

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber in the City Hall, on Monday, August 14, 1961, at 2 o'clock p.m. with Mayor Brookshire presiding, and Councilmen Albea, Dellinger, Smith, Thrower and Whittington present.

ABSENT: Councilmen Bryant and Jordan.

Charlotte-Mecklenburg Planning Board members, Mr. Sibley, Chairman, Mr. Ervin, Mr. Hanks, Mr. Jones, Mr. Lakey, Mr. Toy, Mr. Turner and Mr. Ward were present during hearings on petitions for zoning changes.

ABSENT: Mr. Craig.

INVOCATION.

The invocation was given by Councilman Gibson L. Smith.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Whittington and unanimously carried, the Minutes of the last meeting on July 31st were approved as submitted.

HEARING ON ORDINANCES NO. 39 AND NO. 40 AMENDING CHAPTER 23, ZONING ORDINANCE OF THE CITY CODE ESTABLISHING RESIDENCE-3 DISTRICTS IN THE CITY OF CHARLOTTE AND PERIMETER AREA.

The scheduled hearing was held on Ordinances No. 39 and No. 40 amending Chapter 23, Zoning Ordinance, of the City Code, to establish Residence-3 districts in the City of Charlotte and Perimeter Area. The Planning Director stated the Residence-3 zone will allow twice as many families per acre as the present Residence-2 zone, and also permit apartments to be erected higher than 40 feet, together with lesser differences as to how buildings are placed on a lot.

Mr. Sibley, Chairman, stated the Planning Board members approve the amendments to the ordinance to establish the R-3 zoning districts.

Councilman Dellinger moved the adoption of the ordinances, which was seconded by Councilman Whittington, and unanimously carried. The ordinances are recorded in Ordinance Book 13, on Pages 101 and 102.

ORDINANCE NO. 34-Z AMENDING THE ZONING ORDINANCE CHANGING ZONING ON PROPERTY AT TUCKASEEGEE ROAD AND GLENWOOD DRIVE, ON PETITION OF THE P & N RAILWAY ET AL, POSTPONED UNTIL AUGUST 28, 1961.

Councilman Albea moved the adoption of Ordinance No. 34-Z Amending the Zoning Ordinance to change the zoning on property at Tuckaseegee Road and Glenwood Drive from R-2 to B-1, as recommended by the Planning Board. The motion was seconded by Councilman Whittington, and carried.

Councilman Dellinger stated he wishes to discuss the proposed rezoning as it appears to him this change would be breaking a precedent, as there is presently a natural barrier between the property in question and the block in which the residents reside who object to the change, and under the new zoning ordinances it would be necessary for a wall or buffer to be erected. He moved that action on the motion be reconsidered. The motion was seconded by Councilman Smith, and unanimously carried.

The Planning Director stated the property is located adjacent to the intersection of two main roads and adjoins an established business district, with one of these roads leading to an industrial district a short distance from the property in question and to Interstate 85; therefore, because of its relationship to the industrial access road and established business zone, it is the considered opinion of the Planning Board that the property in question is more suitable for business use than residential.

Councilman Smith stated he is of the opinion that good, sound planning calls for a change to O-I and not B-I.

Mr. John A. McRae, Attorney for the petitioner was asked if O-I zoning would be acceptable, and he stated it will not suit his client's plans for the construction of a small shopping center of connected stores.

Councilman Dellinger also called attention that 20% of the adjoining property owners have protested the proposed change, and the ordinance could not, therefore, be adopted unless approved by a 3/4 vote of all members of the Council and there are only 5 members present. He moved that Council decision be postponed until August 28th. The motion was seconded by Councilman Albae, and unanimously carried.

Councilman Smith pointed out that heretofore the Planning Board, or their representative, has met with the Council to discuss their recommendation, and it was agreed this would be done on the 28th.

