

MINUTES OF METROPOLITAN SEWERAGE DISTRICT BOARD

RESOLUTION AUTHORIZING BOND ISSUE OF \$10,400,000.

RESOLUTION REQUESTING COUNTY COMMISSIONERS TO CALL AN ELECTION.

RESOLUTION REQUESTING INCREASE IN ADVANCES FROM VARIOUS WATER BILLING AGENCIES WITHIN DISTRICT.

A special meeting of the Metropolitan Sewerage District Board, called by Chairman Peterson, convened in the Board Room 501, City Building, Asheville, North Carolina, at 2:00 p. m. on Tuesday, October 8, 1963.

Chairman Peterson called the meeting to order and in the absence of Mrs. Swicegood requested that Mr. Robinson act as temporary secretary. The roll was called with the following members present: Mr. Peterson, Mr. Garrison, Mr. Dawson, Mr. Finch, Mr. Robinson, and Mr. Tandy.

The following form acknowledging due service of notice of a special meeting was received from the absent members, Mr. J. G. Adams, Jr., Mr. R. Robert Reagan, Mr. J. W. Spicer, and Mrs. R. M. Swicegood.

"I hereby acknowledge due service of notice of a special meeting of the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, to be held at 2:00 o'clock p. m., on October 8, 1963, at the office of the Board, Room 501, City Building, Asheville, North Carolina, concerning the passage of a bond order authorizing bonds of the District and the passage of a resolution directing publication of the bond order and requesting the Board of Commissioners to call an election on the bonds, but I am not able to be present at said meeting."

A film relating to community benefits of adequate sewage treatment was presented by representatives of the Southern Clay Pipe Manufacturers. They expressed willingness to assist with publicity in any manner the Board should desire.

Mr. Johnson, Engineer-Manager, read a letter from Mr. Bertram Goldsmith stating that his firm would not be interested in handling general obligation bonds but that if revenue bonds should be used he would be glad to assist in any way possible.

Mr. Johnson informed the Board that acknowledgment of receipt of properly executed documents of application had been received from Mr. W. E. Easterling, Secretary of the Local Government Commission.

Mr. Johnson stated that he and Mr. Dawson had visited the Hendersonville sewage plant, under construction, and found the trip a rewarding one. Mr. Dawson concurred in the worth of the trip.

Mr. Johnson informed the Board that with the assistance of Mr. Clyde Bradley, Chairman of the Buncombe County Board of Elections, polling places and election officials had been determined for the proposed election. He also presented a tentative schedule of procedure leading to such an election.

Minutes
October 8, 1963
Page 2

At this point the meeting was turned over to Mr. Redmond, Attorney, who explained each of three resolutions as follows:

"Mr. Ronald E. Finch introduced the following order authorizing bonds which was read:

ORDER AUTHORIZING \$10,400,000
SEWAGE DISPOSAL SYSTEM BONDS

BE IT ORDERED AND RESOLVED by the District Board of the Metropolitan Sewerage District of Buncombe County:

1. That, pursuant to the North Carolina Metropolitan Sewerage Districts Act, Article 25 of Chapter 153 of the General Statutes of North Carolina, bonds of the Metropolitan Sewerage District of Buncombe County, North Carolina, a District duly created and established pursuant to said Act, shall be issued in an aggregate principal amount not exceeding \$10,400,000 for the purpose of providing funds, with any other available funds, for constructing a sewage disposal system for said District, including treatment plants, pumping stations, intercepting sewers, trunk sewers, pressure lines, mains and all necessary appurtenances and equipment, and all property, rights, easements and franchises relating thereto.

2. That there may be pledged to the payment of said bonds and the interest thereon revenues of the sewage disposal system available therefor if and to the extent that the District Board shall hereafter determine by resolution prior to the issuance of bonds.

3. That a tax sufficient to pay the principal of and the interest on the bonds shall be annually levied and collected on all taxable property within the District but in the event that any revenues of the sewage disposal system shall be pledged to the payment of the bonds such tax may be reduced by the amount of such revenues available for the payment of such principal and interest.

4. That this order shall take effect when and if it is approved by a majority of the qualified voters of the District voting at an election thereon as provided in said Act.

