarded to Snipes Motor Company in the amount of \$1,638.17. Other bids being as follows: 6 cylinder Ford--Net Bid, \$1,816.00; 8 cylinder Ford--\$1,850.00; Chevrolet, \$2,043.26; Studebaker, \$2,100.00.

There being no further business, the meeting adjourned.

Clerk

Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

July 9, 1953

The Board of Aldermen met Tuesday, July 7 th, with all members present. Mr. R. W. Proctor, Town Attorney, was also present.

The minutes of the previous meeting were read and approved.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman C. C. Wise, it was ordered that we advertise for the purchase of two-way radios for the Police and Fire Departments.

Upon motion of Alderman W. Ray Smith, seconded by Alderman Otis L. Broyhill, it was ordered that the street paving contract be awarded to Asheville Paving Company.

The Manager was authorized to employ Mr. Otis Ledbetter to re-number all houses and business buildings in town.

decided to defer action on this matter until it could be investigated more by the Manager and Mr. Proctor.

Upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, the Manager was instructed to advertise for bids for the purchase of a 1½ Ton truck to replace the present 1947 1½ Ton Ford truck. The present body to be mounted on the new truck and the old truck to be traded in on the purchase of a new one.

It was ordered that the remaining \$500.00 balance be paid to the firm of Harwood Beebe for engineering work on the sewage disposal plant.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that the charge for connecting to city sewer system outside the city limits remain the same, it being:- Tap fee of \$35.00, \$2.00 month sewer service charge and that the individual bear all costs of running their line to the city main.

It was ordered that the firm of Proctor and Dameron be retained to defend the Town in suit now pending with reference to preaching and crowds congregating on streets and sidewalks.

Upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, it was agreed to accept a sub-division of a street plan submitted by Mr. J. L. Fields for Frank Hall, said street being a connection between the Catawba Heights Sub-division and the Park Hill Sub-division; and that the Town take over said street for maintenance when it was properly graded, gravelled and drained.

Upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that Mrs. Maggie M. Landis be paid five hundred (\$500.00) dollars for sewer right-of-way across her property on Rutherford Road.

Upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, it was ordered to notify the owners of the land used for parking lot adjoining the Courthouse property that the Town no longer wished to use this property for a parking lot and that their agreement would be terminated at the end of the contract period.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman C. C. Wise, the 1953-54 Budget was adopted tentatively as presented by the Manager and the tax rate was set at \$1.45 on the \$100.00 valuation. Voting in favor of this motion: Aldermen Broyhill, Davis and Wise. Voting against the motion: Aldermen Smith and Grant.

AN ORDINANCE LEVYING THE AD VALOREM, PERSONAL PROPERTY AND POLL TAX FOR THE FISCAL YEAR 1953-54

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On every \$100 valuation of real estate within the corporate limits of the Town of Marion as the same existed on the first day of January, 1953, and on every \$100 of personal property owned by persons residing in the corporate limits of the Town of Marion as the same existed on January 1, 1953.

- | | |
|--|---------|
| 1. For the payment of the general operating expenses of the town | \$.93 |
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| Total | \$ 1.45 |

Section 2: POLL TAX: On each male person between the ages of 21 and 50 (Not otherwise exempt by law) residing in the Town of Marion to be applied to the payment of the current expenses of said Town, as set forth in the budget, a tax of \$ 1.00

Attest: Frank Goldsmith
Reece C. Snyder Mayor
Town Clerk

AN ORDINANCE SETTING UP A BUSINESS PRIVILEGE LICENSE TAX FOR THE FISCAL YEAR 1953-54

In addition to the tax on property and polls, as otherwise provided

for, and under the power and authority conferred in the laws of North Carolina, there shall be set up and collected, a privilege license tax for the year 1953-54, on trades, professions, agencies, and other business operations. The said tax to be the same as was adopted for the fiscal year 1952-53, a copy of which is on file in the City Clerk's Office.

Reece C. Snyder
Town Clerk

Frank Goldsmith
Mayor

There being no further business, the meeting adjourned.

C. F. Goldsmith
C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION
June 17, 1953

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The purpose of this meeting was to open bids and award contract on a 1½-Ton truck and to discuss street paving and sewer line extensions.

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The Manager was authorized to attend a financial meeting in Chapel Hill, N. C., on Friday and Saturday, June 19 th and 20 th.

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There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk
C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION
July 9, 1953

The Board of Aldermen met Tuesday, July 7 th, with all members present. Mr. R. W. Proctor, Town Attorney, was also present.

The minutes of the previous meeting were read and approved.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman C. C. Wise, it was ordered that we advertise for the purchase of two-way radios for the Police and Fire Departments.

Upon motion of Alderman W. Ray Smith, seconded by Alderman Otis L. Broyhill, it was ordered that the street paving contract be awarded to Asheville Paving Company.

The Manager was authorized to employ Mr. Otis Ledbetter to re-number all houses and business buildings in town.

It was agreed to permit Mr. Milton Goins to open a skating rink in the Shiflet Building at the corner of East Court and Garden Streets providing he complies with the Town regulations as to closing time, keeping order, and any other regulations.

The question of fogging or spraying the town for flies was discussed, but no action was taken.

Upon motion of Broyhill, seconded by Wise, the 1953-54 Budget and Tax Rate was set with the following votes: Yes-Aldermen Broyhill, Wise, and Davis; No-Alderman Smith; Not voting-Alderman Grant.

Mr. W. R. Chambers, Henry Clay, J. H. L. Miller and Ernest House appeared before the Board with reference to the Town definitely establishing street line on State Street East of the Southern Railway Tracks. This question was referred to the Street Committee to study and make a report back to the Board at the next meeting.

Mr. Paul Story came before the Board and presented a petition from property owners on Snipes Street requesting that the Town improve the condition of this street. This matter was referred to the Street Committee.

It was ordered that 25-mile an hour speed signs be erected on Garden Street between Main and Spring Streets.

There being no further business, the meeting adjourned.

R. C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

July 17 th, 1953

The Board of Aldermen met in a call meeting Thursday, July 16 th, at 11:30 A. M.

Present were Mayor C. F. Goldsmith, Aldermen Otis L. Broyhill, W. Ray Smith, D. Pat Davis and C. C. Wise. Alderman W. F. Grant was absent.

This meeting was called to reach a decision on the proposition from J. E. Sirrine Company as to making a study of the water supply, to discuss the proposed property numbering, the question of restricted parking on the South side of Spring Street from Main to Garden St; also on one side of Garden Street between Court Street and New Street; and to decide whether or not to spray or fog Marion for insect control.

Upon motion duly made and seconded, it was ordered the reading of the previous meeting be dispensed with until the next regular meeting.

Upon motion of Alderman Smith, seconded by Broyhill and unanimously voted by all members present, it was ordered that J. E. Sirrine Company be employed to make an examination, detailed study and report as to supplementing the present water supply as outlined in a discussion with their representative, Mr. Adams, on July 8 th and as outlined in his letter addressed to the Mayor on July 9 th; and the Manager was instructed to notify them of the same.

Upon motion duly made and seconded, it was ordered that the property numbering be postponed for the time being.

After some discussion on the question of insect control, the Manager was instructed to contact the officials of neighboring towns to find out what they had done and report back to the Board members individually as soon as he had made this investigation.

It was agreed that the Town purchase a fogging machine for the control of insects and that the cost of the purchase of the machine be divided five ways: between the Town of Marion, McDowell County, Marion Manufacturing Co., Clinchfield Manufacturing Company and Cross Cotton Mills. The cost of the machine to be \$1195.00 and that the Town maintain and operate the machine and bill the others for actual cost of labor and materials for fogging in their respective communities.

The following ordinance was adopted:

AN ORDINANCE TO PROHIBIT THE GATHERING OF CROWDS UPON THE SIDEWALKS AND IN THE STREETS OF THE TOWN OF MARION AND TO PROHIBIT THE SOLICITATION OR ACCEPTANCE OF ALMS OR COLLECTIONS IN ANY PUBLIC PLACE OR AT ANY PUBLIC GATHERING IN THE TOWN OF MARION.

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

SECTION 1: That it shall be unlawful for any person or persons to conduct or participate in any dance, demonstration, lecture, show, preaching, speaking, or singing service, or to play any musical instrument on the streets or sidewalks or in any public place in the town of Marion in such a manner as might be calculated to cause crowds of persons to assemble or congregate at such places, except with the permission of the Mayor and at such place or places as may hereafter from time to time be designated by the Board of Aldermen.

SECTION 2: That it shall be unlawful for any person or persons to beg, solicit, or accept any alms, offerings or collections of money or of any commodity in connection with any dance, demonstration, lecture, show, preaching, speaking or singing service, or the playing of any musical instrument in the streets or sidewalks or in any public place in the Town of Marion.

SECTION 3: Any person or persons desiring to hold any such meeting or gathering shall file a written application with the Mayor upon such form as may from time to time be required by the Board of Aldermen, and upon the filing of such written application in proper form, and signed by the applicant or applicants, the Mayor shall hereafter issue permits to any person or persons desiring to hold a public meeting or gathering at such place or places as are designated in this ordinance, or as may be hereafter designated by the Board of Aldermen. Provided, however, that if in any case it shall be made to appear to the Mayor that the issuance of such permit and the holding of such meeting or gathering would unreasonably interfere with traffic upon the streets or sidewalks of the Town of Marion, or be dangerous or injurious to the public health or safety, he may refuse to grant such permit. Provided, however, in the event the Mayor refuses to grant such permit, the applicant therefor shall have the right to appeal from the Mayor's decision to the Board of Aldermen, and upon giving notice in writing to the Mayor of such appeal, the Mayor shall forthwith call a special meeting of the Board of Aldermen who shall hear the applicant and the Board of Aldermen shall grant such permit unless it shall appear to the satisfaction of the Board that the issuance of such permit and the holding of such meeting or gathering will unreasonably interfere with the traffic upon the streets or sidewalks of the Town of Marion, or will be dangerous or injurious to the public health and safety. Provided, further, that the issuance of a permit, either by the Mayor or by the Board of Aldermen, shall not be construed as authorizing the solicitation or acceptance of any offering or collection of money or any commodity at such meetings or gatherings in violation of Section 2 of this ordinance.

SECTION 4: The Town Commons, commonly known as the community building grounds, is hereby designated as the place for the holding of such meetings or gatherings as are authorized pursuant to this ordinance.

SECTION 5: That all ordinances and clauses of ordinances in conflict with any of the provisions of this ordinance are hereby repealed.

SECTION 6: That if any part of this ordinance is held by the Supreme Court of this State, or by any other court of final jurisdiction, to be unconstitutional and void, such holding or decision shall not affect or nullify any other part of this ordinance.

SECTION 7: That this ordinance shall be in full force and effect from and after the date of its enactment and adoption.

ENACTED AND ADOPTED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA, THIS THE 7 th DAY OF JULY, 1953.

R. C. Snyder
TOWN CLERK

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

August 5, 1953

The Board of Aldermen met in a regular meeting August 4 th, 1953, with all members present with the exception of Alderman D. Pat Davis. The minutes of the previous meeting were read and approved.

The Manager was requested to ask the State Highway & Public Works Commission to proceed at once to widen North Garden Street on each side from Court Street to Fort Street.

The question of widening North Logan Street in front of the First Methodist Church property was discussed and upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise, and unanimously voted, it was decided that the Manager notify the Methodist Church officials that the Board felt that in order to widen the Logan Street they would have to widen Fort St. from Logan to Main Street.

Upon motion of Alderman W. F. Grant, seconded by Alderman W. Ray Smith and unanimously voted, it was decided that the regular board meetings in the future be held at seven (7:00) o'clock instead of seven thirty (7:30) P.M. as had been the practice in the past.

It was ordered that according to contracts that water meters be installed at C. C. Woody residence, Garland Williams and two meters on the M. M. Burgin property, both of these being off of Highway 70 near the Burgin Hatchery.

The Manager was instructed to look into the possibility of securing a new site to be used as a city dump.

The Manager was instructed to have an engineer establish the boundry by metes and bounds of State Street from the branch of the Southern Railroad to McDowell Avenue, and it was ordered that this be established as a sixty foot right-of-way using the north edge of the sidewalk as a base line.

Upon motion duly made and seconded it was ordered that Maplewood Avenue and Summit Avenue be included in the present paving contract providing the necessary requirements were met by property owners.

The Mayor requested the Street Committee to look into the possibility of opening Snipes Street from Court Street to Blue Ridge Street.

Upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that "No Parking" signs be erected on the West side of West Henderson Street along the Otis L. Broyhill Furniture Factory, the exact distance to be worked out by the Manager and a representative of the company.

There being no further Business, the meeting adjourned.

R. C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

September 9, 1953

The Board of Aldermen met in a regular meeting Tuesday, September 8, 1953, with all members present.

The minutes of the previous meeting were read and approved.

Miss Doris Hill came before the Board and stated that she felt that the Town should deposit some of its money with Marion Industrial Bank. She pointed out she felt that it was only right that the bank she represents be given some of the business inasmuch as they were citizens and tax payers. After some discussion and upon motion duly made and seconded, it was decided that the Town would deposit with the Marion Industrial Bank ten thousand (10,000.00) dollars on certificate of deposit which could be withdrawn upon demand.

Mr. C. C. Woody appeared before the Board in regard to the use of water at his residence, the officials of the Town having previously discovered

that no water account had ever been paid on this property either during the time Mr. Woody owned it or during the time that Mr. Lee Williams owned the property and granted the Town a right-of-way across Woody's property, a record of which is on file in McDowell County Courthouse in the Clerk's Office. Mr. Woody was advised that this matter would be taken under consideration and that the Manager would notify him of the Board's decision. After Mr. Woody left the meeting and some discussion had been had and upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant and unanimously voted, the Manager was instructed to have a meter installed on this property and to notify Mr. Woody of the Board's decision.

The question of installing a twenty-four-inch storm sewer on Maple Avenue was discussed. It was the feeling of the Board that this job should not be undertaken at this time, but it was ordered that the ditch be straightened and cleaned out.

After some discussion on permitting Mrs. Weaver from Asheville to conduct dancing classes at the Community Building each Wednesday afternoon from three until six o'clock, it was decided that the Manager work the details out with Mrs. Weaver as to the use of the Teen Age Club for these lessons.

The question of widening North Garden Street from Court to New and the now existing "No Parking Regulations" on the West side of Garden Street from Court to New Street was discussed. Upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that the proposed widening of the street be abandoned and that "No Parking" signs on the West side be removed from Fort Street to New Street and the "No Parking" signs from Court to Fort Street be replaced with signs reading: "No parking between the hours of 7:00 P.M. (seven) and 7:00 A.M. (seven)."

The Manager was authorized to reach an agreement with Mr. Ross in regard to a 1" water line Mr. Ross had put in some years ago on Oak Street from Gilkey Street to the City Limits. That the Town having made a water connection to this line it was brought out that Mr. Ross thought if the town was going to be a user that he be reimbursed for part of the cost.

Mr. S. R. Perkins came before the Board in regard to a water and sewer connection to his new home on Fern Avenue. After some discussion and upon motion of Alderman D. Pat Davis seconded by Alderman Otis L. Broyhill, it was ordered that these utilities be installed. A vote on the question being in favor: Aldermen D. Pat Davis, Otis L. Broyhill, and C. C. Wise; voting No: Alderman Smith; not voting, Alderman Grant.

The Manager stated that the Secretary to the Merchants' Association had asked that the Town bear one-half of the cost of extra Policemen for the Christmas Parade for 1952, the total cost being \$108.00; and that they bear the entire cost of the parade for 1953. It was pointed out the Board last year had authorized the cost of 1952 and upon motion of Alderman Otis L. Broyhill, seconded by Alderman W. Ray Smith, it was ordered that this payment be made and that the Manager inform the Secretary to the Merchants' Association that the Town would pay one-half of the cost for 1953.

After considerable discussion as to the water shortage and the ban now in force on washing of automobiles, it was decided to permit service stations and garages to wash cars on Friday and Saturday, September 11 th and 12 th on a trial basis; and if it did not jeopardize the water supply too much to allow them to continue on this basis; if they did, this would be discontinued.

There being no further business, the meeting adjourned.

R. C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

September 24, 1953

A call meeting of the Board of Aldermen was had Wednesday, September 23,

1953. Members present were Mayor C. F. Goldsmith, Aldermen D. Pat Davis, W. Ray Smith, and W. F. Grant. Aldermen Otis L. Broyhill and C. C. Wise were absent.

This meeting was called to discuss the possibility of purchasing a bulldozer to be used in land-filled trash disposal, to reach a decision on C. C. Woody's use of city water and to discuss a request for adjustment in water accounts for John Ray Jameson and J. M. Mackey.

It was agreed to adjust Mackey's water account to \$100.00 for August and \$100.00 for September; and to adjust John Ray Jameson's to \$10.00 for August and \$10.00 for September.

Upon motion made and carried Alderman W. Ray Smith and the Manager were authorized to purchase a used bulldozer.

Upon motion of Alderman W. Ray Smith and seconded by Alderman W. F. Grant and carried, the Manager was instructed to notify Mr. C. C. Woody in writing that a water meter would be installed at his residence or his service discontinued after the tenth day of notice which was agreed upon by Mr. Woody's attorney and the Town Attorney.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

October 7, 1953

The Board of Aldermen met in a regular meeting Tuesday, October 6, 1953. All members were present. Mr. R. W. Proctor, Town Attorney, was also present. The minutes of the previous meeting were read and approved with the exception of one correction and this has been made. Mayor Goldsmith presided until about nine o'clock, and he stated that he had to leave the meeting and Mayor Pro Tem Davis conducted the remainder of the meeting.

Upon motion of Alderman D. Pat Davis and seconded by Alderman C. C. Wise and unanimously voted, it was ordered that the cost of street paving which had been recently completed be assessed to the property owners at \$1.12 per foot and the Manager and Mr. R. W. Proctor were instructed to prepare proper resolution and notice to each property owner.

Mr. Proctor stated that he had discussed the question of installing a meter on C. C. Woody's property with Mr. Woody's attorney and that the attorney has requested an additional ten days in order to see if some arrangements could be worked out on this.

The question of Mr. Frank Killough's use of city water was discussed and the Manager and Mr. Proctor were instructed to see if they could reach an agreement with Mr. Killough whereby he would sign the right-of-way.

The report from J. E. Serrine Company in regard to obtaining additional water supply was discussed at length and it was decided to call a representative from the Serrine Company in to meet with the Board in order to go further into details.

Mr. J. M. Mackey appeared before the Board in regard to his August and September water accounts and spent approximately fifty-five minutes explaining in detail his previous use of water and charges. After Mr. Mackey left the meeting and considerable discussion it was agreed by the Board that the adjustment granted Mr. Mackey the last meeting not be changed.

An agreement between the Town of Marion and the State Highway & Public Works Commission in regard to the proposed new overhead bridge was discussed. The Board did not feel that they could sign this agreement until they had found out more details in regard to what it might cost the Town.

Upon motion of Alderman W. Ray Smith and seconded by Alderman Otis L. Broyhill and unanimously voted, the Manager was instructed to bill J. L. Gourley, Sr. and G. J. Hollifield for the water they used on the October billing and to discontinue their services if their bills were not paid as other water customers.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

Copy of the Resolution Passed By the Board of Aldermen of the Municipality of Marion, North Carolina

ADOPTED AT A SPECIAL MEETING HELD OCTOBER 9, 1953

The following resolution was offered by Alderman W. F. Grant and seconded by Alderman D. Pat Davis, and upon being put to vote, was carried:

Ayes: Aldermen Grant, Davis and Wise
Noes: Alderman Smith
Absent: Alderman Broyhill

"WHEREAS, that improvement designated by the State Highway and Public Works Commission as Project 8053, McDowell County, is considered to be the most necessary improvement in the highway system in the corporate limits of this Municipality for the promotion of public safety and convenience; and

WHEREAS, in the plans and proposals of said project it is provided that this Municipality cooperate with said Commission to the extent of

- (1) Participating in the costs and expense of acquiring all the rights-of-way necessary for the location and construction of said project, and the removal therefrom of all obstructions of any kind or character necessary for the construction thereof, to the extent of thirty-three and one-third per cent (33 1/3%) of the total costs thereof;
- (2) Exercising any rights which it may have under any franchises to effect the changing, adjusting, or re-locating of telephone, telegraph or electric power lines or underground cables without expense to the Commission, and, without cost to the Commission, providing for the laying, changing, relaying, or repairing of any necessary water, sewer, gas or other pipelines or conduits; together with all necessary house or lot connections or services extending to the outer edges of said project, whether made necessary by the widening of existing or construction of new or relocated streets or sidewalks.

"NOW, THEREFORE, BE IT RESOLVED that the said Project 8053, McDowell County, be and it is hereby formally approved by the Board of Aldermen of the Municipality of Marion, and that the Mayor and Clerk of said Municipality be and they are hereby empowered to sign and execute the required agreements between this Municipality and the State Highway and Public Works Commission."

I, Reece C. Snyder, Clerk of the Municipality of Marion, do hereby certify that the above is a true and correct copy of excerpts from the minutes of the Board of Aldermen of said Municipality.

WITNESS my hand and the official seal of the Municipality this the 9 day of October, 1953.

Reece C. Snyder
Clerk, Municipality of Marion

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

October 28, 1953

A Call Meeting of the Board of Aldermen was had October 27 th for the purpose of discussing with a representative of the J. E. Sirrine Company their report of a proposed supplement to the water supply, revising the parking meter ordinance, charges for corporations and individuals living outside of Marion using the city dump and to discuss the use of the Teenage Club Room in the Community Building. All members were present. Mr. R. W. Proctor, Town Attorney, was also present.

Mr. Adams of the J. E. Sirrine Company discussed with the Board for a considerable time numerous phases of the proposed addition to the water supply. Some of the members felt it would be more to the advantage of the town over a long range of time to construct a filter plant in the Catawba River. It was also brought out for the time being it might be advisable to construct an impounding dam on Mackey's Creek thereby taking advantage of the water from the clear streams. No definite decision was reached but it was agreed that this matter would be discussed further at a later date.

Mr. Proctor was instructed to prepare a new ordinance relative to parking vehicles on the city streets for the purpose of advertising or selling merchandise.

Upon motion of Alderman W. Ray Smith, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that a charge of one fifty (\$1.50) be made for each load or part of a load of garbage or other refuse that was placed on the city dump from persons or firms outside of the corporate limits.

There being no further business, the meeting adjourned.

R. C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

November 4, 1953

The Board of Aldermen met in a regular meeting November 3 rd, 1953, at seven o'clock P.M. All members were present with the exception of Alderman D. Pat Davis. Mr. Robert W. Proctor, Town Attorney, was also present. The minutes of the previous regular and the call meeting were read and approved.

Mayor Goldsmith read a letter from the N. C. Utilities Commission stating that they had received an application from Clinchfield Railroad to discontinue their passenger trains Nos. 37 and 38. It was decided that these trains did not benefit the citizens of the Town of Marion; therefore they would not protest the banning of these runs.

An agreement or contract between the Town of Marion and the Harwood Beebe Engineering Company of Spartanburg, South Carolina, dated June 24 th, 1948, was discussed, it being brought to the attention of the Board that a representative of Harwood Beebe Company had informed the Manager that this contract existed and that any water additions or improvement that might be made that the Harwood Beebe Company felt that they were employed by the terms of the contract to do the engineering work.

The Attorney and the Manager were instructed to draft a letter to Harwood Beebe Company advising them that the Board of Aldermen felt that the contract did not cover any work that they might do in connection with the water improvements or expansion and it was the feeling of the Board that the contract terminated with the construction of the sewage treatment plant.

Upon request of Mr. Ernest House, Jr. it was ordered that a "No Parking" zone be marked off in the front of the Marion Theatre and next to the alley for the convenience of the patrons of the theatre.

Mr. Dula Hawkins with his attorney, Mr. William Chambers, came before the Board in regard to controversy between Mr. Hawkins and Mr. W. Ray Smith as to the driveway on the north side of the old hospital building, now owned

by Mr. Smith, it being the contention of Mr. Hawkins that this was a public street and that the Board of Aldermen should declare it as such. It was Mr. Smith's contention that he purchased the driveway and property to the north of it from the Hospital Board and that it was and is private property. Mr. Proctor pointed out that any action that the Board might take would not settle the question permanently; and he felt that it should be worked out between the two owners or through some other means. The Board did not take an official stand one way or the other.

Mr. Paul Story appeared for his client, Mr. J. L. Gourley, Sr., in regard to Mr. Gourley's water account at his residence on Rutherford Road. It was pointed out that Mr. Gourley's contentions were that he purchased the property with the understanding that he should have the use of free water. After a considerable amount of discussion and upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise and unanimously voted, the following agreement was reached, that the Town pay Mr. Gourley the sum of \$312.00 and not charge him for the meter that had been installed at his residence and that Mr. Gourley start paying his water bill as of December 1 st, 1953, billing. The Manager was authorized to discontinue his services on the tenth of November if he did not agree to these terms by that time and that Mr. Gourley sign a right-of-way agreement across his property for the now existing sewer line.

Mr. G. J. Hollifield with his attorney, Mr. Everett Carnes, came before the Board regarding Mr. Hollifield's use of city water. It was Mr. Hollifield's contention also that he purchased the property with the understanding that he should have the use of free water. It was also brought out that the air valve on his property was a source of trouble to him and that he was bothered with a great amount of air in his water due to the fact that his residence is located on a high point on the line. This matter was discussed at length and upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, it was the decision of the Board that the Town pay Mr. Hollifield the sum of \$468.00, cover the water line which is exposed in his driveway with either concrete or asphalt, move his water service to a point lower on the line and if practicable or advantageous re-locate the air valve and that no charge be made to Mr. Hollifield for a water meter and that Mr. Hollifield start paying his water account monthly beginning with the December 1 st, 1953, billing. He was also given until November 10 th to agree to the Board's decision or have his water service discontinued and that in return Mr. Hollifield sign a right-of-way agreement for the two water lines across his property.

There being no further business, the meeting adjourned.

R. C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

November 17, 1953

The Board of Aldermen met in a call meeting Monday, November 16 th, 1953. The purpose of this meeting being to discuss a supplement to the water supply. All members were present.

After a general discussion it was agreed it would be advisable to call a meeting in the very near future inviting the citizens of the Town of Marion to discuss the possibility of either an impounding dam or a filter plant on Catawaba River. No definite date was set for this meeting.

The entire Board with the exception of Alderman Otis L. Broyhill rode out on the highway along the Catawaba River and examined as best they could, it being dark, several possible sites for a filter plant. The Board then returned to the City Hall and after a discussion of about twenty minutes the Board adjourned about 10:15 o'clock.

R. C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

December 9, 1953

The Board of Aldermen met in a regular meeting December 8 th at seven o'clock p.m. All members were present. Mr. R. W. Proctor, Town Attorney, was also present. The minutes of the previous meeting were read and approved.

Mr. Harwood Beebe, Mr. Charles Beebe, and Mr. Dawson of The Harwood Beebe Company appeared before the Board and discussed with them at length a memorandum as to the engineering work on an agreement dated June 24 th, 1948, in regard to future water and sewer expansions or enlargements. This was a follow-up of a previous discussion as to the said agreement and to a letter in which the Town had informed Mr. Beebe that they did not feel like they were obligated under the terms of the agreement and that the letter gave notice that the Town considered the agreement terminated.

Mr. Beebe stated during the course of conversation that he would not try to hold the Town to the agreement and that if the Town did not desire their services that they did not wish to serve the Town.

After Mr. Beebe left the meeting, this matter was discussed at some length. The Manager and the Town Attorney were instructed to notify Mr. Beebe by letter again that the Town considered this agreement terminated. The motion being made by Alderman W. Ray Smith, seconded by Alderman D. Pat Davis, and unanimously voted.

The Manager stated to the Board that on December 10 th the Town would discontinue the use of the parking lot next to the Courthouse, the six-months notice period expiring on that date and the property owners having been previously notified to that effect.

After some discussion on the proposed enlargement of the water facilities it was agreed that a committee go to Raleigh to discuss this matter with the State Board of Health officials and also the Local Government Commission.

The Christmas Holidays for the Town employees was set beginning at Noon Thursday, December 24 th, the office to open at regular hours Monday, December 28 th.

It was ordered that the Town's forces proceed with the construction of water and sewer on Broad Street Extension when time and weather permitted.

It was ordered that the Town purchase or call in four thousand dollars (\$4,000.00) of 2 1/2% interest sewer bonds due June 30 th, 1965, the cost of these being \$4,002.50.

Upon motion duly made and seconded, it was ordered that a Christmas present of \$10.00 each be given to all city employees.

There being no further business, the meeting adjourned.

Reese C. Snyder
Clerk

C. F. Goldsmith
Mayor

NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

January 6, 1954

The Board of Aldermen met in regular session January 5 th with all members present. Mr. R. W. Proctor, Town Attorney, was also present. The minutes of the previous meeting were read and approved.

Sam Randolph came before the Board and stated that he was interested in the possibility of putting on a limited bus service in Marion using station wagons. This matter was discussed at some length. No decision was reached, and it was felt that Mr. Randolph and the Town should get more information before proceeding further.

Frank Hall came before the Board and requested permission to open Pine Street from Clay Street to McDowell Avenue and presented a map showing this street named Park Hill Property recorded in Map Book I, page 115. The Manager was instructed to check the subdivision in the Register of Deeds Office and if he found the plat recorded before the date of the Subdivision Ordinance, to work out the details with Mr. Hall provided he constructed

the street in accordance with the Subdivision Ordinance.

Upon motion duly made and seconded, it was ordered a portion of the cemetery in the new section adjoining the small branch and railroad be set aside as Paupers' Field.

Upon motion duly made and seconded, it was ordered that a street light be placed at the intersection of Miller Street and Zeb Vance Street.

The proposed addition to the water system was discussed at length, and it was decided to call Mr. Beebe of the Harwood Beebe Engineering Company and ask that he meet with the Board of Aldermen at a call meeting on January 11 th.

There being no further business, the meeting adjourned.

Reese C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

January 12, 1954

The Board of Aldermen met in a call meeting Monday, January 11 th, with all members present.

Upon motion duly made and seconded, the minutes of the last meeting were not read.

This meeting was called for the purpose of discussing with representatives of the Harwood Beebe Engineering Company the proposed addition or supplement to the water system. Mr. Dawson and Mr. White appeared as representatives of the engineering firm and after a discussion of approximately one and one-half hours, the Board by unanimous consent authorized the Harwood Beebe Company to make a complete study and investigation of the water situation and to present to the Board in written form the cost of this survey to be seven hundred fifty (\$750.00) dollars and in event that the work as proposed by the engineering company was carried to completion that the cost of seven hundred fifty (\$750.00) dollars be absorbed in the six (6%) per cent engineers' fee. In the event that the work was not carried to completion by the Harwood Beebe Company that the Town pay them a flat seven hundred fifty (\$750.00) dollars for the survey.

While the meeting was in progress, S. J. Westmoreland called by telephone and asked if it would be permissible to use the parking meters for collecting dimes in the March of Dimes Campaign. This request was granted.

There being no further business, the meeting adjourned.

Reese C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

February 2, 1954

The Board of Aldermen met in a regular meeting Tuesday, February 1 st, at 7:00 P.M. All members were present. Mr. R. W. Proctor, Town Attorney, was also present. The minutes of the previous meeting were read and approved.

The Manager was instructed to work with the State Highway & Public Works Commission to see if they will proceed with the widening of South Main Street.

It was brought to the attention of the Board that the Marion City School Unit had notified a group of property owners adjacent to Baldwin Avenue with a two-inch water line running across the school property would have to be discontinued and that the property owners had decided to install a new line tapping the city main ~~connected to the city main~~ at another location.

Upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant, and unanimously voted, it was ordered that no charge for this new tap be made.

Upon motion of Alderman W. Ray Smith, seconded by W. F. Grant and unanimously voted, the Manager was authorized to attend a meeting of the Board of Directors of the N. C. League of Municipalities to be held in Raleigh February 10 th.

The Manager stated to the Board that the Harwood Beebe Company was proceeding with the survey work in connection with expanding the water facilities.

The question of numbering all houses and places of business in Marion was discussed but this was referred until a later date.

Upon motion of Alderman C. C. Wise, seconded by Alderman W. Ray Smith and unanimously voted, it was ordered that taxes for 1953 in the name of L. W. Jones be charged off. The reason being the school board contracted for this property early in 1953 and in the terms of the contract agreed to relieve Mr. Jones of 1953 taxes.

A retirement system for all city employees was discussed and the Board indicated that they were interested in the State Employees and Teachers Retirement Fund and authorized the Manager secure all the information concerning this retirement system and report to them at the next regular meeting.

Mr. R. W. Proctor discussed with the Board the C. C. Woody situation; also the Supreme Court's decision as to the Lyda case. No definite decision was reached.

The Manager informed the Board that he had secured tentative prices on a radar speed control device; also electric speed control and would have more information for them at the next regular meeting.

The Manager was instructed to have the Police Department assist the Hospital with delivery of blood from the Bus Station to the Hospital and under such circumstances and conditions it would not interfere with regular operations of the Police Department.

Upon motion duly made and seconded, it was ordered that an ^{5/8} inch water line be constructed from a point near the Reservoir along Hillcrest Drive to Logan Street. This work to be done as time and money permitted.

The question of a sewer outfalls^{MAN} hole located on the property of W. W. Wyke which overflowed during heavy rains be investigated and the Manager report his findings at the next meeting.

The question of changing the grade on State Street in front of the new High School Building was discussed as to damage to property on the north side of State Street which damage the Town would be responsible. No decision was reached.

The Manager was instructed to investigate the possibility of securing ten feet additional width on the South side of State Street from the intersection of Main Street to the Railroad crossing for the proposed widening of State Street.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, the Manager was instructed to proceed with the widening of each side of Fort Street from Main Street to Logan Street and widening the east side of Logan Street from Fort Street to the Community Building Grounds.

There being no further business, the meeting adjourned.

Reece C. Snyder
CLERK

C. H. Goldsmith
MAYOR

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

March 3, 1954

The Board of Aldermen met in regular session Tuesday, March 2 nd, 1954, at 7:00 P.M.

All members were present. The minutes of the previous meeting were read and approved.

Mr. Frank Killough came before the Board in regard to a right-of-way for the Clear Creek water line which runs across his property. It was brought out that the Town did not have any record of obtaining a right-of-way across his property when the line was originally installed. After considerable discussion and upon motion of Alderman C. C. Wise, seconded by Alderman Otis L. Broyhill and unanimously voted, it was agreed that the meter that was installed for Mr. Killough in May of 1953 be removed and that Mr. Killough be permitted to use water for his personal use at his residence only for the minimum monthly charge whatever the minimum charge might be and in return Mr. Killough and his wife sign a right-of-way agreement for the Clear Creek water line running across all of his property and also permit the Town to use his private road in getting to and from the main line and air valves located on the main line and that the minimum water charge in return for said right-of-way only be for the period of time that the property remained in the name of Mr. Killough, and the Manager was instructed to have the Town Attorney prepare such an agreement.

Upon motion duly made and seconded a loading zone was authorized on East Court Street near the McDowell Electric Company.

The Manager was requested to contact Mr. Glenn Morris to see if the sewer service charge the Town is now paying Clinchfield Mfg. Company could be renegotiated to obtain a lower monthly charge.

Mr. R. W. Twitty of the Marion Manufacturing Company and Mr. Roy Davis, the company's attorney, appeared before the Board with regards to the contract between Marion Mfg. Company and the Town of Marion inasmuch as it affects the portion of the company's property that they plan to dispose of. No decision was reached on this other than to authorize a call meeting at a later date when the Town Attorney could be present to go further into this matter.

The question of a man hole overflowing on the property of W. W. Wyke on Vale Street during heavy rains was discussed at length and upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis and unanimously voted, the Manager was instructed to take immediate steps to determine what was causing this overflow and where the excess water is getting into the lines to correct the situation.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. H. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

March 11, 1954

The Board of Aldermen met in a call meeting Wednesday, March 10 th, 1954, at 7:30 p.m. All members were present. Mr. R. W. Proctor, Town Attorney; Mr. R. W. Twitty of the Marion Manufacturing Company; and Mr. Roy Davis were also present.

This meeting was called for the purpose of discussing utility rates to be charged for water and sewer services to a sanitary district or to the individual property owners at which time as the Marion Manufacturing Company disposes of a portion of their Mill Village.

Alderman W. Ray Smith stated that he had to leave the meeting by 10:00 o'clock and was not present when a vote was taken.

After discussing the possibility of a sanitary district being created to administer the utilities and also the possibility of the Town billing the property owners individually was discussed at some length, Alderman W. F. Grant moved the sewer service charge for the residences involved remain the same as outlined in the contract with the Marion Manufacturing

Company. There being no second to this motion, no vote was taken. Alderman Otis L. Broyhill then made a motion that the sewer service charge in question remain the same as stipulated in the Marion Manufacturing Company contract provided other outside sewer service charges were adjusted to the same amount. This motion was seconded by Alderman C. C. Wise. Voting in favor of this: Aldermen D. Pat Davis, Otis L. Broyhill and C. C. Wise. Alderman W. F. Grant stated that he would agree to the first part of the motion or that the charges in question remain the same, but he would not vote in favor of adjusting or lowering other outside charges.

Mayor Goldsmith appointed a committee consisting of Aldermen Davis, Smith and the Manager to work with the representatives of the Marion Manufacturing Company and the Town Attorney to determine the best and most workable plan to handle this situation and to report back to the full Board at a later date.

The meeting adjourned at 10:45 o'clock.

R. C. Snyder
Clerk

C. F. Goldsmith
MAYOR

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

April 7, 1954

The Board of Aldermen met in regular meeting Tuesday, April 6 th, 1954, with Mayor C. F. Goldsmith, Aldermen D. Pat Davis, W. F. Grant, W. Ray Smith, and C. C. Wise present. Alderman Otis L. Broyhill was absent. The minutes of the previous meeting were read and approved.

Mrs. R. D. Simmerson and other property owners appeared before the Board and requested that sewer be installed to residences on Tennessee and Georgia Avenues and to one house located between Tennessee and Georgia Avenues. Upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that this line be installed as early as possible. It was also ordered that sewer lines be constructed on West Court Street from its intersection with Carson Street along Court Street to the intersection of Ellis Street and up Ellis Street to a point that will serve all property not now served by sewer and to construct sewer line from the intersection of Virginia Avenue and Spring Street along Spring Street to the intersection of Alabama Avenue and along Alabama Avenue to Miller Street. The last two projects to be completed when time and funds are available.

Upon motion duly made and seconded it was ordered that the salary of John Campbell be increased as of April 1 st to three hundred dollars (\$300.00) per month.

Upon motion of Alderman W. Ray Smith and seconded by Alderman D. Pat Davis, it was ordered that advertisement of 1953 taxes be started on May 17 th, be advertised for four consecutive weeks and be sold on the second Monday in June.

Upon motion duly made and seconded, it was decided to continue the summer recreation program for the coming summer on the same basis as it has been operated for the past several years.

Mr. R. W. Proctor appeared before the Board and presented a bill in the amount of \$637.00 in connection with the E. F. Lyda law suit. Upon motion of Alderman W. F. Grant, seconded by Alderman W. Ray Smith and unanimously voted, it was ordered that this bill be paid.

The Manager presented a letter to the Board from the Harwood Beebe Co. outlining a proposal for obtaining additional water supply from the river through natural filter medium and after discussing this matter at length, it was decided that we request the Harwood Beebe Company to submit their report and recommendations now under study before the new proposal be considered.

Mr. Paul Story appeared before the Board and stated that he was interested and was prepared to start limited bus service in town, operating through town between the three mill villages on a limited schedule. Inasmuch as it was felt his operation would be primarily between the villages lying outside the corporate limits, it would not be necessary for the town to issue him a bus franchise; however the Board approved this and suggested that if possible that he plan the services at a later time to give more bus service inside

the city limits.

Mr. R. W. Twitty of the Marion Manufacturing Company and his attorney, Mr. Roy W. Davis, appeared before the Board and stated that they were having a map prepared of the portion of the mill property that they proposed to dispose of, and asked that the Board approve this plat as early as possible after it was presented to the Town in order that the mill might proceed with disposing of the property. Upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that this plat be approved provided it was presented in the proper form.

There being no further business, the meeting adjourned.

R. C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

May 5, 1954

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

The Manager stated that he had a request from the officials of the Presbyterian Church to make Academy Street one-way parking on Sundays during church hour. After discussing this matter, it was decided to enforce the no-parking regulation now existing on the East side of Church Street.

The Manager stated to the Board that during the paving of Maple Avenue that it was necessary for the Town to remove a rock wall in front of Mrs. Charles Padgett's residence and that Mrs. Padgett is claiming damage caused by the removal of this wall and had stated to the Manager that she would relinquish claim against the Town provided the paving assessment in the amount of \$57.05 against her be forgiven. Upon motion duly made and seconded it was ordered that this assessment be charged off to satisfy Mrs. Padgett's claim and for the Town Attorney prepare proper papers for Mrs. Padgett to sign.

Upon motion duly made and seconded it was decided that the Town advertise for bids for their requirements of gas, oil, fuel oil, and kerosene. Bids are to be received before July 1 st and to cover the period from July 1 st, 1954 through June 30 th, 1955.

Upon motion of Alderman C. C. Wise, seconded by Alderman W. F. Grant, and unanimously voted, the audit for the fiscal year 53-54 was awarded Wilson, Hosick & Company for seven hundred fifty dollars (\$750.00).

Upon motion of Alderman W. F. Grant, seconded by Alderman W. Ray Smith, and unanimously voted, LeRoy Shade's request for a business privilege to operate a cafe was refused.

Upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant, and unanimously voted, the Manager was authorized to attend a Public Works Conference in Raleigh May 27 th and 28 th.

The Manager read a letter addressed to Proctor & Dameron from Mr. John McBee with reference to a settlement of the pending C. C. Woody water usage law suit. Upon motion of Alderman Otis L. Broyhill, seconded by Alderman D. Pat Davis, it was ordered that the City Attorney negotiate a settlement with Mr. Woody through his attorney and to prepare the proper papers for Mr. Woody's signature. Voting in favor of the motion: Aldermen Broyhill, Davis, Grant and Wise; voting no: Alderman W. Ray Smith.

There being no further business, the meeting adjourned.

R. C. Snyder
Clerk

C. F. Goldsmith
Mayor

NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

May 25, 1954

The Board of Aldermen met in a call meeting May 24 th at 7:00 P.M. All members were present. Mr. R. W. Proctor, Town Attorney, was also present.

Upon motion of Alderman W. F. Grant, seconded by Alderman C. C. Wise and unanimously voted, the reading of the minutes of the last regular meeting was postponed until the next regular meeting.

This meeting was called for the purpose of discussing the possibility of a settlement of the pending Lyda law suit, reaching an agreement with C. C. Woody on his water account, acquiring property for the widening of State Street and to discuss the possibility of purchasing a rubber-tired tractor for grass mowing.

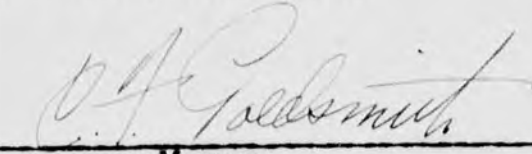
Mr. Proctor read some correspondence from Mr. Lyda's attorney in which he had outlined the terms under which an agreement might be reached. He also stated that the court costs in this action would be approximately fifty (\$50.00) dollars. After some discussion the attorney was authorized to see if he could reach an agreement with Mr. Lyda and his attorney whereby the Town would install storm sewer drainage and cover over the now existing ditch, pay up to one hundred fifty (\$150.00) dollars damage and pay the court costs.

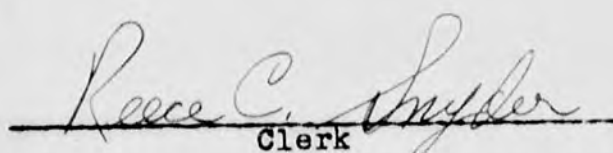
Mr. Proctor stated that he thought he had reached an agreement with Mr. Woody concerning his use of city water and that if his attorney agreed to this that he would present a final agreement at a later date.

The possibility of purchasing a strip of property from Mrs. Noblitt on State Street, property to be ninety-five feet (95') along State Street and ten feet (10') deep at ten dollars (\$10.00) per front foot, was discussed; and upon motion of Alderman W. Ray Smith, seconded by Alderman C. C. Wise and unanimously voted, it was ordered that the city attorney negotiate the purchase of this property provided that Mrs. Noblitt could give a good and sufficient deed that met the approval of the town attorney.

Upon motion of Alderman W. F. Grant, seconded by Alderman W. Ray Smith and unanimously voted, it was agreed to purchase a 1951 Model Ford Tractor from the Marion Equipment Company for the price of nine hundred ninety-five dollars (\$995.00).

There being no further business, the meeting adjourned.


Mayor


Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 9, 1954

The Board of Aldermen met in regular meeting Tuesday, June 8 th, 1954. Mayor C. Frank Goldsmith presided and the following members were present: Aldermen Otis L. Broyhill, W. F. Grant, C. C. Wise and W. Ray Smith. Absent: Alderman D. Pat Davis.

The minutes of the previous meeting and the call meeting were read and approved.

Mr. M. D. Ledbetter came before the Board and stated that he had leased the service station on Main Street which had previously been occupied by Sinclair and had discussed changes to be made with reference to servicing cars parked on sidewalks with the Manager and that an agreement had been reached on all matters with the exception of the width of the driveways. Upon motion duly made and seconded it was ordered that the driveways be left as they are now constructed.

After some discussion as to the nuisance created by smoke, soot and excessive steam noises, the Manager was instructed to contact Mr. Lipton of the Lyken H osiery Mill to see if these conditions could be corrected.

The Manager stated that a request for additional parking spaces on

Henderson Street be granted to doctors occupying offices with Dr. Paul McBee; and after some discussion it was felt that it would be unwise to grant any more parking spaces in that block. The Manager was instructed to refuse the request.

The question of a request from Mr. Cato Holler for a refund on his water account was again brought before the Board. It was pointed out that sometime ago the city forces discovered that the Greene Jewelry Store was being furnished water through the same meter as Holler's Market and that Mr. Holler claimed this condition had existed for some seventeen years. The Board had previously agreed to refund Mr. Holler fifty cents per month for the seventeen years and he had refused this offer. The Board stated that their thinking had not changed along this line and that this condition was no fault of the town officials and that a fifty-cent refund per month was in order. Payment was authorized to Mr. Holler.

Upon motion duly made and seconded and unanimously voted, the Manager was instructed to have the Town Attorney prepare an ordinance prohibiting the placing or dumping of any trash or refuse of any manner in the streets or gutters and present the ordinance to the Board at its next regular meeting for final adoption.

After studying the proposed 1954-55 Budget for some time and upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant, and unanimously voted, it was ordered that the Budget and tax rate for the fiscal year be adopted temporarily pending the final adoption at a later date. The Budget is to be in the amount of \$238,010.00 and the tax rate to be set at \$1.45 on the \$100 valuation.

A request by Mr. J. A. Hensley to connect a 1½" water line to the Mackey Creek water main and to extend a 1½" line for 3200 feet to serve five houses was denied.

Upon motion duly made and seconded and unanimously voted, Mr. J. Neal Morris was appointed to the Library Board for one regular term. (6 YEARS)

Upon motion duly made and seconded, two street lights were ordered installed on Ridge Street.

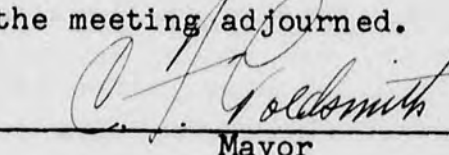
The Manager was instructed to check a street paving petition presented for the paving of Ridge Street to see if the proper number of property owners had signed the petition and to report to the Board at a later date.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman W. F. Grant, and unanimously voted, the City Attorney was authorized to spend up to three hundred dollars (\$300.00) as a compromise settlement of the E. F. Lyda law suit.

Alderman C. C. Wise stated to the Board that due to business and personal reasons that he felt it necessary for him to tender his resignation to the Board of Aldermen to become effective as soon as his successor could be found. After some discussion and upon motion duly made and seconded, Mr. Wise's resignation was accepted with regrets, and the Mayor and each member of the Board expressed his individual regret of Mr. Wise being forced to leave the Board and stated they felt he had made an excellent member of the Board.

Upon motion duly made and seconded and unanimously voted, Mr. Howard T. Hawkins was appointed to fill the unexpired term left vacant by Mr. Wise's resignation.

There being no further business the meeting adjourned.


Mayor


Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 21, 1954

The Board of Aldermen met in a call meeting Monday, June 21 st, 1954. All members were present with the exception of Alderman D. Pat Davis.

Upon motion duly made and seconded the minutes of the previous meeting were dispensed with until the next regular meeting.

The purpose of this meeting being to administer the oath of office to Mr. Howard T. Hawkins who was appointed to fill the unexpired term of Alderman C. C. Wise, to discuss outside water service and to discuss the widening of South Main Street between Garden Street and Rutherford Road.

