

September 30, 1974
Ordinance Book 21 - Page 281

ORDINANCE NO. 396-X*

AN ORDINANCE TO AMEND ORDINANCE NO. 708-X, THE 1973 MODEL CITIES BUDGET ORDINANCE, REVISING APPROPRIATIONS TO PROVIDE FUNDS TO FACILITATE THE CONSTRUCTION OF THE BELMONT REGIONAL CENTER.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

Section 1. That Section 1, Schedule A and B are hereby amended in accordance with the following schedule:

<u>Account No.</u>	<u>Account Title</u>	<u>Current Appropriation</u>	<u>Changes</u>	<u>Revised Appropriation</u>
<u>Decrease:</u>				
411.01	Model Cities Mental Health	\$ 76,095	\$ 6,278	\$ 69,817
411.02	Neighborhood Based Health Support	142,145	6,973	135,172
411.07	Night Medical Services/ Memorial Hospital	152,000	13,000	139,000
490.03	Central Administration	<u>111,237</u>	<u>94,066</u>	<u>17,171</u>
	Total Decrease	\$481,477	\$120,317	\$361,160

Increase:

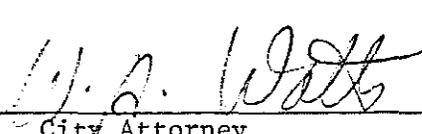
415.09	Belmont Regional Center	\$ -0-	120,317	\$120,317
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This transfer will provide a supplemental appropriation for the construction of Belmont Regional Center.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall become effective upon its adoption.

Approved as to form:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 281.

Ruth Armstrong, City Clerk

September 30, 1974
Ordinance Book 21 - Page 282

ORDINANCE NO. 397-X

AN ORDINANCE TO AMEND ORDINANCE NO. 214-X, THE 1974-75 BUDGET ORDINANCE, TO TRANSFER FUNDS FROM THE UNAPPROPRIATED BALANCE OF THE GENERAL REVENUE SHARING TRUST FUND TO FACILITATE CONSTRUCTION OF THE BELMONT REGIONAL CENTER PROJECT.

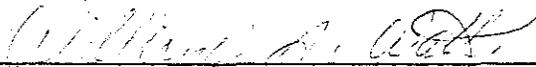
BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

Section 1. That the sum of \$119,000 is hereby transferred from the unappropriated balance of the General Revenue Sharing Trust Fund to Account No. 553.04 (Belmont Regional Center), these funds will provide a partial appropriation for the construction of the Belmont Regional Center.

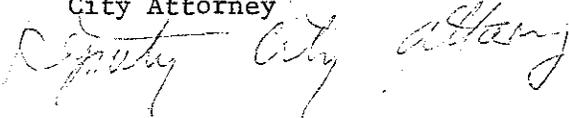
Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall become effective upon its adoption.

Approved as to form:



City Attorney



Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 282.

Ruth Armstrong
City Clerk

September 30, 1974
Ordinance Book 21 - Page 283

ORDINANCE NO. 398-X

AN ORDINANCE TO TRANSFER FUNDS FROM THE 1969 PUBLIC BUILDING BOND FUND AND OTHER SOURCES TO ESTABLISH AN APPROPRIATION FOR THE CONSTRUCTION OF THE BELMONT REGIONAL CENTER PROJECT.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

Section 1. That the sum of \$1,081,000 is hereby transferred to the Capital Improvement Account 553.04 (Belmont Regional Center) from the following sources:

Bond Fund 4181 (1969 Public Building Bonds)	\$ 350,936
Contribution from Model Cities Fund	211,064
HUD - Neighborhood Facilities Grant	400,000
Contribution from the General Revenue Sharing Fund	<u>119,000</u>
TOTAL	\$1,081,000

That the sum of \$61,897 has been established as a reserve in Bond Fund 4181 (1969 Public Building Bonds) pending a reimbursement from the U. S. Department of Housing and Urban Development for expenditures incurred by the City on the Greenville Center. These funds will be available for expenditure when the reserve has been liquidated.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall become effective upon its adoption.

