

Tuesday, June 25, 1974

At a regular meeting of Council held in the Council Chamber this evening at 7:30 PM there were present:- Mayor Roy H. Erickson, City Manager Marvin B. Milam, City Attorney Norvell A. Lapsley, Clerk N. Arlene Loker, Vice-Mayor E. Warren Denton, Jr., Councilmen Raymond C. Dingleline, Jr., Walter F. Green, III, City Auditor R. William Shifflet and Chief of Police Julius F. Ritchie. Absent: Councilman Paul C. Cline.

The evening's Invocation was led by The Rev. C. J. Martin, pastor of Muhlenberg Lutheran Church, Harrisonburg.

Minutes of the combined public hearing and regular meeting held on June 11th were read, and approved as corrected.

City Manager Milam read the following report submitted by a duly appointed Board of Viewers, namely:- Messrs. P.H. Hardy, T.H. Lowery, John H. Byrd, Sr. and R. T. Benson, re the vacating of certain streets, or portions thereof, within Section D of Rolling Hills Subdivision, which matter had been carried over from the last regular meeting pending some answers from a legal standpoint, and receipt of this report:-

"The undersigned viewers appointed by the Council of the City of Harrisonburg, Virginia, at a regular meeting held on May 14, 1974, to view and report on the vacation of the plat and streets within Section D of Rolling Hills Subdivision in the City of Harrisonburg, Virginia, do report that on this day, after due notice having been posted, they viewed the subdivision and streets thereof known as Section D of Rolling Hills Subdivision and in their opinion no inconvenience would result from vacating said plat and the streets therein.

Given under our hands this 25th day of June, 1974"

Manager Milam then reminded Council that the Planning Commission had submitted their recommendation on this matter from their meeting held on May 15, 1974, with the following motion shown in said recommendation: "Based on the knowledge that any plan for new developments will be reviewed and approved, based

on the City's Code and requirements and ordinances, Dr. Shank offered a motion for the Planning Commission to recommend that all lot lines and paper streets in Section D of Rolling Hills Subdivision be vacated. Mr. Kuykendall seconded the motion and all members present voted in favor". City Attorney Lapsley corrected his statement made on June 11th that the posting of notices in various places was necessary in that the closing or vacation would be done by City ordinance, when actually this was not necessary in that no lots were ever sold off. Notices were posted, however, due to the fact that the Viewers would not review same until done. Attorney Henry Clark pointed out the fact that the whole cloverleaf is in Section D with the exception of Hokel LTD, Bill Neff, Kawneer and Bernard, Inc. The Sheritan Motel is situated on the road coming out of the Subdivision, with a portion of same in the County. A sewer easement runs through the property of Bernard, Inc. Manager Milam recommended that the Planning Commission recommendation and Board of Viewers Report be accepted, and Section D closed, as requested. Following discussion, Councilman Green moved that the recommendation of the City Manager be approved, which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Councilmen present.

City Manager Milam reminded Council that action had been deferred on a request of the Parks & Recreation Commission for closing portions of three streets leading into Purcell Park: namely, Bluestone, Valley, and Crawford Ave., in that one adjoining property owner, Mrs. Mary Ritchie, would not consent until a promise was kept and a fence placed between her property and the park, as reported in a report of the Board of Viewers at the last meeting of Council. He reported that the fence had not been constructed, to date, due to some misunderstanding, and suggested that the matter be set aside for the present time. The suggestion met with Council's approval.

The following report submitted by a Board of Viewers comprised of Messrs. P.H. Hardy, T.H. Lowery, John H. Byrd, Sr. and R. T. Benson, was read:-

"Your Board recommends to act on Dr. E. R. Rorrer's request to close alley between Nos. 362 and 374 E. Market St.

It is understood that Dr. Rorrer will dedicate to the City a 10' easement for future utilities. It is also understood that Dr. Rorrer will also reimburse the City of Harrisonburg its share of the paving cost incurred in 1970".