Whereupon, the oath of office was duly administered to Howard T. Hawkins:

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

Howard T. Hawkins
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 21 st day of June, 1954.

[Signature]
Justice of the Peace

Upon motion of Alderman W. Ray Smith, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that the ruling with reference to not permitting any new water connections outside the city limits be changed to read that no new water connections shall be permitted in cases where the houses were started after this ruling was made and that any house under construction before this ruling was made would be permitted to connect to the city water system.

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

In order to operate the municipality from July 1, 1954, 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 1953-54 1962-63 Appropriation Ordinance. This ordinance shall cease to be effective from and after the adoption of the 1954-55 Appropriation Ordinance, and all expenditures made in accordance with this ordinance shall be chargeable to appropriations made in the 1954-55 Appropriation Ordinance.

C. F. Goldsmith
C.F. Goldsmith, Mayor

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

NORTH CAROLINA
McDOWELL COUNTY
TOWN OF MARION

July 2, 1954

The Board of Aldermen met in a call meeting Thursday, July 1 st, 1954, at 7:00 P.M. All members were present. Mr. R. W. Proctor, Town Attorney, and Mr. Harwood Beebe and Mr. West of the Harwood Beebe Company of Spartanburg, South Carolina, were also present.

The purpose of this call meeting was to discuss the sidewalk elevation on South Main Street in connection with the widening now being done by the State Highway & Public Works Commission and to discuss possible additional water supply with Mr. Beebe.

Mr. Roy Davis came before the Board as a representative of Mr. and Mrs. L. D. Greene of South Main Street and stated his clients would prefer that the present sidewalk elevation not be changed. After some discussion it

was the decision of the Board that the new curb and sidewalk would be constructed at the proper elevation, the sidewalk being level with the curb as originally planned and that if Mr. and Mrs. Greene were not satisfied with the work when it was completed as such, that if an agreement could be reached we would attempt to fill in their yard in order not to make their house any lower proportionately than it is now.

It was ordered the sludge from the sewer plant be sold to Mr. F. D. Glenn for a period of one year at \$7.50 per truck load.

The Manager was instructed to use as many of the town forces as he saw fit to install meters on each and every residence now using city water.

Alderman D. Pat Davis and the Manager were instructed to contact the Chairman of the Board of County Commissioners to see if they would agree to purchase a fire truck for rural use, and if not, to raise their monthly payments to the city.

Mr. Beebe discussed with the Board for some two hours or more each phase of the studies he had made with reference to obtaining additional water supply. It was decided that Mr. Beebe could proceed with plans and estimates for taking water from Nix Creek and Buck Creek and the possibility of acquiring intake sites and a filter plant site and also to contact the State Board of Health for their approval of obtaining water from these two sources.

After a general discussion, the meeting adjourned at 11:00 P.M.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

July 7, 1954

The Board of Aldermen met in regular meeting Tuesday, July 6 th, 1954. All members were present. Mr. R. W. Proctor, Town Attorney, was also present.

Alderman W. Ray Smith and the Manager outlined to the Board the studies that had been made on the water situation with Mr. Beebe. After considerable discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, the Town Attorney was instructed to contact the Bond Attorney, the Local Government Commission and notify them of the Town's intention to hold a referendum and issue bonds for the construction of a water filtration plant, intakes and pipe lines taking water from Nix Creek and Buck Creek provided the State Board of Health approved these two sources of supply. The Attorney was also instructed to contact the proper officials of Duke Power Company to see if an arrangement could be reached whereby the Duke Power Company would permit a constant flow of water over the Lake Tahoma Dam.

Mr. Phillip Laughridge sent a letter and a sketch of his property which is just outside the present city limits to the Board and requested that this property be taken into the city limits. The Attorney was instructed to investigate and report back to the Board the proper way in which to do this, the motion being made by Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted.

It was decided not to attempt to drill wells for immediate relief of the water shortage.

A delegation from the Marion Kiwanis Club appeared before the Board and presented the following resolution:

THE FOLLOWING RESOLUTION WAS PASSED BY THE CLUB ON MOTION DULY MADE, SECONDED, AND CARRIED:

WHEREAS: A good, adequate water supply is necessary for the wellbeing and progress of any community.

Therefore, be it resolved:

That the Kiwanis Club of Marion do hereby urge the Marion Board of

Aldermen to take steps to increase the city water supply; and further urge them to thoroughly investigate the possibility of keeping the same type of clear, pure, sweet-tasting, mountain water that we now have, and which is one of our town's greatest assets by increasing storage and pipe line facilities from our present watershed.

That the Club assure the Board of its complete cooperation and support in this project, and that the club will work with the Board in any way to help make Marion a better community.

Attest: Ernest J. House, Sec.

The delegation was assured that the Board did not have any intention at this time to take water from the Catawba River.

The Mayor stated to the Board that he had requests that benches be placed on Main Street for the convenience of the public. After some discussion it was decided to contact the members of the Board of County Commissioners to see if some agreement could be reached with them whereby the benches could be placed on the Courthouse lawn.

Mr. W. R. Chambers came before the Board to ask if the streets in the Grandview Park Addition could be paved this summer. After discussing this matter the Board informed Mr. Chambers that they would make every effort and would virtually assure him that these streets could be paved in the Spring of 1955.

The Mayor stated to the Board that he had a request from a Mr. Lonon to dispose of garbage that he proposes to collect from residences of the county on the city land-filled disposal. It was the decision of the Board to refuse this request.

The proposed budget and tax rate for the fiscal year 1954-55 which had been tentatively adopted at the last regular meeting was discussed and upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant, the following vote was taken in favor of the motion: Aldermen Davis, Broyhill, Grant, Smith and Hawkins. Voting No: NONE.

The following ordinance being included in the above.

AN ORDINANCE LEVYING THE AD VALOREM, PERSONAL PROPERTY AND POLL TAX FOR THE FISCAL YEAR 1954-55

Section 1: In order to raise a fund for the general expenses incident to the proper government of the Town of Marion as set forth in the budget, a copy of which is attached hereto, and for the payment of the principal and interest of the bonded indebtedness of the Town, the taxes hereinafter designated are hereby levied for the fiscal year 1954-55.

On every \$100 valuation of real estate within the corporate limits of the Town of Marion as the same existed on the first day of January, 1954, and on every \$100 of personal property owned by persons residing in the corporate limits of the Town of Marion as the same existed on January 1, 1954.

1. For the payment of the general operating expenses of the town	\$ 1.01
2. For the payment of the principal and interest of the bonded indebtedness of said Town of Marion	\$.44
Total	1.45

Section 2: POLL TAX: On each male person between the ages of 21 and 50 (Not otherwise exempt by law) residing in the Town of Marion to be applied to the payment of the current expenses of the said Town, as set forth in the budget, a tax of \$ 1.00

Attest:
Reece C. Snyder
Town Manager

Frank Goldsmith
Mayor

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

AN ORDINANCE SETTING UP A BUSINESS PRIVILEGE LICENSE TAX FOR THE FISCAL YEAR 1954-55

In addition to the tax on property and polls, as otherwise provided for, and under the power and authority conferred in the laws of North Carolina, there shall be set up and collected a privilege license tax for the year 1954-55 on trades, professions, agencies, and other business

operations. The said tax to be the same as was adopted for the fiscal year 1953-54, a copy of which is on file in the City Clerk's Office.

Reece C. Snyder
Town Clerk

Frank Goldsmith
Mayor

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

August 4, 1954

The Board of Aldermen met in regular meeting Tuesday, August 3rd, 1954, at seven o'clock with Mayor C. F. Goldsmith, Aldermen D. Pat Davis, W. F. Grant, W. Ray Smith, and Howard T. Hawkins. Alderman Otis L. Broyhill was absent. Mr. R. W. Proctor was present for the meeting.

Upon motion of Alderman W. Ray Smith, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that a "No Parking" area be marked out on the south side of Hillcrest Drive extending twenty-five feet in each direction from the center line of the driveway of Dr. D.M. McIntosh, Jr.

It was brought to the attention of the Board that I. A. McLain had requested that a fire hydrant located on Hillcrest Drive between the properties of Rowe Mauney and Ray Cline be moved inasmuch as he planned to purchase property at this location. It was pointed out that this hydrant was placed at such location that it would not interfere with a driveway leading to the property. After some discussion and upon motion of Alderman W. Ray Smith, seconded by Howard T. Hawkins and unanimously voted, it was ordered that this hydrant be moved provided Mr. McLain was willing to pay the costs for doing so.

The Attorney was instructed to look into the possibility of taking certain property owned by Mr. Phillip Laughridge into the city limits, the request being made by Mr. Laughridge to do so.

The Manager informed the Board that the Noblitt property on State Street for street widening had been acquired and paid for.

Alderman D. Pat Davis explained to the Board in detail the results of conferences held with the McDowell County Commissioners and representatives of the Town with reference to the county purchasing high-pressure fire fighting equipment and stated that the County Commissioners had tentatively agreed to purchase such a piece of equipment to be placed at the disposal of the Marion Fire Department for use in and outside of the corporate limits, the equipment to cost in the neighborhood of \$12,500.00. It was also brought out that the Commissioners had suggested that if this purchase were made that the County would reduce their yearly payment to the Town for fire service from \$2,400.00 per year to \$600.00 per year for a period of three years and at the end of this time the yearly payment from the County to the Town would be renegotiated.

After considerable discussion and upon motion of Alderman W. Ray Smith, seconded by Alderman Howard T. Hawkins and unanimously voted, it was decided that the Town would agree to this proposition provided the County Commissioners signed an agreement with the Town stating that in the event said fire fighting equipment should for any reason be removed from the use of the voluntary fire department of the Town of Marion, the County would refund to the Town any difference between the original \$2400.00 per year and the \$600.00 per year as proposed in the agreement.

The Board instructed the Town Attorney to proceed to prepare the deed for property to be acquired from Mrs. Sam Curtis and daughters as rapidly as possible and also to proceed with the preliminary requirements for a bond issue.

The Manager was instructed to contact officials of towns in nearby vicinity who own and operate electric or radar speed devices and get an expression from them as to the type of equipment they liked best and results obtained from same and to report back to the Board at a later date.

There being no further business, the meeting adjourned.

C. F. Goldsmith
C. F. Goldsmith, Mayor

Reece C. Snyder
Clerk, Reece C. Snyder

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

August 31, 1954

The Board of Aldermen met in a call meeting Monday, August 30, 1954, at seven o'clock P.M., the purpose of this meeting being to adopt certain bond ordinances in connection with the proposed water bond issue, to try to reach an agreement with property owners on South Main Street in connection with the State Highway's widening project and to consider extending a water line from Park Avenue to Vine Street. Mayor Goldsmith presided and all members were present. Mr. R. W. Proctor, Town Attorney, was also present.

Mr. Roy Davis came before the Board representing Mr. and Mrs. L. D. Greene in connection with their claim for damages on South Main Street caused by the widening of said street. After some discussion and upon motion of Alderman W. Ray Smith, seconded by Alderman D. Pat Davis and unanimously voted, it was agreed that the Manager notify Mr. Roy Davis it was the Board's final decision that they would make a cash settlement with Mr. and Mrs. Greene in the amount of two-thirds of an estimate they had received in final settlement on this matter provided that they furnish the town a signed release for any future claims for damages in connection with this project. It was also decided and included in the same motion that we handle the claim from Mr. James E. Hartsell and Hubert Brown in the same manner.

Upon motion of Alderman W. Ray Smith, seconded by Alderman Howard T. Hawkins and unanimously voted, it was agreed that a two-inch water line be installed on Vine Street to run from Park Avenue to the section of Vine Street immediately in front of Ruby Lewis' home.

Upon motion of Alderman W. F. Grant, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that a street light be installed somewhere in the vicinity of the rear of the building formerly occupied by the Duke Power Company on North Main Street.

After a general discussion with reference to the proposed bond issue the following ordinances and resolutions were adopted:

"A special meeting of the Board of Aldermen of the Town of Marion, North Carolina, was held on August 30, 1954, at 7:00 o'clock P.M., in the Town Hall, the usual place of meeting.

Present: Mayor C. F. Goldsmith, presiding, and Aldermen W. Ray Smith, O. L. Broyhill, D. Pat Davis, W. F. Grant and Howard T. Hawkins.

Absent: None.

Also present: Reece C. Snyder, Town Clerk and Treasurer.

Alderman W. Ray Smith introduced the following ordinance authorizing bonds which was read:

AN ORDINANCE AUTHORIZING \$250,000 WATER BONDS

BE IT ORDAINED by the Board of Aldermen of the Town of Marion:

Section 1. That, pursuant to the Municipal Finance Act, 1921, as amended, the Town of Marion, North Carolina, is hereby authorized to contract a debt, in addition to any and all other debt which said Town may now or hereafter have power or authority to contract, and in evidence thereof to issue Water Bonds in an aggregate principal amount not exceeding \$250,000 for the purpose of providing funds for enlarging and extending the waterworks system of said Town, including the construction of a filter plant, the installation of water supply mains and distribution lines and the acquisition of necessary land therefor.

Section 2. That a tax sufficient to pay the principal of and the interest on said bonds shall be annually levied and collected.

Section 3. That a statement of the debt of the Town has been filed with the clerk and is open to public inspection.

Section 4. That this ordinance shall take effect when approved by the voters of the Town at an election as provided in said Act.

Thereupon Alderman D. Pat Davis introduced the following resolution which was read:

WHEREAS, there has been introduced and there is now pending before the Board of Aldermen an ordinance authorizing bonds of the Town of Marion; now, therefore,

BE IT RESOLVED by the Board of Aldermen of the Town of Marion that the Town Clerk and Treasurer be and he is hereby designated as the officer who should make and file with himself as clerk the sworn statement of the indebtedness and assessed valuation of said Town which The Municipal Finance Act, 1921, as amended, requires to be filed after the introduction and before the passage of bond ordinances.

Thereupon, upon motion of Alderman D. Pat Davis, seconded by Alderman O. L. Broyhill, the foregoing resolution was passed by the following vote:

Ayes: Aldermen Davis, Broyhill, Smith, Grant and Hawkins.

Noes: None.

Thereupon the Town Clerk and Treasurer filed with himself as clerk, in the presence of the Board of Aldermen, the statement of indebtedness and assessed valuation of the Town as so required.

Thereupon, upon motion of Alderman W. Ray Smith, seconded by Alderman W. F. Grant, the ordinance authorizing \$250,000 Water Bonds as hereinabove set forth was passed by the following vote:

Ayes: Aldermen Davis, Broyhill, Smith, Grant and Hawkins.

Noes: None.

Thereupon Alderman W. F. Grant introduced the following resolution which was read:

RESOLUTION CALLING A SPECIAL BOND ELECTION.

BE IT RESOLVED by the Board of Aldermen of the Town of Marion:

Section 1. That a special bond election is hereby called to be held on Tuesday, October 5, 1954, between 6:30 A.M., and 6:30 P.M., Eastern Standard Time, at which there shall be submitted to the qualified voters of the Town of Marion the following question:

Shall an ordinance passed on August 30, 1954, authorizing the Town of Marion, North Carolina, to contract a debt, in addition to any and all other debt which said Town may now or hereafter have power or authority to contract, and in evidence thereof to issue Water Bonds in an aggregate principal amount not exceeding \$250,000 for the purpose of providing funds for enlarging and extending the waterworks system of said Town, including the construction of a filter plant, the installation of water supply mains and distribution lines and the acquisition of necessary land therefor, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, be approved?

Section 2. That for said election the regular registration books for elections in said Town shall be used and such books shall be open for the registration of voters not theretofore registered from 9 A.M. until sunset on each day beginning Saturday, September 11, 1954, and closing Saturday, September 25, 1954. On each Saturday during said period said books shall remain open at the polling place. Saturday, October 2, 1954, shall be Challenge Day.

Section 3. That a notice of said election shall be published in the McDowell News at least thirty days before the date hereinabove fixed for said election, and again not later than twenty days before such date, reading substantially as follows:

NOTICE OF SPECIAL BOND ELECTION
AND
SUPPLEMENTAL REGISTRATION

IN THE TOWN OF MARION, NORTH CAROLINA

A special bond election will be held on Tuesday, October 5, 1954, between 6:30 A.M. and 6:30 P.M., Eastern Standard Time, at which there will be submitted to the qualified voters of the Town of Marion the following question:

Shall an ordinance passed on August 30, 1954, authorizing the Town of Marion, North Carolina, to contract a debt, in addition to any and all other debt which said Town may now or hereafter have power or authority to contract, and in evidence thereof to issue Water Bonds in an aggregate principal amount not exceeding \$250,000 for the purpose of providing funds for enlarging and extending the waterworks system of said Town, including the construction of a filter plant, the installation of water supply mains and distribution lines and the acquisition of necessary land therefor, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and interest on said bonds, be approved?

The question hereinabove set forth contains a statement of the purpose for which the bonds are authorized by the ordinance referred to in such question.

If said bonds are issued a tax will be levied for the payment of the principal of and the interest on all taxable property in the Town of Marion.

For said election the regular registration books for elections in said Town will be used and such books will be open for the registration of voters not theretofore registered from 9 A.M. until sunset on each day, beginning Saturday, September 11, 1954, and closing Saturday, September 25, 1954. On each Saturday during said period said books will remain open at the polling place. Saturday, October 2, 1954, is Challenge Day.

The polling place and the names of the election officers, subject to change as provided by law, are as follows:

POLLING PLACE	REGISTRAR	JUDGES
Town Hall	Mrs. Julia Stanley	R.E. James, Jr. E.W. Parker, Sr.

By order of the Board of Aldermen of the Town of Marion.

Reece C. Snyder
Reece C. Snyder (Signed)
Town Clerk and Treasurer

Section 4. That the persons whose names are mentioned in the foregoing form of election notice are hereby appointed registrar and judges for the polling place therein mentioned, and that the election shall be held at the place mentioned in said notice.

Section 5. That the form of ballot to be used at said election shall be substantially as follows:

OFFICIAL BALLOT
SPECIAL BOND ELECTION
TOWN OF MARION, NORTH CAROLINA

October 5, 1954.

Instructions

1. To vote "YES" make a cross (X) mark in the square to the right of the word "YES".
2. To vote "NO" make a cross (X) mark in the square to the right of the word "NO".
3. If you tear or deface or wrongly mark this ballot return it and get another.

YES : : : Shall an ordinance passed on August 30, 1954, authorizing the Town of Marion, North Carolina, to contract a debt, in addition to any and all other debt which said Town may now or hereafter have power or authority to contract, and in evidence thereof to issue Water Bonds in an aggregate principal amount not exceeding \$250,000 for the purpose of providing funds for enlarging and extending the waterworks system

.... of said Town, including the construction of a
No: : filter plant, the installation of water supply
: : mains and distribution lines and the acquisition
: : of necessary land therefor, and authorizing the
: : levy and collection of a sufficient tax for the
: : payment of the principal of and the interest on
: : said bonds, be approved?

Reece C. Snyder
Facsimile of signature of
Town Clerk and Treasurer

Alderman W.F. Grant moved the passage of the foregoing resolution entitled: "RESOLUTION CALLING A SPECIAL BOND ELECTION", and Alderman Howard T. Hawkins seconded the motion, and resolution was passed by the following vote:

Ayes: Alderman Davis, Broyhill, Smith, Grant and Hawkins.

Noes: None.

The following persons were appointed as registrars and judges to serve in the above mentioned election:

Registrar: Mrs. Julia Stanley.
Judges: E. W. Parker, Sr. and R.L. James, Jr.

The following resolution was passed in connection with the Southern Railway System:

August 30, 1954

STATE OF NORTH CAROLINA
TOWN OF MARION

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF MARION TO ENTER INTO AND SIGN A CONTRACT WITH THE SOUTHERN RAILWAY RELATIVE TO THE INSTALLATION OF AN EIGHT INCH SEWER LINE TWO HUNDRED EIGHTY-SIX FEET NORTH OF MILE POST 208 ON THE SOUTHERN RAILWAY LINE RUNNING FROM MARION, NORTH CAROLINA, TO KINGVILLE, SOUTH CAROLINA

BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA, IN SESSION ASSEMBLED:

That the Mayor of the Town of Marion is hereby authorized to enter into and execute a contract with the Southern Railway relative to the installation of an eight-inch sanitary sewer line two hundred eighty-six feet north of mile post 208.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, the foregoing resolution was unanimously adopted.

TOWN OF MARION
MCDOWELL COUNTY, N.C.

I, Reece C. Snyder, Clerk of the Board of Aldermen of the Town of Marion, do hereby certify that the foregoing page contains a full true and perfect copy of the Resolution authorizing the Mayor of the Town of Marion to enter into and sign a contract with the Southern Railway relative to the installation of an eight-inch cast iron sewer line under the right-of-way of the Southern Railway as the same appears on record now filed by my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the said Town of Marion, at office, of the Town of Marion, this 30 day of August, 1954.

(Seal)

Reece C. Snyder, Clerk
Town of Marion, N.C.

Action taken August 30, 1954.

Alderman W. Ray Smith stated to the Board that due to business and personal reasons that he felt that it was necessary for him to tender his resignation to become effective as soon as his successor could be appointed. After some discussion and upon motion of Alderman Otis L. Broyhill, seconded by Alderman Howard T. Hawkins and unanimously voted, Mr. Smith's resignation was accepted with regrets and the Mayor and each member of the Board expressed his individual regrets of Mr. Smith's being forced to leave the Board and

stated they felt he had made an excellent member of the Board and performed numerous outstanding services to the Town.

Upon motion duly made and seconded and unanimously voted K. W. Ramsey was appointed to fill the unexpired term left vacant by Mr. Smith's resignation.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

W. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

September 8, 1954

The Board of Aldermen met in regular meeting September 7 th, 1954, at seven o'clock P.M. with the following members present: Aldermen D. Pat Davis, W. Ray Smith, W. F. Grant, Howard T. Hawkins, K. W. Ramsey and Otis L. Broyhill. Mr. R. W. Proctor, Town Attorney, was also present.

Whereupon, the oath of office was duly administered to Dr. K. W. Ramsey:

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

K. W. Ramsey, O.S.
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 7 th day of September, 1954.

S. D. Martha
Clerk of Court
McDowell County

Mr. Harwood Beebe and Mr. Chas. Beebe of the Harwood Beebe Engineering Firm came before the Board and discussed at great length the proposed filter plant and water supplement. Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, and unanimously voted, Mr. Beebe was instructed to design the filter plant and prepare plans and specifications for a one million gallon per day filter plant with supplementary plans and specifications for a one and one-half million gallon per day plant to include an intake for obtaining water from Nix Creek and a supplement to not include taking water from Nix Creek. Upon a roll call vote the voting was as follows: In favor: Aldermen Grant, Broyhill, Davis, Hawkins and Ramsey. Voting No: NONE.

Mayor Goldsmith appointed Alderman Howard T. Hawkins to serve as trustee of the Firemen's Relief Fund to replace W. Ray Smith.

The Manager presented a water bill for Mrs. W. H. Hawkins in the amount of \$47.57 for the month of August, and after due consideration this bill was adjusted to \$20.00.

The question of running sewer line on Hillcrest Drive and a part of Pinnacle Street approximately three hundred feet, Joe Ward was denied.

It was decided to give Mr. E. J. Ross two meters without charge in exchange for tap fees that the town had collected on Oak Street put in by Mr. Ross.

Upon motion duly made and seconded it was ordered that a street light be installed at the intersection on Sinclair Avenue near the residence of Mrs. Bertha Clontz.

The city attorney was instructed to contact the officials of Duke Power Company to see if an arrangement could be worked out whereby the town could get a constant flow over the dam with the possibility in mind of purchasing Duke's rights in the dam.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

W. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

September 9, 1954

The Board of Aldermen met in an emergency call meeting Thursday, September 9 th, 1954, at ten o'clock A.M., the purpose of this meeting being to pass an ordinance to restrict the use of city water during the emergency caused by extreme and prolonged draught.

The following members were present: D. Pat Davis, O. L. Broyhill, W. F. Grant, Howard Hawkins and Dr. K. W. Ramsey.

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

AN ORDINANCE TO RESTRICT THE USE OF CITY WATER DURING AN EMERGENCY

WHEREAS, the Town of Marion is at present and has in the past, at times during extreme dry weather, experienced considerable difficulty with the present water supply due to increased consumption and extreme and prolonged dry periods.

AND WHEREAS, it is the considered opinion of the Board of Aldermen of the Town of Marion, that the safety, health and welfare of the citizens of the Town of Marion require that drastic restrictions be placed upon the use of city water;

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

SECTION 1: That from and after the adoption of this ordinance it shall be unlawful for any person, firm or corporation to use city water for sprinkling or watering lawns, flowers, gardens, or to use city water in swimming or wading pools, for washing motor vehicle equipment, the washing of windows or buildings, or the washing of driveways, sidewalks, streets or any area, including aprons or areas around service stations, garages, or other building. PROVIDED HOWEVER: that where any building or construction work is now in progress, it shall not be unlawful to use an amount of water reasonably necessary to carry on said work.

SECTION 2: It shall be unlawful for any person, firm or corporation to use any city water for any purpose whatsoever outside of the dwelling or building to which the city water lines are connected.

SECTION 3: That this ordinance shall apply to all persons, firms or corporations whether or not they reside within the corporate limits of the Town of Marion. PROVIDED HOWEVER; that this ordinance shall not apply to the industrial use of water for manufacturing purposes.

SECTION 4: That any person, firm or corporation violating this ordinance, or any section thereof, shall be guilty of a misdemeanor, and upon conviction, shall be subject to a fine of FIFTY (\$50.00) DOLLARS, or imprisonment for thirty (30) days for each offense. And each and every violation of this ordinance or any part thereof shall constitute a separate offense.

SECTION 5: That 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 the 9 th day of September, 1954.

Reece C. Snyder
Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
TOWN OF MARION
MCDOWELL COUNTY

October 6 th, 1954

The regular October meeting of the Board of Aldermen was held Tuesday, October 5 th, 1954. Mayor C. F. Goldsmith presided. Aldermen D. Pat Davis, W. F. Grant, and K. W. Ramsey were present. Aldermen Otis L. Broyhill and Howard T. Hawkins were absent. R. W. Proctor, Town Attorney, was also present.

After due consideration and upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that a request by Mrs. Annie McIntosh that a sewer line be run to her property on Pinnacle Street be deferred until such time that permanent structures will be erected on this property.

The purchase of the speed watch was discussed but action was delayed until a future date.

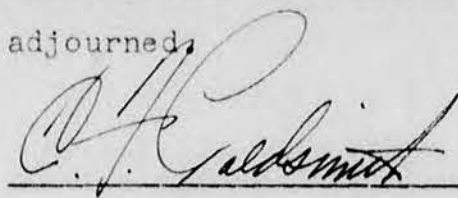
Upon motion duly made and seconded, it was ordered that bids be taken on a car to be used by the Police Department.


Upon motion duly made and seconded, it was ordered that the Community Building be re-roofed.

The petition of Phillip M. Laughridge and wife, Eleanor C. Laughridge, requesting that certain lands owned by them be annexed and included in the corporate limits of the Town of Marion was read to the Board and after a full discussion of the matter, upon motion duly made and seconded, it was unanimously ordered that the Petition be approved and recorded in the Minutes of this meeting and that Notice of the Proposed inclusion of said lands be given as provided by law by publishing a Notice, in the Marion Progress, a newspaper having general circulation within the Town of Marion; that the matter of annexing said territory will be considered and acted upon the Board of Aldermen of said Town to be held in the Town Hall, on the 2 nd day of Nov., 1954.

Mr. Proctor stated to the Board that it would be necessary for the Board to meet at 12:00 Noon on Wednesday, October 6 th, 1954, to canvass the returns of the special bond election held on Tuesday, October 5 th, 1954.

There being no further business, the meeting adjourned.


Mayor


Clerk

STATEMENT OF RESULT OF
THE SPECIAL BOND ELECTION
held in the
TOWN OF MARION, NORTH CAROLINA
ON OCTOBER 5, 1954.

At a special bond election held October 5, 1954, 1104 voters were registered and qualified to vote.

At said election 374 votes were cast for the approval of the ordinance authorizing the Town of Marion to contract a debt and in evidence thereof to issue not exceeding \$250,000 Water Bonds of the Town for the purpose of providing funds for enlarging and extending the waterworks system of the Town of Marion, including the construction of a filter plant, the installation of water supply mains and distribution lines and the acquisition of necessary land therefor, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 68 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

BY ORDER of the Board of Aldermen of the Town of Marion, this 6 th day of October, 1954.

C. F. Goldsmith

MAYOR

D. Pat Davis

W. F. Grant

Howard T. Hawkins

Aldermen

Filed 10/6/54 at 12:00 Noon
Reece C. Snyder
Town Clerk

A special meeting of the Board of Aldermen of the Town of Marion, North Carolina, was held in the Mayor's office at 12 o'clock Noon on October 6, 1954.

Present: Mayor C. F. Goldsmith, presiding, and Aldermen D. Pat Davis, W. F. Grant and Howard Hawkins.

Absent: O. L. Broyhill, Kenneth W. Ramsey

O. L. Broyhill and Kenneth W. Ramsey, who are not present, have signed the following acknowledgment of notice of the meeting:

We hereby acknowledge due service of notice of a special meeting of the Board of Aldermen of the Town of Marion to be held at 12 o'clock noon, in the Mayor's office, but are not able to be present at said meeting.

O. L. Broyhill
K. W. Ramsey

The Board of Aldermen received from the registrar and judges of election the returns of the result of the special bond election held on October 5, 1954.

After said returns had been canvassed by the Board of Aldermen, Alderman Davis introduced the following resolution, which was read:

RESOLUTION DETERMINING AND DECLARING
THE RESULT OF THE SPECIAL BOND ELECTION
HELD OCTOBER 5, 1954.

BE IT RESOLVED by the Board of Aldermen of the Town of Marion:

Section 1. That the returns of the special bond election held on October 5, 1954, in the Town of Marion having been received from the proper election officers, and the Board of Aldermen having canvassed the same, the following facts are hereby found and determined:

(a) That each registrar and judge for the special bond election held in the Town of Marion on October 5, 1954, was duly qualified by law and had taken the necessary oath.

(b) That said election officers had incorporated in their returns not only the number of votes cast for and against the question submitted, but also the number of voters registered and qualified to vote in the election.

(c) That at said election there was submitted to the qualified voters of said Town the following question:

Shall an ordinance passed on August 30, 1954, authorizing the Town of Marion, North Carolina, to contract a debt, in addition to any and all other debt which said Town may now or hereafter have power or authority to contract, and in evidence thereof to issue Water Bonds in an aggregate principal amount not exceeding \$250,000 for the purpose of providing funds for enlarging and extending the waterworks system of said Town, including the construction of a filter plant, the installation of water supply mains and distribution lines and the acquisition of necessary land therefor, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, be approved?

Section 2. That the following schedule correctly shows the location of the polling place at which said election was held, the number of voters registered and qualified to vote, the number of votes cast in favor of the question submitted, the number cast against such question, and the number of spoiled ballots:

Polling Place	Town Hall
Voters registered and qualified to vote	1104
Voos for question submitted	374
Votes against question submitted	68
Spoiled Ballots	1

Section 3. That no complaints have been made to the Board of Aldermen against the regularity of said election.

Section 4. That a majority of the qualified voters of said Town who voted at said election voted in favor of the approval of the ordinance authorizing the Town of Marion to contract a debt and in evidence thereof

to issue not exceeding \$250,000 Water Bonds of the Town for the purpose of providing funds for enlarging and extending the waterworks system of the Town of Marion, including the construction of a filter plant, the installation of water supply mains and distribution lines and the acquisition of necessary land therefor, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and that said ordinance was thereby approved and is in force and effect.

Section 5. That the Board of Aldermen has prepared the following statement showing the result of said election, and declaring the result thereof:

STATEMENT OF RESULT OF
THE SPECIAL BOND ELECTION
held in the
TOWN OF MARION, NORTH CAROLINA
on October 5, 1954.

At a special bond election held October 5, 1954, 1104 voters were registered and qualified to vote.

At said election 374 votes were cast for the approval of the ordinance authorizing the Town of Marion to contract a debt and in evidence thereof to issue not exceeding \$250,000 Water Bonds of the Town for the purpose of providing funds for enlarging and extending the waterworks system of the Town of Marion, including the construction of a filter plant, the installation of water supply mains and distribution lines and the acquisition of necessary land therefor, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 68 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

BY ORDER of the Board of Aldermen of the Town of Marion, this 6 th day of October, 1954.

C. F. Goldsmith
Mayor

D. Pat Davis
W. F. Grant
Howard T. Hawkins
Aldermen

Section 6. That when the foregoing statement shall have been signed by a majority of the members of the Board of Aldermen and delivered to the Town Clerk and Treasurer, the latter shall record it in the Book of Ordinances and such statement shall be filed in his office and published by him once in the McDowell News. A notice substantially in the following form shall be appended to the copy of the foregoing statement which is published:

TO THE CITIZENS AND TAX PAYERS OF THE TOWN OF MARION:

No right of action or defense founded upon the invalidity of the election mentioned in the foregoing statement shall be asserted, nor shall the validity of such election be open to question in any court upon any ground whatever, except in an action or proceeding commenced within thirty days after the publication of the foregoing statement.

Reece C. Snyder
Town Clerk and Treasurer

Upon motion of Alderman Grant, seconded by Alderman Hawkins, the foregoing resolution entitled: "RESOLUTION DETERMINING AND DECLARING THE RESULT OF THE SPECIAL BOND ELECTION HELD OCTOBER 5, 1954" was passed by the following vote:

Ayes: Aldermen Davis, Grant, Hawkins.
Noes: None

Alderman W. F. Grant stated that due to his health and it being necessary for him to enter a hospital in Charlotte, he was tendering his resignation as Town Treasurer at least for the time being or until his health improved. Regrets of this action were expressed to Mr. Grant and wishes for a speedy recovery were expressed by the Mayor and members of the Board.

Whereupon, a motion duly made and seconded and unanimously carried, Reece C. Snyder was appointed Town Treasurer.

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

October 13, 1954

The Board of Aldermen met in a special call meeting Wednesday, October 13 th, 1954, at eleven thirty A.M. The purpose of this meeting being to consider an application from Jay Willard Brooks for a water tap outside the city limits on the Seagle line. Members present were Mayor Goldsmith, Aldermen Davis, Grant and Hawkins. Absent were Aldermen Broyhill and Ramsey.

After due consideration and upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that upon testimony from a signed statement, said statement being made a part of these minutes, Mr. Brooks was permitted to tap said water line.

Copy:-

" October 13, 1954

I hereby certify that I started grading for the constructing of my present building used as a Super Market in May 1954.

Willard's Food Land
By Jay W. Brooks.

County of McDowell
State of N.C.

Subscribed and sworn to before me this October 13, 1954

Florence L. Finley (N.P. SEAL)
N. Public

My commission expires August 9, 1956."

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

November 3, 1954

The Board of Aldermen met in regular meeting Tuesday, November 2 nd, 1954, Mayor Goldsmith presided and the following members were present: Aldermen W. F. Grant, D. Pat Davis, Howard T. Hawkins, and Dr. K.W. Ramsey. Absent: Alderman Otis L. Broyhill. Mr. R. W. Proctor, Town Attorney, was also present. The minutes of the previous regular meeting and call meeting were read and approved.

Upon motion of Alderman Davis, seconded by Alderman Hawkins and unanimously voted, it was ordered that the Town pay its proportionate part of the 1954 taxes on the property purchased from Mrs. Eva Curtis.

The Manager read a letter from Mr. W. C. Hall requesting damages on his two pieces of property on State Street caused by the widening and regrading of State Street. After some discussion this matter was turned over to Mr. Proctor for him to handle.

The Manager stated that Mrs. J. L. Nichols had talked with him a number of times with regard to paving Snipes Street in front of her home. After some discussion the Manager was instructed to send Mrs. Nichols a street paving petition and ask that she have this petition properly signed and return it to the Board for its consideration at that time.

The proposed filter plant was discussed and the Board was notified by the Manager that the Engineer had notified him that bids would be received on December 1 st at 2:00 o'clock P.M., and the Attorney was instructed to proceed with the bonding attorneys and the Local Government Commission as to the sale of bonds to finance this project.

Permission was granted to the International Harvester Company through their local distributor, The Marion Buick Company, to put on a parade displaying approximately thirteen pieces of equipment on Tuesday, November 9 th, but permission to use a public address system in connection with the parade and other activities was denied.

Upon motion duly made and seconded, the Manager was instructed to proceed to tear down the old dairy barn at the filter plant site and to use the materials to construct a shop and storage building on the property at the old disposal plant.

After considerable discussion and upon advice from the Town Attorney

and upon motion of Alderman W. F. Grant, seconded by Alderman Hawkins and unanimously voted, it was ordered that all taxes both personal and real for the year 1942 and all prior years be charged off inasmuch as the above mentioned taxes are barred by the General Statutes.

Upon motion of Alderman K. W. Ramsey, seconded by Alderman Davis and unanimously voted, the following Ordinance was adopted and ordered copied into the minutes of this meeting.

C O P Y

The Board of Aldermen of the Town of Marion met in the Town Hall in Marion, North Carolina, in regular session, at 7:00 o'clock P.M., on the 2nd day of November, 1954.

Present: Mayor C. F. Goldsmith, Aldermen D. Pat Davis, W. F. Grant, Howard T. Hawkins and Dr. K. W. Ramsey.

Absent: O. L. Broyhill.

The following Ordinance was introduced and discussed:

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF MARION, NORTH CAROLINA, BY ANNEXING CERTAIN LANDS OWNED BY PHILLIP M. LAUGHRIDGE AND WIFE, ELEANOR C. LAUGHRIDGE.

WHEREAS, PHILLIP M. LAUGHRIDGE AND WIFE, ELEANOR C. LAUGHRIDGE did, on the 5th day of October, 1954, file a Petition with the Board of Aldermen, requesting that the corporate limits of the Town of Marion be extended so as to annex and include therein a certain tract of land contiguous to said Town, which land is hereinafter fully described; AND WHEREAS public notice was given, as provided by law, that the Board of Aldermen would meet at o'clock M., on the day of , 1954, for the purpose of considering acting upon the annexation of said lands to the Town of Marion, which said Notice was published in the Marion Progress, a newspaper having general circulation in the Town of Marion, once a week for four successive weeks, immediately preceding this meeting, which said Notice was as follows:

"NOTICE OF PROPOSED EXTENSION OF THE CORPORATE LIMITS OF THE TOWN OF MARION, NORTH CAROLINA"

"NOTICE IS HEREBY GIVEN to the citizens of the Town of Marion, North Carolina, and to all persons residing within and owning property in the territory hereinafter described, that PHILLIP M. LAUGHRIDGE AND WIFE, ELEANOR C. LAUGHRIDGE, have petitioned the Board of Aldermen of the Town of Marion, North Carolina, to extend the corporate limits of said Town so as to include therein the following described lands:

All that certain tract of land in Marion Township, McDowell County, North Carolina, bounded and described as follows:

BEGINNING at a concrete monument, the southeast corner of Dr. George Rowe's lot, said monument being located South 37 degrees East 267 feet from another concrete monument, his northeast corner, and runs thence with the Dr. Rowe line North 37 degrees west 267 feet to a concrete monument thence North 53 degrees East 31 poles to an iron stake; thence South 24 degrees East 15 poles to an iron stake; thence South 25 degrees East 3 poles to an iron stake; thence South 50 degrees West 6 poles to a black oak, W.W. Wall's northeast corner; thence with the W.W. Wall line South 26 degrees West 363 feet to an iron stake in said line; thence North 43 degrees 30 feet West 197 feet to the BEGINNING.

AND BEING the same lands which are described in a Deed from Essie M. Poteat, et al, to PHILLIP M. LAUGHRIDGE AND WIFE, ELEANOR C. LAUGHRIDGE, dated 31st day of March, 1954, recorded in Deed Book , at page , in the office of the Register of Deeds for McDowell County, North Carolina, reference to which is here made for further description.

NOTICE is further given that the Board of Aldermen will meet on the 2nd day of November, 1954, at 7:00 o'clock P.M., in the Town Hall, for the purpose of considering and acting upon the annexation of the lands hereinabove described.

This the 5 day of October, 1954.

REECE C. SNYDER
TOWN CLERK"

AND WHEREAS, at this meeting of the Board of Aldermen no one appeared and opposed the annexation of said lands to the Town of Marion; and opposed the annexation of said lands to the Town of Marion; AND WHEREAS, no

Petition has been filed requesting a referendum within the Town of Marion on the proposed annexation of said lands to said town; AND WHEREAS, the Board finds as a fact that PHILLIP M. LAUGHRIDGE, and wife, ELEANOR C. LAUGHRIDGE, are the only property owners within the territory proposed to be annexed, and that there are no persons living or residing within said territory;

AND WHEREAS, it is the considered opinion of the Board of Aldermen that it is to the best interest of the Town of Marion, and the citizens thereof, that said lands be annexed to said Town, and that a referendum by the citizens of the Town is not necessary or advisable;

NOW THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Marion, North Carolina;

Section 1. That the corporate limits of the Town of Marion be, and they are hereby extended by annexing and including within the corporate limits of said Town, the following described tract or parcel of land:

All that certain tract of land in Marion Township, McDowell County, North Carolina, bounded and described as follows:

BEGINNING at a concrete monument, the southeast corner of Dr. George Rowe's lot, said monument being located South 37 degrees East 267 feet from another concrete monument, his northeast corner, and runs thence with the Dr. Rowe line North 37 degrees West 267 feet to a concrete monument; thence North 53 degrees East 31 poles to an iron stake; thence South 24 degrees East 15 poles to an iron stake; thence South 25 degrees East 4 poles to an iron stake; thence South 50 degrees West 6 poles to a black oak, W. W. Wall's northeast corner; thence with the W. W. Wall line South 26 degrees West 363 feet to an iron stake in said line; thence North 43 degrees 30 feet West 197 feet to the BEGINNING.

AND BEING the same lands which are described in a Deed from Essie M. Poteat, et al, to PHILLIP M. LAUGHRIDGE and wife, ELEANOR C. LAUGHRIDGE, dated 5th day of October, 1954, recorded in Deed Book 127, at page 411, in the office of the Register of Deeds for McDowell County, North Carolina, reference to which is here made for further description.

Section 2. That from and after the adoption of this Ordinance the territory described in Section 1 of this Ordinance, and its citizens and property shall be subject to all debts, laws, ordinances and regulations now in force in the Town of Marion, North Carolina, or hereinafter in force, and shall be entitled to the same privileges and benefits as other parts of said Town.

Section 3. The Mayor is hereby authorized, empowered and directed to cause an accurate map of the lands described in Section 1 of this Ordinance, together with a certified copy of this Ordinance, to be recorded in the office of the Register of Deeds for McDowell County, and in the office of the Secretary of State for North Carolina.

Section 4. That all Ordinances and clauses of Ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

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

The foregoing Ordinance was adopted by the following vote:

Ayes: Davis, Grant, Hawkins and Ramsey.

Noes: None "

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
TOWN OF MARION

November 20, 1954

The Board of Aldermen met in a call meeting Friday, November 19 th, at 5:00 P.M. Members present were Mayor C. F. Goldsmith, Aldermen D. Pat Davis, W. F. Grant, and Kenneth W. Ramsey. Absent were Aldermen Howard T. Hawkins and Otis L. Broyhill.

The purpose of this call meeting was to set a date for the Local Government Commission to sell \$250,000.00 in bonds that were authorized at a special election held on October 5 th, 1954, and to consider lifting the ban on new water connections outside the city limits.

Upon motion duly made and seconded and unanimously voted, it was decided to notify Mr. Easterling of the Local Government Commission to sell the bonds on January 16 th, 1955.

After some discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that the restrictions on outside city limits water connections be lifted or repealed as of this date.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

November 23, 1954

The Board of Aldermen met in a call meeting November 23 rd, 1954, at 12:00 o'clock Noon. Members present were Mayor C. F. Goldsmith, Aldermen D. Pat Davis, W. F. Grant, Howard T. Hawkins, and Kenneth W. Ramsey. Absent was Alderman Otis L. Broyhill.

The purpose of this meeting was to open bids and award contract for an automobile.

After considering bids for furnishing an automobile and trading in of a 1951 Ford, upon motion of Alderman D. Pat Davis and seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that we purchase a 1955 Model 8-Cylinder Chevrolet for the net amount of \$1,100.00, other bids being

6-Cylinder Chevrolet	\$ 1,024.00 Net
8-Cylinder Ford	1,246.41 Net
8-Cylinder Plymouth	1,370.00 Net
8-Cylinder Plymouth	1,278.00 Net
6-Cylinder Plymouth	1,275.00 Net
6-Cylinder Plymouth	1,183.00 Net
8-Cylinder Mercury	1,750.00 Net

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

December 4, 1954

The Board of Aldermen met in a special call meeting Saturday, December 4 th, at 10:30 o'clock A.M., the purpose of this meeting being to award contracts for the construction of a filter plant and equipment. Members present were Mayor C. F. Goldsmith, Aldermen D. Pat Davis, K. W. Ramsey, Otis L. Broyhill, W. F. Grant, and Howard T. Hawkins. Absent: NONE.

After considering all bids submitted and upon motion of Alderman Davis, seconded by Broyhill and unanimously passed, a contract was awarded to the Gilbert Engineering Company of Statesville, North Carolina, for Divisions #1 and #2 as outlined in plans and specifications for the construction of a one and one-half million gallon capacity plant, omitting Nix Creek intake and pipe line, this being the low bid.

Upon motion of Alderman Davis, seconded by Alderman Hawkins and unanimously voted, the contract for furnishing pumps and motors to be installed in the filter plant was awarded Fairbanks, Morse Company of Chicago, Illinois, for the amount of \$11,520.86, this being the low bid.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

December 8, 1954

The Board of Aldermen met in regular meeting Tuesday, December 7 th, at 7:00 o'clock P. M. Mayor Goldsmith presided and all members were present.

Mr. Albert Rader came before the Board and asked that his November 1 st water bill be adjusted. Upon motion of Alderman Otis L. Broyhill, seconded by Alderman D. Pat Davis, Mr. Rader was granted a \$7.29 relief.

It was brought to the attention of the Board that Mrs. Harry Haskamp had requested a street light near her home on Rutherford Road. This matter was referred to the street committee.

Mrs. Queenie Walker of Walker's Flowers on West Court Street had requested that she be allowed a parking space to be used in connection with her business on West Court Street. Inasmuch as there is now a loading zone next door to her business, this request was denied.

Upon motion duly made and seconded, it was ordered that H. G. Sain be paid \$55.00, this being 2/3 of the estimated cost of \$82.50 for repairing a wall in front of his property on South Main Street due to the changing of the erection of the sidewalk in front of his property in connection with the widening of South Main Street.

Upon motion duly made and seconded, Five Hundred Fifteen Dollars (\$515.00) was approved for Christmas Bonuses.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

January 5, 1955

The Board of Aldermen met in regular meeting Tuesday, January 4 th, 1955, at seven o'clock with all members present.

The minutes of the previous meeting were read and approved.

Upon motion of Alderman W. F. Grant and seconded by Alderman Broyhill and unanimously voted, it was ordered that the Mayor be authorized to countersign checks with the Manager or the Treasurer in the case of the absence of either and that in the event the Manager and the Treasurer both should not be available that the Mayor was authorized to issue checks on his signature.

It was brought to the attention of the Board that the \$250,000.00 water improvement bonds would be sold on January 18 th and the Manager was instructed to notify the Mayor and each Board Member of the interest rate and obtain their individual approval of the rate before authorizing the sale of these bonds.

The Manager stated to the Board that he had several complaints of the dangerous intersection at Crescent and Fleming Avenue and that this section had been investigated and it seemed that there was sufficient street right-of-way on the Northwest corner of this intersection to eliminate the condition. No definite action was taken on this matter but it was agreed to investigate to see if this situation could be corrected.

The question of magazine salesmen making a nuisance of themselves in homes and businesses in town was discussed and the Manager was instructed to discuss this matter with the Attorney to see if a business privilege license could be imposed on these people with the feeling that this license fee would correct some of the undesirable situations.

The Manager was instructed to contact the officials of Duke Power Company with regard to several street lights to see if the lights could be redistributed in some instances and readjusted in others in order to afford better light.

The Manager was instructed to contact the city attorney with reference to obtaining a written agreement with Duke Power Company for taking water from their penstock at Lake Tahoma Dam and to notify them to proceed with the installation of a tap and meter.

It was agreed that Alderman W. F. Grant and the Manager contact the property owners with reference to securing rights-of-way and property for the Buck Creek intake site and pipe line and access roads rights-of-way.

It was brought to the Board's attention that from all indications the State Highway and Public Works Department had paved a section of Catawba Street on property now owned by Curtis Forney (colored). The Manager stated that he had taken this matter up with the Highway Officials and that they had promised to investigate the situation.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

A special meeting of the Board of Aldermen of the Town of Marion, North Carolina, was held in the Town Hall, the usual place of meeting, at 11:30 o'clock A.M., on January 10, 1955.

Present: Mayor C.F. Goldsmith, presiding, and Aldermen D. Pat Davis, O. L. Broyhill and W. F. Grant.