RESOLUTION PROVIDING FOR A PUBLIC HEARING ON SEPTEMBER 18TH ON ORDINANCE NO. 42-Z TO CHANGE ZONING ON PROPERTY ON THE NORTH SIDE OF SHAMROCK DRIVE,

Councilman Whittington moved the adoption of a Resolution providing for a Public Hearing on September 18th on petition of John Chonis and Ralph V. Owens, for a change in zoning on property on the north side of Shamrock Drive, between Eastway Drive and Finchley Drive, as set out in Ordinance No. 42-Z, the motion was seconded by Councilman Smith, and unanimously carried. The resolution is recorded in full in Resolutions Book 4, at Page 133.

RESOLUTION PROVIDING FOR A PUBLIC HEARING ON SEPTEMBER 18TH ON ORDINANCE NO. 43-Z TO CHANGE ZONING ON PROPERTY ON THE SOUTH SIDE OF THE PLAZA.

Upon motion of Councilman Whittington, seconded by Councilman Smith and unanimously carried, a Resolution Providing for a Public Hearing on September 18th on petition of Jack D. Farr et al for a change in zoning on property on the south side of The Plaza, between Weldon Avenue and Blackwood Avenue, as set out in Ordinance No. 43-Z, was adopted. The resolution is recorded in full in Resolutions Book 4, at Page 134.

AMENDMENT TO PAY PLAN TO ESTABLISH A SALARY RANGE FOR THE ASSISTANT CITY TREASURER ADOPTED.

Councilman Dellinger moved the adoption of the following amendment to the Pay Plan to establish a salary range for the Assistant City Treasurer, which was seconded by Councilman Thrower, and unanimously carried:

Class No.	Class Title	Hr Per Week	Pay Range	No.	A	B	C	D	E	F
058	Asst. City Treasurer	xx	23	\$500	\$525	\$550	\$575	\$600	\$630	

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PURCHASE OF 3 $\frac{1}{4}$ ACRES OF PROPERTY BORDERING MCALPINE CREEK TO BE USED FOR THIRD DISPOSAL PLANT AUTHORIZED PURCHASED FROM H. C. GONCE

Councilman Whittington moved approval of the purchase of a strip of land bordering McAlpine Creek, consisting of 3 $\frac{1}{4}$ acres, to be used for a third Disposal Plant, from Mr. H. C. Gonce, at a total price of \$2,750.00, including the land and severance damage for access to water. This motion was seconded by Councilman Smith, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER LINES AUTHORIZED.

Upon motion of Councilman Smith, seconded by Councilman Thrower, and unanimously carried the construction of sanitary sewer lines was authorized at the following locations:

- (a) Construction of 530-ft. of sewer main in Adams Drive, inside the city, on request of John K. Civil, at an estimated cost of \$1,610.00. All cost to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the agreement.
- (b) Construction of 325-ft. of sewer main in Madrid Street and Haines Street, inside the city, on request of Helms Construction Company, at an estimated cost of \$1,060.00. All cost to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the agreement.
- (c) Construction of 3,632-ft. of sewer main in Edgebrook, inside the city, on request of John Crosland Company, at an estimated cost of \$11,300.00. All cost to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the agreement.
- (d) Construction of 380-ft. of sewer main in Honduras Drive, inside the city, on request of G. P. Ferguson, at an estimated cost of \$1,095.00. All cost to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the agreement.
- (e) Construction of 2,738-ft. of sewer main in Rosehaven, inside the city, on request of A. V. Blankenship, at an estimated cost of \$8,725.00. All cost to be borne by the applicant, whose deposit of the entire cost will be refunded as per terms of the agreement.

CONTRACTS AUTHORIZED FOR THE INSTALLATION OF WATER MAINS.

Motion was made by Councilman Dellinger, seconded by Councilman Albea, and unanimously carried, authorizing contracts for the installation of water mains as follows:

- (a) Contract with A. V. Blankenship Company for the installation of 7,690-ft. of water main and 4 hydrants in Rosehaven Subdivision, inside the city, at an estimated cost of \$24,200.00. The city to finance all cost and applicant to guarantee an annual gross water revenue equal to 10% of the total construction cost.
- (b) Supplementary contract to contract dated July 10, 1961 with Ervin Construction Company for the installation of 505-ft. of water mains in Brookfield Subdivision, inside the city, at an estimated cost of \$1,100.00. The city to finance all cost and applicant to guarantee an annual gross water revenue equal to 10% of the total construction cost.