Manager Milam reminded Council that a recommendation submitted by the Planning Commission from a meeting held on April 17, 1974 contained the following motion: "Mr. Kuykendall moved that the Commission recommend to City Council that the alley be closed, provided Dr. Rorrer reimburses the City its share of the 1970 paving costs and provided a 10' utility easement be dedicated to the City for future utilities. Mr. Williams seconded the motion. In the discussion it was pointed out that no building will be allowed over a utility easement. However, no firm site development plans are being prepared by Dr. Rorrer at this time. Voting for: Kuykendall, Williams, Shank, Denton and Gilkeson. Voting no: Mr. Milam." Manager Milam pointed out the fact that Dr. Rorrer owns a lot on either side of the alley, which if closed, would be advantageous to him in that he will be able to build a building within the easement limits, while at the present time, he would have to set the building a distance of side yards from the alley. He noted further that the City still has the 10' paved easement. Following discussion, Councilman Green moved to approve the recommendation of the Planning Commission and report of Viewers for closing of the 10' alley, and that an ordinance to this effect be approved for a first reading and referred to the City Attorney to be drawn in proper ordinance form, which motion upon being seconded by Vice-Mayor Denton, was adopted by a unanimous vote of Councilmen present.

The City Manager read the following recommendation submitted by the Planning Commission from a special meeting held on June 21, 1974:

Planning Commission recommendation for Final Plan of Cedarcrest Subdivision (15 lots on west side of Rockingham Drive, between W. Wolfe and W. Gay Sts.)

"...Having tabled the subject during regular session on June 19th, this special session was held for the Commissioners and Mr. Stephen Bradshaw, counsel for H.B. Layman, Jr., to discuss the proposed Final Plan for Cedarcrest Subdivision on Rockingham Drive. City Council and Planning Commission minutes from February, March and April of 1966 were reviewed. The Director reported that City Attorney Lapsley reviewed these minutes and 'feels the City did not obligate itself to installation of curb and gutter on Rockingham Drive'. Mr. Bradshaw stated that his client and the City formed a gentlemen's agreement and understanding that the developer would dedicate a 20' strip of land in order to widen Rockingham Dr., would rough grade the street, and would install water and sewer, and the City would build the curb and gutter. Mr. Milam noted that what is being reviewed today is a new subdivision plan which must be governed like any other new proposal. The City Council's 1966 action did not legally bind the City to construct curb and gutter. Following lengthy discussion, Mr. Kuykendall offered a motion to recommend approval of the Final Plan for Cedarcrest Subdivision, subject to the provisions of the Subdivision Ordinance, with the exception that the City and the developer, H.B. Layman, Jr., divide the cost evenly on the construction of curb and gutter along the west side of Rockingham Drive, due to possible moral commitments between the City and developer in 1966. Dr. Shank seconded the motion. Those members voting in favor: Messrs. Kuykendall, Shank, Williams and Denton. Members voting no: Messrs. McNiel, Milam and Gilkeson. The motion was carried, 4 to 3.."

Attorney Stephen Bradshaw, counsel for H.B. Layman, Jr., argues against any portion of curb and gutter installation by the developer due to the fact that the City minutes did not reflect an agreement for the City to assume full cost of installation in 1966 when rezoning of the area was acted upon by Council, which, in his opinion, should have been a "package deal", both rezoning and agreement re curb and gutter installation. Mrs. Arlene Loker, Clerk, offered defense for Council minutes in that she was serving as Clerk in 1966 when the rezoning was discussed and acted upon, by stating that had anything as important as the dedication of land, rough grading of street and City's agreeing to install curb and gutter, had been presented and discussed, same would have appeared on record. City Manager Milam then read from the City Code Book, Sec. 27-28 for information:

"Whenever it is desired by any person to open, within the city, an area as a subdivision to be divided or sold as lots, or to open up any way proposed to be

used as a public street in the city, he shall submit to the council a plat or survey showing the area so to be subdivided and the location of all proposed streets and alleys therein, and shall accompany such plat with a declaration of his intention to have such plat recorded, and to dedicate to the public use the streets and alleys shown thereon in the event such plat be approved by the council. If the council shall approve such plat, it shall cause the fact of such approval and the date thereof to be plainly written or stamped thereon, or upon a copy thereof and such approval shall be signed by the mayor and by the city engineer. An appropriate entry shall be made in the minutes of the council showing the action taken on the approval of such plat".

Manager Milam continued by reading the following statements from Sec. 27-13 of the City Code:

"The subdivider shall within twelve months, following the approval of the preliminary plat and other required exhibits, file with the planning Commission the final plat as provided in section 27-10 and in conformity with the approved preliminary plat, such final plat to be filed at least ten days prior to the meeting at which it is to be considered for approval."