Absent: Dr. K. W. Ramsey and Howard T. Hawkins.

Dr. K. W. Ramsey and Howard T. Hawkins, who are not present, have signed the following acknowledgment of notice of the meeting:

"We hereby acknowledge due service of notice of a special meeting of the Board of Aldermen of the Town of Marion, North Carolina, to be held at 11:30 A.M., January 10, 1955, but are not able to be present at said meeting.

K.W. Ramsey, O.D.
Howard T. Hawkins"

Alderman Davis introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE
OF \$250,000 WATER BONDS

BE IT RESOLVED by the Board of Aldermen of the Town of Marion:

Section 1. That the Board of Aldermen has determined and does hereby find and declare:

(a) That an ordinance authorizing \$250,000 Water Bonds was passed on August 30, 1954, which ordinance was approved by the vote of a majority of the qualified voters of said Town who voted at an election duly called and held on October 5, 1954.

(b) That none of said bonds has been issued and that no notes have been issued in anticipation of the sale of said bonds.

(c) That the probable period of usefulness of the enlargements and extensions to the waterworks system to be made pursuant to said ordinance is a period of forty years from August 30, 1955, a date not more than one year after the passage of said ordinance, and that said period expires on August 30, 1955.

Section 2. That pursuant to said ordinance there shall be issued the negotiable coupon bonds of the Town of Marion in the aggregate principal amount of \$250,000, designated "Water Bonds", consisting of 250 bonds of the denomination of \$1,000 each, numbered 1 to 250, inclusive, dated December 1, 1954, maturing annually, June 1, in numerical order, lowest numbers first, \$10,000 1956 to 1973, inclusive, \$25,000 1974, \$25,000 1975, and \$20,000 1976, without option of prior payment, and bearing interest from their date at a rate or rates not exceeding 6% per annum to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semi-annually on the first days of June and December in each year, and both the principal of and the interest on said bonds shall be payable at the Chase National Bank of the City of New York, in the Borough of Manhattan, City and State of New York, in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts.

Section 3. That said bonds shall be signed by the Mayor and the Town Clerk and Treasurer, under the corporate seal of the Town, and the interest coupons to be attached to said bonds shall be executed with the facsimile signature of said Town Clerk and Treasurer. Said bonds and coupons and the endorsements to be printed upon the reverse of said bonds shall be in substantially the following forms:

No. _____ \$ 1,000

United State of America
State of North Carolina
County of McDowell

TOWN OF MARION

Water Bond

The Town of Marion, a municipal corporation in McDowell County, North Carolina, is justly indebted and for value received hereby promises to pay to the bearer or, if this bond be registered, to the registered owner hereof, on the 1 st day of June, 19 __, the principal sum of

ONE THOUSAND DOLLARS
AND TO PAY interest thereon from the date hereof at the rate of _____ per centum per annum until payment of such principal sum, such interest to the maturity hereof being payable semi-annually on the first days of June and December of each year upon the presentation and surrender of the coupons representing such interest as the same respectively fall due. Both the principal of and the interest on this bond are payable at The Chase National Bank of the City of New York, in the Borough of Manhattan, City and State of New York, in any coin or currency of the United State of America, which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts. For the prompt payment hereof, both principal and interest as the same shall fall due, the full faith and credit of said Town of Marion are hereby irrevocably pledged.

This bond is one of a series issued by said Town pursuant to and in full compliance with The Municipal Finance Act, 1921, as amended, and the Local Government Act, as amended, and an ordinance which was approved by the vote of a majority of the qualified voters of said Town who voted at an election duly called and held, and resolutions duly passed by the Board of Aldermen of said Town for the purpose of providing funds for enlarging and extending the waterworks system of said Town.

It is hereby certified and recited that all acts, conditions and things required by the Constitution and laws of North Carolina to happen, exist and be performed precedent to and in the issuance of this bond have happened, exist and have been performed in regular and due form and time as so required; that provision has been made for the levy and collection of a direct annual tax upon all taxable property within said Town sufficient to pay the principal of and the interest on this bond as the same shall fall due; and that the total indebtedness of said Town, including this bond, does not exceed any constitutional or statutory limitation thereon.

This bond may be registered as to principal alone in accordance with the provisions endorsed hereon.

IN WITNESS WHEREOF, said Town of Marion has caused this bond to be signed by its Mayor and its Town Clerk and Treasurer, under the corporate seal of the Town, and has caused the interest coupons attached hereto to be executed with the facsimile signature of said Town Clerk and Treasurer, all as of the 1st day of December, 1954.

C. F. Goldsmith
Mayor

Reece C. Snyder
Town Clerk and Treasurer

(Endorsements on Bonds)

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

This issuance of the within bond has been approved under the provisions of the Local Government Act of North Carolina.

W. E. Easterling, Secretary
Local Government Commission
By: _____
Designated Assistant

PROVISIONS FOR REGISTRATION

This bond may be registered as to principal alone in the Bond Register of the Town of Marion by the Town Clerk and Treasurer as Bond Registrar, at his office in the Town of Marion, or by such other Bond Registrar as may be legally appointed by the governing body of said Town upon presentation hereof to the Bond Registrar who shall make notation of such registration in the registration blank below, and this bond may thereafter be transferred only upon a duly executed assignment of the registered owner or his attorney, in such form as shall be satisfactory to the Bond Registrar, such transfer to be made on such Bond Register and endorsed hereon by the Bond Registrar. Such transfer may be to bearer and thereby transferability by delivery shall be restored, but this bond shall again be subject to successive registrations and transfers as before. The principal of this bond, if registered, unless registered to bearer, shall be payable only to or upon the order of the registered owner or his legal representative. Notwithstanding the registration of this bond as to principal alone, the coupons shall remain payable to bearer and shall continue to be transferable by delivery.

Date of Registration	Name of Registered Owner	Signature of Bond Registrar
.....
.....
.....

(Form of Coupons)

No. _____
On the 1st day of _____, 19____,
the Town of Marion, a municipal corporation in McDowell County, North Carolina, will pay to bearer at The Chase National Bank of the City of New York, in the Borough of Manhattan, City and State of New York, upon the presentation and surrender hereof, the sum of _____ Dollars in any coin or currency of the United State of America which at the time of payment is legal tender for the payment of public and private debts, as provided in and for the semi-annual interest then due upon its Water Bond, dated December 1, 1954, numbered _____.

Town Clerk and Treasurer

Section 4. That said bonds shall be registerable as to principal alone in accordance with the provisions hereinabove provided for endorsement upon said bonds and the Town Clerk and Treasurer is hereby appointed Bond Registrar for the purpose of registering said bonds, subject to the right of the governing body of the Town of Marion hereafter to appoint another Bond Registrar. No charge shall be made to any bondholder for the privilege of registration herein granted.

Section 5. That the action of the Town Attorney in applying to the Local Government Commission to advertise and sell said bonds, and the action of the Local Government Commission in asking for sealed bids for said bonds (by publishing a sale notice and printing and distributing circulars) be and the same are hereby ratified and confirmed.

Thereupon, upon motion of Alderman Davis, seconded by Alderman Broyhill, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$250,000 WATER BONDS" was passed by the following vote:

Ayes: Aldermen Davis, Broyhill and Grant.

Noes: NONE.

Upon motion duly made and seconded, the Town Attorney was instructed to prepare a Resolution opposing the proposed toll charge on the Blue Ridge Parkway and the Manager was instructed to notify the North Carolina Representative and the two North Carolina Senators of this action.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

February 9, 1955

The Board of Aldermen met in regular meeting Tuesday, February 8th, 1955, at 7:00 o'clock P.M. Mayor Goldsmith presided. The following members were present when the meeting was called to order: Aldermen Otis L. Broyhill, D. Pat Davis, W. F. Grant, and Howard T. Hawkins. Alderman Kenneth W. Ramsey had stated that he would be late for the meeting and came in at 9:15 o'clock. The minutes of the previous meeting were read and approved.

The Manager stated to the Board that he had received a bill from the State Highway & Public Works Commission showing a balance due of \$4,049.50 as 1/3 of the costs of acquiring rights-of-way in connection with the widening of Highway 70 at the East and West edges of the city limits under an agreement reached with the State Highway Commission dated January 23rd, 1947. The Manager was instructed to contact the right-of-way division of the State Highway & Public Works Commission regarding this matter as it was felt that some of the charges were against property outside the city limits.

A request from Dr. J. B. Johnson for a refund on his water account

due to his paying an outside rate was discussed, his claim being that a right-of-way agreement with Mrs. M. M. Burgin stated that her heirs and assigns should be entitled to water at the same rate as charged the residents of the Town of Marion. This matter was discussed at length, and it was the feeling of the Board that the Burgin agreement did not in fact stipulate that they were entitled to the same rates as residents of Marion.

Upon motion duly made and seconded, this matter was referred to the Town Attorney for him to investigate and to report back at the next regular meeting.

The question of the Town paying for dry cleaning of the volunteer firemen's clothes soiled in fighting fires was discussed, and it was agreed that Alderman D. Pat Davis discuss this with the Fire Chief and members of the Fire Department if he so desired and bring back their recommendations at the next regular meeting.

It was brought to the Board's attention that the sidewalks on Main Street and Railroad Street adjacent to the building now being erected by Mr. J. D. Blanton was in a bad state of repair when the building was commenced and that during construction that they had been completely destroyed, and that Mr. Blanton had requested assistance from the Town in replacing the sidewalks. No definite action was taken, but the Manager was instructed to see what he could work out with Mr. Blanton, it being the feeling of the Board that the Town would not be responsible for building any more sidewalk than was in place at the beginning of the construction.

The Manager was asked to work with the Town Attorney in trying to reach a settlement for sewer line right-of-way from Mr. Ed Kanipe for sewer line to the Sewage Treatment Plant.

The Manager was instructed to contact the officials of the Southern Railway and request that they install automatic signals at the railroad crossing on Clay Street.

A request from the Chairman of the School Board for water and sewer to the proposed elementary school on Robert Street and the paving of Robert Street was discussed, but no definite action was taken, it being the feeling of the Board that the School Board should bear the cost of the sewer line and its proportionate share of the street paving. It was agreed that this matter should be discussed further with the School Board Members.

The size of the tap at the penstock at the Lake Tahoma Dam for furnishing water to the filter plant was discussed and a letter from the engineers requesting a 12" tap was turned over to the Town Attorney, and he was instructed to reach an agreement with the Duke Power Company as to whether an 8" or a 12" tap should be installed.

After some discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that the price of opening graves in the Oak Grove Cemetery beginning March 1st, 1955, to be increased to ten (\$10.00) dollars for infants and twenty (\$20.00) dollars for adults' graves, and that a letter be sent to the funeral directors of Marion notifying them of this increase. *See page 142 new date*

The Manager was instructed to install a 6" water line on Virginia Avenue from Rutherford Road to the end of the present water line on Spring Street.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was agreed that a power line right-of-way be granted to the Duke Power Company for running a power line across the Sam Curtis Dairy Farm property recently purchased by the Town of Marion provided it follow the present road as closely as possible and that Duke Power Company stipulate in the contract that it should not be more than thirty (30) feet wide.

Messrs. J. B. Laughlin and W. W. Wyke came before the Board to see if immediate steps could be taken to correct a bad situation on their property on Vale street caused by the overflow of a sewer manhole during excessive rains. It was pointed out to Messrs. Laughlin and Wyke that a great amount of work had been done to correct this situation, and it was the belief of the Town Officials that the condition had been corrected permanently, as no trouble had occurred during the past year until the recent heavy rain, and they were assured that the Town was making every effort at this time to correct the situation.

The Manager stated to the Board that he felt that as a temporary expedient that an overflow line connecting the domestic line in Rutherford Road to the industrial line just south of the Rutherford Road would relieve the bad condition for the present time and that every effort was being made to trace the intake of surface water into the domestic sewage line.

Whereupon, Alderman D. Pat Davis made a motion, seconded by Alderman W. F. Grant, that this temporary line be installed immediately provided the necessary right-of-way could be acquired upon Mr. J. L. Gourley, Sr. and that as soon as the infiltration be corrected that this line be abandoned or taken out of service.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that a contract for the painting of #1 and #2 fire trucks be awarded to Williams Paint and Body Shop in Morganton for the total amount of \$375.00.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman D. Pat Davis and unanimously voted, Alderman W. F. Grant was reappointed Town Treasurer and Reece C. Snyder was appointed Assistant Town Treasurer, this action resulting from Alderman Grant's temporary resignation on October 5th, 1954.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

March 9, 1955

The Board of Aldermen met in regular meeting March 8th, 1955, at seven o'clock P.M.

D. Pat Davis, Mayor Pro Tem, presided in the absence of Mayor C. F. Goldsmith who was ill. Members present were Aldermen W. F. Grant, Kenneth W. Ramsey, and Howard T. Hawkins.

A right-of-way claim from the State Highway and Public Works Commission in connection with widening Highway 70 in 1947 was discussed, but no definite action was taken.

A request from the P.T.A. of the Hudgins School for a street light in front of the building was referred to the Street Committee.

Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that the fourth filter in the new filter plant be completed at this time provided the cost was not excessive. The reason for this being that in the original contract the completion of this filter was omitted to reduce the cost of the overall contract.

Upon motion duly made and seconded, it was agreed that our Representative to the State Legislature be requested to prepare and present a special act giving the Chief of Police authority to issue and sign warrants.

It was ordered a second notice be sent ^{Report} that water services will be discontinued for non-payment of bill.

The Manager was instructed to contact the City Attorney to see what steps could be taken to prevent people from tapping on to private water lines and using city water and never reporting this to the Water Department.

Upon motion of Alderman W. F. Grant, and seconded by Alderman Kenneth W. Ramsey and unanimously voted, it was ordered that the remaining part of Grandview Park streets be paved and that water and sewer be installed in these streets.

Mr. Ralph Patton came before the Board and presented a letter requesting damages to his property in connection with the widening of State Street

by the State Highway & Public Works Commission. This matter was referred to the Street Committee and the Town Attorney.

There being no further business, the meeting adjourned.

Reece C. Snyder
D. Pat Davis

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

March 25, 1955

The Board of Aldermen met in a special meeting Thursday, March 24, 1955, the purpose of this meeting being to appoint Registrar and Judges for the coming municipal election to be held on May 3rd, 1955, and to adopt election ordinance and consider other business. Mayor Goldsmith presided and all members were present.

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

"A RESOLUTION BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA, 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 3, 1955, 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 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 years, and until their successors are elected and qualified.

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

BE IT FURTHER RESOLVED that Mrs. Julia Stanley, Marion, North Carolina, be and is hereby appointed as Registrar; that R. L. James, Jr. and 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 Saturday, April 16, 1955, 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 23, 1955, 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 2, 1955.

BE IT FURTHER RESOLVED that 5:00 o'clock P.M. Friday, April 23, 1955, be and is hereby designated as final filing date for candidates.

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.

This 24. th day of March, 1955.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

April 7, 1955

The Board of Aldermen met in regular meeting Tuesday, April 5th, at seven o'clock P.M. Mayor C. F. Goldsmith presided, and the following members were present: Aldermen W. F. Grant, D. Pat Davis, Otis L. Broyhill, and Howard T. Hawkins. Absent: Alderman K. W. Ramsey.

Upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that beginning May 3rd that the salary of the Mayor be increased to \$100.00 per month and that a proper resolution or ordinance be and hereby is adopted authorizing this increase.

Upon motion duly made and seconded, the Manager was instructed to notify the State Highway & Public Works Commission that the Town would assume responsibility, if any, for the widening the South side of State Street between Clay Street and McDowell Avenue.

The City Attorney and the Manager were instructed to meet with the officials of Duke Power Company in Charlotte on April 6th to work out a final agreement as to taking water and installing the necessary piping and fittings from the penstock on the Lake Tahoma Dam.

The Manager was instructed to attend a meeting called by the N.C. League of Municipalities to be held in Raleigh at 11:00 o'clock A.M., April 8th, with regards to a home rule bill #810 introduced in the House by Representative Shreve of Guilford County.

Upon motion duly made and seconded, it was ordered that the Town reimburse the members of the Volunteer Fire Department through the Chief of the Fire Department for cleaning clothes of the individual members of the Fire Department soiled in fighting fires.

Upon motion of Alderman Grant, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that parking regulations be set up on East Henderson Street between Main Street and Garden Street as follows: "No Parking" on the North side of the street and "No Parking" in front of vacant property and two frame dwellings on the South side of the street, this being a distance of approximately one hundred fifty (150) feet, "Loading Zone" in front of five brick store buildings for a distance of approximately one hundred ten (110) feet, and "No Parking" from this point to Main Street.

It was agreed to permit the Francis Marion Club to erect lights with coin-operated switches on the tennis court on the Community Building Grounds.

Mr. Ernest House and Mr. C. A. Workman came before the Board and presented a sketch of a proposed alley between Main and Garden Streets and running from East Henderson Street to the Courthouse driveway and asked that if property owners would dedicate a sixteen-foot alley, what position the Town would take on paving and taking over said alley. After some discussion, the Board stated to Messrs. House and Workman that they would be willing to pave the alley, put the necessary water and sewer lines providing the property owners would dedicate the sixteen-foot alley and would prepare same for paving by grading and placing stone on same to the Town's specifications and would agree to pay one-half of the costs of paving.

Upon motion duly made and seconded, it was ordered Easter Monday be

declared a holiday for city employees.

It was ordered a six-inch water line be run from Fleming Avenue to the new Elementary School when the proper grading in front of the school is completed.

The Manager was instructed to investigate the possibility of using the twin parking meters that were removed from the parking lot for street parking.

The Manager stated that he had received an estimate from the Gilbert Engineering Company for completing the fourth filter in the new filter plant, this estimate amounting to \$2,018.00. Upon motion of Alderman Davis and seconded by Alderman Grant and unanimously voted, it was ordered that the contractor be notified to proceed with the completion of this work.

Mr. W. R. Hemphill came before the Board and stated that when the industrial waste line was constructed to the Cross Cotton Mills in 1951 that his sewer connection leading from his house to the domestic sewer line was cut in two and was not discovered or repaired until April of this year and that he had paid out plumbing bill in the amount of \$91.42 caused by this trouble and that he had paid sewer rental charges to the Town in the amount of \$52.00, making a total cost to him of \$143.42. After some discussion and upon motion duly made and seconded, it was ordered that the Town reimburse him this \$143.42.

The Manager presented a list of the delinquent 1954 real estate taxes to the Board and asked for permission to advertise and sell this property as required by law. Upon motion of Alderman Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that these tax sales be advertised beginning in May and sold on June 13 th, 1955.

There being no further business, the meeting adjourned.

Reese C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

April 16, 1955

The Board of Aldermen met in a call meeting Friday, April 15 th, 1955, at 5:00 P.M.

Members present: Mayor Pro Tem D. Pat Davis, Aldermen W. F. Grant, Otis L. Broyhill, Howard T. Hawkins, and K. W. Ramsey. Absent: Mayor C. F. Goldsmith. The meeting was called to adopt a Resolution authorizing the Mayor and the Clerk to sign an agreement with Duke Power Company relative to taking water from Lake Tahoma Dam for use in connection with the new filter plant now being constructed. Mayor Pro Tem Davis presided.

"A special meeting of the Board of Aldermen of the Town of Marion was held in the Town Hall at 5 o'clock P.M., on the 15 day of April, 1955.

PRESENT: D. Pat Davis, Pro Tem; O.L.Broyhill; W.F.Grant; Dr. K.W.Ramsey; and H.T.Hawkins.

ABSENT: Mayor C. F. Goldsmith.

Upon motion of Alderman Grant the following Resolution was unanimously adopted by the affirmative vote of all members of the Board of Aldermen who were present at said meeting:

WHEREAS the Town of Marion is now constructing a filter plant for the purpose of taking water from Buck Creek to furnish additional water for the citizens of the Town of Marion; AND WHEREAS, by reason of the impounding of the waters of Buck Creek in Lake Tahoma, the flow in the stream below said dam is not constant, except when the power plant owned by Duke Power Company at the Lake Tahoma Dam is in operation; AND WHEREAS, in order to properly operate said filter plant, it will be necessary from time to time to permit the flow of water directly from Lake Tahoma into the tailrace of the Lake Tahoma Dam, without passing through the water wheel of the Power House; AND WHEREAS, the Duke Power Company, insofar as it is authorized to do so, is willing to grant such permission, PROVIDED the Town pay for the installation of the necessary valves, meter and piping to be installed at the Dam, and to pay the said Power Company for the power it would lose by reason of the release of such water, at the rate of one and one-half (1½) cents per kilowat hour for power so lost.

AND WHEREAS, it is the considered opinion of the Board of Aldermen of the Town of Marion that the execution of the proposed Contract between the Town of Marion and the Duke Power Company for the purposes aforesaid, as submitted to the meeting, is necessary to the health and welfare of the citizens of the Town of Marion.

NOW, THEREFORE, BE IT RESOLVED, That the Mayor and Clerk to the Board of Aldermen be, and they are hereby authorized, empowered and directed to execute said Contract with the Duke Power Company, which is in words and figures as follows:

THIS CONTRACT, Made this the 15 day of April, 1955, by and between DUKE POWER COMPANY, a corporation organized under the laws of the State of New Jersey, party of the first part, hereinafter called the "POWER COMPANY", and TOWN OF MARION, a municipal corporation organized under the laws of the State of North Carolina, party of the second part, hereinafter called the "TOWN",

W I T N E S S E T H:

WHEREAS, by deed dated November 27, 1929, recorded in the Public Registry of McDowell County, North Carolina, in Book 71, at page 371, Jupollo Public Service Company, et al., conveyed to Southern Public Utilities Company, predecessor of the Power Company, the power plant and dam on Buck Creek in McDowell County, North Carolina, known as the Lake Tahoma Plant with the right to operate same subject to certain conditions all as is set out in said deed and one of said conditions is as follows, to wit:

"3. The full, unrestricted, and exclusive right to use, for the generation or development of power only, the water impounded and to be impounded in Lake Tahoma; provided, however, that in such use of the said water the party of the second part, its successors and assigns, shall not lower the level of the said water more than 12 inches below the spillway of the aforesaid dam as now constructed during the months of October to March inclusive, nor more than 6 inches below said spillway during the months of April to September inclusive, except for repairs or other reasonably necessary work in connection with the maintenance, operation and up-keep of the power plant, or in case of emergency."; and

WHEREAS, the Town proposes to erect a regulating dam and pumping station on Buck Creek at a point approximately 2 miles below the Lake Tahoma dam to be used as a part of a municipal water supply system, and desires that at least 3,000,000 gallons of water per day flow into its regulating dam; and

WHEREAS, it is assumed that when the Lake Tahoma Power Plant is in continuous operation there will be a flow of water at the Town's regulating dam of 3,000,000 gallons or more per day, and that when said power plant is not in operation the water flow at the regulating dam may be less than 3,000,000 gallons per day; and

WHEREAS, the Town desires the Power Company from time to time to permit the flow of water directly from the Lake Tahoma reservoir to the tail race of the Lake Tahoma dam without passing through the water wheel of the power house; and the Power Company, so far as it is authorized to do so, is willing to grant such permission upon the terms and conditions hereinafter set out;

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements herein contained the parties hereto have agreed and do agree as follows:

1. The Power Company will install necessary valves, meter and piping at the Lake Tahoma Power Plant sufficient in size to permit the flow of at least 3,000,000 gallons of water per day directly from the reservoir to the tail race of the dam; it being understood that the piping at its connection with the penstock shall not exceed 12 inches in diameter. Upon bill rendered by the Power Company the Town will pay for said valves, meter and piping together with the total cost of installing same. During the continuance of this contract the Power Company will maintain the valves, meter and piping and upon bills rendered from time to time the Town will pay for such maintenance. All of the bills in this paragraph mentioned shall be paid within 10 days from the date that same are rendered. Upon the installation by the Power Company of said valves, meter and piping and upon payment for same by the Town as herein provided, title to same and responsibility for its operation shall be in the Town.

2. It is understood that the water which will pass through the

declared a holiday for city employees.

It was ordered a six-inch water line be run from Fleming Avenue to the new Elementary School when the proper grading in front of the school is completed.

The Manager was instructed to investigate the possibility of using the twin parking meters that were removed from the parking lot for street parking.

The Manager stated that he had received an estimate from the Gilbert Engineering Company for completing the fourth filter in the new filter plant, this estimate amounting to \$2,018.00. Upon motion of Alderman Davis and seconded by Alderman Grant and unanimously voted, it was ordered that the contractor be notified to proceed with the completion of this work.

Mr. W. R. Hemphill came before the Board and stated that when the industrial waste line was constructed to the Cross Cotton Mills in 1951 that his sewer connection leading from his house to the domestic sewer line was cut in two and was not discovered or repaired until April of this year and that he had paid out plumbing bill in the amount of \$91.42 caused by this trouble and that he had paid sewer rental charges to the Town in the amount of \$52.00, making a total cost to him of \$143.42. After some discussion and upon motion duly made and seconded, it was ordered that the Town reimburse him this \$143.42.

The Manager presented a list of the delinquent 1954 real estate taxes to the Board and asked for permission to advertise and sell this property as required by law. Upon motion of Alderman Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that these tax sales be advertised beginning in May and sold on June 13 th, 1955.

There being no further business, the meeting adjourned.

Reese C. Snyder
Clerk

C. F. Goldsmith
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

April 16, 1955

The Board of Aldermen met in a call meeting Friday, April 15 th, 1955, at 5:00 P.M.

Members present: Mayor Pro Tem D. Pat Davis, Aldermen W. F. Grant, Otis L. Broyhill, Howard T. Hawkins, and K. W. Ramsey. Absent: Mayor C. F. Goldsmith. The meeting was called to adopt a Resolution authorizing the Mayor and the Clerk to sign an agreement with Duke Power Company relative to taking water from Lake Tahoma Dam for use in connection with the new filter plant now being constructed. Mayor Pro Tem Davis presided.

"A special meeting of the Board of Aldermen of the Town of Marion was held in the Town Hall at 5 o'clock P.M., on the 15 day of April, 1955.

PRESENT: D. Pat Davis, Pro Tem; O. L. Broyhill; W. F. Grant; Dr. K. W. Ramsey; and H. T. Hawkins.

ABSENT: Mayor C. F. Goldsmith.

Upon motion of Alderman Grant the following Resolution was unanimously adopted by the affirmative vote of all members of the Board of Aldermen who were present at said meeting:

WHEREAS the Town of Marion is now constructing a filter plant for the purpose of taking water from Buck Creek to furnish additional water for the citizens of the Town of Marion; AND WHEREAS, by reason of the impounding of the waters of Buck Creek in Lake Tahoma, the flow in the stream below said dam is not constant, except when the power plant owned by Duke Power Company at the Lake Tahoma Dam is in operation; AND WHEREAS, in order to properly operate said filter plant, it will be necessary from time to time to permit the flow of water directly from Lake Tahoma into the tailrace of the Lake Tahoma Dam, without passing through the water wheel of the Power House; AND WHEREAS, the Duke Power Company, insofar as it is authorized to do so, is willing to grant such permission, PROVIDED the Town pay for the installation of the necessary valves, meter and piping to be installed at the Dam, and to pay the said Power Company for the power it would lose by reason of the release of such water, at the rate of one and one-half (1½) cents per kilowatt hour for power so lost.

AND WHEREAS, it is the considered opinion of the Board of Aldermen of the Town of Marion that the execution of the proposed Contract between the Town of Marion and the Duke Power Company for the purposes aforesaid, as submitted to the meeting, is necessary to the health and welfare of the citizens of the Town of Marion.

NOW, THEREFORE, BE IT RESOLVED, That the Mayor and Clerk to the Board of Aldermen be, and they are hereby authorized, empowered and directed to execute said Contract with the Duke Power Company, which is in words and figures as follows:

THIS CONTRACT, Made this the 15 day of April, 1955, by and between DUKE POWER COMPANY, a corporation organized under the laws of the State of New Jersey, party of the first part, hereinafter called the "POWER COMPANY", and TOWN OF MARION, a municipal corporation organized under the laws of the State of North Carolina, party of the second part, hereinafter called the "TOWN",

W I T N E S S E T H:

WHEREAS, by deed dated November 27, 1929, recorded in the Public Registry of McDowell County, North Carolina, in Book 71, at page 371, Jupollo Public Service Company, et al., conveyed to Southern Public Utilities Company, predecessor of the Power Company, the power plant and dam on Buck Creek in McDowell County, North Carolina, known as the Lake Tahoma Plant with the right to operate same subject to certain conditions all as is set out in said deed and one of said conditions is as follows, to wit:

"3. The full, unrestricted, and exclusive right to use, for the generation or development of power only, the water impounded and to be impounded in Lake Tahoma; provided, however, that in such use of the said water the party of the second part, its successors and assigns, shall not lower the level of the said water more than 12 inches below the spillway of the aforesaid dam as now constructed during the months of October to March inclusive, nor more than 6 inches below said spillway during the months of April to September inclusive, except for repairs or other reasonably necessary work in connection with the maintenance, operation and up-keep of the power plant, or in case of emergency."; and

WHEREAS, the Town proposes to erect a regulating dam and pumping station on Buck Creek at a point approximately 2 miles below the Lake Tahoma dam to be used as a part of a municipal water supply system, and desires that at least 3,000,000 gallons of water per day flow into its regulating dam; and

WHEREAS, it is assumed that when the Lake Tahoma Power Plant is in continuous operation there will be a flow of water at the Town's regulating dam of 3,000,000 gallons or more per day, and that when said power plant is not in operation the water flow at the regulating dam may be less than 3,000,000 gallons per day; and

WHEREAS, the Town desires the Power Company from time to time to permit the flow of water directly from the Lake Tahoma reservoir to the tail race of the Lake Tahoma dam without passing through the water wheel of the power house; and the Power Company, so far as it is authorized to do so, is willing to grant such permission upon the terms and conditions hereinafter set out;

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements herein contained the parties hereto have agreed and do agree as follows:

1. The Power Company will install necessary valves, meter and piping at the Lake Tahoma Power Plant sufficient in size to permit the flow of at least 3,000,000 gallons of water per day directly from the reservoir to the tail race of the dam; it being understood that the piping at its connection with the penstock shall not exceed 12 inches in diameter. Upon bill rendered by the Power Company the Town will pay for said valves, meter and piping together with the total cost of installing same. During the continuance of this contract the Power Company will maintain the valves, meter and piping and upon bills rendered from time to time the Town will pay for such maintenance. All of the bills in this paragraph mentioned shall be paid within 10 days from the date that same are rendered. Upon the installation by the Power Company of said valves, meter and piping and upon payment for same by the Town as herein provided, title to same and responsibility for its operation shall be in the Town.

2. It is understood that the water which will pass through the

valves, meter and piping will by-pass the water wheel of the power plant and reduce the amount of power which would have been generated had this water passed through the wheel, and the Town agrees to pay to the Power Company for such loss of power at the rate of 1¢ per kilowatt hour for power so lost; it being agreed that each 1,000,000 gallons of water passing through the meter will be equivalent to 136 kilowatt hours. The Power Company will read the meter each month and render bills to the Town in accordance with the provisions of this paragraph, which bills will be paid by the Town within 10 days after receipt of same. If for any reason the meter becomes defective or commercially inaccurate, the Power Company will restore same to a condition of accuracy satisfactory to both parties and if test of the meter indicates that the inaccuracy exceeds 2%, then the readings of the meter previously taken shall be corrected on the basis of the test but not for a greater period than 60 days prior to the date of the test nor prior to a date within such 60 days on which the meter may have been accurate within 2%. The Town will immediately notify the Power Company at any time that it shall discover that the meter is defective or inaccurate.

3. The Town will at all times during the continuance of this contract be granted access to the power plant for the purpose of operating the valves, and will operate the valves so as not to lower the level of the water in the Lake Tahoma reservoir more than 12 inches below the spillway of the dam as now constructed during the months of October to March inclusive, nor more than 6 inches below said spillway during the months of April to September inclusive; and should the Town at any time fail to so operate said valves in such a manner as to meet the above conditions, the Town will indemnify and save harmless the Power Company, its successors and assigns, against any and all damages, suits and demands growing out of or resulting from such operation of the valves by the city.

4. The Town, in its operation of the valves, will take only so much water directly from the Power Company's Lake Tahoma reservoir as is reasonably necessary to produce a flow at the Town's regulating dam of 3,000,000 gallons of water per day.

5. It is expressly understood that the Power Company is not obligated to continue to maintain the dam at the Lake Tahoma Power Plant and that in case said dam is damaged or destroyed by flood or other casualty, or in case the Power Company for any reason sees fit to discontinue the maintenance of said dam, it may upon 30 days written notice to the Town terminate this contract.

6. In case of damage to or destruction of the dam at the Lake Tahoma Plant by flood or other casualty the Power Company shall not be responsible to the Town for damage or injury to the valves, meter, piping or other property of the Town installed upon the premises of the Power Company.

7. Unless sooner terminated as hereinabove provided or for any other reason, this contract shall continue in force during the term of 5 (five) years from the date hereof and thereafter it shall continue in force from year to year, provided, however, that the parties hereto, or either of them, can terminate the same at the end of the original term of 5 years or at the end of any year thereafter by giving at least 1 year's previous notice of such termination in writing. At the termination of this contract for any reason, the Power Company will remove and deliver to the Town the valves, meter and piping and any other property of the Town located upon the premises of the Power Company, and the Town will pay to the Power Company the cost of such removal.

8. It is understood and agreed that this contract is being entered into by the Power Company only so far as it is authorized to do so and that the rights granted to the Town are granted subject to the terms and conditions of the deed from Jopello Public Service Company, et al, to Touthern Public Utilities Company hereinabove referred to.

IN WITNESS WHEREOF, the Power Company has caused this instrument to be executed by its duly authorized officials, and the Town, by resolution duly adopted by its governing Board, has caused this instrument to be executed in its name by its Mayor and to be attested and its corporate seal to be hereunto affixed by its Town Clerk, and said parties have executed said contract in duplicate this the day year first above written."

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

May 4, 1955

The Board of Aldermen met in a regular meeting Tuesday, May 3 rd, 1955. Mayor Goldsmith presided and all members were present with the exception of Alderman K. W. Ramsey. Mr. R. W. Proctor, Town Attorney, was also present. The minutes of the previous regular meeting and call meeting were read and approved.

"Upon motion duly made, the following Resolution was unanimously adopted:

WHEREAS the several Private Acts of the General Assembly of North Carolina relating to the Town of Marion, contain no provision for compensation for the Mayor of said Town; AND WHEREAS, the only compensation now being paid the Mayor is ONE HUNDRED (\$100.00) DOLLARS per year, and such fees as he is entitled to charge by law for trying cases in the Mayor's Court;

AND WHEREAS, it is the considered opinion of the Board of Aldermen that the compensation now being received by the Mayor is wholly inadequate, and that the Mayor should receive a salary which would more nearly compensate him for the time and attention devoted to his duties, and that the Mayor should not have a financial interest in presiding over the Mayor's Court;

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1: That the Mayor of the Town of Marion shall be paid a salary of \$1,200.00 per year, payable in monthly installments of \$100.00, in lieu of all other compensation and other fees now allowed the Mayor by law, or Ordinance of the Town of Marion.

SECTION 2: That all fees collected by the Mayor for trying cases in the Mayor's Court shall not be retained by the Mayor, but shall be paid into the General Fund of the Town.

SECTION 3: That all Ordinances and clauses of Ordinances in conflict with this Ordinance be, and the same are hereby repealed.

SECTION 4: That this Ordinance shall be in full force and effective from and after the 3 rd day of May, 1955."

The returns of the election held on Tuesday, May 3 rd, 1955, which had been certified to the Town Clerk by the Registrar and the Judges of the election, were presented to the Board as follows, and it was declared that the Mayor and the five members of the Board of Aldermen receiving the highest number of votes were elected for a term of two years. The results being:

"FOR MAYOR: J.W. Streetman, Jr. received 196 votes
O.F. Adkins received 4 votes

FOR ALDERMAN:	Otis L. Broyhill received	190 votes
	D. Pat Davis received	188 votes
	W.F. Grant received	197 votes
	Howard T. Hawkins received	190 votes
	Kenneth W. Ramsey received	187 votes
	Clyde Hensley received	1 vote
	Harry Hasscamp received	1 vote
	Dee Hensley received	1 vote"

The street committee who had investigated damage claim from Ralph D. Patton on State Street in connection with the re-building of State Street in front of his property reported to the Board and after some discussion it was decided the State Highway Engineer be asked to give us his assistance in determining a way to correct this condition and that the street committee look at the property again.

It was ordered that the street committee investigate the proposed widening of Fleming Avenue at the intersection of Crescent Drive.

Messrs. Ernest House, Ralph Hall, Hubert Hall, and Frank Hall came before the Board with reference to the Town taking over and extending utilities on a one-block addition of Ridge Street. This matter was also referred to the Street Committee.

Mr. P. D. Yelton came before the Board and requested that a water line be installed on Euclid Avenue to his property, and this matter was referred to the street committee.

Mr. Frank Goforth came before the Board in regard to a high water bill

in November, 1954. Upon motion duly made and seconded, it was ordered 50% of this bill be charged off.

Upon motion of Alderman Broyhill, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that Mr. J. Ed. Canipe be paid \$1,200.00 for sewer line right-of-way leading to the sewer disposal plant and running across his property provided he sign the necessary release and right-of-way agreement.

After discussing a request by property owners on McDowell Avenue that the city maintain this particular stretch of McDowell Avenue from its intersection with Maple Avenue to the city limits, it was decided that the street committee investigate this matter, the question being that the city limits line runs approximately in the center of this street and the street does not serve any one living inside the city limits.

There being no further business, the meeting adjourned.

C. F. Goldsmith
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

May 16, 1955

The Board of Aldermen met in a call meeting Monday, May 16 th, 1955, with all members present. The purpose of this meeting was for the newly elected Mayor and Board of Aldermen to take the oath of office and to consider such other matters that might come before them.

Mr. Dysart S. Martin, Clerk of Court, 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.

J. W. Streetman, Jr.
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 16 th day of May, 1955.

S. D. Martin

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.

O. L. Broyhill
Affiant

W. F. Grant
Affiant

Hawkins
Affiant

D. Pat Davis
Affiant

K. W. Ramsey
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 16 th day of May, 1955.

S. D. Martin

After the Mayor and Members of the Board of Aldermen had taken the oath of office, retiring Mayor C. F. Goldsmith expressed to the Members of the Board his appreciation of their cooperation and fine spirit that they had shown during his term of office and expressed the desire each individual continue to work with his best ability for the interest of the Town.

The newly elected Mayor, J. W. Streetman, Jr., then presided, and he stated to the Board that it was his hope that each member would take an individual interest in all matters and work as closely with the public as possible in order to continue the fine spirit of cooperation that now exists.

Mayor Streetman then read a letter from Mrs. R. W. Twitty, Secretary to the McDowell Public Library, in which she stated that at a meeting of the Trustees of the McDowell Public Library they had unanimously approved Mr. Oliver Cross as Trustee of the Library to fill the unexpired term of Mrs. E. C. Deubler (the former Mrs. J. F. Jonas) and requests that the Board of Aldermen formally appoint Mr. Cross to office. Upon motion of Alderman Otis L. Broyhill, seconded by Alderman K. W. Ramsey and unanimously voted, Mr. Cross was duly appointed to this office.

Mayor Streetman then suggested that committees be appointed. Upon motion of Alderman Broyhill, seconded by Alderman Grant and unanimously voted, D. Pat Davis was named Mayor Pro Tem.

Upon motion duly made and seconded, Alderman W. F. Grant was re-appointed Treasurer.

Upon motion of Alderman Davis, seconded by Alderman Hawkins and unanimously voted, Reece C. Snyder was re-appointed Town Clerk, Tax Collector and Town Manager.

Upon motion duly made and seconded, the following committees were appointed:

STREET COMMITTEE: Alderman D. Pat Davis, Chairman; Aldermen Hawkins and Grant.

CEMETERY COMMITTEE: Aldermen Broyhill and Ramsey.

BUILDING COMMITTEE: Aldermen Grant and Ramsey.

The question of purchasing a speed watch to be used by the Police Dept. for the control of speeding was again discussed and the Manager was instructed to obtain all the information he could as to the operation of this speed watch and the effects it had on reducing speeding in nearby towns and report back to the Board of Aldermen at the next regular meeting.

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

June 9, 1955

The Board of Aldermen met in regular meeting Tuesday, June 7 th, 1955, with Mayor J. W. Streetman, Jr. presiding. All members were present. Mr. R. W. Proctor, Town Attorney, was also present.

Mr. Ralph Patton came before the Board again with reference to his claim for damages on his property on State Street in connection with the widening of State Street by the State Highway & Public Works Commission.

After some discussion on this matter, it was agreed that the Town offer to construct a sidewalk on the West side of State Street from McDowell Avenue "A" to Carroll Street and to install the necessary storm sewer pipe in the ditch across Mr. Patton's property provided he and the other property owners involved sign the necessary release.

Mr. Terry Moore and Mr. Kermit Fender from Marion Manufacturing Company appeared before the Board to ask if the Board would consider reducing the fee charged for dumping garbage at the city garbage sanitary land fill. After some discussion, it was decided that the Town did not see how this charge could be reduced.

Upon motion of Alderman Broyhill, seconded by Alderman Grant, it was ordered that the tax rate for the year 1955 be set at \$1.45 on the \$100 valuation. Voting in favor of this motion: Aldermen W. F. Grant, Otis L. Broyhill, D. Pat Davis, Howard T. Hawkins, and Kenneth W. Ramsey. Voting no: NONE.

The budget for the fiscal year 1955-56 was presented to the Board and upon motion duly made and seconded it was tentatively adopted with the following changes to be made in regard to wages and salaries, with the total amount of the Budget being \$259,650.00.

Upon motion of Alderman Broyhill, seconded by Alderman Davis and unanimously voted, it was ordered that all members of the Police Department including the Jailor, John W. Beck, be granted a ten per cent increase in salary, and that Mrs. Frances E. Briscoe be increased \$25.00 per month, and that Mrs. Julia M. Stanley be increased ten per cent.

Upon motion of Alderman Grant, seconded by Alderman Hawkins and unanimously voted, it was ordered that Jack Brown be increased 10%. Upon motion of Alderman Ramsey, seconded by Alderman Broyhill and unanimously voted, the Manager was authorized to increase the hourly wages for outside help up to a maximum of ten cents per hour.

Upon motion duly made and seconded, the Manager's salary was increased to \$7,000.00 per year.

The Manager stated to the Board that Chief of Police had contacted the Morganton Chief of Police with regard to the use of their electric speed watch and stated that he had agreed to bring the speed watch to Marion and demonstrate it to the Board if they so desired, and the Manager was instructed to ask him to bring this equipment to Marion on the afternoon of June 22 nd.

There being no further business, the meeting adjourned.

Reese C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 29, 1955

The Board of Aldermen met in a call meeting Tuesday, June 28 th, 1955, at 7:30 P.M., the purpose of this meeting being to consider the Budget for the fiscal year 1955-56 and to consider any other business that would come before this meeting. Mayor Streetman presided, and the following members were present: Aldermen Otis L. Broyhill, D. Pat Davis, W. F. Grant, and Howard T. Hawkins. Absent: Alderman K. W. Ramsey.

It was brought to the attention of the Board that the storm sewer on South Madison Street was not large enough to carry water during heavy rains, and the property of George Smith had been flooded on different occasions. After some discussion it was agreed that an 18" storm sewer be installed parallel to and for the same distance as the existing 16" line and that one

catch basin be constructed on the East side of Madison Avenue.

Upon motion duly made and seconded, the Mayor and the Clerk ^{were} authorized to sign a contract with Duke Power Company for their furnishing power to the new water filtration plant and raw water pumping station.

It was agreed that Monday, July 4 th, be a holiday for city employees.

It was brought to the attention of the Board that it would be to the Town's advantage to have possession of the two offices that are now occupied by the engineering department of the State Highway & Public Works Commission and after some discussion the Manager was instructed to notify Mr. J. E. Terrell to vacate these offices as early as possible but not later than sixty days from this date.

After considering the 1955-56 Budget and upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, it was ordered that the Budget be adopted as tentatively adopted at the last regular meeting, no changes being made other than salary and wage changes as outlined in the previous minutes. Voting in favor of this motion: Aldermen Otis L. Broyhill, D. Pat Davis, W. F. Grant, and Howard T. Hawkins. Alderman K. W. Ramsey being absent and not being able to vote.

The question of replacing a portion of the parking meters with new ones was discussed and the Manager was instructed to obtain what information he could and report back to the Board at its next regular meeting.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, MARION, N.C.

SECTION I. APPROPRIATIONS

The following amounts are hereby appropriated for the operation of the Town Government and its activities for the fiscal year beginning July 1, 1955, and ending June 30, 1956, according to the following attached schedules.

SECTION II. ESTIMATED REVENUES

It is estimated that the following revenues as shown on the attached schedule will be available during the fiscal year beginning July 1, 1955, and ending June 30, 1956, to meet the foregoing appropriations.

SECTION III.

There is hereby levied the following rates of tax on each \$100 valuation of taxable property, as listed for taxes as of January 1, 1955, for the purpose of raising the revenue from current years property tax, as set forth in the following estimates of revenue, and in order to finance the foregoing appropriations.

GENERAL FUND

For the general expense of operation \$ DEBT SERVICE FUND

For the payment of interest and principal on outstanding debt

Total rate per \$100 of valuation of taxable property \$ 1.45

Such rates of taxes are based on an estimated total assessed valuation of property for purpose of taxation of \$ and an estimated rate of collection \$, 95%.

SECTION IV.

There is hereby levied a poll tax of \$1.00 on all male persons between the ages of twenty-one and fifty years, unless exempt as provided by law, for the purpose of raising the revenue from current years.

SECTION V.

DISTRIBUTION

Copies of this ordinance shall be on file in the City Office for future reference.

Adopted this 28 th day of June, 1955.

J. W. Streetman, Jr.
Mayor
Reese C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 9, 1955

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There being no further business, the meeting adjourned.


Clerk


Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 29, 1955

The Board of Aldermen met in a call meeting Tuesday, June 28 th, 1955, at 7:30 P.M., the purpose of this meeting being to consider the Budget for the fiscal year 1955-56 and to consider any other business that would come before this meeting. Mayor Streetman presided, and the following members were present: Aldermen Otis L. Broyhill, D. Pat Davis, W. F. Grant, and Howard T. Hawkins. Absent: Alderman K. W. Ramsey.

It was brought to the attention of the Board that the storm sewer on South Madison Street was not large enough to carry water during heavy rains, and the property of George Smith had been flooded on different occasions. After some discussion it was agreed that an 18" storm sewer be installed parallel to and for the same distance as the existing 16" line and that one

catch basin be constructed on the East side of Madison Avenue.

Upon motion duly made and seconded, the Mayor and the Clerk ^{were} authorized to sign a contract with Duke Power Company for their furnishing power to the new water filtration plant and raw water pumping station.

It was agreed that Monday, July 4 th, be a holiday for city employees.

It was brought to the attention of the Board that it would be to the Town's advantage to have possession of the two offices that are now occupied by the engineering department of the State Highway & Public Works Commission and after some discussion the Manager was instructed to notify Mr. J. E. Terrell to vacate these offices as early as possible but not later than sixty days from this date.

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The question of replacing a portion of the parking meters with new ones was discussed and the Manager was instructed to obtain what information he could and report back to the Board at its next regular meeting.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, N.C.

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GENERAL FUND

For the general expense of operation \$
DEBT SERVICE FUND

For the payment of interest and principal on outstanding debt

Total rate per \$100 of valuation of taxable property

\$ 1.45

Such rates of taxes are based on an estimated total assessed valuation of property for purpose of taxation of \$ and an estimated rate of collection \$, 95%.

SECTION IV.

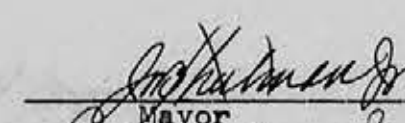
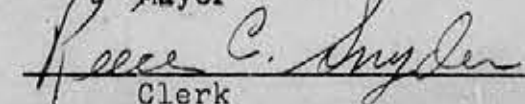
There is hereby levied a poll tax of \$1.00 on all male persons between the ages of twenty-one and fifty years, unless exempt as provided by law, for the purpose of raising the revenue from current years.

SECTION V.

DISTRIBUTION

Copies of this ordinance shall be on file in the City Office for future reference.

Adopted this 28 th day of June, 1955.


Mayor

Clerk

AN ORDINANCE SETTING UP A BUSINESS PRIVILEGE TAX FOR THE FISCAL YEAR 1955-56.

In addition to the tax on property and polls as otherwise provided for and under the power and authority conferred in the Laws of N. C. and shall be set up and collected a privilege license tax for the year 1955-56 on trades, professions, agencies and other business operations.

The said tax to be the same as the rate on individual trades, professions, and agencies as has been adopted for the past several years, a copy of which is on file in the Clerk's office.

Adopted this 28 th day of June, 1955.

There being no further business, the meeting adjourned.