Approved as to form:

William L. Watts

City Attorney

Deputy City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 283.

Ruth Armstrong, City Clerk

September 30, 1974
Ordinance Book 21 - Page 284

ORDINANCE NO. 399

AMENDING CHAPTER 13

AN ORDINANCE AMENDING CHAPTER 13, ARTICLE IV, OF THE CODE OF
THE CITY OF CHARLOTTE RELATING TO CONDUCT IN PUBLIC PARKS.

BE IT ORDAINED by the City Council of the City of Charlotte, North
Carolina:

Section 1. That Chapter 13, Article IV, Section 13-61(1) of the City
Code, is hereby amended by the addition of the following sentence at the end
of said sub-section:

"However, this provision shall not apply to the sale and
dispensing of beer and wine at Memorial Stadium .
on such occasions and upon such terms as are approved
by the Commission. "

Section 2. That this ordinance shall become effective upon its adoption.

Approved as to form:

James W. Underhill, Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte,
North Carolina, in regular session convened on the 30th day of September,
1974, the reference having been made in Minute Book 60, and recorded in
full in Ordinance Book 21, at Page 284.

Ruth Armstrong
City Clerk

September 30, 1974
Ordinance Book 21 - Page 285

ORDINANCE NO. 400

AN ORDINANCE AMENDING CHAPTER 3, "ANIMALS" OF THE CODE OF THE CITY OF CHARLOTTE.

BE IT ORDAINED by the City Council of the City of Charlotte, North
Charlotte:

Section 1. That Section 3-18 of Chapter 3 of the Code be deleted in its
entirety and the following substituted in lieu thereof:

"Sec. 3-18 . Confinement of Animals in Motor Vehicles.

(a) No person having charge or custody of an animal, as owner
or otherwise, shall place or confine such animal or allow such
animal to be placed or confined or to remain in a motor vehicle under
such conditions or for such period of time as may endanger the health
or well-being of such animal due to heat, lack of food or drink, or
such other circumstances as may reasonably be expected to cause
suffering, disability or death.

(b) No person having dominion or control over a motor vehicle,
as owner or otherwise, shall place or confine an animal or allow an
animal to be placed or confined or to remain in a motor vehicle under
such conditions or for such period of time as may endanger the health
or well-being of such animal due to heat, lack of food or drink, or such
other circumstances as may reasonably be expected to cause suffering,
disability or death.

(c) For the purposes of this section alone, the term "animal" shall
be construed to also include domesticated cats.

September 30, 1974
Ordinance Book 21 - Page 286

ORDINANCE NO. 400 (continued)

-2-

(d) Nothing in this section shall be deemed to prohibit the transportation of horses, cattle, sheep, poultry or other agricultural livestock in trailers or other vehicles designed and constructed for such purpose.

Sec. 3-18.1. Authority to break and enter motor vehicle.

(a) The Superintendent, his authorized representatives and any officer of the Police Department may break and enter a motor vehicle if necessary to remove an animal where reasonable cause exists to believe that the animal is in such vehicle in violation of Sec. 3-18. The officer removing the animal shall then impound it and shall leave in a prominent place in the motor vehicle a written notice of the animal's impoundment, a brief description of the animal, where it may be reclaimed and the time within which the owner may redeem the animal.

(b) So long as an animal is within the sight of the Superintendent, his authorized representative or a police officer, Sec. 3-5 shall not be interpreted to require that any warrant be obtained before removing the animal pursuant to subsection (a) of this section."