Upon motion of Mr. Ronald E. Finch, seconded by Mr. Thomas S. Garrison, Sr., the foregoing order entitled: "ORDER AUTHORIZING \$10,400,000 SEWAGE DISPOSAL SYSTEM BONDS" was passed by the following vote:

Ayes: Mr. M. C. Peterson, Mr. Thomas S. Garrison, Sr., Mr. George E. Dawson, Mr. Ronald E. Finch, Mr. C. LeRoy Robinson, and Mr. Oscar G. Tandy.

Noes: None.

Thereupon Mr. George E. Dawson introduced the following resolution which was read:

RESOLUTION DIRECTING THE SECRETARY OF THE DISTRICT BOARD TO PUBLISH THE BOND ORDER AUTHORIZING \$10,400,000 SEWAGE DISPOSAL SYSTEM BONDS OF THE METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY AND REQUESTING THE BOARD OF COMMISSIONERS FOR THE COUNTY OF BUNCOMBE TO CALL AN ELECTION UPON THE ISSUANCE OF THE BONDS AUTHORIZED THEREBY

BE IT RESOLVED by the District Board of the Metropolitan Sewerage District of Buncombe County:

Section 1. The Secretary of the District Board is hereby directed to publish the bond order passed by the Board on October 8, 1963, authorizing \$10,400,000 Sewage Disposal System Bonds of the District, together with the notice required by Article 25 of Chapter 153 of the General Statutes of North Carolina, in The Asheville Times, a newspaper published in Buncombe County and circulating in the District, once in each of two successive weeks.

Section 2. The Board of Commissioners for the County of Buncombe is hereby requested to call an election within the Metropolitan Sewerage District of Buncombe County for the purpose of submitting to the qualified voters of said District the proposition of issuing said \$10,400,000 Sewage Disposal System Bonds of said District, to set the date of the election, name the election officers, determine the polling places and the election precincts, and cause the election to be held in accordance with the provisions of Article 25 of Chapter 153 of the General Statutes of North Carolina.

Section 3. The Secretary of the District Board is hereby directed to transmit a certified copy of this resolution and said bond order to the Board of Commissioners for the County of Buncombe.

Upon motion of Mr. George E. Dawson, seconded by Mr. Oscar G. Tandy, the foregoing resolution entitled:
"RESOLUTION DIRECTING THE SECRETARY OF THE DISTRICT BOARD TO

PUBLISH THE BOND ORDER AUTHORIZING \$10,400,000 SEWAGE DISPOSAL SYSTEM BONDS OF THE METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY AND REQUESTING THE BOARD OF COMMISSIONERS FOR THE COUNTY OF BUNCOMBE TO CALL AN ELECTION UPON THE ISSUANCE OF THE BONDS AUTHORIZED THEREBY" was passed by the following vote:

Ayes: Mr. M. C. Peterson, Mr. Thomas S. Garrison, Sr., Mr. George E. Dawson, Mr. Ronald E. Finch, Mr. C. LeRoy Robinson, and Mr. Oscar G. Tandy.

Noes: None.

Thereupon Mr. C. LeRoy Robinson introduced the following resolution which was read:

RESOLUTION

WHEREAS, It is necessary and desirable that the Metropolitan Sewerage District have sufficient current funds to pay its expenses including the costs of holding an election within the District; and

WHEREAS, In order for the Metropolitan Sewerage District Board to have sufficient funds to pay its current expenses the following is suggested as a formula for raising operating funds;

NOW, THEREFORE, BE IT RESOLVED: That the County Commissioners of Buncombe County advance to the Metropolitan Sewerage District Board an amount equal to two dollars per meter annually for the total number of water meters serving in the county outside of the Woodfin Sanitary Water and Sewer District and any incorporated city; that the Trustees of the Woodfin Sanitary Water and Sewer District advance a like amount for the users of the Woodfin

Sanitary Water and Sewer District; and each incorporated city in Buncombe County advance a like amount, such payments to be determined on the basis of the number of water meters in service on October 1, 1963 and made quarterly; it being understood that as capital funds are made available to the District Board the above payments are to be repaid to the respective units.

That a copy of this Resolution be forwarded to each governmental unit composing the Metropolitan Sewerage District, and that the same be considered as an official request for funds.