Reese C. Snyder Clerk
J. W. Streetman, Jr. Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION
July 13, 1955

The Board of Aldermen met in a call meeting Tuesday, July 12 th, at 7:00 P.M., this meeting being to replace the regular July meeting that was not held on July 5 th due to a quorum not being present.

Mayor Pro Tem D. Pat Davis presided in the absence of Mayor Streetman, and the following members were present: Aldermen Otis L. Broyhill, K.W. Ramsey, and W. F. Grant. Absent: Alderman Howard T. Hawkins. Mayor Streetman came to the meeting about 10:00 P.M. and presided for the remainder of the meeting.

Upon motion of Alderman W. F. Grant, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered that we pay the State Highway & Public Works Commission the sum of \$3,960.65, this being a balance due on one-third of the cost of acquiring right-of-way on widening Highway 70 in 1947.

Mr. R. W. Twitty and Mr. Terry Moore of Marion Manufacturing Company came before the Board at the Board's request to discuss water charge of people in the Sanitary District at Marion Manufacturing Company and the possibility of the Town charging Marion Manufacturing Company a stand-by monthly water charge. After some discussion the Manager was instructed to discuss this further with Mr. Twitty.

Dr. John O. Allen and Mr. Bill Jordan came before the Board with a claim for damages resulting of heavy rains washing their property on Broad Street. These gentlemen were informed that it was the feeling of the Board that this was caused by the former property owner, Mr. W. R. Chambers, not properly grading the street and if they had any claims it would be against Mr. Chambers and not the Town of Marion.

A request from Mr. Ernest House that sewer line right-of-way be executed on his property was discussed. The Manager was instructed to discuss this further with Mr. House and the Town Attorney.

Mr. Dula Hawkins came before the Board and requested that he be permitted to tap the Mackey Creek water line on the J.H.L. Miller property and extend it approximately one thousand feet and extend it to his property. After some discussion it was agreed that the Manager notify him that this request be granted provided he sign the necessary usage agreement.

The Manager was instructed to investigate the possibility of repairing a street running to the old Ellis Home off of Ellis Street.

It was decided not to erect a fence around the new Filter Plant at this time. The Manager was instructed to notify The Harwood Beebe Company of this decision.

The purchase of a speed watch was again discussed, but no action was taken.

The Manager was instructed to see what could be worked out at the intersection of State Street and Euclid Avenue to prevent Euclid Avenue from washing during heavy rains.

Mr. Paul Story and Mr. D. N. Lonon came before the Board and requested that a zoning commission be appointed and necessary steps be taken to properly

zone the town. Mr. Story agreed to furnish his services free of charge in order to get this work started. A committee of Aldermen W. F. Grant, Howard T. Hawkins, and D. Pat Davis was appointed to work with the Manager toward establishing a zoning ordinance in Marion as early as possible.

Upon motion duly made and seconded, an old paving assessment against Mrs. Pauline Hamilton dated November 1, 1951, calling for 158' N. side of Crawford St. @ .45, \$71.10; Mrs. F.C. Hawkins, dated 1938, October 3, N. side Blue Ridge 80' @ .55, \$44.00; and W.H. Hawkins, dated Oct. 3, 1938, S. side W. Henderson, 115.5' @ .72, \$83.16 were ordered charged off due to the Town's taking a part of their property at the time this paving was done.

Mr. Charles Gardiner of the Park-O-Meter parking meter company demonstrated the "Park-O-Meter" parking meter to the Board and after considerable discussion and upon motion of Alderman Otis L. Broyhill, seconded by Alderman D. Pat Davis and voted unanimously, it was ordered that two hundred "Park-O-Meter" parking meters be purchased from this company at a price of \$56.60 less a trade-in of \$12.00 each for old parking meters, making the total cost to the Town of \$44.50 and that these meters be paid for from the revenue from them, 50% of the revenue each month being paid to the parking meter company and until meters are paid for and 50% being retained by the town.

There being no further business, the meeting adjourned.

Reese C. Snyder Clerk
J. W. Streetman, Jr. Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION
August 3, 1955

The Board of Aldermen met in regular meeting Tuesday, August 2, 1955, with the following members present: Mayor J. W. Streetman, Jr., Aldermen D. Pat Davis, W. F. Grant, Howard T. Hawkins, and G. L. Conley.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, Alderman Kenneth W. Ramsey's resignation was accepted with regrets, and the Mayor asked the Clerk to write Alderman Ramsey expressing his and the Board's regrets of his being forced to resign from the Board of Aldermen and thank him for the courtesies and interest shown during the time he had served as a member of the Board of Aldermen.

Mayor Streetman, acting in his capacity as a Justice of the Peace, then administered the following oath of office to G. L. Conley:

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

G. L. Conley
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 2 nd day of August, 1955.

J. W. Streetman, Jr.
Justice of the Peace

Mr. Conley had previously agreed to serve on the Board of Aldermen.

The question of charging Marion Manufacturing Company a stand-by monthly water charge was discussed, but no action was taken.

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

PARKING METER ORDINANCE

An Ordinance Relating to Traffic and Regulating the use of the Street and Highway of the Town of Marion, North Carolina, creating and Defining Parking Meter Zones; Providing for the Designation of Individual Parking Spaces; Defining and Providing for the Installation, Operation, and Maintenance of Parking Meters; Prescribing Parking Time Limits; Requiring Deposit Coins for the Use of Parking Meters and Parking Meter Zones and

Providing for the Collection and Disposition of Such Coins; Repealing Conflicting Ordinances; Providing for the Enforcement Thereof; Defining Offenses and Prescribing Penalties; and Providing That Invalidity of Part shall not Affect the Validity of the Remainder.

WHEREAS, the narrowness of and the volume of traffic on the streets in certain sections of the Town of Marion has the effect of congesting the streets and impeding the movement of traffic, and

WHEREAS, It is the habit of numerous operators of motor vehicles to take advantage of this situation by parking for unreasonably long periods of time in close proximity to other motor vehicles so parked on the most congested parts of the city's busiest streets; and

WHEREAS, Such practice tends to further impede traffic and in addition thereto constitutes a danger to the life, limb and property of other motorists, pedestrians and others; and

WHEREAS, It is the opinion of the Board of Aldermen of the Town of Marion that the best method by which the abovementioned conditions may be remedied is by the designation of individual parking spaces in the said area, by restricting parking in said area to reasonable intervals of time and by compelling the operators of vehicles who enjoy the use of the parking space so designated to pay a portion of the cost of establishing, maintaining and regulating the use of said parking spaces; and

WHEREAS, Previous attempts to regulate traffic and parking in the aforesaid area have not been as successful as desirable for the reason that adequate policing of this problem by the Police Department alone requires a larger number of officers for such work than can be spared from other vital functions of the Police Department, and it is therefore desirable to employ some mechanical assistance in the enforcement of said parking limitations; and

WHEREAS, Parking meters have been installed in a number of cities as an aid to the police in reducing traffic difficulties and the public authorities of such cities report favorable results from the installation and operation of parking meters;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, STATE OF NORTH CAROLINA.

Section 1. DEFINITIONS. For the purpose of this ordinance:

(a) The word "vehicle" shall mean any device in, upon or by which any person or property is or may be transported upon a highway, except a device which is operated upon rails or tracks.

(b) The word "street" shall mean any public street, avenue, road, alley, highway, lane, path, or other public place located in the Town of Marion, North Carolina, and established for the use of vehicles.

(c) The word "person" shall mean and include any individual, firm, copartnership, association or corporation.

(d) The word "operator" shall mean and include every individual who shall operate a vehicle as the owner thereof, or as the agent, employee or permittee of the owner, or is in actual physical control of a vehicle.

(e) The word "park" or "parking" shall mean the standing of a vehicle, whether occupied or not, upon a street otherwise than temporarily for the purpose of, and while actually engaged in, receiving or discharging passengers or loading or unloading merchandise or in obedience to traffic regulations, signs or signals or an involuntary stopping of the vehicle by reason of causes beyond the control of the operation of the vehicle.

(f) The words "Parking meter" shall mean and include any mechanical device or meter not inconsistent with this ordinance placed or erected for the regulation of parking by authority of this ordinance. Each parking meter installed shall indicate by proper legend the legal parking time established by the city and when operated shall at all times indicate the balance of legal parking time, and at the expiration of such period shall indicate illegal or overtime parking.

(g) The words "Parking Meter Zone" shall mean and include any restricted street upon which parking meters are installed and in operation.

(h) The words "parking meter space" shall mean any space within a parking meter zone, adjacent to a parking meter and which is duly designated for the parking of a single vehicle by lines painted or otherwise durably marked on the curb or on the surface of the street adjacent to or

adjoining the parking meters.

Section 2. PARKING METER ZONE. The following named and described areas, streets, or portions of streets and such other areas, streets, or portions of streets as may hereafter be included in this section by amendment hereto, lying within the corporate limits of the Town of Marion, North Carolina, shall constitute a parking meter zone, namely:

The West side of Main Street from a point 54 feet South of the South curb line of Fort Street to a point 93.5 feet North of the North curb line of Crawford Street, the East side of Main Street from Fort Street to a point 63 feet South of the South curb line of State Street, each side of West Henderson Street from South Main Street to Logan Street, the South side of Court Street from Garden Street to Academy Street, the North side of West Court Street from Main Street to Academy Street (Sub-section c excluded), the East side of Logan Street from West Henderson Street to Fort Street, the West side of Logan Street from West Henderson Street to West Court Street.

(a) Of the above named parking meter spaces the following are hereby designated as 12-minute zones:

Beginning at the intersection of the West side of South Main Street and the South side of West Court Street and extending thence with the West margin of the South Main Street 22 feet to a point in said margin of said street, and beginning at the same beginning point as described above and extending along the South margin of West Court Street 22 feet to a point, beginning at the intersection of the West side of North Main Street and the North side of West Court Street and extending thence along the West margin of North Main Street 22 feet to a point and beginning at the intersection of the North side of West Court Street and the West side of North Main Street and extending thence with the North side of West Court Street 22 feet to a point, and beginning at a point on the South side of West Henderson Street at the East margin of an alley 216 feet West of Main Street and extending along the South margin of West Henderson toward Main Street a distance of 44 feet (2 parking spaces).

(b) All other parking meter zones above named are hereby designated as one-hour zones.

(c) The North side of East Court Street and the West side of North Logan Street which abuts the U.S. Post Office and lot is hereby designated as a fifteen-minute parking zone for which no meter shall be installed and no charge made. The parking of a vehicle in said areas for more than fifteen (15) minutes shall constitute a violation of this Ordinance.

All frontages in said Squares, Streets, or Avenues defining said Zones to be included therein.

Section 3. DESIGNATION OF PARKING SPACES. The Chief of Police is hereby directed and authorized to mark off individual parking spaces in the parking zones designated and described in Section 2 of this ordinance and in such other zones as may hereafter be established, said parking spaces to be designated by lines painted or durably marked on the curbing or surface of the street. At each space so marked off it shall be unlawful to park any vehicle in such a way that said vehicle shall not be entirely within the limits of the space so designated.

Section 4. INSTALLATION PARKING METERS. In said parking meter zones the Chief of Police shall cause parking meters to be installed upon the curb or sidewalk immediately adjacent to the parking spaces provided in Section 3 of this ordinance, said installation to be placed not more than two (2) feet from the curb nor more than five (5) feet from the front line of the parking space as indicated.

Each device shall be so set as to display a signal showing legal parking upon the deposit of the appropriate coin, lawful money of the United States of America, for the period of time prescribed by this ordinance. Each device shall be so arranged that upon the expiration of the lawful time limit it will indicate by a proper visible signal that the lawful parking period has expired and in such cases the right of such vehicle to occupy such space shall cease and the operator, owner, possessor or manager thereof shall be subject to the penalties hereinafter provided.

Section 5. OPERATION OF PARKING METERS. Except in a period of emergency determined by an officer of the Fire or Police Department, or

in compliance with the directions of a police officer or traffic control sign or signal, when any vehicle shall be parked in any parking space alongside or next to which a parking meter is located, the operator of such vehicle shall, upon entering the said parking meter space, immediately deposit or cause to be deposited in said meter such proper coin of the United States as is required for such parking meter and as is designated by proper directions on the meter, and when required by the directions on the meter, the operator of such vehicle, after the deposit of the proper coin, shall also set in operation the timing mechanism on such meter in accordance with directions properly appearing thereon, and failure to deposit such proper coin, and to set the timing mechanism in operation when so required, shall constitute a violation of this ordinance. Upon the deposit of such coin (and the setting of the timing mechanism in operation when so required) the parking space may be lawfully occupied by such vehicle during the period of time which has been prescribed for the part of the street in which said parking space is located, provided that any person placing a vehicle in a parking meter space adjacent to a meter which indicates that unused time has been left in the meter by the previous occupant of the space shall not be required to deposit a coin so long as his occupancy of said space does not exceed the indicated unused parking time. If said vehicle shall remain parked in any such parking space beyond the parking time limit set for such parking space, and if the meter shall indicate such illegal parking, then, and in that event, such vehicle shall be considered as parking overtime and beyond the period of legal parking time, and such parking shall be deemed a violation of this ordinance.

Section 6. PARKING TIME LIMITS. (a) Parking or standing a vehicle in a designated space in a twelve-minute parking meter zone shall be lawful upon the deposit of a one-cent coin. (b) Parking or standing a vehicle in a designated space in a one-hour parking meter zone shall be lawful for sixty minutes upon the deposit of a five-cent coin. (c) Said parking meters shall be operated in said parking meter zones every day between the hours of nine o'clock a.m. and six o'clock p.m., except Sundays and holidays; provided, however, that within the meaning of this ordinance the term "holiday" shall include the following days only: the first day of January, the 30th day of May, the fourth of July, the first Monday in September, the twenty-fifth day of December, and the day designated and set aside by the President of the United States as a day of Thanksgiving.

Section 7. VIOLATIONS. It shall be ^{UN}lawful and a violation of the provisions of this ordinance for any person:

(a) To cause, allow, permit, or suffer any vehicle registered in the name of, or operated by such person to be parked overtime, or beyond the period of legal parking time established for any parking meter zone as herein described, or to deposit in any parking meter any coin for the purpose of parking beyond the maximum legal parking time for the particular parking meter zone.

(b) To permit any vehicle to remain or be placed in any parking space adjacent to any parking meter while said meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked beyond the period prescribed for such parking space.

(c) To park any vehicle across any line or marking of a parking meter space or in such position that the vehicle shall not be entirely within the area designated by such lines or markings.

(d) To deface, injure, tamper with, open or wilfully break, destroy, or impair the usefulness of any parking meter installed under the provisions of this ordinance.

(e) To deposit or cause to be deposited in any parking meter any slugs, device or metal substance, or other substitute for lawful coins.

Section 8. ENFORCEMENT. It shall be the duty of the Police Department to enforce the provisions of this ordinance.

Section 9. COLLECTIONS. It shall be the duty of the Chief of Police to designate some member or members of the Police Department to make regular collections of the money deposited in said meters and it shall be the duty of such persons so designated to remove from the parking meters the coins so deposited in said meters and to deliver the same of the Town Treasurer of the Town of Marion, North Carolina.

Section 10. USE OF FUNDS. The coins deposited in parking meters are required and shall be used exclusively for the purpose of making such regulation effective and for the expenses incurred in the regulation and limitation of vehicular parking, and traffic relating to such parking, on the streets and highways and to cover the cost of purchase, supervision, protection, inspection, installation, operation, maintenance, control and

use of parking meters.

Section 11. PENALTY. Any person who shall violate or fail to comply with any of the provisions of this ordinance, or who shall counsel, aid or abet any such violation or failure to comply, shall be deemed guilty of an offense and shall be punished by a fine of not to exceed \$50.00 or by imprisonment for not to exceed 30 days.

Section 12. RESERVATION OF POWERS. Nothing in this ordinance shall be construed as prohibiting the Town of Marion, North Carolina from providing for bus stops, for taxicab stands and other matters of similar nature, including the loading or unloading of trucks, vans, or other commercial vehicles.

Section 13. REPEAL OF CONFLICTING ORDINANCES. All ordinances and parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

Section 14. SEVERABILITY. If any section or provision, or parts thereof in his ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity of the ordinance as a whole or of any other section or provision of part hereof.

Section 15. EXERCISE OF POLICE POWER. This entire ordinance shall be deemed and construed to be an exercise of the police power of the Town of Marion, North Carolina, for the preservation and protection of public safety, and all of its provisions shall be liberally construed with a view to the effectuation of such purpose.

Section 16. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage.

Adopted this 2nd day of August, 1955.

Upon motion duly made, the following Ordinance was unanimously adopted:

SECTION 1: That Section 2 of the Ordinance of the Town of Marion, entitled "ARTICLE V-J-4 UNNECESSARY NOISE" be, and the same is hereby amended by inserting immediately after sub-section (e) a new sub-section to be numbered (e-1), reading as follows:

The operation of a motor vehicle in such manner as to cause the tires of said vehicle to screech or make a loud noise.

AN ORDINANCE REGULATING THE MOVEMENT OF VEHICLES ENTERING THE STREETS OF THE TOWN OF MARION FROM PUBLIC AND PRIVATE ALLEYS, PARKING LOTS, PARKING ZONES, AND ANY AREA ADJACENT TO SAID STREETS.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, N. C.:

Section 1: That the driver of any vehicle upon a street of the Town of Marion, before starting, stopping or turning from a direct line, or the driver of any vehicle entering or leaving a parking zone, or entering or leaving the street from a private alleyway, private parking lot or other spaces adjacent to said street shall first see and determine that such movement can be made in safety and, if any pedestrian may be effected by such movement, shall give a clearly audible signal by sounding the horn and, whenever the operation of any other vehicle may be effected by such movement, shall give a signal as required by the Motor Vehicle Laws of the State of North Carolina.

Section 2. The vehicles traveling on the streets of the Town of Marion shall have the right-of-way over vehicles entering or leaving parking spaces, or private parking lots, alleyways or private driveways.

The operator of any vehicle so using such parking spaces, parking lots, alleyways or driveways, shall yield the right-of-way to vehicles traveling upon said streets.

Section 3: Any person who shall violate any of the provisions of this ordinance shall, upon conviction, be guilty of a misdemeanor and shall be subject to a fine of FIFTY (\$50.00) DOLLARS, or imprisonment for thirty (30) days.

Section 4: All ordinances and clauses of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 5: The provisions of this ordinance shall be and become effective upon its adoption.

After considerable discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, the following Zoning Ordinance was unanimously adopted.

PLANNING AND ZONING COMMISSION ORDINANCE

AN ORDINANCE PROVIDING FOR A TOWN PLANNING AND ZONING COMMISSION FOR THE TOWN OF MARION, NORTH CAROLINA.

The Board of Aldermen of the Town of Marion, North Carolina do ordain as follows:

Section 1. A Town Planning and Zoning Commission for the Town of Marion, North Carolina, is hereby created under the authority of G.S. 160-177.

Section 2. The Town Planning and Zoning Commission shall consist of five (5) members who shall be persons of recognized experience and qualifications, and shall hold no other official position.

The members shall be appointed by the Town Governing Board upon creation of the Planning and Zoning Commission. All members of the Planning and Zoning Commission shall serve as such without compensation. Members may, after public hearing, be removed by the Mayor for inefficiency, neglect of duty, or malfeasance in office. Vacancies occurring otherwise than through the expiration of term shall be filled for the unexpired term by the Board of Aldermen.

Section 3. ORGANIZATION AND RULES. Within thirty (30) days after appointment, the Planning and Zoning Commission shall elect its chairman from amongst the appointed citizen members and create and fill such other of its offices as it may determine.

Section 4. GENERAL POWERS AND DUTIES. It shall be the function and duty of the Planning and Zoning Commission to make and adopt a zoning plan for the control of the height, area, bulk, location, and use of buildings and premises.

Section 5. PURPOSES IN VIEW. In the preparation of such plan, the Planning and Zoning Commission shall make careful and comprehensive surveys and studies of present conditions and future growth of the municipality. The plan shall be made with the general purpose of guiding and accomplishing coordinated, adjusted, and harmonious development of the municipality and its environs which will, in accordance with present and future needs, best promote health, safety, morals, order, convenience, prosperity, and general welfare, as well as efficiency and economy in the process of development; including, among other things, adequate provision for traffic, the promotion of safety from fire and other dangers, adequate provision for light and air, the promotion of the healthful and convenient distribution of population, the promotion of good civic design and arrangement, wise and efficient expenditure of public funds, and the adequate provision of public utilities and other public requirements.

Section 6. REPEAL AND DATE OF EFFECT. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed, and this ordinance shall be in full force and effect from and after the date of its passage.

Section 7. VALIDITY. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of said ordinance shall not be affected thereby.

Adopted and Ratified this 2nd day of August, 1955, by order of the Board of Aldermen of the Town of Marion, North Carolina.

Attest:

Signed

Mayor

Town Clerk

Approved as to form:

Town Attorney

Upon motion duly made and seconded, a Resolution was adopted with reference to sewer line running across the property of Mr. Ernest J. House, Jr. located on the North side of State Street and the Clerk was instructed to have this Resolution spread upon the minutes and to send a copy to Mr. House.

Upon motion duly made, the following Resolution was unanimously adopted:

THAT WHEREAS about 9 years ago the Town of Marion obtained permission from Ernest J. House, Jr. to lay a sewer line from the Josephine Hosiery Mill Building, now occupied by Lykens Hosiery Mills, Inc., across the lands of said Ernest J. House, Jr. adjoining Spring Street, and known as the "Old Catawba Furniture Company lot"; and whereas, the Town officials agreed at that time that its use of said land for such sewer was permissible and, in the event the said Ernest J. House, Jr., his heirs or assigns, erected improvements upon said property and the sewer line interfered with such improvements, that the Town would, in such event, move the sewer to a new location on said lands at the expense of the Town.

AND WHEREAS, there is no written record of this agreement and the Town desires to ratify such agreement;

NOW THEREFORE, BE IT RESOLVED: That the agreement heretofore described and entered into between the TOWN OF MARION and ERNEST J. HOUSE, JR. be, and the same is hereby ratified and approved, and the Town Manager is hereby authorized and directed to write a letter to Mr. House and send him a copy of this Resolution.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that a "No Parking Zone" be marked off on the West side of Pulliam Street opposite the driveway of Mr. W. F. Grant to prevent cars from parking in this area in order that cars and trucks might be able to make the turn going in and out of the driveway of Mr. Grant.

Mayor Streetman appointed Alderman G. L. Conley on the following committees: Cemetery Committee and the Building Committee to replace Alderman K. W. Ramsey.

There being no further business, the meeting adjourned.

Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

September 7, 1955

The Board of Aldermen met in regular meeting Tuesday, September 6th, 1955, with all members present. Mayor Streetman presided. The minutes of the previous meeting were read and approved.

The Manager read two letters from Mr. Hugh Beam, Superintendent of the City Schools, the first requesting the Town to construct sidewalks on Fleming Avenue from Crescent Ave. to Robert Street and along Robert Street to the Elementary School Building. This matter was discussed at length and was finally referred to the Street Committee. The second request was for railroad signal lights at railroad crossings and this was referred to the Town Attorney for his action.

The Manager stated to the Board that Mr. Greeson of the Greeson Auto Supply Company had requested a loading zone for his place of business. After some discussion on this, the Manager was instructed to notify Mr. Greeson that it was the Board's decision that due to the free parking spaces around the Post Office and loading zones nearby that they did not see fit to grant this request.

The Manager was instructed to mark off a "no parking" zone on each side of Ellis St. from its intersection with West Court Street for a distance of one hundred or one hundred fifty feet.

Upon motion of Alderman Broyhill, seconded by Alderman Davis and unanimously voted, the Mayor was authorized to sign a right-of-way agreement with the State Highway and Public Works Commission agreeing to pay one-third of the right-of-way costs on the portion of Henderson Street that lies within the city limits in connection with the widening and re-locating of Henderson Street and West Marion Road.

Mr. Jack Morris was granted permission to extend a four-inch water line from Mrs. Betsy Nichols' (Mrs. Betsy Cross) four-inch water main to his property and then a two-inch line to his proposed new home. It was also agreed that in the event he should install a fire hydrant that a meter be placed on this hydrant at his expense and each residence be metered individually.

The Manager read a proposal from the Asheville Paving Company with reference to

paving city streets, the only bid received, and pointed out to the Board that none of the streets that were to be paved had fifty per cent of their estimated cost paid into the Town. After some discussion, the Manager was instructed to call or have called each property owner involved and notify him that if his payment was not in the City Office by the end of this present week, their street would be omitted from paving this year.

Mayor Streetman appointed Alderman George L. Conley to serve on the Firemen's Relief Fund Committee, the other member being Alderman W. F. Grant.

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, 1955

The Board of Aldermen met in regular session Tuesday night, October 4th, at seven o'clock p.m. Mayor J. W. Streetman, Jr. presided and the following members were present: Aldermen Otis L. Broyhill, D. Pat Davis, and W. F. Grant; absent, Aldermen Howard T. Hawkins and Geo. L. Conley.

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 at the intersection of Miller and Ridge Sts. and Miller and Linville Sts.

Upon motion of Alderman W. F. Grant, seconded by Alderman Otis L. Broyhill, the Manager was instructed to notify the State Highway & Public Works Commission that the Town would assume ~~one-third (1/3)~~ of the cost (if any) of acquiring right-of-way in connection with the widening of Fleming Avenue on the curve at Crescent Avenue.

It was ordered that Cemetery Deeds be issued to A. L. Finley Estate and to W. L. Owenby. It was brought out that the records indicate that each of these owned cemetery lots but have no deed or record showing ownership.

After some discussion and upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis, it was ordered that Mrs. A. L. Finley be granted the use of city water free for her own use at her property on Highway 70 for her lifetime or as long as she owned the property. The Manager was instructed to have the City Attorney prepare the proper agreement for Mrs. Finley to sign.

The Manager was instructed to have the City Attorney prepare right-of-way agreements for the raw water line running from the raw water pump station to the Filter Plant, one across G.B. Woody's property and one across Ed Terry's property.

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 9, 1955

The Board of Aldermen met in regular meeting Tuesday night, November 8th, at seven o'clock P.M. Mayor J. W. Streetman, Jr. presided, and the following members were present: Aldermen Otis L. Broyhill, W. F. Grant, Howard T. Hawkins, and George L. Conley. Absent: Alderman D. Pat Davis.

The minutes of the previous meeting were read and approved.

The Manager stated that Mr. Glenn Norman and Mrs. Beulah Thomas had requested that a storm drain pipe be installed in a ditch approximately on the line between their properties and running South from Euclid Avenue. The Manager was instructed to notify these people that the Town's policy in matters of this nature was that the property owner furnish the pipe and the Town would install it; and that they would be glad to do the same for them.

Upon motion duly made and seconded, it was ordered a loading zone be designated on the East side of Main Street at or on the North edge of the Railroad Bridge.

The Manager was instructed to advertise for bids to be received at the December meeting of the Board of Aldermen for furnishing one 4-door passenger car and one 3/4-ton pick-up truck and specifying that the successful bidder take in a 1950 2-door Chevrolet passenger car and a 1949 3/4-ton Dodge truck as a trade in.

The Manager was instructed to have a cross walk lined off and designated across Main Street running approximately from the front of Belk-Broome Store to the front of Gordon Furniture Store and to erect properly worded signs informing motorists that the pedestrians should have right-of-way in the cross walk.

It was decided to hold open house at the new water filtration plant on Sunday, November 20th, from one o'clock until five o'clock.

Upon motion of Alderman Otis L. Broyhill seconded by Alderman W. F. Grant and unanimously voted, the following schedule of rates on water and sewer taps was adopted:

INCREASE IN COST OF WATER AND SEWER TAPS EFFECTIVE NOVEMBER 9th, 1955.

3/4 Inch Water tap with meter included inside city limits	\$ 60.00
3/4 Inch Water tap with meter included Outside city limits	\$ 75.00
3/4 Inch meter installed on old connection inside city limits	\$ 32.50
3/4 Inch meter installed on old connection outside city limits	\$ 37.50
1" tap inside city limits	\$ 40.00
1" tap outside city limits	\$ 50.00
1" & larger meters to be billed at cost plus \$10.00 fee of installation	
4" sewer taps inside city limits	\$ 30.00
4" sewer taps outside city limits	\$ 40.00

Upon motion duly made and seconded the following bird sanctuary ordinance was adopted:

BIRD SANCTUARY ORDINANCE

BE IT ORDAINED by the Mayor and Council of the City of Marion in Council assembled:

That the entire area embraced within the corporate limits of the City of Marion be, and the same is hereby designated, as a Bird Sanctuary.

That it shall be unlawful to trap, hunt, shoot, or attempt to shoot or molest in any manner any bird or wild fowl or to rob bird nests or wild fowl nests. Provided, however, if starlings or similar birds are found to be congregating in such numbers in a particular locality that they constitute a nuisance or menace to health or property in the opinion of the proper health authorities of the City of Marion, then in such event said health authorities shall meet with the representatives of the Audubon Society, Bird Club, Garden Club or Humane Society, or as many of said clubs as are found to exist in the City of Marion, after having given at least three days actual notice of the time and place of said meeting to the representatives of said clubs.

If as a result of said meeting no satisfactory alternative is found to abate such nuisance, then said birds may be destroyed in such numbers and in such manner as is deemed advisable by said health authorities under the supervision of the Chief of Police of the City of Marion.

Anyone violating the provisions of this Ordinance shall be punishable by a fine of not more than \$100.00 or imprisonment not exceeding 30 days.

This Ordinance shall take effect immediately upon its adoption.

DONE AND RATIFIED in City Council November 8th, 1955.

Reece C. Snyder

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

That, as directed by the judgment entered in that certain Receivership matter by his Honor J. Will Pless, Jr. at the October term 1955 of McDowell County Superior Court in that certain action therein pending, entitled: "A.M. Neal Plaintiff, Vs. Marion Knitting Mills, Inc.," the Tax Collector of the Town of Marion is hereby ordered to accept the sum of \$1,060.43 from E. P. Dameron, Receiver of Marion Knitting Mills in full payment and satisfaction of 1953 and 1954 taxes due the Town by Marion Knitting Mills, Inc.

Mr. Frank Edwards was granted permission to have a water connection made on the Clear Creek line near or on the property of Fred Williams and extend a two or three inch line to his proposed sub-division on Highway 70, it being understood and agreed that Mr. Edwards bear all the costs of this line and install it in accordance with the Town's specifications, the details as to size and location to be worked out between Mr. Edwards and the Manager, and that Mr. Edwards deed the line with proper right-of-way to the Town for its maintenance and control and that the City Attorney prepare the

proper agreement.

There being no further business, the meeting adjourned.

Rose C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

December 7, 1955

The Board of Aldermen met in regular meeting Tuesday, December 6 th, at 7:00 P.M. Mayor J. W. Streetman, Jr. presided, and the following members were present: Aldermen Otis L. Broyhill, George L. Conley, D. Pat Davis, and W. F. Grant. Absent: Alderman Howard T. Hawkins. The minutes of the previous meeting were read and approved.

Mr. W. C. Lonon came before the Board to ask that the Town take over a water line beginning at the main line near Gilbert Hollifield's residence and running along the Old No. 10 Highway to W. C. Lonon's residence and branching off of the Old No. 10 Highway running to a group of houses on the West side of said Highway. After some discussion on this matter, it was decided that the Manager discuss this matter further with Mr. Lonon and report to the Board at a later date.

The Manager then read a letter from Mr. Hugh Beam, Superintendent of City Schools, asking that the Town install a traffic signal at the intersection of Fleming Avenue and Crescent Drive. After some discussion, it was decided the street committee meet with the committee of the school board to further study this intersection.

The Manager was instructed to notify Mr. W. M. Gladden, who has the Elliott property on Old Highway No. 10 for sale, that free water on this property would terminate at the time that the Elliotts disposed of it and to ask Mr. Gladden to so notify the purchasers.

Upon motion duly made and seconded, it was ordered that a street light be installed on Hillcrest Drive at the intersection of the street leading to David Blanton's home, one at the intersection of State Street and Euclid Avenue, and one in the first block of Railroad Street.

Upon motion duly made and seconded, it was ordered Monday, December 26 th, and Tuesday, December 27 th, be observed by city employees as Christmas Holidays; and that Christmas bonuses be distributed to all town employees, a total amount amounting to about \$515.00.

Bids were opened for furnishing one automobile and one three-fourth ton truck with the understanding that the successful bidder accept a 1950 model Chevrolet car and a 1949 3/4-ton truck as a trade-in. Upon motion of Alderman Broyhill, seconded by Alderman Davis and unanimously voted, it was ordered that the car and the truck be purchased from Ballew Motor Company, with the net price on each being \$ 1395.00, making a total bid of \$2790.00. The net bids received were as follows:

Aldridge Motor Company, Spruce Pine, N. C.----Ford Car, \$1803.00, Ford truck, \$1665.52.
Marion Motors, Inc., Marion, N. C.-----Ford car, \$1523.97, Ford truck, \$1411.70.
Ballew Motor Co., Marion, N.C.---Chevrolet car, \$ 1395.00, Chevrolet truck, \$ 1395.00.
Snipes Motors, Inc., Marion, N.C.-Plymouth car, \$1550.00, Dodge truck, \$1475.00.
East Court Motors, Marion, N.C.---Pontiac car, \$1800.00, G.M.C. truck, \$1500.00.
Marion Buick Co., Marion, N.C.--International truck, \$1275.00.

Mr. W. R. Chambers came before the Board and requested that a slight change be made in the street line on Broad Street. Upon motion duly made and seconded the Mayor and the Clerk were authorized to sign the foregoing agreement with reference to said street change and to spread the agreement upon the minutes of this meeting, and Mr. Chambers was asked to file a copy of this with the Register of Deeds of McDowell County.

STATE OF NORTH CAROLINA
McDowell County

THIS EASEMENT AND AGREEMENT, Made and entered into this 5 th day of December, 1955, by and between ESSIE M. POTEAT and husband, H. M. POTEAT, of Wake County, North Carolina, and FAY M. CHAMBERS and husband, W. R. CHAMBERS, of McDowell County, North Carolina, parties of the first part, and the Town of Marion, North Carolina, party of the second part;

W I T N E S S E T H:

THAT WHEREAS, on the 3 rd day of July, 1951, the parties of the first part subdivided a certain tract of land located in the Town of Marion, North Carolina, and known as Grandview Park Addition, according to a map of same recorded in the Office of the Register of Deeds

for McDowell County, North Carolina, in Map Book 2, at page 28, dedicating on said Map, for street purposes, a certain strip of land fifty (50) feet wide, known as Broad Street; and

WHEREAS, said Broad Street has been graded, improved and paved, and the parties hereto desire to definitely establish the Eastern margin of said Broad Street as it extends along the front of Lots Nos. 9, 10, 11, 12, 13 and 14, in Block "A", and also to definitely establish the Western margin of said Broad Street as it extends along the front of Lots Nos. 9, 10, 11, 12, 13 and 14, Block "B", and have agreed that the location of the Eastern margin of said section of said Broad Street shall be a line extending from a concrete monument at the common corner of Lots Nos. 8 and 9, in Block "A", of said Subdivision, and runs North 33 deg. West 66 feet to an iron stake; thence North 32 deg. 30 min. West 66 feet to an iron stake; thence North 32 deg. West 66 feet to an iron stake; thence North 29 deg. 45 min. West 66 feet to an iron stake; thence North 29 deg. 15 min. West 66 feet to an iron stake; thence North 29 deg. West 56 feet to an iron stake; and have also agreed that the location of the Western margin of said Broad Street shall be a line extending from a concrete monument at the common corner of Lots Nos. 8 and 9, in Block "B", of said Subdivision, and runs North 33 deg. West 66 feet to an iron stake; thence North 32 deg. 45 min. West 66 feet to an iron stake; thence North 32 deg. 30 min. West 66 feet to an iron stake; thence North 30 deg. 30 min. West 66 feet to an iron stake; thence North 29 deg. 30 min. West 66 feet to an iron stake; thence North 29 deg. 15 min. West 66 feet to an iron stake;

NOW, THEREFORE, the parties of the first part, in consideration of the premises, and the further consideration of One Dollar, the receipt of which is hereby acknowledged, do hereby dedicate to the Town of Marion, for street purposes, a certain strip of land in said Subdivision known as Grandview Park Addition, according to a map of same recorded in the Office of the Register of Deeds for McDowell County, North Carolina, in Map Book 2, at page 28, and described as follows:

Beginning at a concrete monument in the Southern margin of Broad Street, it being the common corner of Lots Nos. 8 and 9, in Block "B", and runs North 33 deg. West 66 feet to an iron stake; thence North 32 deg. 45 min. West 66 feet to an iron stake; thence North 32 deg. 30 min. West 66 feet to an iron stake; thence North 30 deg. 30 min. West 66 feet to an iron stake; thence North 29 deg. 30 min. West 66 feet to an iron stake; thence North 29 deg. 15 min. West 66 feet to an iron stake; thence South 25 deg. 45 min. East 396 feet to the BEGINNING.

TO HAVE AND TO HOLD the aforesaid strip of land, and all privileges and appurtenances thereto belonging, to the said party of the second part, and its successors, to their only use and behoof forever.

And the said Town of Marion, in consideration of the premises, and the further consideration of One Dollar, the receipt of which is hereby acknowledged, have remised, and released, and by these presents do remise, release and forever quitclaim unto the said Essie M. Poteat and Fay M. Chambers, their heirs and assigns, all right, title, claim and interest of the party of the second part in and to that strip of land in said Subdivision, known as Grandview Park Addition, and described as follows:

Beginning at a concrete monument in the Northern margin of Broad Street, it being the common corner of Lots Nos. 8 and 9, in Block "A", and runs North 25 deg. 45 min. West 396 feet to an iron stake at the corner of Lot No. 14, in Block "A", in the margin of Broad Street, as shown on said map, and runs thence South 29 deg. East 56 feet to an iron stake; thence South 29 deg. 15 min. East 66 feet to an iron stake; thence South 29 deg. 45 min. East 66 feet to an iron stake; thence South 32 deg. East 66 feet to an iron stake; thence South 32 deg. 30 min. East 66 feet to an iron stake; thence South 33 deg. East 66 feet to the beginning.

TO HAVE AND TO HOLD the aforesaid strip of land, and all privileges and appurtenances thereto belonging, to the said Essie M. Poteat and Fay M. Chambers, their heirs and assigns, to their only use and behoof forever.

IN TESTIMONY WHEREOF, the parties hereto have hereunto set their hands and seals, this the ____ day of December, 1955.

____ (SEAL)

____ (SEAL)

____ (SEAL)

____ (SEAL)

WITNESS:

TOWN OF MARION, NORTH CAROLINA,

Mr. Chambers then presented a plat of Clairmont Park Subdivision which lies just outside the city limits and asked the Board to approve the subdivision as to plan and lay out. Upon motion duly made and seconded, this plat was approved.

Mr. Chambers then asked that the above mentioned Clairmont Park Subdivision be taken into and made a part of the Town of Marion, N. C., a copy of the ~~above~~ petition ~~as~~ follows:

STATE OF NORTH CAROLINA
McDOWELL COUNTY

P E T I T I O N

TO-THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA:

The undersigned, ESSIE M. POTEAT and husband, H. M. POTEAT, and FAY M. CHAMBERS and husband, W. R. CHAMBERS, respectfully petition your Honorable Board, as follows:

-1-

That your Petitioners do hereby respectfully request that the corporate limits of the Town of Marion, North Carolina, be extended by annexing a certain tract of land which is contiguous to and adjoins the corporate limits of said Town, said tract of land being bounded and described as follows:

BEGINNING at a stake in the center of Young's Branch, which is located North 23 deg. East 24 feet from an apple tree, and runs thence South 23 deg. West 24 feet to an apple tree; thence South 23 deg. West 341 feet to a dogwood; thence with the Ballew line South 63 deg. 30 min. West 282 feet to an iron stake in an old line; thence North 4 deg. East 170 feet to an iron stake; thence North 64 deg. West 376 feet to an iron stake; thence North 13 deg. West 58.3 feet to an iron stake; thence North 60 deg. West 121.4 feet to an iron stake; thence North 0 deg. 30 min. West 114.5 feet to an iron stake on the West edge of Young's Branch; thence North 9 deg. 40 min. East 30 feet to the center of Young's Branch; thence Easterly down the center of Young's Branch approximately 872 feet to the Beginning.

AND BEING a part of the land as described in that certain deed dated December 29th, 1938, by Mrs. M. I. Morgan to Essie Morgan Poteat and Fay Morgan Chambers, recorded in the Office of the Register of Deeds for McDowell County, North Carolina, in Deed Book 86, at page 239, to which reference is hereby made.

-2-

We do hereby certify that the lands described in paragraph 1 above are not embraced within the corporate limits of any other municipality.

-3-

We do hereby further certify that we are the sole owners of all of the lands described in paragraph 1 above, and that there are no other persons residing in the territory described in paragraph 1.

Respectfully submitted, this the 2nd day of December, 1955.

Essie M. Poteat
H. M. Poteat
Fay M. Chambers
W. R. Chambers

State of North Carolina
Wake County

I, (some name can't make it out) a Notary Public in and for said County and State, do hereby certify that before me this day personally appeared Essie M. Poteat and husband, H. M. Poteat, and acknowledged the due execution of the foregoing Petition by them for the purposes therein expressed.

WITNESS my hand and notarial seal, this the 5 day of December, 1955.

(some name can't make it out)
(Seal)

My commission expires: June 16, 1957

Notary Public

State of North Carolina
McDowell County

I, Ruby C. Cowan, a Notary Public in and for said County and State, do hereby certify that before me this day personally appeared Fay M. Chambers and husband, W. R. Chambers, and acknowledged the due execution of the foregoing Petition by them for the purposes therein expressed.

Witness my hand and notarial seal, this 6th day of December, 1955.

My commission expires:
January 2nd, 1956.

Ruby C. Cowan
Notary Public

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

THAT WHEREAS, MRS. MINNIE E. FINLEY has heretofore conveyed certain lands and easements to the TOWN OF MARION, by deed dated the 25th day of February 1955, and recorded

in Deed Book 131, page 562 of McDowell County Deed Records; AND WHEREAS, as a part of the consideration for the conveyance of said lands and easements to the TOWN, the TOWN agreed to furnish MRS. MINNIE E. FINLEY free water for her domestic use at her Homeplace on Buck Creek, so long as she owned said property, or, so long as she lived, with the understanding and agreement that after the death of the said MRS. FINLEY, OR, in the event she sold and conveyed her said Homeplace during her lifetime that, upon the happening of either event, the TOWN would not be required to furnish the administrators, executors, heirs, devisees, or grantees of the said MRS. FINLEY any free water; AND WHEREAS, by error said provision was not incorporated in the Deed heretofore referred to.

NOW THEREFORE, BE IT RESOLVED by the Board of Aldermen, that the Mayor and Clerk to the Board be, and they are hereby authorized, empowered and directed to enter into a written agreement with the said MRS. MINNIE E. FINLEY, providing for the furnishing of free water by the TOWN to the said MRS. FINLEY, upon the terms and conditions as set forth in this Resolution.

Agreement recorded in Deed Book 135, page 421, McDowell County Courthouse.

There being no further business, the meeting adjourned.

Rex C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION
January 4, 1956

The Board of Aldermen met in regular meeting Tuesday, January 3rd, 1956, at seven o'clock p.m. All members were present. Mayor J. W. Streetman, Jr. presided.

The minutes of the previous meeting were read and approved.

Mr. R. W. Proctor discussed the proposed city limits' extension which had been advertised for the past month and asked if any protest or other comments had been received on the proposed city limits' extension. Being informed that there had been none, the following was ordered made a part of these minutes:

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF MARION, NORTH CAROLINA, BY ANNEXING CERTAIN LANDS OWNED BY ESSIE M. POTEAT AND husband, H. M. POTEAT AND FAY M. CHAMBERS and husband, W. R. CHAMBERS.

WHEREAS, ESSIE M. POTEAT and husband, H. M. POTEAT, and FAY M. CHAMBERS and husband, W. R. CHAMBERS did, on the 5th day of DECEMBER, 1955, file a Petition with the Board of Aldermen, requesting that the corporate limits of the Town of Marion be extended so as to annex and include therein a certain tract of land contiguous to said Town, which land is hereinafter fully described; AND WHEREAS, public notice was given, as provided by law, that the Board of Aldermen would meet at 7:30 o'clock P.M., on the 3rd day of January, 1956, for the purpose of considering and acting upon the annexation of said lands to the Town of Marion, which said Notice was published in the Marion Progress, a newspaper having general circulation in the Town of Marion, once a week for four successive weeks, immediately preceding this meeting, which said Notice was as follows:

"NOTICE OF PROPOSED EXTENSION OF THE CORPORATE LIMITS OF THE TOWN OF MARION, NORTH CAROLINA"
"Notice is hereby given to the citizens of the Town of Marion, North Carolina, and to all persons residing within and owning property in the territory hereinafter described, that MRS. ESSIE M. POTEAT and husband, H. M. POTEAT and MRS. FAY M. CHAMBERS and husband, W. R. CHAMBERS have petitioned the Board of Aldermen of the Town of Marion, North Carolina, to extend the corporate limits of said Town so as to include therein the following described lands:

All that certain tract of land in Marion Township, McDowell County, North Carolina, bounded and described as follows:

BEGINNING at a stake in the center of Young's Branch, which is located North 23 deg. East 24 feet from an apple tree, and runs thence South 23 deg. West 24 feet to an apple tree; thence South 23 deg. West 341 feet to a dogwood; thence with the Ballew line South 63 deg. 30 min. West 282 feet to an iron stake in an old line; thence North 4 deg. East 170 feet to an iron stake; thence North 64 deg. West 376 feet to an iron stake; thence North 13 deg. West 58.3 feet to an iron stake; thence North 60 deg. West 121.4 feet to an iron stake; thence North 0 deg. 30 min. West 114.5 feet to an iron stake on the West edge of Young's Branch; thence North 9 deg. 40 min. East 30 feet to the center of Young's Branch; thence easterly down the center of Young's Branch approximately 872 feet to the BEGINNING.

And being a part of the land as described in that certain deed dated December 29th, 1938, by Mrs. M. I. Morgan to ESSIE MORGAN POTEAT and FAY MORGAN CHAMBERS, recorded in the office of the Register of Deeds for McDowell County, North Carolina, in Deed Book 86, at page 239, to which reference is hereby made.

NOTICE IS FURTHER GIVEN that the Board of Aldermen will meet on Tuesday, the 3rd day of January, 1956, at 7:30 o'clock P.M., in the Town Hall, for the purpose of considering and acting upon the annexation of the lands hereinabove described.

This the 6th day of December, 1955.

Reece C. Snyder
Town Clerk

AND WHEREAS, at this meeting of the Board of Aldermen no one appeared and opposed the annexation of said lands to the Town of Marion; AND WHEREAS, no Petition has been filed requesting a referendum within the Town of Marion on the proposed annexation of said lands to said town; AND WHEREAS, no Petition has been filed requesting a referendum within the Town of Marion on the proposed annexation of said lands to said town; AND WHEREAS, the Board finds as a fact that MRS. ESSIE M. POTEAT and husband, H. M. POTEAT and MRS. FAY M. CHAMBERS and husband, W. R. CHAMBERS, are the only property owners within the territory proposed to be annexed, and that there are no persons living or residing within said territory;

AND WHEREAS, it is the considered opinion of the Board of Aldermen that it is to the best interest of the Town of Marion, and the citizens thereof, that said lands be annexed to said Town, and that a referendum by the citizens of the Town is not necessary or advisable;

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

Section 1. That the corporate limits of the Town of Marion be, and they are hereby extended by annexing and including within the corporate limits of said Town, the following described tract or parcel of land:

BEGINNING at a stake in the center of Young's Branch, which is located North 23 deg. East 24 feet from an apple tree, and runs thence South 23 deg. West 24 feet to an apple tree; thence South 23 deg. West 341 feet to a dogwood; thence with the Ballew line South 63 deg. 30 min. West 282 feet to an iron stake in an old line; thence North 4 deg. East 170 feet to an iron stake; thence North 64 deg. West 376 feet to an iron stake; thence North 13 deg. West 58.3 feet to an iron stake; thence North 60 deg. West 121.4 feet to an iron stake; thence North 0 deg. 30 min. West 114.5 feet to an iron stake on the West edge of Young's Branch; thence North 9 deg. 40 min. East 30 feet to the center of Young's Branch; thence easterly down the center of Young's Branch approximately 872 feet to the BEGINNING.

And being a part of the land as described in that certain Deed dated December 29th, 1938, by MRS. M. I. MORGAN to ESSIE MORGAN POTEAT, and FAY MORGAN CHAMBERS, recorded in the office of the Register of Deeds for McDowell County, North Carolina, in Deed Book 86, at page 239, to which reference is hereby made.

Section 2. That from and after the adoption of this Ordinance the territory described in Section 1 of this Ordinance, and its citizens and properly shall be subject to all debts, laws, ordinances and regulations now in force in the Town of Marion, North Carolina, or hereinafter in force, and shall be entitled to the same privileges and benefits as other parts of said Town.