Sec. 2. That Section 3-23 be amended by deleting the fee schedule in its entirety, and substituting a new fee schedule in lieu thereof to read as follows:

ORDINANCE NO. 400 (continued)

-3-

For taking up and impounding each dog	\$ 10.00
For taking up and impounding each horse	20.00
For taking up and impounding each jack, jenny and calf	20.00
For taking up and impounding each sheep, lamb, hog and goat	10.00
For taking up and impounding each other animal, excepting rabbits, birds or poultry	5.00
For feeding and caring for each dog, per day	2.00
For feeding and caring for each horse, mare, colt, mule, bovine animal, jack, jenny, calf, sheep, lamb, goat and hog per day	3.00
For feeding and caring for rabbits, birds, poultry or other animals not specified in this section	1.00

Sec. 3. That Section 3-41 of the present Code be re-numbered Sec. 3-42

and the following sentence added to subsection (d) at the end:

"The arrest shall be for the violation of the section of this chapter charged in the citation and, upon conviction, the defendant shall be subject to the penalties prescribed by Sec. 1-6."

Sec. 4. That the following new section shall be Sec. 3-41:

"Sec. 3-41. Enforcement.

(a) The violation of any provision of this chapter shall be a misdemeanor and any person convicted of such violation shall be subject to any and all penalties prescribed by Sec. 1-6.

(b) Any provision of this chapter which makes unlawful a condition existing upon or use made of real property may be enforced by injunction and order of abatement. When a violation of such a provision occurs, the city may apply to the appropriate division of the General Court of Justice for a mandatory or prohibitory injunction and order of abatement commanding the defendant to correct the unlawful use of the property.

(c) In lieu of any remedy described in subsection (a) and (b) of this section, a civil penalty of five dollars (\$5.00) shall be levied against any person who violates any section of this chapter and who is cited for such violation under Sec. 3-42.

September 30, 1974
Ordinance Book 21 - Page 288

ORDINANCE NO. 400 (continued)

-4-

(d) When a person cited with the violation of any section of this chapter appears before the clerk on duty at the violations bureau in response to a notice as hereinabove provided, such clerk is authorized, if such person desires to do so, to allow him or her to sign on the docket which is kept in connection with traffic violations and pay the civil penalty above stated. Upon such payment the clerk shall give to him or her a receipt for the money paid showing what it was paid for, and shall deliver such amount to the collector of revenue of the city."

Sec. 5. That the existing Sec. 3-42 of the Code be deleted in its entirety.

Sec. 6. That this ordinance shall become effective upon adoption.

Approved as to form:

John W. Davis, Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, beginning at Page 285.

Ruth Armstrong
City Clerk

September 30, 1974
Ordinance Book 21 - Page 289

ORDINANCE NO. 401-X

AN ORDINANCE TO TRANSFER FUNDS FROM THE UNAPPROPRIATED BALANCE OF THE AIRPORT FUND AND TO ESTABLISH A REVENUE ESTIMATE FOR A FEDERAL AVIATION ADMINISTRATION GRANT TO PROVIDE FUNDS FOR THE INSTALLATION OF SECURITY FENCING AND PURCHASE OF ONE CRASH FIRE RESCUE VEHICLE AT THE AIRPORT.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

Section 1. That the sum of \$391,500 is hereby appropriated to the Airport Capital Improvement Account 562.71 (Security Fencing), these funds will be used for the purchase and installation of approximately 38,000 linear feet of fencing at Douglas Municipal Airport, and one crash fire rescue vehicle.

Section 2. It is estimated that the following revenue estimates and funds transfers will be available to meet the foregoing appropriation:

<u>Account #</u>	<u>Description</u>	<u>Amount</u>
4110.700	Unappropriated Airport Fund Balance (Reserve for CIP)	\$ 97,875
5901	Federal Aviation Administration Grant	<u>293,625</u>
	TOTAL	\$391,500

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall become effective upon its adoption.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 289.

Ruth Armstrong
City Clerk

September 30, 1974
Ordinance Book 21 - Page 290
ORDINANCE NO. 402-X

AN ORDINANCE TO AMEND ORDINANCE NO. 214-X, THE 1974-75 BUDGET ORDINANCE, AMENDING REVENUES AND EXPENDITURES TO PROVIDE AN APPROPRIATION FOR THE LEAA FUNDED DOCUMENT RETRIEVAL SYSTEM.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

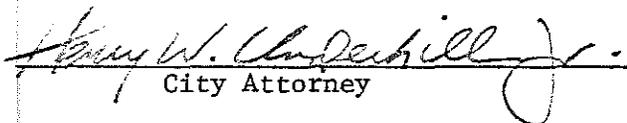
Section 1. That Section I, Schedule A (General Fund Expenditures) is hereby amended to add an appropriation of \$223,102 to carryout the LEAA funded Document Retrieval System in the Charlotte Police Department.