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- (c) Supplementary contract to contract dated August 31, 1959 with American Investment Company for the installation of 1,550-ft. of water mains and one hydrant, in Stonehaven No. 4, outside the city, at an estimated cost of \$5,000.00. The Company will pay the entire cost and will own same until such time as the area is incorporated into the city limits, at which time the water mains and hydrant will become the property of the city without any further agreement in connection therewith.

PAYMENT AUTHORIZED TO MCDOUGLE, ERVIN, HORACK AND SNEPP, FOR LEGAL SERVICES IN CONNECTION WITH SEWER EXTENSIONS.

Councilman Dellinger moved approval of payment of \$552.50 to McDougall, Ervin, Horack & Snapp, for legal services in connection with the following sewer projects. The motion was seconded by Councilman Smith, and unanimously carried:

Trunk to Jules Avenue	\$ 5.00
Progress Lane	5.00
Taggart Creek Outfall	130.00
Trunk to Marble St. and Willard St.	157.50
Trunk to Holly Street	20.00
Trunk to Spruce Street	135.00
Trunk to Shady Bluff	25.00
Condemnation-Piedmont Kennel Club	<u>75.00</u>
Total	\$552.50

PAYMENT AUTHORIZED TO ESTATE OF J. P. SLOAN FOR SANITARY SEWER RIGHT-OF-WAY IN CONNECTION WITH TAGGART CREEK OUTFALL.

Councilman Albea moved approval of payment of \$1,786.38 to the Estate of J. P. Sloan for sanitary sewer right-of-way in connection with the Taggart Creek Outfall. The motion was seconded by Councilman Whittington, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and unanimously carried, the construction of driveway entrances was authorized at the following locations:

- (a) One 35-ft. entrance on Beatties Ford Road, One 25-ft. and Two 30-ft. entrances on Keller Avenue, One 30-ft. entrance on LaSalle Street, all for 1613 Beatties Ford Road.
- (b) One 20-ft. entrance at 809 S. Tryon Street.
- (c) One 22-ft. entrance at 3710 Northmore Street.
- (d) One 10.4 ft. entrance at 1436 E. Independence Boulevard.
- (e) One 30-ft. entrance at 1316 S. Tryon Street.
- (f) Two 30-ft. entrances and One 20-ft. entrance at 1025 E. 36th Street.
- (g) One 10-ft. and One 16-ft. entrance on Beatties Ford Road, One 35-ft. and One 23.3 entrance on W. Trade Street, all for 101 Beatties Ford Road.

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RENEWAL OF SPECIAL OFFICER PERMITS AUTHORIZED.

Motion was made by Councilman Albea, seconded by Councilman Whittington, and unanimously carried, authorizing the renewal of Special Officer Permits to the following persons, for use on the premises of Highland Park Manufacturing Company:

- (a) Permit to Mr. R. A. Smith, 2217 Charlotte Drive.
- (b) Permit to Mr. Claudis Mills, 218 Marble Street.
- (c) Permit to Mr. Cyrus Clayton Austin, 3321 Ritch Avenue.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Whittington, seconded by Councilman Thrower, and unanimously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with Mrs. Mabel Thomas Kuhn and Mr. and Mrs. George B. Adams, Sr., for Lot No. 131, Section 2, Evergreen Cemetery, at \$240.00.
- (b) Deed with Mr. Herman Sykes, for Lot No. 20, Grave 5, Section 3, Evergreen Cemetery, at \$60.00.

TRAFFIC SIGNAL AUTHORIZED INSTALLED AT BEATTIES FORD ROAD AND DIXON STREET.