With regard to "Cedarcrest Subdivision", City Manager Milam reported that the proposed final plat had been in his hands three times, namely: at the City staff meeting, regular meeting of Planning Commission on June 19th and again at the special Planning Commission meeting on June 21st at which time the recommendation, read earlier, was made. He pointed out that in 1966, the area known as the Airhart Addition was rezoned from M-1 Industrial to R-3 (for apartment type buildings), and that according to all city records, zoning was the only matter acted upon in 1966. He pointed out the fact that should subdivision plat have been properly recorded at that time, the City would be obligated to install curb and gutter. Manager Milam noted that the final plat was before Council for the first time tonight although it was discussed at the regular meeting of the Planning Commission and acted upon June 21st at the special called meeting. Attorney Bradshaw had presented the plat at a City staff meeting in May of this year. He offered an opinion that if the City shares in cost for curb and gutter installation, it would set a precedent for other requests from future developers, and said that he would ordinarily treat this as a new subdivision plat by referring same to the Planning Commission, through Council, for study and recommendation and then have the subdivider post bond for improvements. Following a lengthy discussion, Councilman Green moved that Council approve the recommendation of the Planning Commission, as written, which motion was seconded by Vice-Mayor Denton. Manager Milam asked that he be advised, should sharing of cost be approved, where and when the City should start and where to stop, with the installation of curb and gutter. Attorney Bradshaw said his client would abide with Council's wishes. The City Manager then suggested that the Subdivider build the first one-half of the total area involved, with the City then doing the last half. The motion, already made and seconded, was reworded as follows: To approve the Planning Commission's recommendation and to also include agreement made during Council discussion for the subdivider to install the first 566' of curb and gutter and the City to install the last 566' of same. A recorded vote was taken as follows: Voting aye: Councilmen Denton, Dingleline and Green. Voting no: Mayor Erickson, who based his vote on procedure followed in presentation of the Subdivision Plat, contrary to City Ordinance. Absent:- Councilman Cline.

City Manager Milam presented and read the following proposed resolution for Council's consideration and approval;

BE IT RESOLVED, that due to construction and reconstruction of certain streets within the city limits of Harrisonburg, there is additional street mileage which is eligible for maintenance payment as follows:

1. "Other Streets" which meet the requirements Section 33. 1-43 of the Code of Virginia as amended 1972, that are eligible for Maintenance payment totaling 1.647 miles.

Said streets being listed accompanying U-1 (7-1-72) Virginia Department of Highway Forms and shown in red on City Map.

THEREFORE, the City of Harrisonburg respectfully requests the Virginia Department of Highways to make the maintenance payments effective July 1, 1974.

Attest:

_____ Clerk

_____ Mayor

Manager Milam named the various streets and/or portions of streets on which maintenance payments are requested. Following a brief discussion, Vice-Mayor Denton moved that the resolution, as presented and read, be approved, and the designated officials authorized to sign, which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Councilmen present.

The City Manager presented and read an ordinance amending Sec. 34, Paragraph f (2) of the TV Antenna Ordinance, increasing monthly rate 75¢ for first connection (\$5.25) and setting forth \$2.00 for each additional connection, which had been approved for a first reading on June 11th. Vice-Mayor Denton moved that the ordinance be approved for second and final reading, with authorization for the Mayor to sign the ordinance and the Clerk to attest same and spread upon the pages of the City's Ordinance Book, which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous recorded vote of Councilmen present. (Refer to Ord. Bk K page 53).

Manager Milam presented a revised appropriation ordinance setting forth Revenue Sharing Funds, showing total Estimated Capital Expenditures in amount of \$ 370,302. (rather than \$ 378,382.) and Total Estimated Revenue as \$ 370,302 (rather than \$ 378,382.), due to figures on print-out sheet showing dotted line through each zero, making each appear as an 8. The ordinance, with incorrect amounts, was approved for a first reading on June 11th. This correction of figures was noted earlier in this meeting when minutes of the last meeting were read by the Clerk. Manager Milam noted that the amount to be received next year in Revenue Sharing will be approximately \$ 5,000. more than received this year. Councilman Green moved that the ordinance for the \$ 370,302. showing planned use as: \$ 330,302. for Hose Co. No.4 Building, \$ 22,000. for new Recreation Center and \$ 18,000. toward Senior Citizens Center, be approved for second and final reading, with authorization for the Mayor to sign the ordinance and the Clerk to attest same and spread upon the pages of the City's Minute Book, which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous recorded vote of Councilmen present. (Refer to Minute Book M page 6).