Section 3. The Mayor is hereby authorized, empowered and directed to cause an accurate map of the lands described in Section 1 of this Ordinance, together with a certified copy of this Ordinance, to be recorded in the office of the Register of Deeds for McDowell County and in the office of the Secretary of State for North Carolina.

Section 4. That all Ordinances and clauses of Ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

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

The foregoing Ordinance was adopted by the following vote:

Ayes 5. Noes none."

The Manager was authorized to make a trip to Raleigh on January 7th and also on January 17th.

A general discussion was then held on various subjects, and the meeting adjourned at 8:45 o'clock.

Reece C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

February 8, 1956

The Board of Aldermen met in regular meeting Tuesday, February 7th, 1956, at 7:00 P.M. The following members were present: Mayor J. W. Streetman, Jr., Aldermen D. Pat Davis, W. F. Grant, George L. Conley and Howard T. Hawkins. Absent: Alderman Otis L. Broyhill. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

The Manager read a letter from Mr. John W. Setzer, Publisher of McDowell News, addressed to the Mayor and the Board of Aldermen in which he stated that several years ago he appeared before the Board of Aldermen and requested and received from them a personal parking space in front of his building; also the relief of having his press car tagged for overtime parking, and he asked that the Manager be instructed to advise the Chief of Police accordingly. After discussing this matter for sometime, it was pointed out that there was no record of Mr. Setzer having received these special courtesies and it was the feeling of the Board that it would be against all policies and practices to grant such a request, the feeling being that some misunderstanding had developed; and it was decided that the Mayor would write Mr. Setzer advising him of the Board's decision to refuse this request.

It was agreed that the Secretary to the Merchants Association be permitted to use one of the larger offices on the second floor of the City Hall Building rent free for the present time or until such time as the Board felt that it would be to the Town's best interest to change this policy.

The Manager advised the Board as to the status of Mr. C. C. Woody's water account. It was the Board's decision that Mr. Woody would have to pay his account in full the same as anyone else.

Upon motion duly made and seconded, it was ordered that a suitable floor covering be installed on the first floor offices and hallways of the City Hall Building.

The Manager stated to the Board that agreement had been signed on the raw water line across the property of Mr. Ed. Terry which left only one piece of property on which right-of-way had not been obtained for the raw water line from the pumping station to the filter plant.

Upon motion duly made and seconded, it was ordered that the Town Attorney be paid One Hundred Dollars (\$100.00) for appearing in court Tuesday, January 24th, for trial against a group of young men causing disturbance at the Terminal Grill.

The Manager was instructed to advertise for bids on an outright purchase of a 1956 Model 4-door automobile for the Police Department.

Mr. Chester Davis came before the Board relative to property on Tate Street that he had recently purchased which lies partially inside city limits and partially outside. It was agreed that all of this property be treated and considered as being inside the city limits as far as taxes and utilities were concerned.

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

March 8, 1956

The Board of Aldermen met in regular meeting Tuesday, March 6, 1956, at 7:00 P.M. The following members were present: Mayor J. W. Streetman, Jr., Aldermen D. Pat Davis, W. F. Grant, Howard T. Hawkins and George L. Conley. Absent: Alderman Otis L. Broyhill due to illness. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

The Manager was instructed to investigate water rates and report back to the Board of Aldermen at the next meeting.

A request from Mr. R. J. Noyes, Sr. to permit the McDowell Public Library to be enlarged by moving the back wall was discussed and upon motion duly made and seconded this request was denied due to the fact that it would cut down the seating capacity of the present assembly room which would tend to destroy the purpose for which the building was originally intended.

The question of entering into an agreement with the County relative to a combined

City-County garbage and refuse disposal on county property adjoining the County School Bus Garage was discussed. It was the feeling of the Board that the Town would enter such an agreement with the County provided minor details could be worked out to the satisfaction of both parties.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, it was ordered that a three-wheel motorcycle be purchased from the Marion Motor Company in the amount of eight hundred (\$800.00) dollars to be used by the Police Department in checking traffic and parking violations provided that after having this equipment inspected by a non-interested party it was found to be in good mechanical condition.

Bids were then opened on the purchase of a 1956 four-door automobile to be used by the Police Department to replace a 1953 model Ford which is to be re-painted red and turned over to the Fire Chief Glenn Laughridge for official use in the Fire Department. The bids on the new car for the Police Department being:

Phillips Motor Company, 4-Door Medalist Mercury..Bid price of invoice plus \$50.00, making approximately	\$ 2,200.00
Ballew Motor Company, Chevrolet	\$ 2,008.18
Snipes Motor Company, Plymouth	\$ 2,165.10
Marion Motors, Inc., Ford Series Customline	\$ 1,737.00

Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that the Ford be purchased from the Marion Motors, Inc. for the sum of \$1,737.00.

Upon request from residents of Ridge Street and upon motion duly made and seconded, it was ordered that the name Ridge Street be changed to Ridgecrest Drive.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that the parking meters ordinance on page 146 be amended to make one-hour parking by erecting parking meters on each side of East Court Street between North Garden Street and North Madison Avenue, all time limits to conform to the original ordinance.

The Manager stated that he had received paving petition from Lail Street, and it was ordered that this petition be considered the next time any paving was done in Marion.

The Manager was instructed to ask for sealed bids on furnishing suitable floor covering for the downstairs and hall of the City Hall Building.

It was ordered that the waste from Etta Paper Company be picked up by the Town's garbage and refuse collection crew.

Mr. Dan Blevins, a representative of the Phillips 66 Oil Company from Spruce Pine, N.C., appeared before the Board with reference to several changes at the Phillips 66 Service Station now under construction at the intersection of South Main Street and Rutherford Road. The first question being to permit them to build a fourth driveway on Garden Street. This request was approved, it being pointed out when the original ordinance was adopted that a lot served by three streets as this one is was not taken into consideration. Their request that the Town furnish approximately 160 feet of 12 inch storm sewer pipe, part of which was destroyed by them and which they proposed to reconstruct was denied upon the grounds that it was serving the Town's interest and was located on street right-of-way. It was also agreed that the driveways could be sloped into the sidewalk area not more than one foot.

The Manager stated to the Board that Mr. Jock Wall was planning to develop a piece of property on the extension of Hall Town Road and extending to Yancey Road, this property all being outside the city limits and he asked what position the Town would take in running a water line of sufficient size to the city limits. The Manager was instructed to notify Mr. Wall that when he had proceeded with his development as to proper lay-out and construction of streets, that it would be the Town's policy to install a water line of sufficient size to the city limits from which he might extend a line to the development.

Mr. Glenn Morris of the Clinchfield Manufacturing Company came before the Board and stated that the mill was making plans to dispose of two hundred six of their two hundred thirty-five homes in their village and asked if the Town would take over the maintenance and operation of these water lines, the title to said lines to remain in the Clinchfield Manufacturing Company and that the Town furnish water to each of the homes at the regular outside rate and that we furnish water to the Nos. 1 and 2 mills through individual meters. It was also pointed out that each of the homes now had meters installed and that the company would see that each of these was in proper working order before a final agreement was reached.

It was the feeling of the Board that they would accept this proposition and decided that a committee of the Board of Aldermen meet with representatives from the Mill, their attorney and the city attorney to work out the minor details.

The Manager brought to the Board's attention the fact that the Town was not carrying

any insurance of any kind on the buildings or contents at the water filtration plant or the sewage disposal plant, and it seemed to be the feeling of the Board that inasmuch as there was very little fire risk at either of these plants that it was a risk that the Town should take.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
TOWN OF MARION
April 4, 1956

The Board of Aldermen met in regular meeting Tuesday, April 3, 1956, at seven o'clock P. M. All members were present. 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.

Mr. Joseph L. Noyes came before the Board representing the City School Board and stated that the School Board had recently purchased additional property joining the Hudgins School and asked the Board's assistance in reshaping the grounds and setting up and operating a recreational center. After some discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that one thousand dollars be appropriated from surplus water revenue for recreational purposes at this location provided certain funds now available were also used for this purpose. It was also agreed that certain city-owned equipment could be used for grading the property. Mr. Noyes also asked the Board to consider granting the City School Unit free water for the seven schools in the city unit for the remainder of this school year and that the schools be granted a lower or industrial water rate. It was agreed that the Manager and a committee from the Board of Aldermen meet with the School Board who was at this time in a meeting on the second floor of the City Hall Building as soon as the School Board adjourned. Upon adjournment of the Board of Aldermen, it was found that the School Board had adjourned; therefore no definite arrangement or agreement on the water charge was reached.

Upon motion duly made and seconded, Mr. Proctor, City Attorney, was instructed to prepare a new city cemetery deed form stipulating that cemetery lots were not transferrable or could not be resold.

Upon motion duly made and seconded, it was ordered that three street lights be installed in the Grandview Park Sub-Division.

The City Attorney was instructed to contact property owners on State Street in front of the new Senior High School and have proper agreements signed in order that the Town might settle damage claims by constructing sidewalks and retaining walls.

Upon motion of Alderman W. F. Grant, seconded by Alderman George L. Conley, it was ordered that the delinquent 1955 taxes be advertised beginning May 14 th, 1956, and the tax sale to be held on the second Monday, the eleventh of June, 1956.

The Manager was instructed to take the necessary steps to have a septic tank constructed in order to take what sewer, if any, was discharged from Lake Tahoma properties out of Buck Creek.

The Manager was instructed to look into a claim from Mr. Hubert Hensley regarding his paving assessment charge on Virginia Avenue Extension (Spring Street), it being Mr. Hensley's contention that his property did not join said street; that the Southern Railway's right-of-way extended across the street; thereby his property not facing on the street directly.

The City Attorney was instructed to contact Mr. David Shuford, Mr. D. S. (Slim) Hollifield, and A. W. McKinney with reference to their removing a property corner from the city raw water pumping station property, this corner being removed about the twelfth or thirteenth day of March, 1956.

Mr. Claude Camp came before the Board and stated that he had recently become associated with McDowell News and asked that he be granted privilege of parking at parking meters free of charge, the reason being that due to an injury in military service it was necessary for him to have one leg amputated and it was difficult for him to walk any great distance. Upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, this request was granted provided he furnish a card to

be placed on his car at all times that he was parked at a parking meter stating that he was an amputee, and this free parking was granted through the courtesy of the Town of Marion. It was also agreed that this privilege might be taken away at any time the Board of Aldermen saw fit to do so.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

D. Pat Davis
Mayor Pro Tem

STATE OF NORTH CAROLINA
TOWN OF MARION
MCDOWELL COUNTY

May 9, 1956

The Board of Aldermen met in a regular meeting Tuesday night, May 8 th, 1956. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor J. W. Streetman, Jr. All other Board Members were present. Mr. R. W. Proctor, Town Attorney, was also present. The minutes of the previous meeting were read and approved.

A delegation from Wayne, Carroll, Ann and a part of State Street came before the Board and presented a petition signed by property owners in this area pointing out that practically all of the septic tanks serving these homes were not giving satisfactory service, were overflowing, and creating a health menace and petitioned the Board of Aldermen to take immediate steps to correct this situation by installing sanitary sewer lines. After some discussion and upon motion of Alderman Otis L. Broyhill, seconded by Alderman Howard T. Hawkins and unanimously voted, the Manager was instructed to contact the engineering firm of Harwood Beebe Company and have them make survey, give estimate of costs and make recommendations as to whether to try to run this sewer into Clinchfield Manufacturing Company's disposal plant or to construct a pumping station.

The Manager was instructed to call for bids for furnishing petroleum products to the Town for the next fiscal year beginning July 1 st.

Sealed bids were opened for furnishing floor covering for the downstairs offices and halls in the City Hall Building. Bids submitted were as follows:
Smith Furniture Company, furnishing and installing Gold Seal Vinyl Tile 1/16" gauge @ 30¢ per square foot. Gold Seal Vinylbest Tile 1/16" gauge 30¢ per foot.

Rice & White Furniture Company, furnishing and installing Vinyl Tile 1/16" gauge @ 39¢ per square foot. Furnishing and installing Vinylbest Tile 1/16" gauge @ 39¢ per square foot.

Each bidder agreed to also seal the floors after the floors were finished at the Town's expense. Upon motion of Alderman Otis L. Broyhill, seconded by Alderman George L. Conley and unanimously voted, it was ordered that the contract be awarded to Smith Furniture Company for Gold Seal Vinylbest Tile.

Upon motion of Alderman George L. Conley, seconded by Alderman Otis L. Broyhill and unanimously voted, Mrs. Walker Blanton was appointed to the School Board to fill the unexpired term of Mrs. Neal Morris.

Upon motion duly made and seconded, Mrs. Joseph L. Noyes and Mr. James Parks were appointed for six-year terms as trustees of the McDowell Public Library Board. These appointments were to replace Mrs. Homer Beaman and Mr. R. J. Noyes.

A delegation from the Fire Department came before the Board and requested that two full time employees be added to the Fire Department, one to be on duty at all times. It was decided to ask the County Commissioners to pay the salary of one of these men inasmuch as eighty some per cent of all fire calls answered are in the County and a committee consisting of Aldermen Hawkins, Grant and the Manager was appointed to discuss this matter with the Chairman of the County Board of Commissioners. It was the feeling of the Board that the beginning salary would have to be at least \$200.00 per month with the possibility of an increase at the end of the first three months.

Mr. R. W. Twitty came before the Board representing the City School and asked that the Town pave a sidewalk on Roberts Street from Fleming Avenue to the East edge of the Elementary School Building and along Fleming Avenue from Roberts Street to the present sidewalk and stated that the School Board was willing to pay the costs of the sidewalk on Roberts Street when funds were available. Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins and unanimously voted, it was agreed that the Town would construct the sidewalk on Roberts Street provided that the School Board paid \$500.00 of this costs upon completion of work and the remaining balance within the next fiscal year and requested that the school board address a letter to the Board of Aldermen to this effect. It was agreed that the sidewalk on Fleming Avenue should be handled under the assessment plan as required by Town Ordinance. The question of giving the city school unit relief for their water bill for the last two months in this school

year was requested. After some discussion and upon motion duly made and seconded, it was agreed not to bill the schools for water used for the last two months of this year and that water meters be installed on all school buildings both city and county before the next school term and that all schools be billed on industrial rate.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that Mrs. Ralph Alexander be reimbursed in the amount of \$56.00 for medical expenses incurred by her slipping and falling on ice on State Street and the City Attorney was instructed to prepare the necessary release to be signed by Mrs. Alexander.

Upon motion of Alderman Otis L. Broyhill and seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered a traffic signal be installed at the intersection of State and Garden Streets and that the South Side of State Street from Main Street to Garden Street should be declared a no-parking area and that proper signs be erected to this effect.

The question of establishing a set policy as to water taps on the Seagle water line, which is outside the city limits, was discussed, and it was decided to continue in the same manner as heretofore.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

D. Pat Davis
Mayor Pro Tem

NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 6 th, 1956

The Board of Aldermen met in regular meeting Tuesday, June 5 th, 1956. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor J. W. Streetman, Jr. The following other members were present: Aldermen Otis L. Broyhill, W. F. Grant, George L. Conley and Howard T. Hawkins. The minutes of the previous meeting were read and approved.

Mr. W. G. Ballew, Sr. came before the Board and requested a tract of land owned entirely by him adjacent to Claremont Park Sub-Division containing approximately seventeen acres be taken into the city limits. Upon motion of Alderman Grant, seconded by Broyhill and voted unanimously, this request was approved and the Manager was instructed to have the Town Attorney take the necessary steps to incorporate this property into the Town of Marion. The Manager was instructed to secure prices on the installation of an oil-fired steel boiler for the City Hall. Upon motion duly made and seconded and carried, it was ordered that one-hour parking meters be installed on each side of Fort Street from Main Street to Logan Street and on the West side of Logan Street from Fort Street to the United States Post Office property; and that the Town Attorney prepare the proper supplement to the parking meter ordinance authorizing the enforcement of these meters.

Sealed bids were opened on furnishing the Town with petroleum products for the year beginning July 1 st, 1956, through June 30 th, 1957, the low bid being from Sinclair Refining Company. A copy of all bids are on file in the Clerk's Office. Upon motion duly made and seconded, the contract was awarded to Sinclair Refining Company.

The plans and estimates on installing sewer on Wayne, Carroll, Ann and part of State Street were examined and discussed and it was decided for the entire Board to meet with Mr. Glenn Morris of the Clinchfield Mfg. Co. to discuss with him the possibility of running this sewer into the Clinchfield plant and the possibility of the Town taking over the Clinchfield sewage treatment plant.

The Manager was instructed to contact Mr. Joseph L. Noyes with reference to the City School's participating in the cost of constructing sidewalk and retaining walls on Fleming Avenue near the new Elementary School.

Upon motion of Alderman Conley, seconded by Alderman Hawkins, the Budget Ordinance for the fiscal year 1956-57 was adopted, copy being attached hereto.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

Joseph L. Noyes
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

July 11, 1956

The Board of Aldermen met in a special meeting Tuesday, July 10 th, 1956, with all members present. Mayor J. W. Streetman, Jr. presided. This meeting was to replace the regularly scheduled meeting for July 3 rd which was not held due to a quorum not being present.

Upon motion duly made and seconded, the Board authorized the installation of a street light on Montevista near the residence of Dan Mathis.

It was brought to the attention of the Board that Mr. G. B. Woody wanted to purchase some poplar timber on the filter plant property, and it was agreed to sell Mr. Woody this timber provided a right-of-way agreement across his property for the raw water line could be worked out in the same agreement.

It was brought to the attention of the Board that Mrs. Annie Miller Pless had asked that steps be taken to eliminate speeding, noises and that some parking arrangements be worked out in front of her residence. No action was taken on this matter.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman D. Pat Davis, it was ordered that the Town advertise for the paving of Miller Street from State Street to Linville Street and Lail Street from West Henderson to its end and any other streets that proper petitions might be presented before this work was begun.

Upon motion duly made and seconded and carried, the Mayor and the Clerk were authorized to sign a contract with the Clinchfield Manufacturing Company with regard to the Town taking over the maintenance of all main water lines, retailing water to all residences in the village and furnishing water to the Clinchfield Manufacturing Company through several meters at the prevailing industrial rate.

Upon motion of Alderman W. F. Grant, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered to put all general employees of the Town of Marion under the Old Age Survivors and Benefits Social Security Act and to put members of the Police Department under the Law Enforcement and Benefit Retirement System. A copy of the adopted ordinance regarding Social Security is hereby made a part of these minutes.

"RESOLUTION FOR COUNTIES, CITIES, TOWNS AND OTHER PUBLIC AGENCIES MAKING APPLICATION FOR COVERAGE OF EMPLOYEES UNDER THE OLD AGE AND SURVIVORS INSURANCE PROVISIONS OF TITLE II OF THE FEDERAL SOCIAL SECURITY ACT.

WHEREAS, Title II of the Federal Social Security Act has been amended for the purpose of extending to the employees of political subdivisions of the State and their instrumentalities, and to the dependents and survivors of such employees, the basic protection accorded to others by the Old Age and Survivors Insurance Program as embedded in the Social Security Act, and

WHEREAS, the provisions of Chapter 562 of the Session Laws of 1951 designate the Executive Secretary of the Teachers' and State Employees' Retirement System, whose title is: Director of the North Carolina Public Employees' Social Security Agency, as the State Agency authorized to enter into agreements or coverage plans for the purpose of extending such benefits to employees of such political subdivisions, and

WHEREAS, the governing authority of this political subdivision of the State desires to extend to its eligible employees or eligible coverage groups of such employees, and their dependents and survivors, the security, protection and benefits provided by said laws and the regulations established thereunder: NOW, THEREFORE,
Be it resolved by the Board of Aldermen in regular meeting, a quorum being present:

1. That the governing authority of this political subdivision of the State, to the extent of its lawful authority and power, does hereby extend to its eligible employees and eligible groups and classes of such employees the benefits authorized by Title II of the Federal Social Security Act, as amended, and as authorized by Chapter 562 of the Session Laws of 1951.

2. That Reece C. Snyder is hereby fully empowered and authorized, and is hereby ordered and directed, to prepare, with the cooperation of the Director of the North Carolina Public Employees' Social Security Agency, a suitable agreement or coverage plan as provided by law, the same to be properly executed by this governing authority and approved by said Director of the State Agency for the purpose of making available to such employees the benefits mentioned in Paragraph 1 and the preamble of this Resolution, effective the first day of July, 1956.

Upon motion of Alderman W. F. Grant and seconded by Alderman Otis L. Broyhill, the above Resolution was introduced for passage and the same was duly passed, the following number voting in the affirmative: 5, and the following number voting in the negative: (0).

ORDINANCE

An Ordinance to set up and regulate a schedule B License Tax in the Town of Marion, N. C. for the fiscal year 1956-57.

Upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis 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 1956-57 "

Upon motion of Alderman W. F. Grant, seconded by Alderman Otis L. Broyhill and unanimously voted, the following Ordinance was adopted.

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, 1956, and ending on June 30, 1957, 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, 1956, and ending June 30, 1957, 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, 1956, 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)... \$.83

DEBT SERVICE FUND (for the payment of interest and principal on outstanding debt)..... \$.62

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 \$7,477,144.00, and an estimated rate of collections of 95%.

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 5 th day of June, 1956.

Attest:

Reece C. Snyder
Clerk, Town of Marion

The Manager read a letter from Mr. Joseph L. Noyes, Chairman of the Board of Trustees of the Marion City School Administrative Unit, stating that the City School Board would reimburse the Town for the cost of constructing concrete sidewalks and masonry retaining walls on Fleming Avenue near the new elementary school.

A bid was opened for furnishing an oil fire boiler for the City Hall from Mr. G. W. Smith Plumbing and Heating Company. The Manager was instructed to go further into this matter to see if he had bid on the necessary size of boiler and report back to the Board at a later date.

The question of pigeons being a nuisance to the First Baptist Church was discussed. No action was taken other than the Mayor agreed to talk again with the Pastor and assure him that the Town would cooperate with him in any way possible to eliminate this nuisance.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman W. F. Grant, the Manager was instructed to authorize Harwood Beebe Company to proceed in the necessary manner of asking for bids for the construction for sewer lines to serve the properties on Wayne, Carroll, Ann and a part of State Street and the construction of a pumping station to pump the sewer from these lines to the crest of the hill on East Court Street near the intersection of Clay Street.

There being no further business, the meeting adjourned.

Reece C. Snyder
CLERK

Mayor, Town of Marion

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

August 8 th, 1956

The Board of Aldermen met in regular meeting on August 7 th, 1956, at seven o'clock P.M., with Mayor J. W. Streetman, Jr. presiding. The following members were present: Aldermen Otis L. Broyhill, Howard T. Hawkins, W. F. Grant, and George Conley. Alderman D. Pat Davis was absent. The minutes of the previous meeting were read and approved.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman W. F. Grant and unanimously voted, the Manager was instructed to purchase and install a synchronized traffic signal at the intersection of New and Garden Streets.

The Manager was instructed to ask the Town Attorney, Mr. R. W. Proctor, to proceed in obtaining rights-of-way on State Street from Main Street to the branch line of the Southern Railway for the future widening of State Street.

Upon motion of Alderman Otis L. Broyhill, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that the contract for installing an oil-fired boiler in the City Hall Building be awarded George Smith Plumbing and Heating Company provided that a letter guaranteeing that the boiler furnished by him was ample to heat the building.

Upon motion of Alderman Broyhill, seconded by Alderman Conley and unanimously voted, it was ordered that the Harwood Beebe Company be authorized to proceed with plans, specifications, and advertising for bids for the construction of sewer lines and pumping station to service Wayne, Carroll, Ann, part of State Street, and a section of McDowell Avenue.

It was ordered that a street light be installed on Hillcrest Drive adjacent to the Presbyterian Church Property.

Upon motion duly made and seconded, it was ordered that a six-inch water line be installed on Miller Street from Ridgecrest Drive to State Street before the street paving was done.

Upon motion duly made and seconded, permission was granted to the H-H Club to hold their annual Calf Show on the city warehouse property.

Upon motion duly made and seconded, a business privilege license on Rose Clemmer's Snip and Sew Shop was reduced to \$7.50.

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

August 27, 1956

The Board of Aldermen met in a call meeting Monday, August 27 th, 1956, at 3:30 o'clock. Mayor J. W. Streetman, Jr. presided. All members were present with the exception of Alderman Howard T. Hawkins.

This meeting was called to consider the paving of Roberts Street from Fleming Avenue to the eastern edge of the driveway that runs around the School Building. After considerable discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman Otis L. Broyhill and unanimously voted, it was ordered this street be paved for the length above mentioned and that the entire street be opened up from Fleming Avenue to Park Avenue and graded and graveled as early as possible and that the remaining portion be paved at a later date.

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

September 5, 1956

The Board of Aldermen met in regular meeting Tuesday night, September 4 th, 1956, at 7:00 o'clock P. M., with all members present. Mayor J. W. Streetman, Jr. presided.

A request was made that a group of property owners on Ridge Road be permitted to connect to the Clinchfield Manufacturing Company Water Line and to construct a line approximately four thousand feet out Ridge Road was made, but after due consideration, keeping in mind the obligation that the Town has to the Clinchfield Manufacturing Company to supply adequate water at an adequate pressure, it was decided that it would not be advisable to permit any connections onto that line, and the Manager was instructed to so inform these people.

The Manager was instructed to request Mr. Proctor to write Mr. Arnold McKinney, Mr. Dave Shuford and Mr. Slim Hollifield giving them a specific time in which to replace the concrete monument on the raw water pumping station property that they removed.

Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins, it was ordered that parking restrictions be placed on Spring Street as follows:

"No parking" on the South side of Spring Street from Main Street to the Branch and "No parking" on the North or East side from the Branch to Lincoln Avenue.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman George Conley and unanimously voted, it was ordered that two-hour parking from eight A.M. to 6 P.M. be enforced and proper signs erected on the North side of West Court Street from the now restricted parking at the Junior High School Athletic Field to Carson Street.

Mr. James Ferguson came before the Board with reference to taxes on his property from 1947 through 1955 and stated that sometime in 1948 the Board had advised him that he need not pay city taxes until such time that the street was properly improved. None of the members who were on the Board at that time remembers any such statement or agreement, and it was pointed out that there was no record of such in the Minute Book, and it was agreed the Board could not and would not forgive Mr. Ferguson his taxes.

The Manager was instructed to request that either Mr. Dameron or Mr. Proctor attend all board meetings in the future.

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 3, 1956

The Board of Aldermen met in regular meeting Tuesday night, October 2 nd, 1956, with all members present. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

Upon motion duly made and seconded, it was ordered that the business privilege license B be amended to include dealers in trading stamps, and it was ordered that the Town Attorney prepare the amendment.

Upon request of Gilbert Hollifield it was ordered that a street be opened from Rutherford Road to his wood working shop.

Upon motion duly made and seconded, it was ordered that the one block of Ridgecrest Avenue South of Miller Street be paved along with the other street paving that is now under construction.

The Manager was instructed to use his own judgment about purchasing a Sanborn Map.

The Manager was instructed to have the Town Attorney make a request to Clinchfield Manufacturing Company for a small piece of property on which to locate a sewer pumping station.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

AN ORDINANCE IMPOSING A LICENSE TAX ON PERSONS ENGAGED IN THE BUSINESS OF FURNISHING OR SUPPLYING TRADING STAMPS, EFFECTIVE FOR THE LICENSE YEAR 1956.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA, THAT THE SCHEDULE B TAX ORDINANCE OF THE TOWN OF MARION, 1949, AS AMENDED, BE, AND THE SAME IS HEREBY FURTHER AMENDED BY AN ADDITIONAL SECTION, WHICH SAID SECTION SHALL READ AS FOLLOWS:

TRADING STAMPS.

Every person, firm, or corporation engaged in the business of issuing, selling, and/or delivering trading stamps, checks, receipts, certificates, tokens, or other similar devices to persons, firms, or corporations engaged in trade or business, with the understanding or agreement, express or implied, that the same shall be presented or given by the latter to their patrons as a discount, bonus, premium, or as an inducement to secure trade or patronage, and that the person, firm, or corporation selling and/or delivering the same will give to the person presenting or promising the same, money or other thing of value, or any commission or preference in any way on account of the possession or presentation thereof, shall pay an annual license tax of \$200.00 not pro rated.

The license tax herein imposed shall apply for the license year of 1956 and each year thereafter.

This section shall not be construed to apply to a manufacturer or to a merchant who sells the goods, wares, or merchandise of such manufacturer, offering to present to the purchaser or customer a gift of certain value as an inducement to purchase such goods, wares, or merchandise.

(See Ordinance on page 325.)

NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION
October 18, 1956

The Board of Aldermen met in a call meeting Wednesday, October 17 th, at seven o'clock P.M. All members were present. Mayor J. W. Streetman, Jr. presided.

This meeting was called to consider the resignation from the Board of Aldermen of Mr. Otis L. Broyhill and to appoint his successor for the remainder of his current term.

After considerable discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, and unanimously voted, Mr. Broyhill's resignation was accepted as of November 6 th, and Mr. Frank H. Jump was appointed to fill the remainder of his unexpired term.

The Mayor and Members of the Board expressed to Mr. Broyhill their deepest regrets of his leaving the Board.

Mayor Pro Tem D. Pat Davis was asked to notify Mr. Jump of his appointment and to request that he attend the November 6 th meeting to be sworn into office.

After a general discussion, the Board adjourned.

Reece C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

November 14, 1956

The Board of Aldermen met November 13 th at seven o'clock p. m. All members were present. Mayor J. W. Streetman, Jr. presided. This meeting replaced the regular November 6 th meeting which was not held due to a quorum not being present.

Mr. Dysart Martin, Clerk of the Court, administered the oath of office to Mr. Frank H. Jump.

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

Frank H. Jump
Affiant

SWORN TO AND SUBSCRIBED BEFORE me, this 13 th day of November, 1956.

S. D. Martin
Clerk Superior Court

A request was made that the two-way radio station be put on a twenty-four hour basis, and the Manager was instructed to contact members of the Board of County Commissioners to see if this were agreeable with them and if they would pay fifty per cent of the extra operator.

Mr. J. C. Smith, Representative of the World Green Stamp Company, appeared before the Board to ask if they would consider reducing the Schedule "B" license tax on trading stamps. After considerable discussion, the Mayor informed Mr. Smith that the Board would take this under consideration and notify him of their decision at a later date. After Mr. Smith left, the Manager was instructed to notify Mr. Smith that the tax would remain at two hundred dollars (\$200.00).

It was ordered that a fifty per cent adjustment be made on the water bill to Richard Blanton, the water being used in his house which is occupied by W. J. Patton, South Main Street.

A lengthy discussion was held with reference to adopting an ordinance requiring all business firms to place their garbage and refuse in regulation containers, and the Manager was asked to discuss this further with the City Attorney.

Upon motion duly made and seconded, it was ordered that street lights be installed at the following locations: one near the end of Zeb Vance Street, one near the South end of Ridgecrest Drive, one at the intersection of Claremont, and one at the Fleming Avenue entrance to the Marion General Hospital.

Mr. Proctor reported on the progress made on obtaining rights-of-way for State Street widening and he was urged to expedite this matter as early as possible so that actual construction could get under way.

A request from Rev. Furman Harvey of the First Baptist Church for a parking space near the Church was denied.

The installation of water line on parts of Park Avenue, Roberts Street, and a short

street leading to Dr. George Rowe was authorized, and the Manager was instructed to install this line when city forces were available for this work.

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

December 5, 1956

The Board of Aldermen met in regular meeting December 4th, 1956, at seven o'clock p. m. with all members present. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

Upon motion of Alderman W. F. Grant, seconded by Alderman George L. Conley, and unanimously approved, Tuesday, December 25th, and Wednesday, December 26th, were designated as Christmas Holidays for general city employees, and the following Christmas bonuses were authorized: hourly employees, \$10.00; policemen and paid firemen, \$15.00; and all other employees, \$25.00.

The Manager was instructed to discuss the manner in which the city should proceed to dispose of a city lot on State Street and report back to the Board.

Upon motion duly made and seconded, it was ordered that Mr. C. C. Woody be given an average water bill for November and December billing and that Mr. Garland Williams be notified that in the event that his water line leaked in the future that he would be required to pay for the water and to also insist that Mr. Williams correct this situation immediately.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, and unanimously voted, it was ordered that paving assessments on Miller, Ridgecrest, Clarmont, and Lail Streets be adopted as shown on sketches in the Clerk's office.

Upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis, and unanimously voted, Mr. Proctor was authorized to negotiate a settlement with Mr. J. D. Blanton for property for the widening of State Street in the amount up to \$2,000.00.

Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that Mr. Proctor be paid \$400.00 for the work he had done in acquiring rights-of-way on State Street.

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

January 9, 1957

The Board of Aldermen met in regular meeting January 8th, 1957, at seven o'clock p. m. with all members present. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

Upon motion duly made and seconded, it was authorized that a short section of sewer line be extended to serve five lots on Miller Street near the intersection of Linville Street.

It was decided that the sewer line be extended up West Henderson Street from Logan Street to serve the Blanton Building in the event that this building was rebuilt and basement was added.

The Manager was instructed to install traffic lanes at the intersection of Henderson and Logan Streets in an effort to eliminate the traffic congestion at this section.

After a general discussion, the meeting adjourned.

Rene C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

February 5th, 1957

The Board of Aldermen met in regular meeting Tuesday, February 5th, 1957, with all members present. The minutes of the previous meeting were read and approved. Mayor J. W. Streetman, Jr. presided.

The Manager stated to the Board that he had a complaint from Mrs. W. W. Wyke on Vale Street with regard to the old sewer trouble which has overflowed in her back yard from time to time. This matter was discussed, and it was decided to not take any action at this time to see if this condition occurred again.

The Manager stated to the Board that Manufacturing Company had not used any city water during the last two months.

It was brought to the attention of the Board that the stipulations under which we operated a play ground at the Negro School last summer had not been fulfilled inasmuch as the recreational commission composed of a group of colored citizens had not furnished any play ground equipment at the above mentioned site, and the Manager was instructed to contact Messrs. Otis L. Broyhill, Joseph L. Noyes, and Hugh Beam to see if they would not go ahead and supply some play ground equipment.

The Mayor and the Manager agreed to discuss with the city attorney the problem of young boys congregating on the streets late at nights and also a problem of the younger group continually riding around the up-town streets to see if anything could be worked out to correct this condition.

The Board was informed that Mr. Dean Tainter had requested that a walk and don't walk automatic electrical signs be erected at the intersection of Main and Henderson Streets, and the Board decided to consider this matter and make a recommendation at a later date.

Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that the town contribute one hundred dollars (\$100.00) to the N. C. League of Municipalities to be used for promotion of the League's program during the coming session of the legislature.

Upon motion of Alderman D. Pat Davis, seconded by Alderman F. H. Jump and unanimously voted, it was ordered that an election be held in the Police Department on May 15th, 1957, to decide whether or not they would come under Social Security and that the town continue to pay one-half of the Law Enforcement Officers' Retirement and one-half of their Social Security, and the following resolution was adopted.

"RESOLUTION"

A RESOLUTION BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION TO PROVIDE FOR A REFERENDUM BY THE TOWN'S ELIGIBLE POLICEMEN UNDER PROVISIONS OF ARTICLE 2 OF CHAPTER 135 OF THE GENERAL STATUTES OF NORTH CAROLINA AND UNDER PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDER OF DECEMBER 17, 1956.

BE IT AND IT IS HEREBY RESOLVED by the Board of Aldermen of the Town of Marion as follows:

SECTION 1. That the Board of Aldermen of the Town of Marion hereby applies to the Agent designated in the Executive Order, dated December 17, 1956, by the Governor of North Carolina, to hold, on May 15, 1957, a referendum to determine whether or not the Law Enforcement Officers' Benefit and Retirement Fund, as it applies to eligible policemen members of this governmental unit, shall be coordinated with the Old-Age and Survivors Insurance provisions of the Federal Social Security Act. Coverage under the Social Security Act will become effective on the 1st day of April, 1957, for all policemen in service on the date that the agreement is executed by the Secretary of Health, Education, and Welfare.

SECTION 2. That the Board of Aldermen of the Town of Marion agrees, in

consideration of the acceptance of this application, that it will designate an election official to serve as such without compensation under the supervision of and in accordance with instructions of the Agent of the Governor and that it will notify the eligible voters not less than 90 days prior to June 15, 1957, date of referendum.

NORTH CAROLINA,
MCDOWELL COUNTY,
TOWN OF MARION.

I, Reece C. Snyder, Town Clerk of the Town of Marion, do hereby certify the foregoing to be a true and perfect copy and transcript of a resolution duly adopted and passed by the Board of Aldermen of the Town of Marion at its regular meeting held on February 5 th, 1957, at City Hall, as the same appears on file and of record in my said office.

Witness my hand and seal this 7 day February, 1957.

Reece C. Snyder
Town Clerk of the Town of Marion, N.C.

The Mayor stated to the Board that there had been a considerable amount of discussion and desire on the part of citizens and particularly the civic clubs to construct a recreational park and swimming pool, it being the general opinion that in the event that the city would take the initiative that large contributions could be expected from manufacturing concerns and civic clubs toward development of such a project. The Manager was instructed to contact one or more architectural concerns and discuss with them the development of a master plan for such a recreational center and report back to the Board at the next regular meeting.

It was agreed that a portion of the water filtration plant property be used as a ball diamond.

A lengthy discussion was held with reference to a petition that had been sent to the N. C. State Board of Health concerning the City-County Garbage Dump, and it was the feeling that the situation had more or less cleared its self, and most of the signers were now of a different opinion than when they originally signed the petition.

The question of the report of the tax study commission of the State as it affects municipalities was discussed at length, and it was decided that some of the members of the Board attend a meeting to be held in Raleigh in the very near future of officials of all N. C. cities and towns to further study this tax structure.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

W. Streetman, Jr.
Mayor

NORTH CAROLINA,
MCDOWELL COUNTY,
TOWN OF MARION.

March 6, 1957

The Board of Aldermen met in regular meeting Tuesday, March 5 th. All members were present. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

Mr. Gilbert J. Hollifield came before the Board and asked for permission to install water lines in Sunset Hills, his sub-division that he is developing near his home. After a general discussion, it was agreed that he be permitted to install two-inch water lines in this sub-division and that one 2-inch tap on the main line would be sufficient to give him the amount of water he needed and that he would install a 2" pressure reducing valve at the main connection and that he would stub the connection at each connection at each of these lots using city regulations at the cut off at the end of each stub-out. All of the above mentioned items to be paid for by Mr. Hollifield including the 2" tap, the 2" pressure reducing valve, the regulation cut-offs and that he would deed the entire line to the Town and that he would be charged the outside meter rate for meters to be installed on each lot and the Manager was instructed to have the city attorney prepare the necessary agreement between the town and Mr. Hollifield to cover this water extension.

Mr. W. F. Grant stated that Mr. Neal Morris had approached him as to the possibility of the Town furnishing a building site on the Community Building grounds

for a new library to be constructed. It was agreed in the event this work should be carried to completion that the Town would work with the Library Board and donate the necessary property on Logan Street for such building.

The question of proceeding with plans for a recreational park was discussed at length, and the Manager was instructed to contact Mr. Charles M. Graves again and ask him if he could not go ahead at this time and give us a rough estimate of the cost of preparing such plans and it was also ordered that the engineering firm of Albemathy & Scott in Hickory be contacted with reference to making a topographic map of the area.

The Manager was instructed to make an extensive survey to try to determine where the surface waters were infiltrating into the sewer lines causing an overflow on Vale Street.

The question of restricted parking on the east side of Garden Street from Court Street to the railroad was discussed, and it was decided not to make any changes at this location at this time.

It was ordered that a turn right on red signal be permitted going East on Highway 70 at Logan Street.

Mrs. Beulah Thomas and Glenn Norman appeared before the Board and asked that a storm drainage between their property on Euclid Avenue be investigated and corrected inasmuch as it was washing parts of their property. This was referred to the Street Committee with authority to act.

Upon motion duly made and seconded, Mrs. Julia Stanley was appointed Registrar for the coming city election to be held in May and Mrs. C. R. Craig and Mr. Johnny Sullivan were appointed Judges.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

W. Streetman, Jr.
Mayor

NORTH CAROLINA,
MCDOWELL COUNTY,
TOWN OF MARION.

April 3, 1957

The Board of Aldermen met in regular meeting Tuesday, April 2 nd, 1957, with all members present. 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.

The Manager reported to the Board that Mr. J. L. Reynolds, Jr., with Radio Station W.B.R.M., had requested parking space for his mobile radio car, and the Manager was instructed to try to work this out with Mr. Reynolds.

Upon motion duly made and seconded, it was ordered that the Town advertise for bids to be received for the furnishing of a one-half ton pick-up truck.

Upon motion of Alderman D. Pat Davis, seconded by Alderman F. H. Jump, it was ordered that we proceed with plans by Charles M. Graves for a recreational park. Voting in favor of this motion were Aldermen Davis, Jump and Hawkins; not voting: Aldermen Grant and Conley.

The Manager stated to the Board that 2:00 o'clock, April 18 th, was the time that the engineers had set for receiving bids on the State Street sewer lines ejector station and force mains and the Board agreed to meet at the City Hall at that time to receive the bids.

The Manager was instructed to negotiate an agreement with reference to a sprinkler system with Mr. W. W. Wall in his knitting mill.

It was ordered 141 feet of 18-inch storm sewer be installed on Euclid Avenue when time and funds permitted.

Mr. R. W. Proctor discussed with the Board the progress he was making in obtaining sewer line right-of-way; also street right-of-way for the widening of State Street.

A report was made with reference to an investigation by the Cemetery Committee of the condition of a fence on the Gilkey cemetery plot.

Upon motion of Alderman Davis, seconded by Alderman Conley and unanimously voted, the following resolution 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 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, 1957, 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 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 years, and until their successors are elected and qualified.

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

BE IT FURTHER RESOLVED that Mrs. Julia M. Stanley, Marion, North Carolina, be and is hereby appointed as Registrar; that Mrs. C. R. Craig and Johnny Sullivan 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 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 20, 1957, 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 27, 1957, 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 6, 1957.

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.

J. W. Streetman, Jr.
Mayor
Reed C. Snyder
Clerk

There being no further business, the meeting adjourned.

Reed C. Snyder
Clerk

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

April 18, 1957

The Board of Aldermen met in a call meeting Thursday, April 18 th, at 2:00 P. M. The purpose of this meeting was to receive bids on a sewer project and pumping station and bids on a one-half ton truck. The following members were present: Aldermen Davis, Grant, Conley, Hawkins and Jump. Mayor Pro Tem Davis presided in the absence of J. W. Streetman, Jr.

The bids on the sewer project were opened and read, they being as follows:

Reed & Abee, \$ 39,369.85; Mid-State Contractors, Inc., \$ 43,687.75; Gray M. Hindshaw, \$14,599.41; Gilbert Engineering Company, \$ 45,991.50; and Wm. B. Dillard Construction Co., \$ 59,843.50.

After the bids were tabulated and upon motion duly made and seconded and upon roll call vote, voting yes: Aldermen Conley, Davis, Grant, Hawkins and Jump, contract was awarded to Reed & Abee, Asheville, North Carolina.

Bids were then opened on furnishing of the one-half ton truck, bids being as follows: Snipes Motors, Dodge Truck, \$ 1475.00; Marion Motors, Inc., \$ 1329.00; Ballew Motor Company, Inc., \$ 1335.00; Marion Buick Company, \$ 1500.00.

After the bids were tabulated and upon motion duly made and seconded and upon roll call vote, voting yes: Aldermen Conley, Davis, Grant, Hawkins and Jump, contract was awarded to Ballew Motor Company, Inc.

There being no further business, the meeting adjourned.

Reed C. Snyder
Clerk

D. Pat Davis
Mayor Pro Tem

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

May 8, 1957

The Board of Aldermen met in regular meeting Tuesday, May 7 th. All members were present. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

Messrs. W. A. McGalliard and Robert G. Burgin came before the Board and discussed the possibility of extending a two-inch water line off of the present three-inch private line serving Baldwin Avenue and extending this line down Leach Street and Yancey Street for a distance of approximately fifteen hundred feet.

It was decided that they would be permitted to install this line provided it was a two-inch line all of the way and the line was put in under the Town's supervision and then deeded to the Town for control and maintenance and that a proper contract be prepared and signed by the interested parties.

It was also suggested that they being stockholders in the above mentioned three-inch line that they contact the other owners that this line might also be deeded to the Town for control and maintenance.

The Manager stated that Mr. Thurston Byrd had requested a water tap above the chlorination station on Clear Creek to serve one residence and fresh water for minnows that he proposes to sell. After some discussion, it was agreed that we get a ruling from the City Attorney whether to permit a tap at this location and be governed by his ruling.

It was ordered a driveway ^{entrance} be constructed by the Town on Church Street for the Presbyterian Church.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that 1956 tax sales be advertised beginning on May 13 th and be sold on June 10 th.

The returns of the election held on Tuesday, May 7 th, 1957, which had been certified to the Town Clerk by the Registrar and the Judges of the election, were presented to the Board as follows, and it was declared that the Mayor and the five members of the Board of Aldermen receiving the highest number of votes were elected for a term of two years. The results being:

"FOR MAYOR: J. W. Streetman, Jr. received 72 votes

FOR ALDERMEN: W. F. Grant received	71 votes
Howard T. Hawkins received	70 votes
D. Pat Davis received	70 votes
George L. Conley received	69 votes
Frank H. Jump received	68 votes
Kathleen Noyes received	5 votes"

It was brought to the Board's attention that Mr. R. Lee Conley was of the opinion that Virginia Avenue had encroached on his property at the Horton Gulf Service Station on Rutherford Road. The Manager stated that he had checked it from one direction and it seemed to show the street was in the proper location and in checking it from the opposite direction it showed that Mr. Conley did not have the footage called for in his deed.

After some discussion, it was decided that the Street Committee would investigate

this further, but no definite action was taken.

The Manager stated that he had requests from a group of property owners that Azalea Avenue from Park Avenue be paved; and after an investigation, it was found that there was not sufficient street width, there only being an advantage of about seventeen feet of usable road way, and this matter was referred to the Street Committee for further investigation.

There being no further business, the meeting adjourned.

Russ C. Snyder
CLERK

J. W. Streetman, Jr.
MAYOR

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

June 4, 1957

, 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.

Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 4th day of June, 1957.

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.

Affiant

Affiant

Affiant

Affiant

Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 4th day of June, 1957.

The above oaths were not administered due to the absence of Mr. Dysart Martin, Clerk of the Court.

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 4, 1957

The Board of Aldermen met in regular meeting Tuesday, June 4, 1957, with all members present. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

ORDINANCE

AN ORDINANCE TO SET UP AND REGULATE A SCHEDULE B LICENSE TAX IN THE TOWN OF MARION, N. C., FOR THE FISCAL YEAR 1957-58.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman F. H. Jump 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 1957-58."

Upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis and unanimously voted, the following Ordinance was adopted.

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 July 1, 1957, and ending on June 30, 1958, 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, 1957, and ending June 30, 1958, 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, 1957, 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)...\$.84
DEBT SERVICE FUND (for the payment of interest and principal on outstanding debt)\$.61

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 \$ 7,774,123.00, and an estimated rate of collections of 95%.

SECTION 4. POLL TAX. There is 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 4th day of June, 1957.

J. W. Streetman, Jr.
MAYOR, TOWN OF MARION

ATTEST:

Russ C. Snyder
CLERK, TOWN OF MARION

Upon motion of Alderman D. Pat Davis, seconded by Alderman F. H. Jump and unanimously voted it was ordered that the Manager contact the City Attorney to find out if the Town can legally subscribe membership to the McDowell Chamber of Commerce and if the attorney rules that it is permissible, then the Manager was empowered to take four year's membership in the name of the Town.

Upon motion of Alderman W. F. Grant, seconded by Alderman F. H. Jump and unanimously voted, the foregoing Resolution with reference to Policemen's coming under Social Security was adopted:

RESOLUTION FOR COUNTIES, CITIES, TOWNS, BOARDS OF ALCOHOLIC CONTROL AND OTHER PUBLIC AGENCIES MAKING APPLICATION FOR COVERAGE OF POLICEMEN AND OTHER LAW ENFORCEMENT OFFICERS UNDER THE OLD-AGE AND SURVIVORS INSURANCE PROVISIONS OF TITLE II OF THE FEDERAL SOCIAL SECURITY ACT.

WHEREAS, Section 218 of Title II of the Federal Social Security Act has been amended for the purpose of extending to the policemen and other law enforcement officers of political subdivisions of the State and their instrumentalities, and to the dependents and survivors of such employees, the basic protection afforded to general employees by the Old-Age and Survivors Insurance program as embodied in the Social Security Act, and

WHEREAS, the governing Board of this political subdivision has already extended such coverage to other employees by agreement with the Executive Secretary of the Teachers' and State Employees' Retirement System, whose title is: Director of the North Carolina Public Employees' Social Security Agency, as the State Agency authorized to enter into agreements for the purpose of extending such benefits to employees of such political subdivisions, and

WHEREAS, the governing authority of this political subdivision of the State desires to extend to its eligible policemen, other law enforcement officers and their dependents and survivors the security, protection and benefits provided for other employees, and

WHEREAS, the extension of such benefits has been approved by a referendum as provided by law: NOW THEREFORE,

Be it resolved by the Board of Aldermen of the Town of Marion in regular meeting, a quorum being present:

1. That the governing authority of this political subdivision of the State, to the extent of its lawful authority and power does hereby extend to its eligible policemen or other law enforcement officers the benefits authorized by Title II of the Federal Social Security Act, as amended, and as authorized by Article 2 of Chapter 135 of the General Statutes of North Carolina, as amended. Such coverage will be effective April 1, 1957.