Upon motion of Mr. C. LeRoy Robinson, seconded by Mr. Oscar G. Tandy, the foregoing resolution was passed by the following vote:

Ayes: Mr. M. C. Peterson, Mr. Thomas S. Garrison, Sr., Mr. George E. Dawson, Mr. Ronald E. Finch, Mr. C. LeRoy Robinson, and Mr. Oscar G. Tandy.

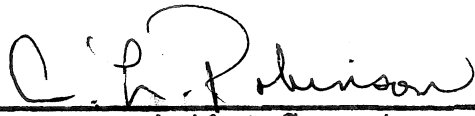
Nees: None.

Mr. Peterson raised the question of publicity methods. Several suggestions were made but action was deferred to the next meeting in order that the Board members might give it some serious thought.

Mr. Coke Candler, Chairman of County Board of Commissioners, was present. Also attending were Mr. Philip Clark and Mr. Arthur Whiteside representatives of the local news media.

There being no further business and upon motion of Mr. Garrison, seconded by Mr. Dawson, the meeting was adjourned at 3:00 p. m.

October 8, 1963



Acting Secretary

I, Lenoir H. Swicegood, Secretary of the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and correct copy of the minutes of a meeting of said District Board held on October 8, 1963, so far as the same relate to the passage of the bond order and resolution hereinabove set forth, and that such minutes have been recorded in Minute Book One of said Board, beginning at page Two and ending at page Six.
WITNESS my hand and seal of said District, this 9th day of October, 1963.

Lenoir H. Swicegood
Secretary
Metropolitan Sewerage District
of Buncombe County

R E C E I V E D

OCT 8 1963

**Metropolitan Sewerage District
of Buncombe County**

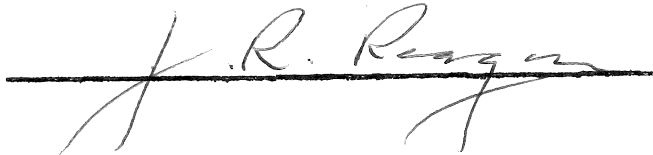
I hereby acknowledge due service of notice of a special meeting of the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, to be held at 2:00 o'clock p. m., on October 8, 1963, at the office of the Board, Room 501, City Building, Asheville, North Carolina, concerning the passage of a bond order authorizing bonds of the District and the passage of a resolution directing publication of the bond order and requesting the Board of Commissioners to call an election on the bonds, but I am not able to be present at said meeting.

J. G. Adams

October 4, 1963

Mr. M. C. Peterson
609 City Building
Asheville, North Carolina

I hereby acknowledge due service of notice of a special meeting of the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, to be held at 2:00 o'clock p. m., on October 8, 1963, at the office of the Board, Room 501, City Building, Asheville, North Carolina, concerning the passage of a bond order authorizing bonds of the District and the passage of a resolution directing publication of the bond order and requesting the Board of Commissioners to call an election on the bonds, but I am not able to be present at said meeting.

A handwritten signature in cursive script, appearing to read "J. R. Rangan", is written over a solid horizontal line.

RECEIVED

OCT 8 1963

Metropolitan Sewerage District
of Buncombe County

I hereby acknowledge due service of notice of a special meeting of the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, to be held at 2:00 o'clock p. m., on October 8, 1963, at the office of the Board, Room 501, City Building, Asheville, North Carolina, concerning the passage of a bond order authorizing bonds of the District and the passage of a resolution directing publication of the bond order and requesting the Board of Commissioners to call an election on the bonds, but I am not able to be present at said meeting.

Promper

R E C E I V E D

OCT 8 1963

**Metropolitan Sewerage District
of Buncombe County**

I hereby acknowledge due service of notice of a special meeting of the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, to be held at 2:00 o'clock p. m., on October 8, 1963, at the office of the Board, Room 501, City Building, Asheville, North Carolina, concerning the passage of a bond order authorizing bonds of the District and the passage of a resolution directing publication of the bond order and requesting the Board of Commissioners to call an election on the bonds, but I am not able to be present at said meeting.

Lemon Swain

MINUTES OF METROPOLITAN SEWERAGE DISTRICT BOARD

PRELIMINARY BROCHURE PRESENTED
AGREEMENTS CONCERNING BROCHURE
PUBLICITY COMMITTEE AUTHORIZED

The meeting of the Metropolitan Sewerage District Board was held in the Board Room 501, City Building, Asheville, North Carolina, at 2:00 p. m. on Tuesday, October 15, 1963.