Section 2. That Section II, Schedule A (General Fund Revenues) is hereby amended to increase the Intergovernmental Revenue estimate by \$223,102, these funds represent the LEAA share of the aforementioned Document Retrieval System.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall become effective upon its adoption.

Approved as to form:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 290.

Ruth Armstrong
City Clerk

September 30, 1974
Ordinance Book 21 - Page 291

ORDINANCE NO. 403-X

AN ORDINANCE TO AMEND ORDINANCE NO. 209-X, THE 1974-75 MANPOWER BUDGET ORDINANCE, AMENDING REVENUES AND EXPENDITURES TO ESTABLISH AN APPROPRIATION FOR ENROLLEE TRAINING FOR THE CHARLOTTE MANPOWER DEPARTMENT.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

Section 1. That the sum of \$157,062 is hereby appropriated to Account No. 750.04 (Charlotte Manpower Enrollee Training), these funds will be used to finance tuition and other training costs with Central Piedmont Community College, Charlotte Truck Driving School, Opportunities Industrialization Center and other agencies for the period October 1, 1974 thru June 30, 1975.

Section 2. It is estimated that the sum of \$157,062 will be made available as a grant from the U. S. Department of Labor in accordance with the Concentrated Employment Training Act of 1974 to meet the foregoing appropriation.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall become effective upon its adoption.
Approved as to form:

Henry W. Cheshire, Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 291.

Ruth Armstrong
City Clerk

September 30, 1974
Ordinance Book 21 - Page 292

ORDINANCE NO. 404-X

AN ORDINANCE ORDERING THE REMOVAL OF WEEDS AND GRASS PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA

Section 1.

WHEREAS, weeds and grass located on the premises at (address) vacant lot adj. 2927 Wheelock Road has been found to be a nuisance by the Supervisor of Community Improvement Division of the Public Works Department, and the owner or those responsible for the maintenance of the premises has/have been ordered to remove the same, pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte; and

WHEREAS, the owner (s) or person (s) responsible for the maintenance of these premises has (have) failed to comply with the said order served by registered mail on September 3, 1974: and

WHEREAS, The City Council, upon consideration of the evidence, finds as a fact that the aforesaid premises are being maintained in a manner which constitutes a public nuisance because of weeds and grass

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Supervisor of the Community Improvement Division, of the Public Works Department, is hereby ordered to cause removal of weeds and grass from the aforesaid premises in the City of Charlotte, and that the City assess costs incurred, and this shall be a charge against the owner (owners), and shall be a lien against this property, all pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte.

Section 2. That this Ordinance shall become effective upon its adoption.

Approved as to form:

Henry W. Chisholm Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 292.

Ruth Armstrong
City Clerk

ORDINANCE NO. 405-X

AN ORDINANCE ORDERING THE REMOVAL OF WEEDS AND GRASS PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA

Section 1.

WHEREAS, weeds and grass located on the premises at (address) 1109 Nations Ford Road has been found to be a nuisance by the Supervisor of Community Improvement Division of the Public Works Department, and the owner or those responsible for the maintenance of the premises has/have been ordered to remove the same, pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte; and

WHEREAS, the owner (s) or person (s) responsible for the maintenance of these premises has (have) failed to comply with the said order served by registered mail on July 25, 1974: and

WHEREAS, The City Council, upon consideration of the evidence, finds as a fact that the aforesaid premises are being maintained in a manner which constitutes a public nuisance because of weeds and grass

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Supervisor of the Community Improvement Division, of the Public Works Department, is hereby ordered to cause removal of weeds and grass from the aforesaid premises in the City of Charlotte, and that the City assess costs incurred, and this shall be a charge against the owner (owners), and shall be a lien against this property, all pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte.