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The City Manager called Council's attention to their copies of the "good" report submitted by the S.P.C.A. and said he would make a complete report concerning the project at the next regular meeting.

✓ Manager Milam reminded Council that Mr. Elmer Kramer's term on the Welfare Board would expire as of June 30th this year, and that he is eligible for reappointment. On motion of Councilman Green, seconded by Vice-Mayor Denton, Mr. Kramer was reappointed to the Board for a term of four (4) years, expiring on June 30, 1978, by a unanimous vote of Councilmen present.

✓ The City Manager presented correspondence from Mr. Williamson, Manager of the Redevelopment & Housing Authority, in which he enclosed a letter dated 6/13/74 from Mr. Alfred L. Howard, Sr., tendering his resignation as a member of the Authority, effective August 1, 1974, due to a new position with VEPCO which necessitates his absence from meetings of the Authority. Council deferred action on the appointment of a replacement for remainder of the term which expires on November 29, 1976.

✓ With reference to the proposed Downtown Development Committee, City Manager Milam, after having been authorized by Council at the last regular meeting to bring in recommendations for committee members, reported that he had worked with the Harrisonburg Jaycees in compiling a list of prospective members for consideration. He pointed out the fact that they had endeavored to cut across as many operation levels as possible, in their selection, and that because the Jaycees had been working for a long period of time in making plans for the downtown area, the General Chairman of the newly proposed committee was selected from the membership of this organization. The primary purpose of the committee would be to make general recommendations and proposals, and to correlate suggestions and recommendations from other organizations, clubs, etc. in order to come up with one Master Plan most suitable for downtown Harrisonburg. The following list of names was then presented by the City Manager:-

Jaycees, General Chairman, Charles S. Smith
Accounting and Finance, Kenneth W. Huffman, Committee Chairman
Engineering and Planning, D.P. Davis, Committee Chairman
Parking, Edward Ney, Committee Chairman
Legal, Nathan Miller, Committee Chairman
Retail Merchants, Frank Harris, Bill Grow (Committee Co-Chairmen)
Chamber of Commerce, Bob Sterrett
Public Relations, Lathan Mims, Committee Chairman
City Planning Commission, Billy H. Kuykendall
Redevelopment & Housing Authority, John Sowers

Mr. Gary Green, present in the meeting along with two other representative of the Jaycees, namely:- Charles Smith and O.M. Porterfield, informed Council that all those recommended for appointment had agreed to serve, if appointed, and noted further that the names suggested represent only the Chairman of each level, who in turn, had contacted others to serve with them. Following discussion, Councilman Dingleline moved that the suggested list of persons, as submitted, be approved to comprise the "Downtown Development Committee" which motion upon being seconded by Vice-Mayor Denton, was adopted by a unanimous vote of Councilmen present. Mayor Erickson raised the question of whether the number listed (including those contacted by the Chairmen) would be the limitation of the committee membership, or whether others could be added. Manager Milam replied that others could be appointed at a later date, or could be discontinued at any time. Mr. Green pointed out that although Mr. Charles Smith had been listed as Jaycees, General Chairman, both he and Mr. Porterfield would be working with the Committee, as well.