2. That Reece C. Snyder is hereby fully empowered and authorized, and is hereby ordered and directed, to prepare, with the cooperation of the Director of the North Carolina Public Employees' Social Security Agency, a suitable agreement or coverage plan as provided by law, the same to be properly executed in behalf of this Board and approved by said Director of the State Agency for the purpose of making available to such employees the benefits mentioned in Paragraph I and the preamble of this Resolution.

Upon motion of Alderman W. F. Grant and seconded by Alderman F. H. Jump, the above Resolution was introduced for passage and the same was duly passed, the following number voting in the affirmative: 5 and the following number voting in the negative: none.

It was ordered that the Manager advertise for bids for petroleum products for the period July 1, 1957 to June 30, 1958.

Upon motion of Alderman George L. Conley, seconded by Alderman W. F. Grant and unanimously voted, the Mayor was authorized to employ an extra Police Officer for approximately eight weeks during vacation time and emergency while part of the police force was out of Town attending court.

Mr. Clyde Henline came before the Board and stated Summit Street running from Pinnacle Street to the Reservoir was located entirely on his property and this street was not dedicated. After considerable discussion, it was agreed that a survey be made of this property definitely locating the street and that Mr. Henline would dedicate this property for street use and that the Town would forgive and charge off street assessment now charged to him in the amount of \$ 528.64.

There being no further business, the meeting adjourned.

Reece C. Snyder
CLERK

J. W. Streetman, Jr.
MAYOR

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

July 2, 1957

The Board of Aldermen met in regular meeting Tuesday, July 2 nd, 1957. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor J. W. Streetman, Jr. The following members were present: Aldermen W. F. Grant, Geo. L. Conley, Howard T. Hawkins and F. H. Jump.

The minutes of the previous meeting were read and approved.

S. S. Martin

, 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.

J. W. Streetman, Jr.
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 2 nd day of July, 1957.

S. S. Martin

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. Pat Davis
Affiant

W. F. Grant
Affiant

George L. Conley
Affiant

F. H. Jump
Affiant

G. L. Conley
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 2 nd day of July, 1957.

S. S. Martin

The Manager was instructed to take bids and award contract for wiring the dwelling house on the filter plant property.

Upon motion duly made and seconded and unanimously voted, it was ordered that two street lights be installed on Miller Street.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman F. H. Jump, and unanimously voted, Reece C. Snyder was re-appointed Tax Collector.

The Manager stated to the Board that the officials of Clinchfield Manufacturing Company had agreed to lease a piece of property 30 x 30 feet to the Town of Marion on which the Town proposes to erect a sewage pumping station for a period of twenty-five years for the sum of \$1.00 per month payable yearly.

Bids were opened on furnishing high-test gasoline, oil, kerosene and fuel oil for the fiscal year 1957-58. The bids were as follows:

Gulf Oil Company:

Gasoline: 16.5¢ Kerosene: 15.5¢ #2 Fuel Oil: 14.7¢ Motor Oil: 89¢ per gallon

M. D. Ledbetter Oil Company:

Gasoline: 21.3¢ Kerosene: 15.5¢ #2 Fuel Oil: 14.7¢ Motor Oil: 98¢ per gallon

Sinclair Refining Company:

Gasoline: 19.8¢ Kerosene: 16.5¢ #2 Fuel Oil: 15.7¢ Motor Oil: 75¢ per gallon

Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that the contract be awarded to Gulf Oil Company provided they were bidding and would furnish Gulf No-Nox Gasoline, and Mr. Lee Conley was contacted by telephone and he stated that he was sure that the company was bidding on Gulf No-Nox Gasoline. It was also included in the motion in the event that Gulf Oil Company did not bid on No-Nox it was ordered that the contract be awarded to Sinclair Refining Company.

The Manager was instructed to address a letter to Mr. J. F. Snipes expressing the Board's appreciation to him for the road improvements that had been made in Marion and McDowell County during his term of office as Highway Commissioner.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman W. F. Grant, the Manager was instructed to have a reserved parking space removed that had been granted to Radio Station WBRM about two months ago due to a misunderstanding.

Upon motion of Alderman W. F. Grant, seconded by Alderman George L. Conley and unanimously voted, it was ordered that the following list of taxes for various years and for various amounts be charged off and that the following charges on meter accounts also be charged off, effective as of June 30 th, 1957.

H. Eugene Seagle.....\$ 9.75
Eva Miller..... 6.50
Mrs. Dan Trinks..... 15.00
James Williams..... 8.00

TAXES: HENRY JACKSON

1943 thru 1947 inclusive 5 years @ .75¢ \$ 37.50

1948

208 Creswell, E. S.....outside.. .60
298 Gates, Lula " .. .75
424 Houck Est., Jno.M..... " .. 1.35
539 Lippincott, Wanda " .. 3.00
577 McCoy, Mrs. M.A..... " .. 2.40
711 O'Donnell, Annie " .. 1.50
713 Ortman, C.W..... " .. .30
718 Ottinger, L.E..... " .. 1.13
806 Robinson, Annie " .. 1.20
842 Shanning, J. F..... " .. .30
864 Sinclair, L.A..... " .. .60
953 Turner, S. H..... " .. 3.30
1061 Jackson, Henry (Col.)... " .. 7.50

TAX SALE CERTIFICATES..... \$ 23.93

1948

162 Chapman, B.D.....outside..\$ 1.00
17 Atwell, M.D.....Deceased. 1.00
21 Bailey, J.L..... " .. 2.40
73 Bolick, G.G.....Lenoir .. 1.50
122 Buff, Bynum..out business. 68.70
195 Copeland Curb Mkt.,C.C.... 15.00
214 Crymes, H.S.....gone 1.00
222 Davis, Clifford..outside.. 20.13
230 Den You Hos.Mills.. out... 58.58
242 Duncan, Clarence 19.03
255 Ellis, John Ray ..deceased. 1.00
260 Elkins, Ray ...outside.... 11.28
291 Franklin, Geo. S.... " 1.45
385 Hawkins, Robert K. " 1.00
396 Hensley, J.A..... " 1.00
636 Mashburn, J. D. .. " 1.00
642 Maynard, F. C...North Cove 10.35
735 Penland, Latt, Florida ... 26.35
761 Phillips, W. B...outside.. 16.90
856 Simmons, L.M. " 3.03
916 Suttles, L.L..... " 1.00
931 Tepker, Rev. Howard " 8.46
1038 Young's Cash Store..out... 22.50

Tax Levy Control\$ 293.66

1949

291 Franklin, George ...Outside....\$ 2.08
304 Gates, Lula "75
547 Leitner, L.S..... " 1.50
560 Lippincott, Wanda S.. " 3.00
601 McCoy, Mrs. M.A..... " 3.60
734 O'Donnell, Annie " 1.50
736 Ortman, C. W..... "30
738 Ottinger, L.C..... "75
785 Proctor, Mrs. R. M....Double .. 1.50
827 Robinson, AnnieOutside... 1.62
861 Shanning, J.F..... "30
879 Simmons, Thurston, Glenwood.... 4.98
882 Sinclair, L.A.....outside..... .60
947 Thomas, Calvin " 5.68
1072 Jackson, Henry (Col) " 7.50
1100 Arrowood, J.L. " 17.40

TAX SALE CERTIFICATE..... \$ 53.06

1950

211 Creswell, E.S.....outside \$.58
304 Franklin, Geo.S.... " 1.04
315 Gates, Lula " .73
544 McCoy, Mrs. M.A..... " 3.48
697 Leitner, L.S..... " 1.45
761 O'Donnell, Annie ... " 1.45
763 Ortman, C.W..... " .29
765 Ottinger, L.E..... " 1.09
1098 Jackson, Henry (Col.) " 7.25

TAX SALES CERTIFICATES \$ 17.36

1951

111 Franklin, George S..outside 1.04
582 Leitner, A.S..... " 1.45
598 Lippincott, Wanda... " 2.90
635 McCoy, Mrs. M.A..... " 3.48
774 O'Donnell, Annie ... " 1.45
776 Ortman, C.W. " .29
778 Ottinger, L.E..... " 1.09
883 Robinson, Annie " 1.57
920 Shanning, J.F..... " .29
939 Sinclair, L.A..... " .58
1011 Thomas, Calvin..... " 3.02
1142 Jackson, Henry (Col) Unknown 7.75

TAX SALE CERTIFICATES \$ 24.91

1949

19 Bailey, W. E...Deceased.. \$ 1.92
20 Bailey, J.L.... " .. 2.40
26 Balley, R.Aaron. Outside. 1.58
67 Bolick, G.G..... " .. 1.50
99 Bristol Auto Ser. out ... 6.48
136 Byers, Ben B....outside . 16.30
204 Creswell, E.S.... " .. .60
258 Ellis, J.Raydeceased. 1.00
354 Gwin, Leroyoutside.. 7.15
360 Hagar, W.H....Charlotte.. 11.25
380 Harris, Roscoe..outside.... 14.85
405 Hensley, J.A.... " 1.00
436 Houck Est.,Jno. M. " 1.35
473 Johnson, C.H. (Not Sid) Unkn. 3.30
545 Ledbetter, Otis..In Boone... 1.00
566 Long, Deff ...Poll Tax..... 1.00
600 McCormick, Clinton..outside.. 25.68
626 McMahan, Bis (K & W Bty)out. 9.38
639 Marion Cash Store ..out..... 28.95
643 Marion Ftr. Co. ... " 50.70
648 " Plbg. Shop ..outside 19.65
659 Mason, Joe A.outside 4.90
665 Maynard, F.C....N.Cove..... 10.35
720 Noles, Mrs. Minnie K..outside 9.00
768 Pleasant, J.C.....outside. 18.70
981 Walker, Gordon..... " 14.20
991 Wall Co., W.W..... " .. 78.45
1054 Young's Cash Store....out... 18.00
1099 Mace, Galen..double listing 18.75

TAX LEVY CONTROL \$ 379.39

1950

12 Army & Navy Store...out..\$ 11.31
22 Atwell, M.D.....deceased 1.15
28 Bailey, J.L..... " 1.96
104 Bristol Auto Service out 6.26
128 Buff, James outside 1.28
266 Ellis, J.Raydeceased 1.00
407 Hawkins, H.C.....outside 5.35
742 Nichols, Chas. G..deceased 5.35
896 Shanning, J.F....outside .29
913 Sinclair, L.A....outside .58
1018 Young & Hollifield ..out. 8.70
1115 Westmoreland, G.B...out.. 11.17

TAX LEVY CONTROL \$ 54.40

1951

95 Bradsher, Wm....outside. .95
106 Bristol Auto Serv. out. 6.26
206 Costner, Anne..Old Fort. 17.69
213 Creswell, E.S. outside .58
218 Crouse, John R...Glenwood 14.34
223A Cuthbertson, H.C...deceased 9.47
322 Gates, Lula ...outside .73
472 Howard's Salvage Shop..out 45.60
760 Nichols, Walter..deceased 4.50
801 Penland, Ralph ..Florida 2.02
937 Simmons,...Paul..outside 4.48
1000 Taylor, Edward..deceased 3.36

TAX LEVY CONTROL \$ 109.98

1952
162 Cline, Grover...outside... \$ 17.49
203 Creswell, E.S. " " .58
312 Franklin, Geo.S. " " 1.04
632 McCoy, Mrs. M.A. " " 3.48
773 Ottinger, L.E. " " 1.45
824 Potest, L.J. " " 2.61
1052 Jackson, Henry (Col.) " " 7.25

TAX SALE CERTIFICATES \$ 33.90

1953
265 Duncan, Isabelle, outside...\$ 5.22
592 Leitner, A.S. " " 1.45
903 Robinson, Annie " " 1.57
976 Sinclair, L.A. " " .58
1161 Wright, J.R. " " 17.98
1192 Jackson, Henry (Col.) " " 7.50

TAX SALE CERTIFICATES \$ 34.30

1954
#170 Cline, Grover...outside...\$ 2.61
218 Creswell, E.F. " " .58
266 Duncan, Isabelle...outside... 5.22
339 Gates, Lula...outside... .73
547 Keller, Sam...double... 11.02
610 Leitner, L.S. " " 1.45
622 Lippincott, Wanda S. " " 2.90
664 McCoy, Mrs. M.S. " " 3.49
809 O'Donnell, Annie...outside... 1.45
814 Ottinger, Mrs. L.E. " " 1.45
974 Shanning, J.F. " " .29
991 Sinclair, L.A. " " .58
1189 Wright, J.R. " " 17.26
1224 Jackson, Henry...outside... 7.25
1227 Owens, Harvey...outside... 8.27

TAX SALES CERTIFICATES \$ 64.55

1955
#1245 Ida Chambers...outside... 7.25
1254 Jackson, Henry...outside... 7.25

TAX SALES CERTIFICATES \$ 14.50

1952
#1180 Nichols, Walter...deceased...\$ 4.50
10 Asbury, Arnold...outside... 3.03
31 Barkley, Oren " " 3.32
146 Chambers, W.A. " " 44.14
195 Costner, Anne...Old Ft. 16.68
210 Crouse, John R. " " 12.53
323 Gates, Lula " " .73
579 Leitner, L.S. " " 1.45
594 Lippincott, Wanda S. " " 2.90
596 Lockman, Bartos " " 1.00
664 Mace, Galen...Taxi out... 3.19
768 O'Donnell, Annie...outside... 1.45
771 Ortman, C.W. " " .29
877 Robinson, Annie " " 1.57
922 Shanning, J.F. " " .29
945 Sinclair, L.A. " " .58
1019 Thurston, Carl W. " " 1.74

TAX LEVY CONTROL \$ 99.39

1953
34 Barnesline Hos.Mill...out 22.33
93 Bradley, Weaver. over 50.. 1.00
148 Chambers, W.A. " " 45.73
203 Costner, Anne...Old Ft. 14.73
327 Gates, Lula...outside... .73
522 Jones, W. Boyd Listed to Hall 13.92
606 Lippincott, Wanda " " 2.90
649 McCoy, Mrs. M.A. " " 3.48
775 Nichols, Walter...deceased 4.50
790 O'Donnell, Annie...Unknown 1.45
792 Ortman, C.W. " " .29
795 Ottinger, L.E. " " 1.45
802 Page, Herman L. " " 2.35
854 Price, Jerry...Taxi out 17.01
874 Quintilla, Robt., Tech.Hosp. 11.59
955 Shanning, J.F., Unknown... .29
974 Simmons, Wm. C. " " 10.73
1074 Underbakke, Maynard...out... 12.93

TAX LEVY CONTROL \$ 167.41

1954
#1235 Goree, Robert...In Va. \$ 14.11
1237 Hudson, Eugene...W.Marion 12.57
1241 McKinney, Bobbie L. out 7.09
1243 Boone, Gene...duplicate 6.29
1247 Banks, Mrs. Cora " 1.45
34 Barber, E.G., duplicate.. 4.35
125 Buff, James...outside.. 3.76
264 Duncan, Harry...Taxi out.. 14.94
280 Elledge, Robert...outside. 8.11
424 Harris, Mildred...outside 9.51
862 Potest, Charles E. " " 10.80
881 Pryse, Thomas...outside 1.07
1119 Ward, Joe...Nebo... 13.25
1165 Willis, James...outside.. 3.25
1200 Young, B.M. " " 17.53

TAX LEVY CONTROL \$ 128.08

1955
#179 Cline, Grover...outside. 2.61
274 Duncan, Harry...outside.. 14.94
349 Fuller, Thomas G. (Old Ft.) 18.15
358 Gibbs, John...Poll Tax... 1.00
421 Hager, W.H. "Charlotte... 4.50
551 Johnson, Jr., Martin C. " 25.16
575 Keller, Sam...Duplicate... 11.02
609 Laughridge, Mrs.Claude... 10.92
768 McCall, George D. "Amy... 13.67
829 Nichols, Walter...deceased 5.55
851 Owenby, William T. "outside 8.08
972 Ross, Clarence...Taxi out.. 12.33
1027 Sisk, James P. "Buncombe. 10.32
1030 Smarr, W.L. "deceased.. 3.70
1127 Trent, John...outside.... 2.74
1229 Young, B.M. "Nebo... 15.88
1257 Owens, Harvey...outside... 8.27

TAX LEVY CONTROL \$ 168.84

1956
80 Blue Bird Cabs...Out of business...\$ 7.40
229 Cowan, James W. "duplicate... 22.19
280 Duncan, Isabelle...outside... 5.22
308 Killison, Charles W. "outside... 5.08
584 Killough, Woody...outside... 7.67
726 McKinney, Robert L. "outside... 5.93
876 Pearson, Clyde...outside... 1.00
1132 Trent, John...outside... 7.24
1212 Wilson, Ray "outside... 18.30
1254 Jackson, Henry...Unknown... 7.25

TAX LEVY CONTROL \$ 87.28

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

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

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

August 7, 1957

The Board of Aldermen met in regular meeting Tuesday, August 6 th, 1957, at seven o'clock, with all members 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 Mr. W. A. Griffith that a street light be installed at the rear of his jewelry store on Main Street was denied.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, it was ordered that the Town reimburse Mr. J. L. Field \$ 6.00 to cover the cost of two used tires that were picked up from the street in front of his residence.

The Manager was instructed to prepare an estimate of installing storm sewer on the property of James Lanning, Park Avenue, and report to the Board at the next meeting.

Upon motion duly made and seconded and unanimously voted, it was ordered that the following wording be added to Chapter J, Section 7 of the Ordinance Book: "Provided that this Section shall not apply to Churches, Civic, and Charitable Organizations."

The Manager was instructed to prepare estimate of the cost of numbering residences and business buildings in Town.

It was ordered that the Kiwanis Club be permitted to use the equipment shed at the Town Warehouse for a calf show to be held on August 27 th.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that a surplus of \$5,566.42 from the 1956-57 Budget be re-budgeted to the 1957-58 Budget and placed in Capital Outlay in the Sewer Department, thereby making an increase in the total budget of \$5,566.42.

The Manager was instructed to get prices on erecting a section of fence at the Water Filtration Plant.

Bids were opened on the purchase of a police special automobile and inasmuch as only one bid was received, this bid was rejected, and it was ordered that we advertise for bids at a later date.

Mr. Lee Conley came before the Board with reference to gasoline contract for the fiscal year 1957-58. After Mr. Conley discussed his interest in this bid and left the meeting, it was ordered that no change in the original awarding of the gasoline contract which was handled at the last regular meeting be made.

Upon motion of Alderman W. F. Grant, seconded by Alderman F. H. Jump and unanimously voted, the sub-division known as the Franklin property and owned by Mrs. Thurley Steppe was approved as to lay out, this property being located East of Yancey Road outside the city limits.

The Town Attorney and the Manager were instructed to rewrite the Taxi Cab Ordinance permitting an increase in rates, this Ordinance to take effect September 1st, provided it meets with the approval of the Board of Aldermen after a copy of same is presented to each of them.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

J. W. Streetman Jr.
Mayor

September 4, 1957

The Board of Aldermen met in regular meeting Tuesday night, September 3rd, with all members present. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

Upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis, and unanimously voted, it was ordered that an 8" sewer line be installed on a part of Roberts Street and two short streets leading to Dr. George Rowe's house, this work to be done by the Town's crew.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman D. Pat Davis and carried, it was ordered that a street light be installed near Gilbert J. Hollifield's office on Sinclair Avenue.

ORDINANCE REGULATING DRIVERS OF TAXICABS

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, N. C.:

Section 1. Permit Required. No person shall drive any taxicab carrying passengers for hire from place to place within the corporate limits, or within a distance of five (5) miles thereof, unless that person shall have first applied to and secured from the Board of Aldermen a permit to operate a taxicab.

Section 2. Application. The application required of applicants to drive a taxicab, as provided in Section 1 hereof, shall be made upon blanks furnished by the Town for such purposes and shall, among other things, state the name, address, physical condition, physical description, former employers, court record, and State Chauffeur's License number. Such application shall be signed and sworn to by the applicant. The applicant shall further appear at the office of the Police Department for the purpose of having his fingerprints taken and photograph made, both of which shall constitute a part of his application.

Section 3. Duty of Chief of Police. The Chief of Police is hereby charged with the duty of investigating the facts stated in said application, and shall report his findings and recommendations to the Mayor.

Section 4. When Permit Granted. If the Mayor finds that the Applicant has not been convicted of: a felony; a violation of any federal or state statute relating to the use, possession, or sale of intoxicating liquors; any federal or state statute relating to prostitution; any federal or state statute relating to the use, possession or sale of narcotic drugs; and that the applicant is a citizen of the United States and is not a habitual user of intoxicating liquors or narcotic drugs; and has not been a habitual violator of traffic laws, and that he has complied with all the provisions of this ordinance, the Mayor shall issue a permit to the applicant to drive a taxicab.

Section 5. Revocation of Permit. At any time after the issuance of a permit to any person to drive a taxicab, the Mayor may revoke said permit, if the person holding such permit is convicted of a felony, a violation of any federal or statute relating to the use, possession or sale of intoxicating liquors; a violation of any federal or state statute relating to the use, possession or sale of narcotic drugs; repeated violations of traffic laws or ordinances, a violation of any state or federal statute relating to prostitution; or become a habitual user of intoxicating liquors or narcotic drugs, or shall fail to comply with any of the provisions of this ordinance.

Section 6. Permit to be displayed. The driver of every taxicab shall, at all times while operating said taxicab, prominently post and display in such taxicab, so as to be visible to the passengers therein his permit to drive a taxicab.

Section 7. Rates to be displayed. Every taxicab operator within the corporate limits or within a distance of five (5) miles thereof, shall have all times prominently posted and displayed in said taxicab, so as to be visible to the passengers therein, the rates and/or fares for the use of such cab.

Section 8. License Required. Every person, firm or corporation, before operating any taxicab or taxicabs within the corporate limits of the Town of Marion, or within a distance of five (5) miles thereof shall apply to and secure from the Tax Collector an annual license for the privilege of operating each such taxicab, and shall pay for such annual license a tax in the sum of Fifteen (\$15.00) Dollars for each such taxicab operated.

Section 9. Depot or Terminal Required. All taxicabs which are operated within the corporate limits of the Town of Marion, North Carolina, or between said corporate limits to points, not incorporated, within a radius of five miles of said corporate limits, shall have a depot, or terminal, on private property and shall not be permitted to use the public streets except for the purpose of transporting, loading and unloading of passengers and their baggage.

Section 10. That pursuant to authority vested in the Board of Aldermen of the Town of Marion, N. C., by Senated Bill No. 190 of the 1945 General Assembly, all persons,

firms or corporations operating taxicabs in the Town of Marion be required to provide liability insurance or other form of indemnity for injury to persons or damage to property resulting from the operation of such taxicab, in an amount of not less than \$5,000.00 to any one person and not less than \$10,000.00 for any one accident.

Section 11. That no license for the operation of any taxicab within the Town of Marion shall be issued by the Town unless and until such insurance or other form of indemnity shall be filed with and approved by the Mayor of the Town of Marion, N. C.

Section 12. The following schedule of Rates or Fares is hereby approved and any person, firm or corporation who shall charge for taxi services any rate or fare not in accordance with the following schedule shall be guilty of a misdemeanor and shall be punished as provided in this ordinance.

ZONE 1 - - - - 60¢
Intersection Morehead Street and Rutherford Road
Intersection Ann Street and State Street
Intersection Yancey Road and Airport Road
Marion Machine Shop
Perry Novelty Shop
Intersection Pinnacle and Reservoir Road
Intersection Triangle Service Station
Intersection East Court and Baldwin Avenue
Intersection Oak and Gilkey Streets

ZONE 2 - - - - 60¢
Glenwood Avenue
C. C. & O. Depot
Bob Finley House, Yancey Road
Intersection 221 & 70 (West)
Halliburton House on Airport Road
Luther Elliott House on Nix Creek
West Marion School
Britt's House, West Marion
Stokes Proctor House, Ridge Road
Bull Fisher's House Tunnel Road
Vess House in Moody Town
Railroad Crossing on Seagle Street
Forks of Road at Slaughter pen
Underpass on 70 East
Marvin Sartain House

ZONE 3 - - - - 90¢
Three Point Service Station
Overhead Bridge on US 70 East
Upton's Store on No. 10
Yancey Camp
Laughridge House on Airport Road
Catawba Grocery
Catawba River Bridge on 70 West
Maple Hill Dairy
Forks of Road Nix Creek and West Marion
C. C. & O. Tunnell Road
Brooks Cash Store
Westall House West Marion
Railroad Crossing Moody Town

ZONE 4 - - - - \$ 1.20
Morris Laughridge House on U.S. 221 South
Green's House on Prison Camp Road
Sinclair Plant U.S. 70 East
Al's Place
Airport
Fish Hatchery Road
Hight's House on U.S. 221 North
Lake Tahoma Steak House
Old River Bridge
West House on Nix Creek Road
Lee Check House on Glenwood and West Marion Road
Rev. Parker's House Jacktown
Forks of Road Pleasant Hill Church
Brights House West Marion

ZONE 5 - - - - \$ 1.50
Elliott House on Rutherford Road
Hall House on Prison Camp Road
Nebo Road
Jim Gray Old #10 House, Bartlett Store, Hankins
Tom's Creek Road, U.S. 221 North
J.C. Rabb's House
Davis Motor Company
U.S. 70 West
Gill's Dairy no. 10

(continued)

Ballew House Nix Creek Road
Providence Church
Top Stacy Hill
C. C. & O. Trestle

Out of Town Trips:

East: Glen Alpine, Morganton, Hickory

South: Union Mills, Rutherfordton, Spindale, Forest City

North: Spruce Pine, Bakersville, Bamsville, Micaville, Linville Falls, Linville City,
Crossmore, Altapass, Penland

West: Old Fort, Black Mountain, Swannanoa, Asheville

ALL RETURN TRIPS - 25¢ ALL OF OUT OF TOWN TRIPS: 30¢ PER MILE
ALL STOPS - 25¢ WAITING TIME \$ 3.00 PER HOUR All extra pickups - 25¢
AN EXTRA CHARGE OF 25¢ MAY BE MADE FOR TRANSPORTING ICE OR COAL OR CARRYING LUGGAGE TO HOUSE.

Section 13. In transporting any passenger or passengers from Zones 2,3,4, or 5, or any other point outside of Zone 1, if such passenger or passengers shall be discharged within the area included in the limits of Logan Street Extended, Crawford Street Extended, Garden Street and Fort Street, such passenger shall be charged the rate applicable to the zone or place at which he was picked up, but if such passenger shall be transported to a point beyond said area, he shall be charged for an additional zone or zones, depending upon where he is discharged.

Section 14. All ordinances and clauses of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 15. The provisions of his ordinance shall be in full force and effect from and after the first day of September, 1957.

ENACTED AND ADOPTED BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA, IN REGULAR MEETING ASSEMBLED ON THE 6 TH DAY OF AUGUST, 1957.

Rex C. Snyder
TOWN CLERK AND MANAGER

The Manager was authorized to attend a N. C. League of Municipalities Convention in Raleigh September 29 th, 30 th and October 1 st.

Mr. Jack Causby presented a paving petition on Miller Street from Linville to the city limits. After some discussion, the Board advised Mr. Causby that his petition would be considered along with others the next time any paving was authorized.

The Manager stated to the Board that a Mrs. R. W. Davis had reported that on the night of July 25 th she had stepped into a hole in the catch basin and sprained her ankle and had not been able to work but three days since that time and asked that the Town re-emburse her for the loss of time, doctor and medical bills. The Manager was instructed to take this up with the Town Attorney to see whether the Town was liable.

The Manager read a letter to the Board from Mr. J. G. Yancey in which he stated that he was willing to dedicate a piece of property on Henderson Street for Negro Park purposes. The Manager was requested to discuss this proposition with the Town Attorney and report back to the Board at a later date.

A proposed plan for the white recreational park as submitted by the Chas. M. Graves Organization was reviewed and upon motion of Alderman Davis, seconded by Alderman Hawkins and carried, it was ordered that the Manager instruct Mr. Graves to proceed with the final preparation of Plan "C" and that the city forces and equipment commence construction of the first phase of his part in the near future.

There being no further business, the meeting adjourned.

Rex C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

October 9, 1957

The Board of Aldermen met in regular meeting Tuesday, October 8 th, 1957, at 7:00 P. M. Mayor J. W. Streetman presided. The following members were present: Aldermen D. Pat Davis, W. F. Grant, Howard T. Hawkins, and F. H. Jump. Mr. George L. Conley was absent due to illness. The minutes of the previous meeting were read and approved.

Mr. C. J. Henline came before the Board and stated that he had received a tax notice for city taxes and that his home place was outside the city limits. The members of the Board and the City Attorney tried to explain to Mr. Henline that through an act of legislature in 1951 that the city limits were re-established and defined and whether or not he would be in or out prior to this time, this act definitely established him as being inside the city limits.

After considerable discussion Mr. Henline stated that he would employ an attorney to go into this matter. After Mr. Henline left the meeting, the Manager was instructed to bill him for city taxes beginning for the year 1952 to the present time.

It was ordered that two-hour parking be established on the Southeast side of West Henderson Street from the Railroad to Hudgins Street and on each side of Lail Street from West Henderson Street to the driveway of the first residences.

Upon motion duly made and seconded it was ordered that Mrs. R. W. Davis (an employee of Cross Cotton Mill) be re-embursed for loss of time, doctor and drug bills incurred by her falling into a storm sewer drain on the night of July 25 th and that the city attorney prepare the proper agreement relieving the Town from any further claims.

The Manager was authorized to attend the International City Managers' Meeting in Washington, D. C., on October 20 th to October 24 th.

It was ordered that a water bill for the Hattie Finley Hall be adjusted and the proper authority be notified that other adjustments would not be made due to leaks.

There being no further business, the meeting adjourned.

Rex C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

November 6, 1957

The Board of Aldermen met in regular meeting Tuesday, November 5 th, 1957. Mayor J. W. Streetman, Jr. presided, and the following members were present: Aldermen D. Pat Davis, Howard T. Hawkins and George L. Conley. Aldermen W. F. Grant and F. H. Jump were absent. 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 at the intersection of Fern Avenue and Fleming Avenue; also one on Fern Avenue midway between Fleming Avenue and Montevista Avenue.

An increase in salaries and wages for all city employees was discussed and inasmuch as two members of the Board were absent, it was decided to defer action on this matter until such time as all members of the Board were present.

Upon motion duly made and seconded, it was ordered that a six-inch water line be installed on Halltown Road from Airport Road to the city limits.

It was decided that the Draft Board would be permitted to use two offices in the upstairs of the City Hall and that the Town would install florescent lights in each office, paint the two offices provided that the Draft Board agreed to pay \$40.00 per month for the two rooms. The question of providing air conditioning was discussed, and it was the Board's decision that they would not install air conditioning, but if the Draft Board wanted to install same at their expense, running the necessary extra circuit, that this would be permitted at a cost of \$5.00 per month extra.

It was agreed to permit the Chamber of Commerce to use one room on the second floor of the City Hall rent free, and in the event that they desired air conditioning that they would have to install same at their own expense and pay a five-dollar per month charge for the cost of electricity.

It was agreed that the Town would permit the McDowell County Library to use a piece of the Community Building grounds on North Logan Street on which to erect a library building. The title for the land to remain in the Town of Marion's name

and that Mrs. R. W. Twitty, Chairman of the McDowell County Library Board, be notified of the decision of the Board of Aldermen.

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

December 4, 1957

The Board of Aldermen met in regular meeting Tuesday night, December 3 rd, 1957. The following members were present: Aldermen D. Pat Davis, George L. Conley, Howard T. Hawkins, and F. H. Jump. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor J. W. Streetman, Jr. The Minutes of the previous meeting were read and approved.

CLYDE HENLINE: Upon motion duly made and seconded and unanimously voted, it was agreed that Clyde Henline would be permitted to pay city taxes on his home place property and adjoining lands for the year 1957 only provided that he sign a street right-of-way deed or easement for Pinnacle Street for the entire length of his property and further provided that all of this shall be done within the next sixty days from December 3 rd, 1957, and Alderman D. Pat Davis agreed that he would talk with Mr. Henline about this.

DREXEL FURNITURE COMPANY: Upon motion duly made and seconded and unanimously voted, it was agreed that the Town furnish approximately 110 feet of 24 inch storm sewer pipe to Drexel Furniture Company and that they would install the same in a ditch which runs through their property.

STATE STREET PARKING: Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that no parking at any time be enforced on the South side of State Street from Garden Street to Madison Street and that the proper signs to this effect be installed on December 4 th, 1957.

CHRISTMAS HOLIDAYS: Upon motion duly made and seconded, it was ordered that the coming Christmas Holidays for all city employees with the exception of Police, Firemen and other emergency workers begin at Tuesday noon, December 24 th and run to Friday morning, December 27 th, and that a Christmas Bonus of \$10.00 be given to each city employee.

SALARY INCREASE: Upon motion duly made and seconded, it was ordered that an increase of salaries and wages be granted as follows: for all monthly-paid employees a \$15.00 per month increase retroactive to July 1 st provided that the individual employee was working as of July 1 st, and in the event an employee should have started work after July 1 st that a \$15.00 per month increase go into effect as of December 1 st, and it was also ordered that a 5¢ per hour be granted to hourly employees retroactive to July 1 st, 1957, and in case an employee had come to work after July 1 st, 1957, that his 5¢ increase per hour should take effect on December 1 st.

ALBERT B. CARPENTER PROPERTY: Upon motion duly made and seconded, it was ordered that Mr. Albert B. Carpenter, Wytheville, Virginia, be reimbursed for 39 feet of paving assessment on Lail Street, this portion of his property being outside the city limits and no paving in front of same and that after having made a survey of his property with regard to the city limits line running through it that Mr. Carpenter be charged one-fourth of the assessed amount of this lot for city taxes.

STREET LIGHT: It was ordered that a street light in the back lot near the stores of Stelen's and Rose's 5¢, 10¢ and 25¢ Store be relocated in order to give a light over a greater area.

EXTRA TIME FOR POLICE OFFICERS DURING CHRISTMAS: It was ordered that in the event that the Mayor saw fit to put on police for extra duty during the Christmas Holidays he was authorized to do so and the Town pay them for their extra time.

HOSPITAL: It was agreed by the Board that the Town crew patch holes in the driveway at the Marion General Hospital.

NIGHT DEPOSIT: It was agreed that the Town rent a night deposit in order to make deposits each afternoon and thereby not having a large amount of cash in the city hall overnight.

CEMETERY: It was agreed that Eugene Seagle, a regular city employee on the Fire Department, be permitted to purchase a four-grave cemetery lot at the inside rate of \$80.00.

STREET IMPROVEMENT, WATER AND SEWER: It was ordered that a sewer line be extended

to serve a lot recently purchased by Von Harold Davis on Hillcrest Drive Extension and that the necessary curb be installed either by the State Highway or the City to keep water from running across his property.

POLICE CAR: Bids were received and opened on furnishing one 1958 Model 4-Door Police Special Automobile, the successful bidder to take in a 1955 Model 4-Door Chevrolet as a trade in. The bids were as follows:

Snipes Motor Company--Savoy	Net Delivery price with automatic transmission	\$ 1950.00
	Net Delivery price with manual transmission	\$ 1800.00

Ballew Motor Company--Chevrolet Biscayne --		
	Net Delivery price with automatic transmission	\$ 1385.00
	Net Delivery price with manual transmission	\$ 1240.00

Marion Motors, Inc.-----Custom 300 Ford--		
	Net Delivery price with automatic transmission	\$ 1667.00
	Net Delivery price with manual transmission	\$ 1546.00

Upon motion of Alderman W. F. Grant and seconded by Alderman F. H. Jump and unanimously voted, it was ordered that the Chief of Police and the Manager ask some of the automobile dealers or mechanics for his advice as to their preference between an automatic transmission and a manual transmission for police work in view of the high powered motor installed in police cars and that they be authorized to purchase either the manual transmission equipped car from the Ballew Motor Company for \$1240.00 or the automatic transmission equipped car from the Ballew Motor Company for \$1385.00.

There being no further business the meeting adjourned.

Rene C. Snyder
Clerk

D. Pat Davis
Mayor

STATE OF NORTH CAROLINA
McDOWELL COUNTY
TOWN OF MARION

January 8, 1958

The Board of Aldermen met in regular meeting Tuesday, January 7 th, 1958, with all members present. 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.

JUDGE J. W. WINBORNE: The Manager was requested to look into the possibility of purchasing a piece of property from Judge J. W. Winborne on East Court Street for the purpose of extending South McDowell Avenue from its present end across the Southern Railroad tracks and into Court Street and report back to the Board of Aldermen at a later date.

JOHN YANCEY: The question of Mr. John Yancey's deeding a piece of property for Negro Park purposes was discussed and Mr. Proctor was asked to go into this matter with Mr. Yancey.

C. C. COPELAND: The Manager was instructed to contact Mr. J. L. Copeland, brother to Mr. C. C. Copeland, with reference to the Town's obtaining sewer line right-of-way across Mr. C. C. Copeland's property.

STATE STREET PARKING: A petition addressed to the Board of Aldermen and to the attention of Mayor J. W. Streetman, Jr. and signed by some sixty six people requesting that the parking regulations on State Street between Garden and Madison Streets be changed from the South side to the North side of the street was read and discussed, and the Manager was instructed to write Mrs. Sarah Margaret Frisby, owner of Sarah's Beauty Nook, and explain to her that the Town was doing all it could to correct the traffic problem and that inasmuch as "no parking" was on the South side of the first block of State Street it felt that it should be continued through the second block.

There being no further business, the meeting adjourned.

Rene C. Snyder
Clerk

J. W. Streetman, Jr.
J. W. Streetman, Jr. Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

February 5, 1958

The Board of Aldermen met in regular meeting Tuesday, February 4 th, 1958. All members were present. Mayor J. W. Streetman presided. The minutes of the previous meeting were read and approved.

The Manager informed the Board that the City School Board had granted the Town permission to use a part of the school ground where the Elementary School burned on Academy Street for a parking lot, and it was decided that the Street Committee would investigate this with the idea of developing this parking lot in the spring.

It was ordered that the Town forces install a four-inch cast iron sewer line between the main sewer line and the residence of W. W. Wyke on Vale Street.

Upon motion of Alderman W. F. Grant and seconded by Alderman George L. Conley and unanimously voted, Mr. S. R. Perkins was appointed to the City School Board for a term of four years.

It was agreed that the Town take over Columbia Avenue for one block East of Virginia Avenue for maintenance provided there was at least a forty-foot right-of-way left for street purposes.

A group of taxicab operators appeared before the Board with reference to certain individuals who were not licensed for taxicab operations were hauling passengers, and it was decided that the Mayor, Chief of Police and City Attorney would investigate this.

Mr. Clyde Henline came before the Board with reference to sewer line easement, Summit Easement and back city taxes. This matter was referred to the City Attorney R. W. Proctor to work out with Mr. Henline's attorney.

The Manager was instructed to have the crosswalk on Main Street painted solid yellow the entire width.

There being no further business, the meeting adjourned.

Race C. Snyder
Clerk

J. W. Streetman Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

March 5, 1958

The Board of Aldermen met in regular meeting Tuesday, March 4 th, 1958. All members were present. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

Upon motion duly made and seconded and unanimously voted, an account against C. H. Kirkman, Jr. as the result of an automobile accident involving city police car was charged off.

Damage to streets as a result of severe weather was discussed and it was agreed that the streets that were damaged the worst and other streets that were in bad condition would be re-surfaced this year and the Manager was instructed to check with property owners that desired to have their streets paved and have them present properly signed paving petitions.

It was agreed to have the city attorney prepare a proper ordinance requiring business firms to remove the snow from sidewalks in front of their places of business.

The Manager was instructed to advertise for bids for a one and one-half ton truck.

It was agreed to let the Civil Air Patrol use an office in the City Hall rent free.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, and unanimously voted, the Manager was authorized to have a survey made of sewer line to serve the portion of Miller Street that is not now served by sewer.

There being no further business, the meeting adjourned.

Race C. Snyder
Clerk

J. W. Streetman Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

April 9, 1958

The Board of Aldermen met in regular meeting Tuesday, April 8 th, 1958. Mayor J.W. Streetman, Jr. presided. The following members were present: Aldermen D. Pat Davis, W. F. Grant, Howard T. Hawkins, and Frank Jump. Alderman George L. Conley was absent. The Minutes of the previous meeting were read and approved.

The Manager reported to the Board that Mr. Hubert Hensley had questioned whether he should be required to pay street paving assessment at his home on Spring Street, it being his contention that his property extended to the Railroad right-of-way but it was brought out that Mr. Hensley wanted to do whatever was right and fair about the matter, and it was decided that inasmuch as the street was paved in front of his house, giving him a street frontage and increasing the value of his property that he should pay the assessment.

The question of smoke from certain industrial plants was discussed but no action was taken.

The Manager stated to the Board that he had received a price of \$100.00 per front foot for property facing on East Court Street that had been under consideration for the purpose of the future extension of McDowell Avenue from State Street to Court Street. No action was taken on this matter.

It was decided that the city crew start work on the driveway and park area at the proposed park as early as practical to do so.

The Manager stated that the paving petition on Miller Street had been turned in and that there were not sufficient signers to meet the requirements and that the petition out on Azalea Street had not been completed, as the majority of the property owners had expressed their unwillingness to sign the petition and that the one on Sinclair Avenue had not been heard from. The Manager was asked to send a petition to Mr. John Martin, as he had expressed a desire to try to get sufficient signers to pave Morris and Snipes Streets.

The Manager was instructed to get the best price possible for the construction of the partition wall in order to make a private office for the Chief of Police and to proceed with the work.

It was agreed to rent the Draft Board two offices in the City Hall for a rental fee of \$10.00 per month.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman W. F. Grant, and unanimously voted, John L. Sullivan was appointed joint City-County Director of Civil Defense, the Board of County Commissioners having appointed him on April 7 th.

Upon motion of Alderman W. F. Grant, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that a check in the amount of \$947.69 representing 27.4% of the outstanding taxes against the bankrupt Hewitt Hosier Mill be accepted and applied against their taxes and that the remaining amount of taxes be charged off.

The Manager was instructed to write Mr. John W. Setzer a letter explaining to him that the Board of Aldermen had not given him permission to park free of charge at parking meters.

Bids were opened for the furnishing of a truck cab and chassis as advertised in the March 10 th issue of the McDowell News and bids were received as follows:

	TOTAL	Less Trade-in	Net
Ballew Motor Company, Chev.,	\$ 3604.60	\$ 1179.60	\$ 2425.00
East Court Motor Co., GMC	\$ 3450.57	820.00	2630.57
Snipes Motor Co., Dodge	\$ 3699.00	1350.00	2349.00
Marion Buick Co., Int.	\$ 3543.40	793.40	2750.00
Marion Motors, Ford	-----	-----	-----

and upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that a Dodge Truck be purchased from Snipes Motors in the net amount of \$2349.00.

There being no further business, the meeting adjourned.

Race C. Snyder
Clerk

J. W. Streetman Jr.
Mayor

Civil Defense Director Resolution adopted April 8, 1958.

RESOLUTION OF THE BOARD OF ALDERMEN OF THE TOWN OF MARION

Be it hereby resolved that John L. Sullivan of Marion, North Carolina, is hereby appointed Town Director of Civil Defense, and that he or his successor in office, is hereby empowered, in case of a natural disaster, subversive action, or enemy action, to use any of the town's equipment of any kind or description, and that he may call upon any or all employees of the Town of Marion to assist him, particularly those in charge of the maintenance and operation of said equipment, and that no further authority is hereby required for said Director of Civil Defense to act.

Moved by Alderman Howard T. Hawkins, seconded by Alderman W. F. Grant, that this resolution be approved as read. Carried.

STATE OF NORTH CAROLINA
TOWN OF MARION

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

May 7, 1958

The Board of Aldermen met in regular meeting Tuesday, May 6 th, 1958, with all members present. Mayor J. W. Streetman, Jr. presided. The minutes of the previous meeting were read and approved.

The question of the Town's paving a small driveway to the Marion Elementary School was discussed. No action was taken.

It was ordered that a street light be installed on the corner of Teal Street near the rear of Mrs. G. B. Justice's home.

The question of improving street lighting was discussed, and it was agreed that the Street Committee, the Manager and Mr. Keith Arledge of Duke Power Company would make a survey of lighting conditions before any definite decision was arrived at. It was also agreed that Duke Power Company be asked to increase the size of bulbs in a section of Main Street on experimental basis.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was ordered that 1957 Tax Sales be advertised beginning May 12 th for four weeks and the sale be held Monday, June 9 th.

It was agreed that the Town would maintain the street on which Neal Morris and W. B. Noyes live.

It was agreed to grant the Rotary Club permission for building and using additional baseball diamond on the grounds of the water filtration plant.

It was agreed that the same type and scope of recreational programs be carried on this summer as had been in operation for the past several years.

Upon motion of Alderman Davis and seconded by Alderman W. F. Grant, it was ordered that a survey be made on Azalea Street and it be opened up to its dedicated width from Park Avenue to Maplewood Avenue.

Upon motion of Alderman Davis and seconded by Alderman Jump and unanimously voted, it was ordered that we advertise for bids on a back hoe and front end loader comparable to Sherman equipment mounted on Ford diesel tractor.

It was agreed that a proper resolution be prepared and sent to the City of Charlotte joining them in a request for helicopter service in this area.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

June 4, 1958

The Board of Aldermen met in regular meeting Tuesday, June 3 rd, 1958, with the following members present: Aldermen D. Pat Davis, W. F. Grant, George L. Conley, and H. F. Jump. Alderman Howard T. Hawkins was absent. The Minutes of the previous meeting were read and approved. Mayor J. W. Streetman, Jr. presided.

The Manager stated to the Board that Cross Cotton Mill desired to have a street which runs off of Carson Street to be paved and would be willing to sign a petition for their footage. No action was taken on this matter.

The question of widening a portion of State Street at the Duke Power Company was discussed, but no action was taken on this matter.

The possibility of purchasing the old city bus garage property for parking lot was discussed but the Board felt that the price of this property was too high and action was deferred.

The Manager was requested to prepare a modern garbage ordinance and present it to the Board at the next meeting and he was also requested to have an ad published in the newspaper to ask the citizens to obtain proper garbage cans voluntarily without having to be forced to do so by ordinance.

It was agreed that the street committee meet at 4:00 P.M. Thursday to look over the possibility of widening Azalea Street.

Upon motion of Alderman Conley, seconded by Davis and unanimously voted, Mr. Oliver R. Cross was appointed to the McDowell Public Library Board for a term of six years.

The Manager was instructed to advertise for bids on street paving and resurfacing.

Bids were opened for furnishing of a back hoe and front end loader mounted on rubber tired tractor. Bids were as follows:

Marion Equipment Company, Diesel Tractor with Sherman Back hoe and Ford front end loader\$ 5,278.75.
Marion Buick Company, International Tractor and Wagoner back hoe and front end loader..\$ 4,250.00.

Marion Buick Company submitted an alternate bid on a gasoline-powered tractor with Wagoner back hoe and front end loader for a sum of\$ 3,450.00.

Upon motion of Alderman Davis, seconded by Alderman Grant and unanimously voted, it was ordered that the International Tractor gasoline powered with Wagner back hoe and front end loader be purchased from Marion Buick Company for the sum of \$ 3,450.00.

The Manager presented the 1958-59 Budget to the Board. The Budget was examined and discussed at length and upon motion of Alderman Grant, seconded by Alderman Davis and voting yes: Grant, Davis, Jump and Conley. Voting no: None. Alderman Hawkins being absent, the 1958-59 Budget was adopted on first reading.

Upon motion duly made and seconded and carried, a bill from Burgin Plumbing & Heating Company in the amount of \$ 11.38 for work done on J. H. Tate's property was approved for payment.

The Manager was instructed to advertise for bids to be received at the July meeting for a heavy duty truck.

The Manager was instructed to advertise for bids to be received at the July meeting for requirements of petroleum products for the fiscal year 1958-59 with the exception that the bids would not be in effect until after the July 8 th meeting and awarding.

There being no further business, the meeting adjourned.

Reece C. Snyder
CLERK

J. W. Streetman, Jr.
J. W. Streetman, Jr., MAYOR

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 24, 1958

The Board of Aldermen met in a call meeting Tuesday, June 24 th, 1958, with the following members present: Aldermen W. F. Grant, D. Pat Davis, F. H. Jump, Geo. L. Conley. Mayor J. W. Streetman, Jr. presided.