Section 2. That this Ordinance shall become effective upon its adoption.

Approved as to form:

Henry C. Chatham, Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 293.

Ruth Armstrong
City Clerk

September 30, 1974
Ordinance Book 21 - Page 294

ORDINANCE NO. 406-X

AN ORDINANCE ORDERING THE REMOVAL OF TREE LIMBS PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA

Section 1.

WHEREAS, tree limbs located on the premises at (address) 538 Briarwood Avenue has been found to be a nuisance by the Supervisor of Community Improvement Division of the Public Works Department, and the owner or those responsible for the maintenance of the premises has/have been ordered to remove the same, pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte; and

WHEREAS, the owner (s) or person (s) responsible for the maintenance of these premises has (have) failed to comply with the said order served by registered mail on September 3, 1974: and

WHEREAS, The City Council, upon consideration of the evidence, finds as a fact that the aforesaid premises are being maintained in a manner which constitutes a public nuisance because of tree limbs

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Supervisor of the Community Improvement Division, of the Public Works Department, is hereby ordered to cause removal of tree limbs from the aforesaid premises in the City of Charlotte, and that the City assess costs incurred, and this shall be a charge against the owner (owners), and shall be a lien against this property, all pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte.

Section 2. That this Ordinance shall become effective upon its adoption.

Approved as to form:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 294.

Ruth Armstrong
City Clerk

ORDINANCE NO. 407-X

AN ORDINANCE ORDERING THE REMOVAL OF TREE LIMBS PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA

Section 1.

WHEREAS, tree limbs located on the premises at (address)

Vacant lot across from 1907 St. Paul has been found to be a nuisance by the Street Supervisor of Community Improvement Division of the Public Works Department, and the owner or those responsible for the maintenance of the premises has/have been ordered to remove the same, pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte; and

WHEREAS, the owner (s) or person (s) responsible for the maintenance of these premises has (have) failed to comply with the said order served by registered mail on August 12, 1974: and

WHEREAS, The City Council, upon consideration of the evidence, finds as a fact that the aforesaid premises are being maintained in a manner which constitutes a public nuisance because of tree limbs

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Supervisor of the Community Improvement Division, of the Public Works Department, is hereby ordered to cause removal of tree limbs from the aforesaid premises in the City of Charlotte, and that the City assess costs incurred, and this shall be a charge against the owner (owners), and shall be a lien against this property, all pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte.

Section 2. That this Ordinance shall become effective upon its adoption.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 295.

Ruth Armstrong
City Clerk

ORDINANCE NO. 408-X

AN ORDINANCE ORDERING THE REMOVAL OF WEEDS AND TRASH PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA

Section 1.

WHEREAS, weeds and trash located on the premises at (address) Vacant lot 501 N. Graham Street has been found to be a nuisance by the Supervisor of Community Improvement Division of the Public Works Department, and the owner or those responsible for the maintenance of the premises has/have been ordered to remove the same, pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte; and

WHEREAS, the owner (s) or person (s) responsible for the maintenance of these premises has (have) failed to comply with the said order served by registered mail on August 9, 1974: and

WHEREAS, The City Council, upon consideration of the evidence, finds as a fact that the aforesaid premises are being maintained in a manner which constitutes a public nuisance because of weeds and trash

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina, that the Supervisor of the Community Improvement Division, of the Public Works Department, is hereby ordered to cause removal of weeds and trash from the aforesaid premises in the City of Charlotte, and that the City assess costs incurred, and this shall be a charge against the owner (owners), and shall be a lien against this property, all pursuant to Chapter 10, Article I, Section 10-9 of the Code of the City of Charlotte.

Section 2. That this Ordinance shall become effective upon its adoption.

Approved as to form:

Henry W. C. ...
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of September, 1974, the reference having been made in Minute Book 60, and recorded in full in Ordinance Book 21, at Page 296.

Ruth Armstrong
City Clerk