The meeting was called to order by Chairman Peterson. The roll was called by Mrs. Swicegood, Secretary, with the following members being present: Mr. Peterson, Mr. Garrison, Mrs. Swicegood, Mr. Adams, Mr. Dawson, Mr. Finch, Mr. Reagan, Mr. Robinson, and Mr. Tandy.

The minutes of the two previous meetings having been sent to each Board member, it was moved by Mr. Dawson and unanimously voted to approve them as recorded.

Mr. Johnson, Engineer-Manager, reported that the County Commissioners had granted formal approval for an election to be held December 14, 1963, authorizing \$10,400,000 for sewer bonds.

He said that statements for the current quarter and copies of the Resolution asking the various billing agencies within the District to double their loans to the District, had been mailed. He stated that the number of meters had increased to approximately 30,000 and that he felt the current quarter plus the one due in January should cover the election costs.

A preliminary copy of a proposed brochure, prepared by the staff with the assistance of Mr. Earl McGuire, was presented.

After a thorough discussion, Mr. Finch moved that the Board authorize procedure with such a brochure to inform the public and ask for their endorsement of action taken by the Board. This motion carried unanimously.

Then followed some discussion as to the appropriateness of such a brochure being signed by the Metropolitan Sewerage District Board. Upon motion of Mr. Garrison that the Board's name should appear, a unanimous affirmative vote was given.

It was further agreed that brochures should be sent to each water customer within the District prior to the start of registration.

The question of a Publicity Committee was raised by Chairman Peterson. Several names were suggested and a motion by Mr. Dawson was made that Mr. Peterson select a number of hopefully interested citizens and send each a letter requesting his service in this capacity. This motion carried unanimously.

Mr. Earl McGuire was in attendance as were Mr. Philip Clark, Asheville Citizen, and Mr. Arthur Whiteside, WLOS-TV.

There being no further business, the meeting was adjourned at 2:40 p. m.

October 15, 1963


Secretary

The Board of Commissioners for the County of Buncombe, North Carolina, met in adjourned regular session at the Court-house in Asheville, North Carolina, the regular place of meeting, at 12 o'clock ^{Noon} .M., on December 17, 1963.

Present: Chairman Coke Candler and Commissioners
Harry P. Mitchell

Absent: John C. Vance

* * * * *

At 12 o'clock ^{Noon} .M., the members of the Board of Commissioners for the County of Buncombe received from the registrars and judges of election the returns of the special bond election held on December 14, 1963, in the Metropolitan Sewerage District of Buncombe County. After said returns had been canvassed, Commissioner Mitchell introduced the following resolution which was read:

12,969

**RESOLUTION RELATING TO THE CANVASSING
OF THE RETURNS OF THE SPECIAL BOND ELEC-
TION HELD IN THE METROPOLITAN SEWERAGE
DISTRICT OF BUNCOMBE COUNTY ON DECEMBER
14, 1963**

BE IT RESOLVED by the Board of Commissioners for the County of Buncombe:

Section 1. The returns of the special bond election held on December 14, 1963, in the Metropolitan Sewerage District of Buncombe County, having been received from the proper election officers and the Board having canvassed the same, the following facts are hereby found and determined:

(a) That at a special bond election held in the Metropolitan Sewerage District of Buncombe County on December 14, 1963, there was submitted to the qualified voters of said District the following question:

Shall a bond order adopted by the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, on the 8th day of October, 1963, authorizing the issuance of not exceeding \$10,400,000 Sewage Disposal System Bonds of said Metropolitan Sewerage District for the purpose of providing funds, with any other available funds, for constructing a sewage disposal system for said District, including treatment plants, pumping stations, intercepting sewers, trunk

every appointment and equipment, and all property, rights, easements and franchises relating thereto, and the levy of a tax for the payment thereof, be approved?

(b) That no complaints have been made to this Board against the regularity of said election.

(c) That said election and the registration therefor were duly and properly held in accordance with law.