This meeting was called for the purpose of considering the 1958-59 Budget, for appointing a Tax Collector, and considering the Privilege License Tax for the fiscal year 1958-59.

Mayor Streetman called the meeting to order. Upon motion of Alderman Grant, seconded by Alderman Jump and voting YES as follows: Aldermen W. F. Grant, D. Pat Davis, F. H. Jump, and George L. Conley. Voting NO: None. Alderman Howard T. Hawkins being absent, The Budget for the fiscal year 1958-59 was adopted as the attached schedule.

ORDINANCE

AN ORDINANCE TO SET UP AND REGULATE A SCHEDULE B LICENSE TAX IN THE TOWN OF MARION, N. C., FOR THE FISCAL YEAR 1958-59.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant 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 1958-59."

Upon motion of Alderman W. F. Grant, seconded by Alderman F. H. Jump, and voting Yes as follows: Aldermen W. F. Grant, D. Pat Davis, F. H. Jump, and George L. Conley. No: None. Alderman Howard T. Hawkins being absent.

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, 1958, and ending on June 30, 1959, 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, 1958, and ending June 30, 1959, 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, 1958, 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)...\$.91
DEBT SERVICE FUND (for the payment of interest and principal on outstanding debt).....\$.54

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 \$ 8,014,254.00, and an estimated rate of collections of 95%.

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 for their direction in the disbursement of funds.

Adopted this 3 rd day of June, 1958.

ATTEST: Reece C. Snyder
CLERK, TOWN OF MARION

J. W. Streetman Jr
MAYOR, TOWN OF MARION

Upon motion of Alderman W.F. Grant, seconded by Alderman F. H. Jump, and unanimously voted, Reece C. Snyder was appointed Tax Collector.

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

July 9, 1958

The Board of Aldermen met in regular meeting July 8 th, 1958, with the following members present: Mayor J. W. Streetman, Jr., Aldermen Howard T. Hawkins, W. F. Grant, and F. H. Jump. Absent: Aldermen D. Pat Davis and George L. Conley.

It was agreed to adjust J. D. Blanton's business privilege license as of the date of the closing of the store.

Upon motion duly made and seconded, it was agreed that no sewer taps outside city limits be permitted on the sewer lines served by the Baldwin Avenue pumping station.

It was decided that no Cemetery Lots would be sold to city employees who live outside the city limits at a reduced or inside price, and that all such lot sales would be at the regular price.

The Manager was instructed to write proper officials of the Southern Railway Company to ask them to correct certain conditions that now exist, such as excessive horn blowing of trains, excessive speed and parking of cars too close to intersections.

A committee from the Chamber of Commerce met with the Board and discussed the possibility of their conducting a fund-raising campaign for the development of the city park.

The Manager was instructed to contact the State Board of Health to get their advice and recommendation as to the use of DDT for insect control.

A paving contract in an estimated amount of \$13,700.90 was awarded to the Asheville Paving Company, this work to include paving of Robert, Miller, and Oak Streets; and the resurfacing of North Madison Avenue, Logan Street from Hillcrest Drive to Highway 70 and Spring Street from Garden Street to Lincoln Avenue. It was also decided to pave Azalea Street while the contractor was working in town provided the necessary right-of-way could be obtained.

Bids were opened on furnishing petroleum products for the year 1958-59. The contract was awarded to Gulf Oil Company, they being the low bidder.

Bids were opened on furnishing of a truck cab and chassis for the Street Department. This contract was awarded to Snipes Motors, Inc. for a Dodge Series D 500, the net cost including the trade-in of a 1950 Model GMC Truck being \$ 2424.00. Other bids were as follows:

Ballew Motor Company, Chevrolet Truck	\$ 2550.00
East Court Motor Company, GMC Truck	2512.58
Marion Buick Company, International Truck	2695.00

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

August 6, 1958

The Board of Aldermen met in regular meeting Tuesday, August 5 th, 1958. The following members were present: Aldermen W. F. Grant, D. Pat Davis, Howard T. Hawkins, George L. Conley and F. H. Jump. Mayor J. W. Streetman, Jr. was absent. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor Streetman. The Minutes of the previous meeting were read and approved.

The Manager stated to the Board of Aldermen that he had notice from the Federal Communications Commission that the two-way radio system would have to be converted within two years to meet a new FCC regulation, and it was agreed that this would be included in the 1959-60 Budget.

It was brought to the Board's attention that the Marion Finance Company had paid their business privilege license under protest. It being their contention that they were an installment plan system and not a loan agency. It was decided that Mr. McKinney should take up this matter with his attorney if he desires to go further into it and have his attorney contact us.

A request for street light on Fort Street between the Baptist and the Methodist Churches was denied.

Upon motion duly made and seconded and carried, it was ordered that a loading zone

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 24, 1958

The Board of Aldermen met in a call meeting Tuesday, June 24 th, 1958, with the following members present: Aldermen W. F. Grant, D. Pat Davis, F. H. Jump, Geo. L. Conley. Mayor J. W. Streetman, Jr. presided.

This meeting was called for the purpose of considering the 1958-59 Budget, for appointing a Tax Collector, and considering the Privilege License Tax for the fiscal year 1958-59.

Mayor Streetman called the meeting to order. Upon motion of Alderman Grant, seconded by Alderman Jump and voting YES as follows: Aldermen W. F. Grant, D. Pat Davis, F. H. Jump, and George L. Conley. Voting NO: None. Alderman Howard T. Hawkins being absent, The Budget for the fiscal year 1958-59 was adopted as the attached schedule.

ORDINANCE

AN ORDINANCE TO SET UP AND REGULATE A SCHEDULE B LICENSE TAX IN THE TOWN OF MARION, N. C., FOR THE FISCAL YEAR 1958-59.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant 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 1958-59."

Upon motion of Alderman W. F. Grant, seconded by Alderman F. H. Jump, and voting Yes as follows: Aldermen W. F. Grant, D. Pat Davis, F. H. Jump, and George L. Conley. No: None. Alderman Howard T. Hawkins being absent.

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, 1958, and ending on June 30, 1959, 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, 1958, and ending June 30, 1959, 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, 1958, 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)...\$.91
DEBT SERVICE FUND (for the payment of interest and principal on outstanding debt).....\$.54

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 \$ 8,014,254.00, and an estimated rate of collections of 95%.

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 for their direction in the disbursement of funds.

Adopted this 3 rd day of June, 1958.

ATTEST:

CLERK, TOWN OF MARION

Upon motion of Alderman W.F. Grant, seconded by Alderman F. H. Jump, and unanimously voted, Reece C. Snyder was appointed Tax Collector.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

J. W. Streetman Jr.
MAYOR, TOWN OF MARION

J. W. Streetman Jr.
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

July 9, 1958

The Board of Aldermen met in regular meeting July 8 th, 1958, with the following members present: Mayor J. W. Streetman, Jr., Aldermen Howard T. Hawkins, W. F. Grant, and F. H. Jump. Absent: Aldermen D. Pat Davis and George L. Conley.

It was agreed to adjust J. D. Blanton's business privilege license as of the date of the closing of the store.

Upon motion duly made and seconded, it was agreed that no sewer taps outside city limits be permitted on the sewer lines served by the Baldwin Avenue pumping station.

It was decided that no Cemetery Lots would be sold to city employees who live outside the city limits at a reduced or inside price, and that all such lot sales would be at the regular price.

The Manager was instructed to write proper officials of the Southern Railway Company to ask them to correct certain conditions that now exist, such as excessive horn blowing of trains, excessive speed and parking of cars too close to intersections.

A committee from the Chamber of Commerce met with the Board and discussed the possibility of their conducting a fund-raising campaign for the development of the city park.

The Manager was instructed to contact the State Board of Health to get their advice and recommendation as to the use of DDT for insect control.

A paving contract in an estimated amount of \$13,700.90 was awarded to the Asheville Paving Company, this work to include paving of Robert, Miller, and Oak Streets; and the resurfacing of North Madison Avenue, Logan Street from Hillcrest Drive to Highway 70 and Spring Street from Garden Street to Lincoln Avenue. It was also decided to pave Azalea Street while the contractor was working in town provided the necessary right-of-way could be obtained.

Bids were opened on furnishing petroleum products for the year 1958-59. The contract was awarded to Gulf Oil Company, they being the low bidder.

Bids were opened on furnishing of a truck cab and chassis for the Street Department. This contract was awarded to Snipes Motors, Inc. for a Dodge Series D 500, the net cost including the trade-in of a 1950 Model GMC Truck being \$ 2424.00. Other bids were as follows:

Ballew Motor Company, Chevrolet Truck\$ 2550.00
East Court Motor Company, GMC Truck 2512.58
Marion Buick Company, International Truck 2695.00

There being no further business, the meeting adjourned.

J. W. Streetman Jr.
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

August 6, 1958

The Board of Aldermen met in regular meeting Tuesday, August 5 th, 1958. The following members were present: Aldermen W. F. Grant, D. Pat Davis, Howard T. Hawkins, George L. Conley and F. H. Jump. Mayor J. W. Streetman, Jr. was absent. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor Streetman. The Minutes of the previous meeting were read and approved.

The Manager stated to the Board of Aldermen that he had notice from the Federal Communications Commission that the two-way radio system would have to be converted within two years to meet a new FCC regulation, and it was agreed that this would be included in the 1959-60 Budget.

It was brought to the Board's attention that the Marion Finance Company had paid their business privilege license under protest. It being their contention that they were an installment plan system and not a loan agency. It was decided that Mr. McKinney should take up this matter with his attorney if he desires to go further into it and have his attorney contact us.

A request for street light on Fort Street between the Baptist and the Methodist Churches was denied.

Upon motion duly made and seconded and carried, it was ordered that a loading zone

sign on East Court Street near Roy Grigg's office be removed and a parking meter be installed in this space.

Upon motion duly made and seconded, it was ordered that a six-inch water line be installed on Linville Street from Miller Street to Oak Street and a fire hydrant be set at Oak Street.

Upon motion of Alderman W. F. Grant, seconded by Alderman Howard T. Hawkins and carried, it was ordered that the street running from Robert Street to Dr. George Rowe's home be paved twenty feet wide and that one block of New Street between Madison Street and Garden Street be resurfaced.

It was brought to the Board's attention that the Lions' Club had asked permission for a blind person to operate a concession stand at the City Park. It was the feeling of the Board that there was not enough people making use of this park to warrant this undertaking.

Two members of the Rescue Squad came before the Board and asked permission to use the garage at the back of the City Hall to house their equipment. It was brought out that this building was needed for city equipment and it was tentatively agreed that they be allowed to use the city owned lot on State Street and the Board indicated that they might be willing to help in a small financial way the erection of a building on this lot.

The question of the city carrying group insurance on the Mayor and the Board Members and the city employees was discussed but no definite action was taken.

There being no further business, the meeting adjourned.

D. Pat Davis
Mayor

Reece C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

September 3, 1958

The Board of Aldermen met in regular meeting Tuesday, September 2nd, with all members present with the exception of Alderman Howard T. Hawkins. 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.

Upon motion of Alderman W. F. Grant, seconded by Alderman George L. Conley, and unanimously voted, it was agreed that two parking spaces on West Court Street near the West Court Street Barber Shop be marked off and designated as one-hour parking.

After a general discussion relative to a proposed parking lot on Junior High School grounds and traffic violations, the meeting adjourned.

Reece C. Snyder
CLERK

J. W. Streetman, Jr.
MAYOR

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

October 8, 1958

The Board of Aldermen met in regular meeting Tuesday night, October 7th, with all members present with the exception of Alderman F. H. Jump. 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.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, the Mayor was instructed to have the city forces install a six-inch water line along McDowell Avenue from Maple Avenue to Oak Street and along Oak Street from McDowell Avenue to High Street, this work being done to connect three dead ends.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, the Mayor was authorized to sign and enter into a contract with the Southern Railway relative to an eight-inch sewer line crossing 467 feet Southeast of Mile Post SB-208.

The Manager was given permission to attend the International City Manager's Association

Annual Conference in Dallas, Texas, October 19th through 23rd and was granted a one-week vacation prior to the conference date.

The Manager advised the Board as to the status of the back hoe and front end loader mounted on an international tractor which was purchased from the Marion Buick Company June 4th. It was brought out by the Manager that this piece of equipment had never operated satisfactorily but that the Marion Buick Company was attempting to have it put in proper operating condition.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, one thousand dollars (\$1,000.00) was transferred from a capital outlay appropriation in the water department which is water revenue funds to the civil defense organization for purchase of surplus property.

Mr. Melvin H. Taylor, Superintendent of County Schools, came before the Board and requested that the Pleasant Garden School Cafeteria water account be reduced from the regular outside rate to the commercial rate which is now given to all schools. After a lengthy discussion and upon motion duly made and seconded and carried, it was agreed that no change be made in the present billing of these two accounts and that the Manager so notify Mr. Taylor.

There being no further business, the meeting adjourned.

Reece C. Snyder
CLERK

J. W. Streetman, Jr.
Mayor

October 7, 1958

STATE OF NORTH CAROLINA
TOWN OF MARION

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF MARION TO ENTER INTO AND SIGN A CONTRACT WITH THE SOUTHERN RAILWAY RELATIVE TO THE INSTALLATION OF AN 8-INCH CAST IRON SANITARY SEWER PIPE LINE CROSSING AT A POINT 467 FEET SOUTHEAST OF MILE POST SB-208, MARION, NORTH CAROLINA.

BE IT RESOLVED, BY THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA, IN SESSION ASSEMBLED.

That the Mayor of the Town of Marion is hereby authorized to enter into and execute a contract with the Southern Railway relative to the installation of an eight-inch cast iron sanitary sewer pipe line crossing at a point 467 feet southeast of mile post SB-208.

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant, the foregoing Resolution was unanimously adopted.

STATE OF NORTH CAROLINA
TOWN OF MARION
MCDOWELL COUNTY

I, Reece C. Snyder, Clerk of the Board of Aldermen of the Town of Marion, North Carolina, do hereby certify that the foregoing page contains a full, true and perfect copy of the Resolution authorizing the Mayor of the Town of Marion to enter into and sign a contract with the Southern Railway relative to the installation of an 8-inch cast iron sanitary sewer pipe line crossing at a point 467 feet southeast of mile post SB-208, Marion, North Carolina, under the right-of-way under the Southern Railway as the same appears on file in my office and on the attached plan.

IN TESTIMONY WHEREOF, I have hereto set my hand and seal of the said Town of Marion at the office of the Town of Marion, this the 7th day of October, 1958.

Reece C. Snyder
Reece C. Snyder
Clerk, Town of Marion

(Seal of Town of Marion)
Action taken on the 7th day of October, 1958.

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

November 5, 1958

The Board of Aldermen met in regular meeting Tuesday, November 4th, with all members present. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

It was brought to the attention of the Board that there were two Oak Streets in Town and upon motion of Alderman Grant, seconded by Alderman Howard T. Hawkins and unanimously voted, the Oak Street which runs from Ridgecrest Drive to the Catawba Heights Church was changed to Tremont Street.

The Manager stated to the Board that Mr. M. W. Gordon, Jr. had requested that the McDowell County Health Center property located on State Street be taken into the city limits, one of the Main reasons for this request being that a considerable amount of money could be saved in insurance costs. It seemed to be the consensus of opinion that if this property were taken in that a portion of the High School property should also be taken in too to make the city limits' line more uniform. It was also brought out that a saving could be made by the Town if the city garage and warehouse off Rutherford Road were incorporated. The Manager was instructed to discuss these items with the City Attorney for his recommendation and if he thought it advisable, to have him to proceed with the necessary ordinance and advertisements.

Alderman Davis presented a list containing some twenty-five names of people residing just outside the city limits in the Rena Hill Section and near the old School Bus Garage and stated that a number of these people had asked him that they be brought into the city limits. After some discussion, it was decided that the Manager and the Attorney prepare a petition and circulate it in this section to obtain the signatures on an official petition of the ones wishing to become into the city limits.

Upon motion of Alderman Grant, seconded by Alderman Conley and unanimously voted, it was ordered that a bill in the amount of \$22.00 be paid Mr. R. J. Noyes, Sr. for damage done to his lawn by the city crew.

A request of Mr. Howard Gouge to purchase a cemetery lot at the inside rate was denied, and it was ordered that if the cemetery ordinance needs any clarification that this be done.

It was brought to the attention of the Board that the installation of a six-inch water line along McDowell and Oak Streets that was authorized at the October meeting had not been installed inasmuch as there has been some opposition from Mrs. Theodore Watkins on McDowell Avenue. It was pointed out that McDowell Avenue had a right-of-way of sixty feet and that only twenty feet of this was paved, leaving about nineteen and one-half feet on each side of the pavement of street right-of-way; however Mrs. Watkins has a large evergreen tree in this space and that Mr. Watkins was out of town and she would prefer that he be contacted before work was done; however it was the Board's feeling that there was ample room of street right-of-way that this work should proceed and the Manager was instructed to go ahead.

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 3, 1958

The Board of Aldermen met in regular meeting Tuesday, December 2nd, 1958, with all members present with the exception of Alderman Howard T. Hawkins. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

The Christmas Holidays for the city employees was set for December 25th and 26th, and it was ordered that the presents given last Christmas and the preceeding year be given to the city employees, and that New Year's Day was designated too as a holiday to all city employees.

The question of magazine salesmen making a nuisance of themselves was discussed, and the Manager read a proposed ordinance prohibiting soliciting, but it was pointed out we could not discriminate against any one group and that all solicitations would have to be enforced in the same manner. The Manager was instructed to discuss this with the City Attorney and abide by his ruling.

It was ordered that the necessary street lights be installed on Robert Street and a new street leading to Dr. George Rowe's home.

The Manager was instructed to check into the possibility of diagonal parking on the

west side of South Garden Street from the Railroad to State Street and that if there were sufficient room to permit diagonal parking to mark it off as such.

The Board decided that they would not approve a payroll deduction for insurance policy for employees as approved by the Columbia Life and Accident Insurance Company of Columbia, South Carolina.

It was ordered that the proper advertisements be made and request for the purchase of an automobile to be used in the Police Department and asked that bids be received for the January meeting.

It was brought to the Board's attention that there had been a request that the Board widen and open up a new section of Vine Street. This was referred to the Street Committee for their decision and action.

The salary for the third radio operator was approved by the Board, and it was left to the Chief of Police and the County Sheriff to select the person to fill this position, it being the understanding that the County would pay one-half of the salary, the total salary being \$162.50 per month.

The Board made an adjustment on the November billing of the Marion Theatre from \$15.54 to \$10.00, thereby charging off \$5.54.

Upon motion duly made and seconded, it was ordered that Dan Hitchcock be reimbursed for nine months of business privilege that he was not in business in the tax year 1955. The total tax was \$20.00, refund for nine months amounting to \$14.99.

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

January 6, 1959

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

Bids were opened on the furnishing of an automobile to be used by the Police Department. The bids were as follows:

East Court Motor Company's price	\$ 3,336.32
Less trade-in allowance on 1956 Model Ford	1,686.57
Net trade-in price	\$ 1,649.75

Ballew Motor Company's price	\$ 3,228.20
Less trade-in allowance on 1956 Model Ford	1,479.20
Net trade-in price	\$ 1,749.00

Marion Motors, Inc.'s price	\$ 2,409.65
Less trade-in allowance on 1956 Model Ford	380.65
Net trade-in price	\$ 2,129.00

Upon motion of Alderman D. Pat Davis, seconded by Alderman W. F. Grant and unanimously voted, it was ordered that a Pontiac be purchased from East Court Motor Company, that being the lowest bid.

Mr. Lee Wilson of the N. C. League of Municipalities came before the Board and discussed with them the possibility of city limits extension. It was pointed out in the discussion that the Town should make a study of the advantages and disadvantages of annexing any property with the thought in mind of what facilities can be furnished to the annexed vicinity immediately, what would have to be furnished over a long range period, what the revenue from the area would be and what the cost to the Town would be. It was decided to take this matter under further consideration for a final decision.

The Manager informed the Board that a sewer line on Rutherford Road had overflowed on the night of December 28th and had possibly contaminated a well on the property of Talmage Davis. It was the feeling of the Board that if damage had been caused by this overflow, it would be the Town's responsibility to put the well back in a sanitary condition.

Mayor Streetman presented a request from Mrs. Mack Jay that the proceeds from the parking meters be donated to the N. C. Heart Fund. This request was denied on the grounds that it was illegal inasmuch as state laws pacifically state what parking meter funds shall be used for. The Manager was instructed to write Mrs. Jay to explain this.

A question of adopting an ordinance prohibiting undesirable house to house solicitations

was discussed and Mr. Wilson from the North Carolina League of Municipalities agreed to send a copy of an ordinance that is now in effect in some other towns in North Carolina, this ordinance to be considered at a later date.

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

February 4, 1959

The Board of Aldermen met in regular meeting Tuesday, February 3 rd, with all members present. 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.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that "No Parking" restrictions be placed on the North side of Clay Street from Court Street to State Street.

The Manager stated that Sheriff Frank Glenn had asked him about the possibility of the Town having a light installed over the alley at the Sheriff's entrance to the County Courthouse. After discussing this matter, it was agreed that this was something that should be done by the County.

Upon motion duly made and seconded, it was ordered a street running off of Robert Street back of Mrs. J. Y. Barnes behind her property to the W. W. Wall property and then to the end of the street near Dr. George Rowe be designated Nancy Tolly Street.

The Manager stated that Mr. Gilbert J. Hollifield had asked to be reimbursed for a 4" sewer line and a 3/4" water line that he had installed on Carolina Avenue several years ago when he erected two houses. The Town has recently permitted and collected a sewer and water tap on this line and it was agreed Mr. Hollifield be reimbursed in the amount of \$200.00 and the proper release agreement be prepared and signed by him.

The question of extending the city limits to take in a section on the Southwestern corner of town was discussed at length. Alderman David made a motion that this section be taken into the city limits; this motion not receiving a second, there was no action taken.

It was brought to the Board's attention that there had been some discussion with Mr. David Blanton as to the Town participating in the construction and operation of a parking lot in the rear of the Blanton property bounded on one side by East Henderson Street and the other side by South Garden Street. This matter was discussed for sometime, and it was the feeling of the Board that due to the limited number of parking spaces that would be available in this area that the town did not enter an agreement.

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

March 4, 1959

The Board of Aldermen met in regular meeting Tuesday, March 3 rd. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor J. W. Streetman, Jr. All other members were present. The Minutes of the previous meeting were read and approved.

The question of the Town paving Fern Avenue from Highway 70 to the intersection of Montevista Avenue was discussed. There had been a request that inasmuch as it seemed impossible to obtain a paving petition for paving this street that the Board pave it with Powell Bill Funds; however it was the feeling of the Board that the present paving policy could not be changed.

The Manager was instructed to have the City Attorney to proceed with extending the corporate limits to include the McDowell County Health Center property and the Town's Garage and Warehouse property.

It was ordered that the necessary work be done to correct a storm sewer condition

on Miller Street at Zeb Vance Street.

Upon motion duly made and seconded, it was ordered a "No Parking" restriction be enforced on the South side of West Court Street from the West Court Food Center to Snipes Street and the proper sign be erected.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman W. F. Grant, 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 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 5, 1959, 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 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 years, and until their successors are elected and qualified.

BE IT FURTHER RESOLVED that the polling place shall be 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, West Court Street, Marion, North Carolina, and Mrs. C. R. Craig, Park Avenue, Marion, North Carolina, 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 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 18, 1959, 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 25, 1959 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 4, 1959.

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 25 th, 1959.

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.

D. Pat Davis
MAYOR
Reece C. Snyder
CLERK

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

D. Pat Davis
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

March 23, 1959

met
The Board of Aldermen in a call meeting Monday, March 23, 1959, at 2:30 P. M. with the following members present: Aldermen George L. Conley, W. F. Grant, D. Pat Davis, Howard T. Hawkins, and F. H. Jump. Mr. E. P. Dameron, Town Attorney, was present. Mayor J. W. Streetman, Jr. presided.

The purpose of this meeting was for Mr. Dameron to explain to the Board of Aldermen what part if any they were to have in case the A.B.C. petitions were presented to them. Mr. Dameron referred the Board to the General Statutes of North Carolina Section 18-61 which explains that the Board of Aldermen has no legal duty or authority to call an election for A. B. C. Stores.

J. W. Streetman, Jr.
J. W. Streetman, Jr., Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

April 8, 1959

The Board of Aldermen met in regular meeting Tuesday night, April 7 th, 1959, at 7:00 o'clock with the following members present: Aldermen D. Pat Davis, W. F. Grant, George L. Conley and Frank Jump. Alderman Howard T. Hawkins was absent. Mayor Pro Tem D. Pat Davis presided in the absence of Mayor J. W. Streetman, Jr. The Minutes of the previous meetings were read and approved.

Upon motion of Alderman Jump, seconded by Alderman Conley and unanimously voted, it was ordered that 1958 Tax Sales be advertised beginning May 11 th for four consecutive weeks and sale to be held on June 8 th.

Upon motion of Alderman Grant, seconded by Conley and unanimously voted, it was ordered that Mrs. Julia Stanley be designated as the person who candidates for Mayor or Board of Aldermen might file, this being brought about due to the illness of the Clerk.

Upon motion of Alderman Grant, seconded by Conley and carried, it was agreed that the proposed city limits' extension involving the city warehouse property, the McDowell County Health Center, and a portion of the Senior High School property be taken into the City Limits that this be handled through an act of the General Assembly as suggested in a letter from Mr. R. W. Proctor, Town Attorney, to Mr. J. W. Streetman, Jr. dated April 3 rd, 1959.

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

May 7, 1959

The Board of Aldermen met in regular meeting May 5 th with the following members present: Aldermen D. Pat Davis, George L. Conley, Howard T. Hawkins, W. F. Grant and F. H. Jump. Mayor J. W. Streetman, Jr. was absent. Mayor Pro Tem Davis presided in the absence of Mayor Streetman. The Minutes of the previous meeting were read and approved.

Mr. Joseph L. Noyes came before the Board and requested that the following people be renamed to the Marion City School Board for the following terms:

Eugene Cross, Jr.--- 6 years
Joseph L. Noyes -----6 years
R. W. Twitty-----4 years
Mrs. Alyce Blanton---4 years

Upon motion of Alderman W. F. Grant, seconded by Alderman George L. Conley and unanimously voted, these members were appointed to the City School Board as requested.

Mr. Noyes also asked the Board to consider forgiving the City School Board the water bills at the various schools for the year 1959-60. He pointed out that there were a great number of underprivileged children who were not able to secure proper lunch and if this request were granted this money that had been used for water accounts would be pro rated to the different City School Administrative School Units to pay for lunches for these underprivileged children. After some discussion it was agreed that they would

pay their water bill through June of 1959 and upon motion of Alderman W. F. Grant, seconded by Alderman George L. Conley and unanimously voted, this request was granted.

The Manager stated to the Board that the Lykens Hosiery Mill had requested daily refuse pick-ups, and it was decided that the trash from this plant should be picked up two or three times each week.

It was decided to let the McDowell County Library continue to use the space in the Community Building that they now occupy for storage of books and equipment on a temporary basis.

The Manager stated to the Board that Horace Norton had discussed with him the possibility of trying again to work out something in order that ~~Assala~~ Street could be widened and paved. The Manager was instructed to have Mr. J. L. Field to prepare a sketch and stake out the street taking 4' off of the Mrs. R.L.C. Gibson property at their Southwest corner and 10' off of the Southeast corner, and 4' off of the Southwest corner of the Norton property and running to the street radius point as now constructed or the Norton's Southwest corner whichever provided more right-of-way for the street, and that a release agreement be prepared and presented to Mrs. Gibson and Mr. Horace Norton for their signature and release of their properties, it being agreed that inasmuch as Mrs. Gibson and Norton were giving a portion of land for street purposes that they not be charged any street assessments.

The Manager stated to the Board that on April 9 th at about four thirty o'clock in the afternoon a fire broke out at the City-County Garbage Dump and burned over a considerable amount of wooded land and that Mr. J. J. Harris had entered a claim for \$4,000.00, and he stated that between forty and fifty acres of his property had been burned over and that at the same time Mr. Cecil Bledsoe had entered a claim for \$2,500.00 and he stated that between twenty and thirty acres of his property had been burned over. These gentlemen also informed the Manager that two other pieces of property had been burned over at this same time. One of the pieces belonged to Mr. John Bledsoe and the other to Robert Bailey and that no claim had been filed at this time on these latter two pieces of property.

The Manager also stated to the Board that Mr. F. D. Glenn had stated to him that he was planning to sell his homeplace property on Rutherford Road and that the Town had never reached a settlement with him when they crossed his property with the dual sewer outfalls line leading to the sewage treatment plant. Mr. Glenn stated that he felt like he should have the damage in the amount of \$2,000 and after checking original plans, it was found that these lines ran across Mr. Glenn's property for a distance of 310'. The Manager stated to the Board that he had already informed Mr. Proctor with regard to this matter and asked him to take it up with Mr. Glenn.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

D. Pat Davis
Mayor Pro Tem

STATE OF NORTH CAROLINA
MC DOWELL COUNTY
TOWN OF MARION

May 8, 1959

The Board of Aldermen met in a call meeting Thursday, May 7 th, 1959, the purpose of this meeting being to canvass the returns of the municipal election held Tuesday, May 5 th, 1959. The following members were present: Aldermen Howard T. Hawkins, D. Pat Davis, F. H. Jump and George L. Conley. Alderman W. F. Grant was absent.

The returns of the election held Tuesday, May 5 th, 1959, was certified to the Mayor and Board of Aldermen by the Judges and the Registrar. It was declared that the Mayor and the five members of the Board of Aldermen receiving the highest number of votes were elected for a term of two years, they being for Mayor: J. W. Streetman, Jr.; For Aldermen: George L. Conley, D. Pat Davis, W. F. Grant, Howard T. Hawkins and F. H. Jump.

TABULATION WAS AS FOLLOWS:

FOR MAYOR	
Harry W. Hasskamp	received 410 votes
J. W. Streetman, Jr.	" 655 votes

FOR ALDERMEN	
G.L. Conley	" 677 votes
D. Pat Davis	" 711 "
Arthur M. Evans	" 388 "
W. F. Grant	" 630 "
Curtis D. Hawkins	" 404 "

(over)

Howard T. Hawkins	received	665 votes
A. C. Hewitt, Jr.	"	355 "
F. H. Jump	"	585 "
Philip M. Laughridge	"	440 "
George G. Ross	"	381 "
Raymond Bledsoe	"	1 vote
Robert Teeter	"	1 vote

There being no further business, the meeting adjourned.

Reece C. Snyder
CLERK

D. Pat Davis
MAYOR Pro Tem

STATE OF NORTH CAROLINA
MCDOWELL COUNTY
TOWN OF MARION

May 18, 1959

The Board of Aldermen met in a call meeting Monday, May 18 th, 1959, the purpose of this meeting being to have the oath of office administered.

O. F. Adkins, 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.

J. W. Streetman, Jr.
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 18 day of May, 1959.

O. F. Adkins

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. Pat Davis
Affiant

F. H. Jump
Affiant

George L. Conley
Affiant

Howard T. Hawkins
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, this 15 th day of May, 1959.

O. F. Adkins

I, Albert M. Neal, 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.

Albert M. Neal
Affiant

SWORN TO AND SUBSCRIBED BEFORE ME, THIS 3 rd DAY OF JUNE, 1959.

J. W. Streetman, Jr.

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

June 3, 1959

The Board of Aldermen met in regular meeting Tuesday night, June 2 nd, 1959, with the following members present: Aldermen D. Pat Davis, F. H. Jump, Howard T. Hawkins, George L. Conley, and Albert M. Neal. Mr. R. W. Proctor, Town Attorney, was also present. Mayor J. W. Streetman did not get to the meeting until about 8:00 o'clock. Mayor Pro Tem D. Pat Davis presided until Mayor Streetman arrived. The Minutes of the previous meetings were read and approved.

A Committee of School Board officials composed of S. R. Perkins, Hugh Beam, Charles Elledge and Jim McFadden came before the Board to discuss with them the possibility of using school buildings for recreational program. After a considerable amount of discussion and upon motion of Alderman Geo. L. Conley, seconded by Alderman Howard T. Hawkins and unanimously voted, it was agreed that the city recreational program would be transferred from the Community Building to the Senior High School Building during the summer months and that the program would be enlarged to include young adults as well as teenagers, and that the program would be held during the winter months at the Junior High School.

It was decided to employ Jim McFadden to head the summer recreational program and he to be assisted by Mr. and Mrs. Colin Wright and a recreational committee consisting of Aldermen D. Pat Davis, Howard T. Hawkins and F. H. Jump was appointed to work out the details of the program with the Manager and Mr. McFadden, and it was agreed that the program should start on June 15 th and run at least through August 15 th.

Mr. R. W. Proctor stated to the Board that he had talked with Mr. F. D. Glenn with reference to reaching an agreement for the sewer lines crossing his property at the intersection of Highways 221 and 26, and it was agreed that he try to work out an agreement with Mr. Glenn and report back to the Board at a later time.

Mr. Proctor also discussed with the Board claims for damages that had been filed with reference to a fire breaking out at the city-county garbage dump on April 9 th. Mr. Proctor stated that he was of the opinion that the city as a governmental function was not liable for any damages from this cause, and it was agreed that he would so notify the people who had entered claims.

During this discussion it was brought out that it might be advisable for the Town to enter into a contract with the County Board of Health with reference to the combined operation of the city-county garbage dump.

Mayor J. W. Streetman brought up the question of appointing a successor to the late Mr. W. F. Grant. After a general discussion and upon motion of Alderman George L. Conley seconded by Alderman F. H. Jump and unanimously voted, it was decided that Mr. Albert M. Neal be appointed to fill this vacancy. Mr. Neal was contacted by telephone and asked to come to the meeting and upon arrival he was notified of the Board's decision and he stated that he would be glad to serve. Mayor J. W. Streetman then administered the oath of office to Mr. Neal and Mr. Neal sat in for the remainder of the meeting.

Mayor J. W. Streetman stated to the Board that nominations from the Board were open for the office of Mayor Pro Tem. Upon motion of Alderman George L. Conley and seconded by Alderman D. Pat Davis and unanimously voted, Alderman Howard T. Hawkins was elected as Mayor Pro Tem.

Mayor Streetman then appointed the following committees: STREET COMMITTEE: D. Pat Davis, Howard T. Hawkins & Albert M. Neal; CEMETERY COMMITTEE: George L. Conley, Frank H. Jump; RECREATION COMMITTEE: D. Pat Davis, Howard T. Hawkins, and F. H. Jump; BUILDING COMMITTEE: F. H. Jump, George L. Conley; FIREMEN'S RELIEF FUND COMMITTEE: Howard T. Hawkins and George L. Conley.

Bids were opened on the furnishing of petroleum products to the Town for the fiscal year beginning July 1, 1959, and ending June 30 th, 1960. Only two bids were received, they being from Sinclair Refining Company and Gulf Oil Company. Gulf Oil Co. was low bidder and upon motion of Alderman D. Pat Davis and seconded by Howard T. Hawkins and unanimously voted, the contract was awarded to Gulf Oil Company.

It was decided that the Street Committee look at the drainage problem on Euclid Avenue, and to meet with Mr. Roy Davis with reference to his property on Azalia Avenue.

It was decided to ask for bids on two-way radios and the main station located in the McDowell County Courthouse inasmuch as the Federal Communications Commission had ordered that the frequency ban on which we are now operating would have to be changed.

The question of purchasing some property from Judge J. W. Winborne on East Court Street for the purpose of extending McDowell Street from Court Street to State Street and constructing an overpass over the Southern Railroad was discussed. It was decided to have Mr. Proctor look into the possibility of the railroad and the State Highway Commission participating in the cost of this overpass before the property was purchased from Judge Winborne.

Upon motion of Alderman F. H. Jump and seconded by Alderman George L. Conley and unanimously voted, it was agreed that Julia M. Stanley countersign checks with the

Manager in any amount over \$100.00 and that her bond be raised to \$10,000.00 or whatever the law requires in this particular case.

Upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins and unanimously voted, it was agreed that the firm of Proctor and Dameron be re-appointed as city attorneys.

The Manager presented to the Board the proposed budget for the fiscal year 1959-60. After the Board had considered the budget for some time and upon motion of Alderman George L. Conley and seconded by Alderman F. H. Jump and unanimously voted, the Budget was tentatively adopted and it was agreed that it would be reviewed at a later date and adopted at the July 7 th meeting.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman George L. Conley, and unanimously voted, it was ordered that the following 1957 taxes as appears on the city tax books be charged off, the reason being that the listings were picked up from the county records through error.

Receipt No. 320	Charles R. Estep (Outside of City)	\$ 23.13
351	Bobby G. Fox	15.66
883	Clyde Lee Pearson	2.45
884	Everett Pearson	8.25
1101	W. A. Strickland	28.74
1174	Ira L. Walker	2.35
1282	Henry Jackson	7.25
1305	Rachel W. Young	9.72
1303	Louie A. Melton Duplicate Listing	11.15
1296	Claude J. Fortner	30.45
1297	George Greene	25.36

\$164.51

There being no further business, the meeting adjourned.

R. C. Snyder
Clerk

D. Pat Davis
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

June 16, 1959

The Board of Aldermen met in a call meeting on Monday, June 15 th. The following members were present: Aldermen D. Pat Davis, F. H. Jump, Albert M. Neal, Howard T. Hawkins, and George L. Conley. Mayor Pro Tem Hawkins presided in the absence of Mayor Streetman.

It was brought to the attention of the Board of Aldermen that the Marion City School Board, pursuant to certain legislation recently adopted at the 1959 session of the General Assembly, had dedicated Robert Street as a public thoroughfare, and had caused to be executed by its proper officers a Declaration of Dedication, therein describing Robert Street by metes and bounds, and that said dedication was made upon the express condition that the Town of Marion should accept the same as a public thoroughfare. A copy of the pertinent portion of the minutes of the School Board and copy of the Declaration of Dedication, together with a copy of the map of the proposed street was presented to the Board by Mr. Story, Attorney for the Board of Education.

Upon motion duly made by Albert M. Neal and seconded by George L. Conley, the following resolution was adopted:

BE IT RESOLVED that the Town of Marion accept as a public thoroughfare Robert Street, extending from Fleming Avenue to Park Avenue, and particularly that portion of the same described in the Declaration of Dedication made by the Marion City Board of Education under date of June 6, 1959.

RESOLUTION OF SYMPATHY

WHEREAS, death has removed from membership of the Board of Aldermen, of the Town of Marion, North Carolina, our beloved and esteemed friend and co-worker, William F. Grant, Sr., and

WHEREAS, we realize the great loss of his wise counsel and guidance in the business affairs of the Town of Marion, and

WHEREAS, cognizance is taken of his high principles, motivated by courageous convictions, abundantly endowed with intellectual and spiritual strength, in conclusions expressed in association and in service with this Board, and

WHEREAS, the Mayor and Board of Aldermen, of the Town of Marion, desire to record their

sorrow and recognition of loss in the death of their associate, who diligently served, over and above the official call of duty, the citizens of the Town of Marion, as a member of the Board of Aldermen, striving always in an unassuming manner, for the civic betterment of our community, now

THEREFORE, BE IT RESOLVED, that the Mayor and the Board of Aldermen, hereby give public expression to their great loss in the passing of Alderman William F. Grant, Sr., and

RESOLVED FURTHER, that a copy of this Resolution be spread upon the minutes of the Town of Marion, that a copy be published in the McDowell News, and that a copy be given to the bereaved family.

This the ____ day of June, 1959.

There being no further business, the meeting adjourned.

D. Pat Davis
Mayor Pro Tem

R. C. Snyder
Clerk

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

July 8, 1959

The Board of Aldermen met in regular meeting at 8:00 o'clock p.m., Tuesday night, July 7 th, 1959, with the following members present: Aldermen George L. Conley, Albert M. Neal and F. H. Jump. Absent: Aldermen Howard T. Hawkins and D. Pat Davis. Mr. R. W. Proctor, Town Attorney was present. Mayor Streetman presided. The Minutes of the previous meeting were read and approved.

Upon motion of Alderman Conley, seconded by Alderman Jump and unanimously voted, Reece C. Snyder was appointed tax collector and treasurer.

Upon motion of Alderman Neal, seconded by Alderman Conley and unanimously voted, it was ordered that the Town purchase 60 feet of property on East Court Street extending back to the Southern Railway right-of-way from Judge J. W. Winborne for the extension of South McDowell Avenue, it being agreed that the purchase price be \$6,000.00 and that in the event that this street is paved that there would be no paving charge assessed against the abutting property of Judge J. W. Winborne.

Mr. Proctor was instructed to ask the State Highway Commission to proceed with a street thoroughfare plan in connection with this project in the hopes that the Highway Commission would participate in the cost of a bridge across the Southern Railway tracks.

Mr. Proctor was instructed to try to work out an agreement with Mr. Clyde Henline with reference to right-of-way for Summitt Street.

Mr. Proctor discussed the claims for fire damages at the City-County Dump and suggested that if a reasonable settlement could be reached with the property owners that he recommended that this be done. He was to report back to the Board at a later date.

ORDINANCE

AN ORDINANCE TO SET UP AND REGULATE A SCHEDULE B LICENSE TAX IN THE TOWN OF MARION, N. C., FOR THE FISCAL YEAR 1959-1960.

Upon motion of Alderman Jump, seconded by Alderman Neal 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 1959-1960."

Upon motion of Alderman Jump and seconded by Alderman Neal, and voting Yes: Aldermen Jump, Neal and Conley. No: NONE. Aldermen Howard T. Hawkins and D. Pat Davis being absent.

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, 1959, and ending June 30, 1960, 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, 1959, and ending June 30, 1960, 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, 1959, 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 \$ 8,015,500.00, and an estimated rate of collections of 93%.

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 2nd day of June, 1959.

Attest:

Reece C. Snyder
Clerk, Town of Marion

W. M. Streetman
Mayor, Town of Marion

This budget includes a straight 10% increase for all salaried employees and 5¢ per hour for hourly employees.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

W. M. Streetman
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

August 5th, 1959

The Board of Aldermen met in regular meeting Tuesday night, August 4th, 1959, with all members present. Mr. R. W. Proctor, Town Attorney, was also present. Mayor Streetman presided. The Minutes of the previous meeting were read and approved.

Upon motion duly made and seconded, it was agreed that \$ 300.00 be appropriated to the Director of Civil Defense for travel, telephone, and other necessary expense.

It was decided that we make application to the Federal Government for matching funds for purchasing new radio equipment.

The Manager was instructed to find out the cost of insuring the sewage treatment plant and the water filtration plant against fire and comprehensive and also the possibility of a blanket liability policy.

The question of fire claims at the City-County Dump was discussed and it was agreed these claims be settled as suggested by Mr. R. W. Proctor in the amount of \$2,200.00 provided the County would pay one-half of this cost, and a Committee was appointed composed of Aldermen Howard T. Hawkins, D. Pat Davis and Albert Neal, and the Manager to meet with the Board of County Commissioners at their next regular meeting to find out if the County was interested in continuing the operation of the combination garbage and refuse disposal as now in operation.

Upon motion duly made and seconded and unanimously voted, it was ordered that four parking meters on the North side of West Court Street just West of the Post Office be removed and that these spaces be designated as fifteen-minute parking; also that two-hour parking restrictions be enforced on the West side of Academy Street and that proper signs be erected.

It was agreed that a cemetery lot sold to Mrs. Mae Sue Freeman in 1951 be taken back and her purchase price be refunded to her inasmuch as she had moved out of the State.

Upon motion of Alderman Hawkins, seconded by Alderman Conley and unanimously voted, it was ordered that the retainer fee paid to the firm of Proctor & Dameron be increased from \$50.00 to \$100.00 retroactive to July 1st.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

W. M. Streetman
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

August 19, 1959

The Board of Aldermen met in a call meeting Tuesday, August 18th, 1959, with all members present with the exception of Mayor Streetman. Mayor Pro Tem Howard T. Hawkins presided in his absence. The purpose of this meeting was to discuss with representatives of the North Carolina State Highway Commission a proposed thoroughfare plan.

It was brought out that in order to develop a street plan that would be adequate throughout the years an organized plan should be adopted, looking toward the things that are needed immediately and things that are to be completed in future years.

Upon motion of Alderman D. Pat Davis, seconded by Alderman George L. Conley and unanimously voted, it was ordered that the Mayor and the Manager be authorized to enter and sign a contract with the North Carolina State Highway Department for said thoroughfare plan, the cost to the Town of this plan not to exceed \$1200.00.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

Howard T. Hawkins
Mayor Pro Tem

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

September 9, 1959

The Board of Aldermen met in regular meeting Tuesday night, September 8th, 1959, with all members present. Mr. R. W. Proctor, Town Attorney, was also present. The Mayor presided. The Minutes of the previous meeting were read and approved.

The Manager brought to the Board's attention the annual meeting of the N. C. League of Municipalities to be held in Asheville September 27th, 28th, and 29th, and each member expressed his desire to attend at least a part of this convention.

Mrs. Blanche Wilkerson had made application for a street light at 308 Vale Street. It was brought to the Board's attention that there was a street light installed only two doors from Mrs. Wilkerson's residence and the request was denied.

Mr. Ernest House, Jr., the incoming President of McDowell Chamber of Commerce, came before the Board and asked that the Board consider making an appropriation to the Chamber of Commerce to help defray expenses in search for new industry. Mr. Proctor advised the Board that in his opinion that the Town could appropriate money from non-tax sources for this purpose; and upon motion of Alderman D. Pat Davis, seconded by Alderman Albert M. Neal and unanimously voted, it was agreed that \$1,000.00 be appropriated to the McDowell Chamber of Commerce.

Upon motion of Alderman Albert M. Neal, seconded by Alderman D. Pat Davis and unanimously voted, it was agreed that the Town participate in an extended life insurance coverage for the Mayor, Board of Aldermen, City Employees and City Attorneys with the Minnesota Mutual Life Insurance Company and that the Town pay one-half of the premium.

Upon motion of Alderman Howard T. Hawkins, seconded by Alderman D. Pat Davis and unanimously voted, it was ordered that an eight inch sewer line be installed on a narrow unnamed street from Montevista Avenue to Airport Road and along Airport Road to Charlie Carson's home.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

W. M. Streetman
Mayor

State of North Carolina
County of McDowell
Town of Marion

October 7, 1959

The Board of Aldermen met in regular meeting Tuesday, October 6 th, with all members present with the exception of Mayor Streetman.

Rev. Joseph P. DuBose, Jr., Pastor of First Baptist Church, came before the Board and discussed the teenage problem and stated that he felt that a committee should be appointed to study this problem and that necessary action should be taken to curb or prevent any teenage violence.

After a lengthy discussion and after Rev. DuBose had left the meeting, it was decided to ask the Police Department to enforce Ordinance Chapter H DISORDERLY CONDUCT, which makes reference to loitering on the streets. It was also suggested that additional police officers be present at all foot ball games. It was pointed out possibly some members of the Fire Department who have been sworn in as special officers could be present at the games and it was also suggested that we ask the County Sheriff's Department to furnish some men at these games.

It was agreed that \$90.00 fee for Water Tap, Sewer Tap, Meter paid by the Rescue Squad which was to be installed on the city-owned lot on State Street be refunded and that no water charge be billed against Rescue Squad.

F. E. Moseley had requested through Mayor Streetman that his water account be considered for a lower rate. After some discussion it was agreed that the Board felt that no change be made in the current rate.

A Committee composed of Mrs. McCall and Mrs. Rector from the P.T.A. came before the Board and asked that street lights be installed in the front and the rear of the Elementary School on Robert Street and that twenty-mile speed signs be put up on the Robert Street in the vicinity of the school and that cross walks be painted at the intersection of Garden and Court Streets and that the alley running from Fleming Avenue back of the school building to Robert Street be designated as a one-way street. It was pointed out to these ladies that a street light had been authorized on Robert Street at the intersection of the driveway and that it was the feeling of the Board that the school should furnish lights in the rear of the building on the school driveway; and it was agreed to erect the twenty-mile speed sign on Robert Street and to paint the cross walks at the intersection of Garden and Court Streets. The Board advised the committee that they felt that the school Board should decide whether or not the school driveway should be made a one-way street.

It was agreed by the Board that we would not ask the Federal Government for matching funds for two-way radio equipment that is to be purchased in the near future.

Mrs. G. H. Ross had requested that she be permitted to connect her property at the intersection of Baldwin Avenue and Court Street to the city sewer lines. This property is outside the city limits and the Board had previously made a ruling that no outside connections be permitted on this particular line; and it was their decision to not change this ruling and the Manager was instructed to so notify Mrs. Ross.

There being no further business, the meeting adjourned.

Reece C. Snyder
Clerk

David H. ...
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

November 4, 1959

The Board of Aldermen met in regular meeting Tuesday night, November 3 rd, with the following members present: Aldermen George L. Conley, D. Pat Davis, Frank H. Jump and Howard T. Hawkins. Absent: Mayor J. W. Streetman, Jr. and Alderman Albert M. Neal. Mayor Pro Tem Howard T. Hawkins presided in the absence of Mayor J. W. Streetman, Jr. Mr. R. W. Proctor, Town Attorney, was also present.