✓ Representatives of the Jaycees were present in the meeting and informed Council that plans were underway for a "HAPPY BIRTHDAY U.S.A." program on July 4th, which should be very good. A request was made for a contribution from the City of \$ 500. toward the program, with a similar request to be made of Rockingham County. This will be an old-fashioned type of celebration with entertainment by professional groups, square dancing, cake walk, etc. with a charge for entrance admission as well as inside events. City Manager Milam said the program appears to be a worthwhile project, and suggested a loan type contribution, if same is profitable this year, or that the City Recreation Department work with the organization. Vice-Mayor Denton said he hesitates making a contribution, in that other clubs and organizations could make similar requests of the City, but asked if the City could participate or be involved in some other way, possibly by the adoption of a resolution endorsing the program. Mr. Gary Green of the Jaycees pointed out that the primary purpose for requesting contributions from the City and County, was to get both involved, and interested, in order that the project would be a success, rather than a flop. Their July 4th celebration, staged for the past two years, had realized a loss. Following a lengthy discussion, Councilman Dingleline moved that "THE HARRISONBURG CITY COUNCIL COMMENDS THE HARRISONBURG JAYCEES FOR THEIR EFFORT IN PROVIDING A COMMUNITY OBSERVANCE OF THE 4TH OF JULY, AND URGES ALL CITIZENS TO PARTICIPATE", which motion upon being seconded by Vice-Mayor Denton, was adopted by a unanimous vote of Councilmen present.

✓ Members of Council were advised by the City Manager of a proposed sewage charge for treatment of excess B.O.D. as follows: .05¢ per lb. B.O.D.; .055¢ per lb on solids; and .08¢ per lb on grease. He explained that this charge would be placed on anything over what the City ordinance allows. He informed Council that samplings were made on certain industries and commercial firms during the month of May, which revealed the maximum amount, plus additives. All those firms were contacted re the test results. Manager Milam noted that if approved, the sur charge would be added to the billing account of those involved, and continue to be added monthly until they can prove that their B.O.D. is less than the samplings. The City will assume full cost for re-samplings made at its discretion, only. Following discussion, Councilman Green moved that the City Manager, through the Utility Billing Department, be authorized to inaugurate the added cost for excess treatment of sewage, as set forth in the report, which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Councilmen present.

✓ Councilman Dingleline moved that an appropriation in the amount of \$ 2,382.40 from the General Fund Unappropriated Surplus Account and requested by the Director of Parks & Recreation in order to pay six employees under the Emergency Employment Act (PEP Program) for the month of June, be approved for second and final reading, a first reading having been approved on June 11th, and that:-

\$ 2,382.40 chgd.to: General Fund - Unappropriated Surplus Account.

2,382.40 approp.to: General Fund (11020-12) Parks & Recreation- Wages

which motion upon being seconded by Councilman Green, was adopted by a unanimous recorded vote of Councilmen present.

✓ Vice-Mayor Denton moved that an appropriation in the amount of \$ 1,459.04 requested by the Recreation Director from account of Recoveries & Rebates in order to transfer said amount for participants' wages incurred during the month of April, as per agreement with the Virginia Employment Commission, be approved for second and final reading; a first reading having been approved on June 11th, and that:-

\$ 1,459.04 chgd.to: General Fund (1005) Recoveries & Rebates.

1,459.04 approp.to: General Fund (11020-12) Parks & Recreation- Wages

which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous recorded vote of Councilmen present.

✓ A request was presented from Mr. Cecil Gilkerson, Director of Recreation, for Council approval of a supplemental appropriation in the amount of \$ 868.95, in order to transfer PEP (Summer Jobs Program) participants' wages incurred during month of May, as per agreement with the Va. Employment Commission. Councilman Green moved that the appropriation be approved, and that:-

\$ 868.95 chgd.to: General Fund (1005) Non-Revenue Receipts- Recoveries & Rebates.

868.95 approp.to: General Fund (11020-12) Parks & Recreation- Wages.

which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Councilmen present.

✓ A request was presented from the Recreation Director for approval of a supplemental appropriation in the amount of \$ 626.09 in order to transfer PEP (temp.summer employees) participants' wages incurred during the month of May as per agreement with the Va. Employment Commission. Councilman Dingleline moved that the appropriation be approved, and that:-

\$626.09 chgd.to: General Fund (1005) Non-Revenue Receipts- Recoveries & Rebates.

626.09 approp.to: General Fund (11020-12) Parks & Recreation- Wages.

which motion upon being seconded by Councilman Green, was adopted by a unanimous vote of Councilmen present.

✓ A request was presented from the Recreation Director for approval of a supplemental appropriation in the amount of \$ 133.33 in order to transfer said money received due to vandalism damages which occurred at Westover Park, into account for Maint. & Repairs. Following a brief discussion, Councilman Dingleline moved that the appropriation be approved, and that:-

\$ 133.33 chgd.to: General Fund (1005) Non-Revenue Receipts- Recoveries & Rebates.