Dr. R. P. Perry, President of Johnson C. Smith University, urged that a traffic signal be installed at Beatties Ford Road and Dixon Street in the interest of the safety of the 900 students, and especially the 400 young women students. He stated it is necessary that they cross Beatties Ford Road at this point from the dormitories several times daily and the present blinker light is not sufficient to insure their safety, for which he is responsible, and both he and the Board of Trustees are greatly concerned over the situation.

Dr. Reginal Hawkins supported the request, stating the bend in Beatties Ford Road makes it very difficult for the students to see oncoming traffic and for their cars to emerge with safety from Dixon Street. He stated the college is in the process of putting three million dollars into new buildings, which will bring an increase in the student body, and their safety must be given first consideration.

Mr. Hoose, Traffic Engineer, advised he has run a survey at this location at the request of Dr. Perry, and the traffic count definitely does not justify the installation of a traffic signal. That this is not a usual intersection but the college driveway into Beatties Ford Road and there are many similar situations in Charlotte and signals are not installed at such locations.

Councilman Whittington stated he feels very strongly that a push-button signal should be installed for the students safety, and he moved that its installation be authorized. The motion was seconded by Councilman Thrower.

Mr. Hoose stated these are adult college students, not children 6, 7 and 8 years old and a signal is just not warranted. That he told Dr. Perry he will run a second survey after college opens. Dr. Hawkins called attention that the many night activities at the college make it necessary for the students to cross the street and it is even more hazardous at night, and he urged that the installation of the signal be authorized today before college opens and not wait until some student is injured. He stated if they must compromise on a push-button for pedestrian crossing, and not consider the students safety from the standpoint of getting their cars out of the driveway, they will do so but do not feel this is the answer or safe thing to do.

Councilman Smith stated he feels the students safety must be considered, and in addition to the push-button a trip-light for vehicles should be installed; however, in his opinion, the job might as well be done thoroughly and full protection provided.

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Mr. Hoose suggested if an installation is to be made, it should be an actuated controller that can be actuated by either vehicle or pedestrians, by use of the push-button on both sides of the street and a vehicle detector in Dixon Street at the driveway exit from the college, which will cost around \$3,000.00.

Councilman Whittington amended his motion to authorize the installation as stated by Mr. Hoose to provide a signal for both pedestrian and vehicle traffic, and that \$3,000.00 be transferred from the Contingency Fund for the installation. The amended motion was seconded by Councilman Thrower, and unanimously carried.

CERTIFICATE OF RECOGNITION PRESENTED TRAFFIC ENGINEER BY NATIONAL INSTITUTE OF TRAFFIC ENGINEERS.

Mr. Robert A. Burch, Vice-President of the National Institute of Traffic Engineers, presented a Certificate of Recognition for maintaining a high level in performance of traffic engineering in Charlotte during 1960, to Mr. Hoose, Traffic Engineer, and congratulated him on receiving six awards in the past eight years. Mr. Burch stated of the 800 cities that were scrutinized in this connection during 1960, only 31 merited the awards and he is happy that Charlotte is numbered among them for the third successive year. He expressed his congratulations to the Council for their foresight in providing Mr. Hoose the necessary men and equipment and support to make it possible to do an outstanding traffic engineering performance.

Mayor Brookshire expressed his pleasure and pride in the award, and Mr. Hoose thanked the Mayor, Council and City Manager for their support and for his staff.

CONTRACT AWARDED BLYTHE BROTHERS COMPANY FOR CONSTRUCTION OF WATER MAIN IN SOUTH BOULEVARD.

Upon motion of Councilman Whittington, seconded by Councilman Smith, and unanimously carried, contract was awarded the low bidder, Blythe Bros. Company for the construction of a 20-inch water main in South Boulevard, on a unit price basis of 20-inch pipe at \$14.34, Rock Excavation at \$3.00 per yard, and Concrete blocking at \$20.00 per yard, at a total bid price of \$135,257.42.

Councilman Whittington requested the City Manager to advise the contractor that any cuts in the pavement on South Boulevard in laying the line must definitely be put back in a first class condition.