(d) That the following schedule correctly shows the designations of the several precincts at which said election was held, the number of voters registered and qualified to vote in each precinct, the number of votes cast in each precinct in favor of the question submitted, the number cast against said question, and the totals of such numbers:

Precincts	Polling Places	Voters registered and qualified to vote	Question Submitted	
			Votes For	Votes Against
Ashville				
1	Court House	236	133	8
2	William Randolph School	392	216	52
3	Claxton School	405	219	51

Precincts	Polling Places	Voters registered and qualified to vote	Question Submitted	
			Votes For	Votes Against
Ashville				
4	North Asheville Community Center	515	364	39
5	Ira B. Jones School	567	379	52
6	Haw Creek School	488	277	83
7	Newton School	367	222	57
8	Biltmore School	77	52	6
9	Oakley School	235	81	58
10	Livingston Street School	171	136	7
11	Aston Park	305	124	16
12	Hall Fletcher School	255	117	34
13	Eugene Rankin	271	162	59

17	Ashville Art Museum 224 Charlotte St.	.....331.....	.....331.....	.....331.....
Avery Creek	East Creek Ranch Asheville, N. C.	.....35.....	.....31.....	.....9.....
Baird's Cove	Baird's Cove Stephens Lumber Co. 205 Weaverly Rd. Asheville, N. C.	.....38.....	.....19.....	.....19.....
Beaverton	Beaverton Comm. Center Asheville, N. C.	.....155.....	.....77.....	.....78.....
Biltmore	Biltmore Parent Fire Station Asheville, N. C.	.....375.....	.....175.....	.....200.....

		Voters registered and qualified to vote	Question Submitted	Votes For	Votes Against
Franklin	Rollins Plaza				
Black Mtn. #1	Black Mtn. School Black Mountain, N.C.	.....151.....	.....32.....	.....3.....
Black Mtn. #2	City Hall Black Mountain, N.C.	.....144.....	.....35.....	.....2.....
Black Mtn. #3	Club House, Lake Toxahatch Black Mountain, N.C.	.....226.....	.....117.....	.....209.....
French Broad	Hunts Auto Sales 92 Weaverly Rd. Asheville, N.C.	.....29.....	.....14.....	.....1.....
Hay Creek	Hay Creek Vol. Fire Depart- ment Asheville, N. C.	.....100.....	.....32.....	.....17.....
Harrel #2	Beaverview Landre- ment 477 Beaverview Rd. Asheville, N. C.	.....39.....	.....12.....	.....1.....
Low.Hamby #1	Venable School	.....71.....	.....21.....	.....3.....
Low.Hamby #2	Pisgah View Grocery Pisgah View Rd. Asheville, N. C.	.....38.....	.....14.....	.....1.....
Limestone	T. C. Roberson Consolidated High School	.....418.....	.....218.....	.....64.....
Oakley	A. C. Reynolds High School	.....40.....	.....10.....	.....2.....
Ocean	American Legion Hall (Francis Post) Ocean, N. C.	.....157.....	.....31.....	.....31.....
Savannah #1	Savannah Vol. Fire Department	.....54.....	.....18.....	.....31.....
Savannah #2	Savannah School	.....150.....	.....18.....	.....2.....
Weaverly	Weaverly School	.....275.....	.....203.....	.....72.....

Section 2. At said election a majority of the qualified voters of the Metropolitan Sewerage District of Buncombe County who voted at said election voted for the approval of the bond order adopted by the District Board of the Metropolitan Sewerage District of Buncombe County on October 8, 1963, authorizing the issuance of not exceeding \$10,400,000 Sewage Disposal System Bonds of said Metropolitan Sewerage District for the purpose of providing funds, with any other available funds, for constructing a sewage disposal system for said District, including treatment plants, pumping stations, intercepting sewers, trunk sewers, pressure lines, mains and all necessary appurtenances and equipment, and all property, rights, easements and franchises relating thereto, and the levy of a tax for the payment thereof.

Section 3. The Clerk of the Board of Commissioners is hereby directed to transmit a certified copy of this resolution to the District Board of the Metropolitan Sewerage District of Buncombe County.

Upon motion of Commissioner Mitchell, seconded by Commissioner Cantler, the foregoing resolution entitled: "RESOLUTION RELATING TO THE CANVASSING OF THE RETURNS OF THE SPECIAL BOND ELECTION HELD IN THE METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY ON DECEMBER 14, 1963" was passed by the following vote:

Ayes: Commissioners Mitchell and Cantler

Noes: None

* * * * *