133.33 approp.to: General Fund (11020-271) Parks & Recreation- Maint. & Repairs-
Buildings & Grounds.

which motion upon being seconded by Councilman Green, was adopted by a unanimous vote of Councilmen present.

✓ A request from Mrs. Marie Arrington, Director of Social Services, was presented, for approval of a supplemental appropriation in the amount of \$ 135.00, in that the Court ordered ADC refunds for support and reimbursement for ADC funds received. Councilman Dingleline moved that the appropriation be approved, and that:-

\$ 135.00 chgd.to: VPA Fund (Rev. a/c 1005-2) Recoveries & Rebates- Unanticipated
Revenue - ADC

135.00 approp.to: VPA Fund (8-8022-394-A) Bureau of Public Assistance- Aid to
Dependent Children.

which motion upon being seconded by Councilman Green, was adopted by a unanimous vote of Councilmen present.

✓ A request was presented from Chief Julius F. Ritchie for approval of a transfer of funds in the amount of \$ 1,000. within current budget appropriations of his department, due to insufficient funds to finish out this fiscal year through June 30th, for operating expenses. Following a brief discussion, Vice-Mayor Denton moved that the transfer be approved, and that:-

\$ 1,000. trans.from: General Fund (6110) 230 Board & Care of Prisoners.

1,000. trans.to: General Fund (9010) 212 Other Materials & Supplies.

which motion upon being seconded by Councilman Green, was adopted by a unanimous vote of Councilmen present.

✓ City Manager Milam requested approval of Council for a transfer of funds in amount of \$ 99,965. which represents the balance in account for moving of houses on Cantrell Ave., which project was not carried out due to excessive charges. He noted that the said amount would be transferred into Fire Department-Capital Outlay, to be applied toward the building of new fire station No. 4, in order that same may show up as a surplus as of June 30th. Following discussion, Councilman Green moved that the transfer be approved, and that:-

\$ 99,965. trans.from: General Fund (1-10110-7709) Street Inspection- Capital
Outlay- Work in Progress.

99,965. trans.to: General Fund (1-9020-7201) Fire Department- Capital Outlay-
New Building - No. 4.

which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Councilmen present.

✓ A request was presented from the Director of Social Services for approval of a supplemental appropriation in the amount of \$ 230.80 representing reimbursement to foster care for expenditures for children in foster care received from Social Security and parents. Vice-Mayor Denton moved that the appropriation be approved, and that:-

\$ 230.80 chgd.to: VPA Fund (Rev. a/c 1005-2) Recoveries & Rebates-
Unanticipated Revenue - ADC-FC

230.80 approp.to: VPA Fund (8-8022-394-B) Bureau of Public Assistance-
Aid to Dependent Children- Foster Care

which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Councilmen present.

✓ City Manager Milam informed Council that in 1968 a travel allowance of \$.09¢ per mile was established for city employees when using their private cars for city business, and requested that authorization be given to increase the amount of \$.12¢ per mile. Following a brief discussion, Councilman Dingleline

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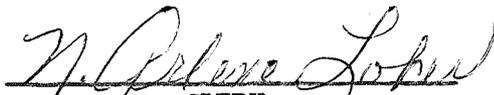
moved that travel allowance be increased as set forth by the City Manager, which motion upon being seconded by Councilman Green, was adopted by a unanimous vote of Councilmen present.

✓ For Council information, Manager Milam reported that parking had been removed from one side of Monument Ave., with parking allowed inside fence for games and tournaments at Purcell Park, in order to open the street for emergency equipment to get through, if needed.

• Manager Milam informed Council that upon his investigation of the deed for the Purcell Park land, there was no covenant in same affecting the opening or closing of streets. The matter of a request from the Recreation Commission for closing certain portions of three streets, namely: Bluestone St., Valley St. and Crawford Ave., is now pending action of Council. The report was for information.

The City Manager suggested that Council consider amending the City Code to provide that no building permit shall be issued on any existing street unless provided with water & sewer, street improvements, curb and gutter. He was instructed to bring a proposed ordinance, to this effect to the next regular meeting.

There being no further business and on motion duly adopted, the meeting adjourned at 12:00 midnight.


CLERK


MAYOR