The following bids were received:

Blythe Bros. Company	\$135,257.42
Boyd & Goforth, Inc.	135,494.16
C. W. Gallant, Inc.	139,365.23
Ray D. Lowder, Inc.	144,298.25
A.P. White & Associates	151,019.74
C. M. Allen & Company, Inc.	153,686.25

CONTRACT AWARDED EARCO PRODUCTS DEPT., KOPPERS COMPANY, INC. FOR 900,000 GALLONS OF EMULSIFIED ASPHALT.

Councilman Albea moved the award of contract to the low bidder, Earco Products Dept., Koppers Company, Inc., for 900,000 gallons of Emulsified Asphalt, on a unit price basis of .1092, .1025 and .1192 per gallon, at a total bid price of \$100,311.70. The motion was seconded by Councilman Dellinger, and unanimously carried.

The following bids were received:

Earco Products Dept. of Koppers Company, Inc.	\$100,311.70
American Bitumuls & Asphalt Company	104,311.39

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CONTRACT AWARDED INTERNATIONAL HARVESTER COMPANY FOR CHASSIS AND CABS FOR CONTAINERIZED REFUSE COLLECTING EQUIPMENT.

Motion was made by Councilman Smith, seconded by Councilman Albea, and unanimously carried, awarding contract to the low bidder, International Harvester Company for Chassis and Cabs for Containerized Refuse Collecting Equipment, at a total bid price of \$25,420.83.

The following bids were received:

International Harvester Company	\$25,420.83
Young Motor Company	26,851.04
The White Motor Company	27,270.00

CONTRACT AWARDED SANCO CORPORATION FOR THREE CONTAINERIZED REFUSE COLLECTING DEMPSTER BODIES.

Councilman Albea moved the award of contract to Sanco Corporation for three Dempster Bodies for Containerized Refuse Collecting Equipment, at a net delivered price of \$27,821.46, the low bidder, Dempster Bros., Inc., having in error submitted a bid on only one unit in lieu of the three specified and requested permission to withdraw their bid. The motion was seconded by Councilman Smith, and unanimously carried.

The following bids were received:

Dempster Brothers, Inc.	(one unit)	\$11,092.83
Sanco Corporation	(three units)	27,821.46
Atlantic Engineering Co., Inc.,	(three units)	31,815.00

CONTRACT AWARDED AUTOMATIC SIGNAL DIVISION, EASTERN INDUSTRIES, INC. FOR TRAFFIC CONTROLLER EQUIPMENT.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, contract was awarded the only bidder, Automatic Signal Division, Eastern Industries,, for 1 Computer, 1 Selector, 2 Repeaters and 49 Traffic Controllers, at a total bid price of \$69,533.01.

RECOMMENDATIONS OF CHIEF OF POLICE ADOPTED RELATIVE TO ENFORCEMENT OF PEDESTRIAN ORDINANCE.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and unanimously carried, the following recommendations of Chief of Police John S. Hord were adopted relative to the enforcement of the Pedestrian Ordinance:

That the present Pedestrian Ordinance be left intact as it is written.

That an educational program be conducted by the Police Department, by means of a public address system mounted on a truck, calling attention to pedestrians who are failing to observe the ordinance, both in the business districts and areas where violations are predominant, and by means of large posters placed on utility poles in areas where jaywalking is a violation of the law.

Enforcing the Ordinance as has been done in the past and step up the enforcement in October or early November.

Councilman Smith stated he thinks consideration will have to be given cross-walks, and he recommended that the City Manager, Chief of Police and Traffic Engineer work together on these requests, and the Council make the final decision in each case.

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DEED TO GOOD SAMARITAN HOSPITAL CONVEYED TO CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY.

Councilman Whittington moved that the Deed to Good Samaritan Hospital be conveyed to Charlotte-Mecklenburg Hospital Authority. The motion was seconded by Councilman Albea, and unanimously carried.

RESIGNATION OF SAM C. HAIR FROM AIRPORT ADVISORY COMMITTEE ACCEPTED WITH REGRET.