Charges for the use of the Community Building were discussed and the Manager was instructed to prepare a list of recommended charges and present to the Board at the December meeting.

It was agreed that it would be agreeable for the Civitan Club to turn over the log hut located on the Community Building grounds to the Woman's Club and the Lioness Club.

Mayor Pro Tem Hawkins brought up the question of granting two-week vacations to various members of the Police Department who had served for a number of years, and it was decided that the Manager discuss this with the Chief of Police and report back to the Board at the December meeting.

Upon motion duly made and seconded it was agreed that Jack Morris be permitted to construct a two-inch water line from the Seagle water line on Matilda Avenue through a public alley to Clark Street to serve five houses that he proposes to build on Clark Street and that when the two-inch line is installed by Mr. Morris to the Town's specifications that Mr. Morris would deed the line to the Town for maintenance and control.

It was agreed that the Girl Scouts would be permitted to use a small tract of land on the city filtration plant property for a Girl Scout Camp and that the Town would do a small amount of work in grading a road and clearing a small area for this project.

Upon motion of Alderman Conley and seconded by Alderman Davis, it was agreed that we purchase an Ingersoll-Rand Air Compressor from the Mitchell Distributing Co., Inc. The price of the machine being \$ 3,400.00. The trade-in for our old compressor being \$ 600.00, net cost of the new compressor being \$ 2,800.00.

The question of Southern Railway trains blocking crossings was again discussed. It was decided to ask a railroad representative meet with the Board at the December meeting to discuss this with them and try to correct this condition.

It was agreed to permit the Western Carolina Telephone Company to place a pay telephone station on North Main Street between the Gulf Oil Station and the Standard Oil Station.

The question of appointing two new school board members was discussed, but it was decided to delay these appointments until a later date.

Bids were opened for furnishing two-way mobile radio equipment, main station, antenna and other equipment. General Electric Company submitted a net bid of \$5,300.00. Motorola Communications and Electronics, Inc. submitted a bid of \$ 5,286.82. The Manager stated that he had furnished bid proposals to RCA Radio Company and that he had been advised by their representative that they would not be able to bid. After some discussion and upon motion of Alderman Davis, seconded by Alderman Conley and unanimously voted, it was agreed to purchase the equipment from Motorola.

There being no further business, the meeting adjourned.

Reece C. Snyder
CLERK

Howard T. Hawkins
MAYOR PRO TEM

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

November 10, 1959

The Board of Aldermen held a call meeting Tuesday night, November 10 th, 1959, with all Members present. Mayor J. W. Streetman was absent. Mayor Pro Tem Hawkins presided in the absence of Mayor Streetman. The purpose of this meeting was held to discuss with the Chamber of Commerce Industrial Committee plans for bringing an industry to Marion. The Board Members voted unanimously to go along with the industrial development as far as possible.

[Signature]
Mayor Pro Tem

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

December 9, 1959

The Board of Aldermen met in regular meeting Tuesday, December 8 th, with all members present with the exception of Alderman Hawkins. The Minutes of the previous meeting were read and approved. Mayor J. W. Streetman, Jr. presided.

The question of making changes in the charges for the use of the Community Building was discussed and the only change in the rates was to reduce the charge for outside dances from \$ 37.50 to \$ 20.00; and it was agreed that the Manager should use his discretion in permitting free use of the building to certain groups such as Girl Scouts and Boy Scouts for special events and other community-wide meetings of non-profit organizations.

The question of appointing two new school board members was discussed but action was deferred on this matter.

Upon motion duly made and seconded it was agreed that Rice & White Furniture Company be permitted a loading zone at their warehouse on State Street.

The Manager stated to the Board that he had a call from Mrs. A. C. Hewitt, East Court Street, that she had stated that a traffic signal should be erected at the intersection of East Court Street and North Madison Street and that the matter of couples parking on East Court Street late at night had become a nuisance. The Mayor stated that he would have the Police Department to investigate the latter complaint and that the request for a traffic signal would be looked into.

The Manager stated to the Board that Mr. R. K. Davis had advised him that he was resigning effective January 1, 1960, as County-City Electrical Inspector.

The Manager stated to the Board that he had a request from Mr. Robert Byrd, Principal of the Junior High School, that some action be taken to alleviate the traffic condition on Burgin Street especially in the mornings and afternoons when it was necessary for school buses to use this street. It was decided to investigate this matter and re-consider it at the next meeting.

Upon motion duly made and seconded it was ordered that the same Christmas Bonus be given city employees that was given last year.

Upon motion of Alderman D. Pat Davis, seconded by Alderman George L. Conley and unanimously voted, it was ordered that the following paving assessments on North McDowell Ave. and Azalia Street be charged upon the books and the abutting property owners be billed:

Roy W. Davis	Azalia Street.....	341 feet @ 93¢.....	\$ 317.13
C. L. England.....	McDowell Avenue	50 feet @ 93¢	\$ 46.50
Paul R. Lewis	McDowell Avenue	30 feet @ 93¢	\$ 27.90
J. R. Gray	McDowell Avenue	84.4 " @ 93¢	\$ 78.49
Charles Nichols	McDowell Avenue	35 feet @ 93¢	\$ 32.52

At the request of the Manager Mr. E. R. Oliver, Superintendent of Southern Railway System, and Mr. Gessner, an Assistant, came before the Board to discuss with them the question of trains blocking crossings and speeding through Marion. This question was discussed at length and it was pointed out in the discussion that all freight trains passing through Marion with the exception of one had controls on them that would not permit them to pass through Marion in excess of fifty miles per hour. The one exception was a train that passed through Marion at 4:00 A. M. and that controls were on all passenger trains that stopped here and for these reasons they did not believe some claims of excessive speed was justified. The question of blocking crossings was discussed at length and Mr. Oliver assured the Board that he would take immediate action to try to correct this condition in so far as it was possible to do so. He pointed out that when it was necessary to break a train near a crossing to pick up or set cars that after the train was caught up it took ten or fifteen minutes to pump up the brakes before the train could be moved. He assured us that he would investigate all of these matters and report back to us at an earlier date.

There being no further business, the meeting adjourned.

[Signature]
Clerk

[Signature]
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

January 6, 1960

The Board of Aldermen met in regular meeting January 5 th, 1960, with all members present. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

The Manager stated to the Board that Mrs. D. N. Peeler on State Street had entered a complaint due to a loading zone being marked on the opposite side of the street from her home. No action was taken on this matter.

Upon motion of Alderman Albert N. Neal, seconded by Alderman George L. Conley and unanimously voted, the following people were appointed to the Marion School Board for a term of four years: Mrs. B. M. Eckerd to replace Mrs. Alice Blanton, Mrs. Howard Burgin to replace Mr. Earl Godfrey, and Mr. J. Robert Shirley to replace Mr. T. E. Henderson.

It was agreed by the Board that no parking restrictions be placed on the East side of Burgin Street from Court Street to the driveway of Etta Paper Box Company.

The Manager discussed with the Board the number of delinquent tax accounts, but no recommendations or action was taken.

The question of reopening the Library was discussed and the Mayor appointed a Committee consisting of the following to look into the possibility of reopening the Library on a limited basis: Aldermen D. Pat Davis and Albert N. Neal & GEO. CONLEY

There being no further business, the meeting adjourned.

[Signature]
Clerk

[Signature]
Mayor

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL
TOWN OF MARION

February 3, 1960

The Board of Aldermen met in regular meeting Tuesday, February 2 nd, with the following members present: Mayor J. W. Streetman, Jr., Aldermen D. Pat Davis, Howard T. Hawkins, Frank H. Jump, Albert N. Neal, Absent: Alderman George L. Conley. Mr. R. W. Proctor, Town Attorney, was also present. Alderman Neal had to leave the meeting after being here about forty five minutes. The Minutes of the previous meeting were read and approved.

Mr. Roy W. Davis came before the Board with reference to the paving of Azalia Avenue. Mr. Davis brought maps and deeds showing the location of his property abutting on Azalia Avenue, and it was his contention that nearly all of Azalia Avenue as it is now laid out and paved is on the tract of land that he now owns. After a great deal of discussion as to the exact location of the property and the legal aspects of it, it was agreed that provided that Mr. Davis would give us a clear easement to Azalia Avenue back to the two existing stakes in question that the Town would forgive all paving assessments charged to him. The Manager was to convey this message to him Wednesday, February 3 rd, for his decision.

Upon motion of Alderman Hawkins, seconded by Alderman Jump and unanimously voted, it was ordered that two-hour parking be enforced and proper signs be erected on the South side of West Henderson Street from Depot Street to the existing "No Parking" restriction area near the Farmers Federation and that the same two-hour restrictions be enforced on the North side of West Henderson Street from the intersection of Henderson and Depot Streets (or the Western driveway of the Dixie Home Stores' parking lot to the intersection of Logan Street).

It was agreed that the Board would meet on Tuesday night, February 9 th, to receive bids on an automobile and a pick-up truck.

There being no further business, the meeting adjourned.

[Signature]
Clerk

[Signature]
Mayor

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

February 12, 1960

The Board of Aldermen met in a call meeting Tuesday night, February 9 th, 1960, the purpose of the meeting being to open bids on motor vehicles. All Members of the Board were present. Mayor J. W. Streetman, Jr. presided.

The following bids were opened and read and upon motion of Alderman D. Pat Davis, seconded by Alderman Howard T. Hawkins, and unanimously voted, it was ordered that a GMC Truck be purchased from the East Court Motor Company.

Upon motion of Alderman Albert N. Neal, seconded by Alderman George L. Conley, and unanimously voted, it was ordered that a Dodge "Dart" automobile be purchased from the Epley and Earley Motors, Inc..

Bids on the one half ton truck were as follows:

Epley and Earley Motors, Inc.--Dodge	\$ 2,230.01
Less Trade-In	554.03
NET	1,675.78
Bellw Motor Co., Chevrolet	\$ 2,188.65
Less Trade-In	566.65
NET	1,622.00
Marion Motors, Inc., Ford	\$ 1,701.66
Less Trade-In	100.00
NET	\$ 1,601.66
East Court Motor Co., GMC	\$ 2,168.50
Less Trade-In	570.00
NET	\$ 1,598.50

Bids on automobile:

Epley and Earley Motors, Inc.--Dart	\$ 2,923.50
Less Trade-In	752.05
NET	2,171.45
Bellw Motor Co.--Chevrolet	\$ 2,976.55
Less Trade-In	645.55
NET	2,331.00
Marion Motors, Inc.--Ford	\$ 2,320.80
Less Trade-In	250.00
NET	2,070.80
East Court Motors --Pontiac	\$ 3,089.80
Less Trade-In	860.96
NET	2,228.84

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

March 11, 1960

The Board of Aldermen met in regular meeting Tuesday night, March 8 th, 1960, with all members present with the exception of Mayor J. W. Streetman, Jr. Mayor Pro Tem Howard T. Hawkins presided. The Minutes of the previous meeting were read and approved.

It was agreed that a charge of not over \$10.00 would be made for civic clubs sponsoring dances for teenagers and that the Manager was to use his discretion as to what fees to charge for all civic or non-profitable organizational meetings at the Community Building.

It was brought to the attention of the Board by the Manager that two or three people had complained about paying their city taxes due to the fact that they did not have city sewer available and it was brought out in the discussion that there were numbers in Town that did not have city sewer services and that individuals had to use septic tanks and this was no excuse for not paying city taxes.

It was decided that the Civitan Clubbe requested to take down and remove the existing log hut from the Community Building grounds as they had no further use of it.

It was brought to the attention of the Board that Mrs. Tom Hall was anxious to reach an agreement with the Town with reference to a ten-foot strip on State Street for street right-of-way and after some discussion and due to the price that she was asking there was no action taken on this matter.

It was ordered by the Board that a street easment on Azalia Street between the Town of Marion and Mr. Roy W. Davis be adopted as presented to the Board provided it met with Mr. Davis' approval and that all paving assessment and any other charges in connection with the widening and paving of Azalia Street charged against Mr. Davis be charged off.

Messrs. Oliver Cross and Neal Morris, representatives of the McDowell Library, appeared before the Board and discussed with them ways and means to reopen the Public Library, and it was the feeling of the Board that all efforts should be made to reopen the Library and that they should consider asking the County Commissioners to hold another election on this matter in connection with the General Election in November.

There being no further business, the meeting adjourned.

J. W. Streetman Jr.
MAYOR PRO TEM

Reece C. Snyder
CLERK

MINUTES OF A SPECIAL MEETING OF THE BOARD OF ALDERMEN OF THE TOWN OF MARION, NORTH CAROLINA.

A Special Meeting of the Board of Aldermen of the Town of Marion, North Carolina, was duly called and held on February 29 th, 1960, at 7:30 o'clock P. M., in the City Hall.

Present: Mayor J. W. Streetman, Jr., and being present all members of the Board of Aldermen, to wit: Howard Hawkins, D. Pat Davis, George L. Conley, Albert Neal and F. H. Jump.

The Mayor reported to the Board that the McDowell Development Corporation, a Corporation organized and existing under and by virtue of the laws of the State of North Carolina, had recently been chartered and organized for the purpose of promoting industrial development in McDowell County, and that said Corporation desired to issue debentures for the purpose of promoting industrial development in McDowell County in a sum not to exceed Two Hundred Ten Thousand Dollars (\$210,000.00).

After a full discussion of the matter, and after finding that this Special Meeting was duly called as provided by law, and further finding as a fact that no commissions or other remuneration is to be paid or given for or in connection with the sale or disposition of any debentures to be issued by the McDowell Development Corporation, upon motion duly made and seconded, the following Resolution was unanimously adopted:

"BE IT RESOLVED that the proposal of McDowell Development Corporation to issue debentures not to exceed the sum of Two Hundred and Ten Thousand Dollars (\$210,000.00), for the purpose of promoting industrial development in McDowell County, be, and the same is hereby approved as provided by Chapter 78-4 of the General Statutes of North Carolina, as amended."

Upon motion of Albert Neal, seconded by D. Pat Davis, the following Resolution was unanimously adopted:

"BE IT RESOLVED that the Mayor and Clerk to the Board of Aldermen of the Town of Marion, North Carolina, be and they are hereby authorized, empowered and directed to enter into and execute a Contract with McDowell Development Corporation, a corporation organized and existing under and by virtue of the laws of the State of North Carolina, as follows:"

NORTH CAROLINA
MCDOWELL COUNTY

THIS AGREEMENT, Made and entered into this the 29 th day of February, 1960, by and between the TOWN OF MARION, NORTH CAROLINA, a municipal corporation, organized and existing under and by virtue of the laws of the State of North Carolina (sometimes hereinafter referred to as the Town), party of the first part, and McDOWELL DEVELOPMENT CORPORATION, a corporation organized and existing under and by virtue

of the laws of the State of North Carolina, (sometimes hereinafter referred to as the Development Corporation), party of the second part:

W I T N E S S E T H:

THAT WHEREAS a group of citizens of the Town of Marion, North Carolina, have organized the McDowell Development Corporation, a corporation organized and existing under and by virtue of the laws of the State of North Carolina; AND WHEREAS the sole purpose of organizing said corporation is to attract and obtain new industry in McDowell County; AND WHEREAS said corporation has purchased a certain tract of land adjoining the boundaries of the Town of Marion, which property is known as the W. L. Morris Estate property, and has entered into a certain lease agreement with WASHINGTON MILLS COMPANY, a corporation, under which lease agreement McDOWELL DEVELOPMENT COMPANY has contracted and agreed to erect certain buildings and other improvements upon said property, which will be occupied by said WASHINGTON MILLS COMPANY as a manufacturing plant:

AND WHEREAS in order for McDOWELL DEVELOPMENT CORPORATION to fulfill its obligations under the lease agreement entered into between said corporation and said WASHINGTON MILLS COMPANY, it is necessary that access to said W. L. Morris Estate property be obtained by the construction of a road which will be an extension of Georgia Avenue from the Rutherford Road to Young's Fork of North Muddy Creek, and also to construct a bridge across said creek;

AND WHEREAS said Development Corporation may desire that an additional way of access be had to said W. L. Morris Estate property hereinabove referred to, which road or street would pass through or in the vicinity of the house now occupied by James Gourley; AND WHEREAS a street has heretofore been conveyed for the use and benefit of the said W. L. Morris Estate property under and by virtue of the terms of a certain deed executed by J. E. Kanipe and wife to W. L. Morris, recorded in Deed Book 86, page 480, in the Office of the Register of Deeds for McDowell County, North Carolina;

AND WHEREAS it is the considered opinion of the Board of Aldermen that the location and operation of a new textile plant by WASHINGTON MILLS COMPANY near the Town will be to the best interest of the citizens and taxpayers of the Town, in that said Company will provide additional jobs and employment for a large number of citizens of the Town of Marion and McDowell County:

NOW, THEREFORE, for and in consideration of the premises and the sum of One Dollar and other valuable considerations paid to the Town by the Development Corporation, the parties hereto do mutually contract and agree as follows:

1.

That when the Development Corporation shall have purchased and obtained a good and sufficient deed in fee simple to the W. L. Morris Estate property, hereinabove referred to, and shall have let a contract to a reputable building contractor for the construction of the improvements upon the said W. L. Morris Estate property, as provided for in said Lease Agreement between the Development Corporation and said WASHINGTON MILLS COMPANY, then, the Town shall construct and maintain, at its sole expense, a suitable street extending Georgia Avenue from Rutherford Road to Young's Fork of North Muddy Creek, and shall construct and maintain, at its sole expense, a suitable and adequate bridge over and across said creek.

II.

That when said construction contract shall have been let by the DEVELOPMENT CORPORATION, as set forth in Paragraph One of this agreement, then the Town shall execute a deed to the McDOWELL DEVELOPMENT CORPORATION, or its assignee, conveying all of that certain tract of land owned by the Town, upon which the first Town sewerage disposal plant was located, and which is fully described in a certain deed from D. A. Kanipe and wife, to the Town of Marion, dated November 4th, 1915, and recorded in Deed Book 52, page 87, in the Office of the Register of Deeds for McDowell County, North Carolina, reference to which deed is here made for more certain description.

III.

That upon the request of the Development Corporation, the Town of Marion will open up, construct and maintain an additional street from Rutherford Road to the W. L. Morris Estate property, hereinabove referred to, which said street shall be located as reserved and described in a certain deed from W. R. Chambers, Commissioner, to J. L. Gourley, dated December 4th, 193, and recorded in Deed Book 85, page 183, in the Office of the Register of Deeds for McDowell County, North Carolina, reference to which Map is here made for further description of said street, PROVIDED, however, that in constructing said street, if any agreement satisfactory to the parties to this contract and J. L. Gourley and James Gourley and his wife, can be reached, said street shall be located, constructed and maintained in such manner that said street shall be located between the residence of J. L. Gourley and the residence of James Gourley.

IN WITNESS WHEREOF, the Town of Marion has caused this instrument to be executed

by its Mayor and to be attested by the Town Clerk, and its corporate seal to be hereto affixed, all as ordered and directed by a resolution duly adopted by the Board of Aldermen of the Town of Marion, North Carolina, in Session on the 29th day of February, 1960, and the McDOWELL DEVELOPMENT CORPORATION has caused this instrument to be executed in its corporate name by its President and to be attested by its Secretary, and its corporate seal to be hereto affixed, all as ordered by its Board of Directors, this the day and year first above written.

(CORPORATE SEAL)

TOWN OF MARION, NORTH CAROLINA
BY /S/ J.W. Streetman, Jr.
MAYOR

ATTEST:

/S/ Reece C. Snyder
CLERK

McDOWELL DEVELOPMENT CORPORATION
BY /S/ W.R. Chambers
PRESIDENT

(CORPORATE SEAL)

ATTEST:

/S/ Ernest J. House, Jr.
Ass't. SECRETARY

STATE OF NORTH CAROLINA
McDOWELL COUNTY

I, Julia M. Stanley, Notary Public, do hereby certify that before me this day personally came REECE C. SNYDER, who says that he is Clerk to the Board of Aldermen of the Town of Marion, a municipal corporation, the Corporation executing the foregoing and annexed Agreement, and is acquainted with J. W. STREETMAN, JR., who is Mayor of the Town of Marion, North Carolina; that he knows the common seal of said Corporation, and that he saw the said J. W. STREETMAN, JR., sign the foregoing Agreement in the name of said Corporation by him as Mayor, and that he saw the said J. W. STREETMAN, JR., affix the Corporate seal of said Corporation thereto; and that he, the said Clerk to the Board of Aldermen of the Town of Marion, North Carolina, signed his name in attestation of the execution thereof, all as ordered by the Board of Aldermen of the Town of Marion, North Carolina, in regular meeting assembled on the 29th day of February, 1960.

WITNESS my hand and notarial seal, this 2nd day of March, 1960.

(N.P. SEAL)

My commission expires:
June 9, 1961

/S/ Julia M. Stanley
NOTARY PUBLIC

STATE OF NORTH CAROLINA
McDOWELL COUNTY

I, Ruby C. Cowan, Notary Public, do hereby certify that ERNEST J. HOUSE, JR., personally came before me this day and acknowledged that he is Assistant Secretary of McDOWELL DEVELOPMENT CORPORATION, and that by authority duly given and as the act of the Corporation, the foregoing instrument was signed in its name by its President, W. R. CHAMBERS, sealed with its corporate seal and attested by himself as its Assistant Secretary.

WITNESS my hand and notarial seal, this 2nd day of March, 1960.

(N.P. SEAL)

My commission expires:
1-2-62

/S/ Ruby C. Cowan
NOTARY PUBLIC

STATE OF NORTH CAROLINA
McDOWELL COUNTY

The foregoing certificate of _____, a Notary Public of McDowell County, North Carolina, and _____, a Notary Public of McDowell County, North Carolina, are each adjudged to be correct, in due form and according to law. Let the instrument, with the certificate, be registered.

WITNESS my hand, this _____ day of _____, 1960.

Upon motion of D. Pat Davis, seconded by Howard Hawkins, the following Resolution was unanimously adopted:

"BE IT RESOLVED that the Mayor and Clerk to the Board of Aldermen be, and they are hereby authorized and empowered and directed to enter into a Contract with Washington Mills Company, a corporation, organized and existing under and by virtue of the laws of the State of North Carolina, as follows:"

NORTH CAROLINA
McDOWELL COUNTY

THIS AGREEMENT, made and entered into this the 29th day of February, 1960, by and

between the TOWN OF MARION, NORTH CAROLINA, a municipal corporation organized and existing under and by virtue of the laws of the State of North Carolina (sometimes hereinafter referred to as the "Town"), party of the first part, and WASHINGTON MILLS COMPANY, a corporation organized and existing under and by virtue of the laws of the State of North Carolina (sometimes hereinafter referred to as the "Company"), party of the second part,

W I T N E S S E T H:

THAT WHEREAS, the McDowell Development Corporation has been organized by certain citizens and taxpayers of the Town of Marion, North Carolina, for the sole purpose of attracting and locating new industry in the Town of Marion, and McDowell County; AND WHEREAS, said McDowell Development Corporation has entered into a certain Lease Agreement with Washington Mills Company, a corporation organized under the laws of the State of North Carolina, whereby said McDowell Development Corporation has purchased a certain tract of land adjoining the boundaries of the Town of Marion, and known as the W. L. Morris Estate Property, and has entered into a Lease Agreement with said Washington Mills Company whereby said McDowell Development Corporation is to construct certain buildings and other improvements upon said property which will be occupied and used by said Washington Mills Company, as a textile manufacturing plant;

AND WHEREAS, in order to enable said McDowell Development Corporation to fulfill its obligations under said Lease Agreement with said Washington Mills Company, it is necessary that the Town enter into this Contract with the Company;

AND WHEREAS, it is the considered opinion of the Board of Aldermen that the location of a new textile mill near the Town of Marion will be to the best interest of the citizens and taxpayers of the Town in that said Company will provide additional jobs and employment for a large number of the citizens of the Town and of McDowell County;

NOW, THEREFORE, for and in consideration of the premises and the covenants and agreements hereinafter set forth, the parties hereto mutually contract and agree as follows:

I.

That the Town will provide adequate water to the Company for domestic and industrial purposes, and will charge the Company therefor the lowest prevailing industrial rates in accordance with the quantity of water used and the schedule of rates then in force by the Town, it being understood and agreed that the Company will pay the Town the prevailing connecting fees and that said rates and fees may be changed from time to time, but the Town agrees that the Company will be charged on the same schedule and the same rates as other out-of-town industrial water customers.

II.

That the Town will permit the Company to connect with the domestic and industrial sewer lines of the Town, and will charge the Company for treating domestic waste the same rate as it charged to other out-of-town commercial users of the Town's domestic sewerage system.

IT IS UNDERSTOOD AND AGREED that as to domestic sewerage outlets, the Company will pay the regular out-of-town monthly charge for each such outlet, and each domestic outlet is hereby defined as one sink or wash basin, or one commode, or one urinal.

The Town will charge the Company for treating its industrial waste the same rate as is charged to other out-of-town users of the Town's industrial waste disposal system. The Company agrees to pay the Town the regular connecting fees.

III.

WHEREAS, the Town is not now chemically treating industrial waste and has no schedule of charges for such treatment, the Town agrees that if and when it becomes necessary to additionally treat the industrial waste from the Town's industrial waste sewer system, then, in that event, the Town will charge the Company the fair and reasonable cost of treating the Company's industrial waste. In the event the Town and the Company should be unable to agree upon what was the fair and reasonable cost of such treatment, then, in that event, the matter would be arbitrated as provided by the General Statutes of North Carolina, and the decision reached by the arbitrators would be final and binding on both parties to this Agreement; provided, however, that either party could ask for a new arbitration at the end of any calendar year and the other party would be obligated to enter into a new arbitration as above set forth.

IV.

In the event that the present industrial waste treatment of the Town should, in the opinion of the Town, become overloaded and it would be necessary, in the opinion of the Town, to construct additional industrial sewer lines, treatment plants and other facilities for the proper treatment of all the industrial waste then being received by the Town, then the cost of the construction of such additional industrial waste facilities would be amortized over a twenty year period; and the Company would pay in the manner stated hereinbelow its fair and proportionate part of such cost, such proportion to be based upon a determination of the volume and quantity of all industrial waste then being received and treated by the Town; and the proportion of such industrial waste which originated within

the corporate limits of the Town would be charged to the Town, and the proportion of such waste received from the Company would be apportioned and charged to the Company, and the proportion of such waste originating from other out-of-town industrial users would be apportioned and charged to such users respectively. Nothing in this Agreement, however, is to be construed so as to prevent the Town from charging persons, firms or corporations whose businesses are located within the corporate limits of the Town, such fee or charge as the Town may hereafter deem necessary or advisable.

V.

In the event it would be necessary to construct additional waste treatment facilities as provided for in Paragraph IV of this Agreement, the Company could pay its part of said construction cost in a lump sum, or, if the Company preferred, it would have the right to pay its part of such construction cost on a monthly or annual basis over a twenty year period and the same would be treated by both parties to this Agreement as a gift, donation or rent; provided, however, that in the event such payment is made on a monthly or annual basis, then, the Company would pay to the Town interest on the deferred payments at the same rate that the Town would be required to pay, in the event it would be necessary for the Town to issue bonds to raise money to finance the cost of the construction of said additional facilities. In the event the Town did not have to issue such bonds, then, in that event, the Company would pay to the Town interest at the fair and prevailing rate per annum, which interest would be payable at the same time as such installments of principal would be due and payable.

VI.

It is also understood and agreed that in the event the Company's industrial waste should, in the opinion of the Town, be of such a nature or character as to do injury or damage to the Town's sewer plant, or sewer lines, or should be of such a nature or character as to seriously interfere with the operation of said plant or make the operation of said plant unduly expensive, then the Company, at the request of the Town, shall, at its own expense, pretreat its industrial waste before discharging same into the Town's plant and bring same to a condition or standard where it can be successfully treated in said plant without injury or damage to said plant and without serious interference with the operation of said plant, all to be done by the Company in accordance with the requirements and specifications of the Town's Engineers.

IT IS DISTINCTLY UNDERSTOOD AND AGREED, however, that the Company shall not be permitted to discharge any "slasher" waste into the Town's industrial or domestic sewer lines. IT IS FURTHER DISTINCTLY UNDERSTOOD AND AGREED that, in the event the company should deem it necessary or advisable in the operation of the Company's business, to retain a quantity of industrial waste in any tank, vat or settling basin, or otherwise, then, the Company shall not at once empty or discharge the entire contents of said tank, vat or settling basin or other receptacle, but shall discharge the same in a gradual manner, and under the supervision and direction of the Town.

VII.

In the event the Company shall sell, assign or convey any of its rights and privileges under a certain Lease Agreement heretofore entered into between the Company and McDowell Development Corporation bearing date of 29th day of February, 1960, and recorded in Deed Book _____, at page _____, in the Office of the Register of Deeds for McDowell County, North Carolina, or in the event the Company should hereafter become the owner in fee simple of the land leased by it from McDowell Development Corporation and should thereafter sell and convey all of said real property, or any part thereof, which shall be connected with the Town's industrial or domestic sewer system, or the Town's water system, and the person, firm or corporation to which such property or part thereof is sold shall, with the written consent of the Town of Marion, assume, with reference to the property purchased, the obligation of the Company under this Contract, then the Company's obligation to pay water and sewerage charges and the cost of additional industrial sewage facilities with reference to such property so sold, shall cease and terminate upon the happening of such event or events, as to that portion or portions of its property so sold, assigned, transferred or conveyed; provided, however, that in the event the Company shall assign or transfer any part or all of its rights under its Contract with McDowell Development Corporation hereinbefore referred to or in the event the Company shall sell or convey all or any of its real property, the Company shall immediately give written notice thereof to the Town.

PROVIDED, HOWEVER, that in the event the Company shall have obligated itself after the date of this Agreement to pay any part of the cost of the construction of additional industrial waste facilities, as provided in Paragraph IV of this Agreement, and shall thereafter assign, transfer, sell or convey any of its rights under its Agreement with McDowell Development Corporation, hereinabove referred to, or should, after the date of this Agreement become the owner of the lands described in its Lease Agreement with said McDowell Development Corporation, and should thereafter sell or convey any part of the Company's property, the obligation of the Company to pay its agreed part of the cost of the construction of additional industrial waste facilities as set forth in Paragraph IV above of this Contract shall be and remain in full force and effect and the Company's liability therefor shall not be terminated.

VIII.

In the event the corporate limits of the Town shall be hereafter extended so as to take in and include all of the land described in the Lease Agreement between the Company and McDowell Development Corporation, hereinabove referred to, or in the event a sanitary district shall be created in which said property is included, then, any indebtedness which the Company may owe the Town for industrial waste disposal facilities shall thereupon be cancelled and the Company released and discharged from any liability thereon; in the event the corporate limits of the Town should be extended so as to include only a part of the lands specifically hereinabove referred to in this paragraph of this Contract or in the event a sanitary district shall be created in which only a part of said property is included, then the balance of the indebtedness which may be due and owing the Town by the Company hereinabove referred to in this paragraph of this Contract shall be proportionately reduced, based upon the valuation of the part taken into the corporate limits of the Town or included in said sanitary district, compared to the whole valuation of such real property, as listed for taxation on the McDowell County tax records for the year in which such event shall occur.

IX.

It is expressly understood and agreed between the parties hereto that the Town shall indemnify and save harmless the Company from any and all loss or liability for the pollution of any stream caused by the effluvia from the Town's Sewerage Disposal Plant flowing into said stream, and from any and all liability on account of the construction, operation and maintenance of said Sewerage Disposal Plant.

X.

In the event the Company shall fail or neglect to pay any sum due by it to the Town under the terms of this Agreement, for a period of thirty (30) days after such payment shall be due, or shall fail to comply with any other condition imposed upon the Company by this Contract, then, upon ten (10) days written notice to the Company, the Town shall have the right to disconnect all lines of the Company from the sewerage system of said Town. If, however, the Company's said sewer line and/or industrial waste line should be disconnected by the Town at any time pursuant to any default described in this paragraph, then the Company shall have the right and privilege of reconnecting said lines upon demand by the Company, and upon said demand, the Town shall reconnect the said line at its sole expense, upon the Company paying the Town the sum of One Hundred Dollars (\$100), plus all amounts then in arrears.

XI.

This Contract and Agreement includes the entire Contract between the parties hereto, and all Contracts and Agreements, whether written or verbal, between the parties hereto relative to the receiving and treatment of domestic or industrial waste of the Company, are hereby superseded and cancelled.

XII.

This Agreement shall inure to the benefit of, and be binding upon the parties hereto, their successors and assigns, and shall remain in full force and effect during the life of the present sewerage disposal plant and any addition made thereto under the terms of this Contract, or for twenty (20) years, whichever period is the shorter; provided, that the Company shall have the right and option to renew this Contract for an additional period of ten (10) years; and in the event the Company exercises said option and renews said Contract, it shall, during the said ten (10) year period, pay the Town the fair and reasonable cost incurred by the Town in the treatment and disposal of the Company's domestic sewerage and industrial waste, as provided hereinabove.

IN WITNESS WHEREOF, the Town of Marion has caused this instrument to be executed by its Mayor and to be attested by the Town Clerk, and its corporate seal to be hereto affixed, all as ordered and directed by a Resolution duly adopted by the Board of Aldermen of the Town of Marion, North Carolina, in Session on the 29th day of February, 1960, and the Washington Mills Company has caused this instrument to be executed by its corporate name by its President and to be attested by its Secretary, and its corporate seal to be hereto affixed, all as ordered by its Board of Directors, this the day and year first above written.

(Corporate Seal)
ATTEST:
/S/ Reece C. Snyder
TOWN CLERK

TOWN OF MARION, NORTH CAROLINA
BY (S) J.W. Streetman, Jr.
MAYOR

WASHINGTON MILLS COMPANY
BY /S/ R.A. Spough
PRESIDENT

ATTEST:
/S/ L.G. Reid
SECRETARY
(Corporate Seal)

STATE OF NORTH CAROLINA
McDOWELL COUNTY

I, Julia M. Stanley, Notary Public, do hereby certify that before me this day personally

came REESE C. SNYDER, who says that he is Clerk to the Board of Aldermen of the Town of Marion, North Carolina, a municipal corporation, the Corporation executing the foregoing and annexed Agreement, and is acquainted with J.W. STREETMAN, JR., who is Mayor of the Town of Marion, North Carolina; that he knows the common seal of said Corporation, and that he saw the said J. W. Streetman, Jr., sign the foregoing Agreement in the name of said Corporation by him as Mayor, and that he saw the said J. W. Streetman, Jr., affix the Corporate seal of said Corporation thereto; and that he, the said Clerk to the Board of Aldermen of the Town of Marion, North Carolina, signed his name in attestation of the execution thereof, all as ordered by the Board of Aldermen of the Town of Marion, North Carolina, in regular meeting assembled on the 29th day of February, 1960.

WITNESS my hand and notarial seal, this 2nd day of March, 1960.

(N.P. SEAL)

/S/ Julia M. Stanley
NOTARY PUBLIC

My commission expires:
June 9, 1961.

STATE OF NORTH CAROLINA
FORSYTH COUNTY

I, J. Alton Spainhour, Notary Public, do hereby certify that L.G. Reid personally came before me this day and acknowledged that he is Secretary of the WASHINGTON MILLS COMPANY, a Corporation, and that by authority duly given and as the act of the Corporation, the foregoing instrument was signed in its name by its President, R. A. Spough, Jr., sealed with its corporate seal and attested by himself as its Secretary.

WITNESS my hand and notarial seal, this 7th day of March, 1960.

(N.P. SEAL)

/S/ J. Alton Spainhour
NOTARY PUBLIC

My commission expires:
4/26/61

STATE OF NORTH CAROLINA
McDOWELL COUNTY

The foregoing certificates of _____, a Notary Public, of McDowell County, North Carolina, and _____,

a Notary Public of Forsyth County, North Carolina, are each adjudged to be correct, in due form and according to law. Let the instrument, with the certificates, be registered.

WITNESS my hand and official seal, this _____ day of March, 1960.

"PAGE 2 OF THE ORIGINAL CONTRACT OMITTED FROM THESE MINUTES, SEE PAGE 575 FOR THIS."

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

April 6, 1960

The Board of Aldermen met in regular meeting April 5th, 1960, with all members present. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

The question of the possibility of enlarging the sewage treatment plant and running a clear water line from the present filter plant to the reservoir was discussed. Upon motion of Alderman Hawkins, seconded by Alderman Davis and unanimously voted, it was ordered that Harwood Beebe Company proceed with plan and advertisement for running said water line and that the engineering company be authorized to spend up to five hundred (\$500.00) dollars for chemical analysis of the waste going to the sewage treatment plant in order that a proper approach to future treatment and expansion might be determined.

Upon motion duly made and seconded, it was agreed that Mr. Albert Hewitt be refunded up to \$50.00 on his water deposit for Joel Hosiery Mill after it was determined what his monthly bill would average.

Upon motion of Alderman Davis, seconded by Alderman Conley and unanimously voted, it was ordered that 1959 tax sales be advertised on May 16th and sold on June 13th.

Upon motion of Alderman Neal, seconded by Alderman Conley and unanimously voted, it was ordered that the Town deposit with the Marion Industrial Bank \$15,000.00 provided that the bank furnish proof of security.

Mr. Paul Story came before the Board representing Mrs. G. H. Ross and asked that she be permitted to make four connections to sewer system to her property from Court Street

to Baldwin Avenue. This property is outside the city limits; and after a great deal of discussion about same, it was the consensus of all present that if Mrs. Ross would agree to have her property incorporated into the city limits then there would be no question about the sewer system.

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 4, 1960

The Board of Aldermen met in regular meeting May 3rd with all members present with the exception of Alderman Howard T. Hawkins. Mayor J. W. Streetman, Jr. presided. The Minutes of the previous meeting were read and approved.

The Board authorized the payment of \$ 6.00 to Guy Hensley for replacing light bulbs that were broken by the garbage collectors.

Mr. Frank Yarbrough, Local Manager of Duke Power Company and Mr. Paul Tysinger, Lighting Engineer from Duke Power Company, came before the Board and discussed with the Board the improvement of street lights; and after some discussion and upon motion of Alderman D. Pat Davis, seconded by Alderman Albert N. Neal and unanimously voted, it was ordered that the following street light changes be made. These changes to be made by Duke Power Company by some time in September.

STREET LIGHTING PROPOSAL-City of Marion, N. C.--May 3, 1960.					
STREET	PRESIDENT SYSTEM	COST	PROPOSED	COST	INCREASE COST
North U.S. 21	2 - 4000 L.	\$ 4.30	4-20,000 L.	\$ 20.00	\$ 15.70
No. & So. Main					
on steel poles	24 - 6000 L.	90.00	24 - "	156.00	66.00
So. Main W.P.	8 - 4000	17.20	8 "	40.00	22.80
East Court	4 - 6000				
Main to Madison	2 - 4000	14.90	7 " WP	35.00	20.10
West Court	5 - 4000				
Main to Pulliam	6 - 6000	26.60	15 "	75.00	48.40
W. Henderson					
Main to Burgin	9 - 4000	19.35	8 "	40.00	20.65
Logan - West					
Hend. to Fort	4-4000	8.60	9 "	45.00	36.40
Logan - Fort					
to U.S. 21	2- 2500	3.20	7 7000	21.00	17.80
N. Garden East					
Court to New	3 - 2500	5.40	6 20,000	30.00	24.60
New Street	NONE		2 20,000	10.00	10.00
Fort Street	"		2 20,000	10.00	10.00
Academy	1 - 2500	1.80	2 - 4000	4.30	2.50
Roberts	1 - 6000	2.65	4 - 4000	8.60	5.95
					\$300.90

281.45
290.45

It was decided that the same type of recreation would be carried on this summer as was last summer.

It was agreed to have lights installed at the recreation park.

Mr. Durwood Walker, representing the Jaycee Club, came before the Board to ask the Board's assistance in welcoming Miss America and Miss North Carolina who are coming to Marion on June 2nd.

The Manager was instructed to obtain an estimated cost for the annual audit from the firm of George G. Scott & Company in Charlotte.

There being no further business, the meeting adjourned.

Rene C. Snyder
CLERK

J. W. Streetman Jr.
MAYOR

THIS WAS OMITTED FROM THE ORIGINAL CONTRACT ON PAGE 573.

Upon Motion, duly made and seconded, the following Resolution was unanimously adopted:

THAT WHEREAS on the 4th day of November, 1915, the Town of Marion acquired a certain tract of land from D. A. Kanipe and wife, recorded in Deed Book 52, Page 87, in the office of the Register of Deeds for McDowell County, North Carolina, and upon which land was constructed and located the first sewerage disposal plant owned by the Town of Marion, AND WHEREAS said sewerage disposal plant was abandoned many years ago, and

WHEREAS said tract of land is not needed or necessary for any governmental function of the Town of Marion, and is not needed for any other municipal purpose:

NOW, THEREFORE, IT IS ORDERED that said tract of land described in said deed from D. A. Kanipe and wife to the Town of Marion, recorded in Deed Book 52, page 87, in the office of the Register of Deeds for McDowell County, N. C., be offered for sale at public auction to the highest bidder for cash as provided by law; and the Mayor and the Clerk to the Board of Aldermen be, and they are hereby authorized, empowered and directed to advertise and sell said property.

STATE OF NORTH CAROLINA
COUNTY OF McDOWELL
TOWN OF MARION

June 8, 1960

The Board of Aldermen met in regular meeting Tuesday, June 7th, with all members present with the exception of Alderman Albert Neal. 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, the sale of the old original sewage treatment plant site was confirmed, this being sold at public auction to R. J. Morris in the amount of \$ 25.00. The City Attorney, R. W. Proctor, was instructed to prepare deed on this property.

Upon motion duly made and seconded, it was ordered that a street light be installed on Broad Street.

Upon motion duly made and seconded, it was ordered that "No Parking" regulations be enforced and proper signs be erected on the left-hand side of Ellis Street where it leaves Court Street to the end of the pavement.

The Manager stated to the Board that Mrs. John L. Henderson had been to see him with reference to her asking the Town to take in the tract of land consisting of from twenty seven to thirty acres known as the Mt. Ida property and stated that she had plans to develop this into a sub-division and construct approximately twenty homes. The Manager was instructed to write Mrs. Henderson and to encourage her to proceed with this development, as it was very badly needed and the Board would work and go into the matter more fully with her at a later date.

The Manager was instructed to get prices and report back to the Board at a later date on installation of air conditioning in the two rooms used by the Draft Board in the City Hall, it being the contention of the Board that if this work is done the rent of these offices would have to be increased.

Bids were opened for furnishing petroleum products to the Town for the period July 1, 1960 to June 30, 1961. Only two bids were received, they being from Sinclair Refining Company and Gulf Oil Company. Sinclair Refining Company was low bidder and upon motion of Alderman Davis seconded by Alderman Jump and unanimously voted, it was ordered that this contract be awarded to Sinclair. A copy of the bids is on file in the Clerk's Office.

Upon motion of Alderman Conley, seconded by Alderman Davis and voting yes: Aldermen Davis, Conley, Jump and Hawkins; voting no: none, the Budget for the fiscal year 1960-61 was tentatively adopted, it being the intent of the Board to study it further and to make final adoption July 5th.

The question of appointing a full time electrical, building and plumbing inspector was discussed. This matter was deferred for final investigation and study.

The Manager discussed with the Board the bids on a 12" and 16" water line from the Filter Plant to the Reservoir which bids were received at 2:00 P. M. on June 7th. It was decided that the award of this contract for this work would be done at a later date possibly at the July 5th meeting.

Upon Motion, duly made and seconded, the following Resolution was unanimously adopted:

WHEREAS under and by virtue of a Resolution of this Board, adopted at a Special

Meeting held on February 29, 1960, that certain tract of land containing one-fourth acre more or less, and being the lot upon which the first sewage disposal plant of the Town of Marion was located, was sold at public auction to the highest bidder for cash on May 9, 1960, at twelve o'clock noon at the front door of the City Hall, when and where R. J. Morris became the last and highest bidder at the price of TWENTY FIVE (\$25.00) DOLLARS:

AND WHEREAS no increased bid has been filed, and no objection or exception to said sale has been made;

NOW, THEREFORE, BE IT RESOLVED that said tract of land, hereinafter more fully described, is not needed or necessary for any governmental purpose of the Town of Marion, and the Board finds as a fact that \$25.00 is the fair and reasonable market value of said property, IT IS ORDERED that the said bid of R. J. Morris be accepted and the same is hereby confirmed, and the Mayor and Clerk of this Board be, and they are hereby authorized, empowered and directed to make, execute and deliver deed for said tract of land to R. J. Morris upon payment of the purchase price of \$25.00. The land to be conveyed, is bounded and described as follows:

BEGINNING at a stake 33 feet North 9.5 East of the NW corner of the sewage filter and runs South 69 degrees East 156 feet to a stake; thence South 29 degrees West 70 feet to a stake in the creek; thence North 69 degrees West with the creek 156 feet to a stake in the creek; thence North 29 degrees East to the BEGINNING, containing 1/4 acre, more or less.

As conveyed in that certain deed dated November 4, 1915, by D. A. Kanipe and wife, M. A. Kanipe to Town of Marion, recorded in the Office of the Register of Deeds for McDowell County, N. C., in Deed Book 52 at page 87, to which reference is here 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

July 6 th, 1960

The Board of Aldermen met in regular meeting Tuesday, July 5 th, with the following Members present: Mayor J.W. Streetman, Jr., Aldermen George L. Conley, D. Pat Davis, F. H. Jump and Albert M. Neal. Absent: Alderman Howard T. Hawkins. Mayor J. W. Streetman, Jr. presided.

Upon motion duly made and seconded, it was authorized that a street light be installed on Hudgins Street near the home of Mrs. Bertha Killough.

Upon motion duly made and seconded and unanimously voted Reece C. Snyder was appointed Tax Collector for the fiscal year 1960-1961.

Upon motion of Alderman D. Pat Davis, seconded by Alderman F. H. Jump and voting yes: Conley, Davis, Neal and Jump; voting No: None, the business privilege license was adopted as the same as has been adopted for the past several previous years.

Upon motion of Alderman Conley, seconded by Alderman Jump and voting yes: Davis, Conley, Jump and Neal; voting No: None, the Budget for the fiscal year 1960-61 was adopted, a copy of which is on file in the office of the City Clerk's and Treasurer's in the City Hall in the Town of Marion. This includes the tax rate of \$ 1.45, the same as the previous year.

It was agreed that the Street Committee meet with the Manager in the very near future to go to look at a street sewer drainage on Wayne Street.

Mrs. Beulah Whitmire and Mrs. W.R. Alley, daughters of Mrs. G. H. Ross, came before the Board and discussed with the Board the possibility of allowing Mrs. Ross to connect her property on Baldwin Avenue to the city sewer system and after discussing this matter with the city attorney and the Board Members, it was agreed that she be permitted to connect and the Manager was instructed to draw up the necessary papers.

Upon motion of Alderman Davis, seconded by Alderman Jump and unanimously voted, the 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: Aldermen 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 charge off:

Receipt # 138	Burke Lumber Co. (Dup. listing to Jack Gibbs).....	\$ 73.08
474	H.C. Hendley (Listed to Marion Rotary Club).....	2.90
477	Harold Dean Henline (Dup. listing).....	4.26
484	Clyde Hensley (Dup. of #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	Vick's Cafe--Bankrupt.....	9.54
1182	J.A. Walker--Poll tax over 50 yrs.	1.00
1188	Harold D. Wall--outside.....	3.25
1245	Ray Wilson--outside.....	15.50
1309	Roy Lee Hunter--outside.....	15.14

Total 1958 to be charged off..... \$ 195.06

1959 Uncollected Taxes to charge off:

150	Burnett Home Supply--outside.....	\$ 24.94
258	CITY OF MARION X--outside, W. H. H. Q. Webster Davis	54.08
288	C. J. Dunnigan--out side--W. Marion.....	21.81
291	Louie Eaker...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 East Marion.....	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...England now.....	36.76
1080	Thurman Simmons Sta.--Double listing.....	8.70
1090	Smile Service Sta.--Listed to Blue Ridge.....	25.84
1126	Boyd Stacey...outside.....	3.63
1217	Vick's Cafe...Bankrupt.....	9.54
1223	Buddy Walker...outside.....	2.52
1300	Effie Wyatt...outside.....	3.63

Total 1959 to be charged off..... \$ 365.94

The Manager stated to the Board that he had attended a meeting of the County Commissioners at the request of the Chairman to discuss the infestation of Japanese Beetles throughout the Town. It was pointed out that this was an individual property owner's problem and not a city or county function and that the county farm agent would through radio and the press start running a series of articles urging individuals to take steps to control these beetles.

The Mayor appointed a Committee composed of Aldermen Davis, Neal and Jump along with the Manager to meet with the County Commissioners to discuss the possibility of appointing a county-wide inspector for electrical, plumbing, heating and buildings.

The Manager was instructed to fog the Town for insects as early as possible.

There being no further business, the Meeting adjourned.

Reece C. Snyder
Clerk

J. W. Streetman, Jr.
Mayor