Councilman Albea advised he has received a letter from Mr. Sam C. Hair that he cannot accept the appointment to the Airport Advisory Committee. He moved that the resignation be accepted with regret. The motion was seconded by Councilman Whittington, and unanimously carried.

NOMINATION OF BEN E. DOUGLAS FOR APPOINTMENT TO AIRPORT ADVISORY COMMITTEE.

Councilman Albea nominated Mr. Ben E. Douglas for appointment to the Airport Advisory Committee to succeed Mr. Sam Hair, the nomination to remain open until the next Council Meeting.

NOMINATION OF JACK DELANEY FOR APPOINTMENT TO CHARLOTTE-MECKLENBURG PLANNING BOARD.

Councilman Thrower nominated Mr. Jack DeLaney for appointment to the Charlotte-Mecklenburg Planning Board, to fill the vacancy; the nomination to remain open until the next Council Meeting.

CITY MANAGER REQUESTED TO HAVE WEEDS AND GRASS CUT ALONG SIDEWALKS.

Councilman Dellinger advised there are numerous places along sidewalks, especially along old streets, where the weeds and grass are waist high and he requested the City Manager to have these places ferreted out and action taken.

JOHN T. MORRISEY WELCOMED AS CITY ATTORNEY

Mayor Brookshire welcomed Mr. John T. Morrissey as the city's new Attorney.

IMPROVEMENTS AUTHORIZED TO BRIAR CREEK ROAD, FROM END OF DWIGHT PHILLIPS PROPERTY TO MONROE ROAD.

Councilman Dellinger moved that curb and gutter and storm drains be installed on both sides of Briar Creek Road, from the Dwight Phillips property line to Monroe Road, a distance of 500-feet, at an estimated cost of \$5,835.00 to be charged against Powell Bill Funds, in line with the proposal of Mr. Phillips that he will install curb and gutter and storm drains on both sides of the street from Independence Boulevard to the far edge of his property, a distance of 1900 feet, at his own expense estimated at \$8,710.00. The motion was seconded by Councilman Smith, and unanimously carried.

CITY MANAGER REQUESTED TO INVESTIGATE STORM SEWER PROBLEM AT 5229-5301 MURRAYHILL ROAD AND NEED FOR CLEANING AND SPRAYING LITTLE HOPE CREEK IN THE AREA.

Councilman Thrower requested the City Manager to investigate the reported storm sewer problem at 5229-5301 Murrayhill Road and the need for cleaning out and spraying Little Hope Creek in the same area.

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CITY MANAGER TO HAVE ESTIMATE MADE OF COST OF CONSTRUCTION WALKWAY FOR CHILDREN FROM CHARLES AVENUE, WHITING AVENUE AND 36TH STREET TO PLAZA ROAD SCHOOL.

The City Manager reported he has conferred with Mr. Cheek and Mr. Hoose relative to the request of Councilman Whittington for the opening of Charles Avenue, from Clemson Street to Whiting Avenue, and they can see no reason for opening the street to provide access to Plaza Road School. Councilman Whittington stated the request was made for vehicular traffic, as Charles Avenue deadends at the school and the majority of children from Charles Avenue, Whiting Avenue and 36th Street have to go across open ground that is low and in bad weather impassable. The City Manager stated if the request is made for the benefit of the school children, he will have an estimate made for constructing a walkway for the children.

CITY MANAGER REQUESTED TO SECURE ESTIMATE FOR BRINGING TENNESSEE AVENUE AND PLAINWOOD ROAD UP TO STANDARD FOR PAVING.

Councilman Whittington stated that some two months ago the Engineering Department was requested to bring Tennessee Avenue and Plainwood Road up to standard and get it paved. He stated the residents have received no reply to their request, and he, personally, thinks the public relations in the Engineering Department is very low, and these people should be given an answer.

Councilman Dellinger advised that the residents of Tennessee Avenue say the city has been maintaining the street to some degree for sometime, and he feels the City should do something to help them. Councilman Whittington advised there are seven houses on the street and they are willing to pay for the improvement if the City will take over the street and maintain it. The City Manager was requested to secure the estimate from the Engineering Department.

TRAFFIC COUNT REQUESTED AT TUCKASEEGEE ROAD AND STATE STREET.

Councilman Whittington requested the City Manger to have a traffic count made at the intersection of Tuckaseege Road and State Street.

CITY MANAGER REQUESTED TO HAVE COST ESTIMATE MADE FOR WIDENING AND SURFACING EAST 35TH STREET FROM THE PLAZA TO CALDWELL STREET.

Councilman Whittington requested the City Manager to have a cost estimate made for widening and surfacing East 35th Street from The Plaza to Caldwell Street.

CONSTRUCTION OF SANITARY SEWER LINE AUTHORIZED IN MCALWAY ROAD AT CITY'S EXPENSE IF AS MANY AS TWENTY RESIDENTS PAY FOR LATERALS.

In connection with the addition to the city's policy regulating the installation of sanitary sewers which was adopted by the Council on July 31st, to take care of the critical situation faced by the residents because of defective septic tanks, Councilman Smith advised there are 18 residents on McAlway Road who have agreed to pay for the sewer lateral but not over seven or eight willing to run the sewer into their houses at this time, as many of the septic tanks are new and functioning properly and these residents do not want to go to this extra expense. He stated further the Council wants to cooperate with the residents having the problem but we have deviated from the city's policy to take care of them, with the understanding they would pay for laterals and connections. That he thinks, however, since we have gone this far we should not stop now, and assuming these eighteen residents pay for the laterals, it will follow that others will tie onto the sewer as their septic tanks go bad, and also others as the area develops. That he feels we should do something to take care of the problem, provided at least eighteen people post \$100.00 for the lateral, even if all do not tap onto the line at this time.

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He moved that if as many as twenty residents sign up and pay for the laterals, the City bear the expense of constructing the sewer line because of the health hazard. The motion was seconded by Councilman Albea.

Councilman Whittington asked why not enforce the provisions of the City Code and put the line in and tell the residents to tie onto it, as he feels the city has an obligation to help the people with the defective septic tanks, but at the same time the City should not be put to a great expense.

The City Manager asked if the Council proceeds with the installation, it should be made clear this is not setting a precedent for the future, as it can cause endless problems.

Councilman Whittington stated he feels the residents who appealed to the Council for help must have some assistance, and he thinks the City should install the line and those who do not want to hook on to it be told they must do so.

Councilman Dellinger offered a substitute motion that the City Manager inform the residents the Council can make no further concession. The motion was seconded by Councilman Thrower.

Councilman Smith expressed doubt as to the advisability of telling the residents they must tie onto the line and stated he thinks it the better plan to say the lateral is available and when their septic tanks go bad, they may tie on to it.

The vote was then taken on the substitute motion and lost by the following recorded vote:

YEAS: Councilmen Dellinger, Thrower and Whittington.
NAYS: Councilmen Albea and Smith.

The vote was taken on the main motion and carried by the following recorded vote:

YEAS: Councilmen Smith, Albea, Thrower and Whittington.
NAYS: Councilman Dellinger.

CITY TREASURER CONGRATULATED ON FORTY YEARS SERVICE WITH CITY.

Mr. Ledbetter, City Treasurer, advised he will today have completed 40 years service with the City, which have been enjoyable years in which he has served under 14 Mayors and 21 Administrations. He expressed his appreciation for his reappointment by the present Council. He stated it will be his pleasure to work closely with Mr. C. W. York, the newly appointed Assistant Treasurer, to give him the opportunity of learning about Municipal Finance, with the hope that he can succeed him upon his retirement, which he is in no hurry to take advantage of.

Mayor Brookshire expressed appreciation for Mr. Ledbetter's efforts in behalf of the city, and congratulated him on his long and useful service.

CITY MANAGER VACATION.

The City Manager advised that he plans to take a week's vacation starting August 28th, if agreeable with the Council.

ADJOURNMENT.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, the meeting was adjourned.

Lillian R. Hoffman
Lillian R. Hoffman, City Clerk