

A Recessed Meeting from May 15, 1961 of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber in the City Hall, on Tuesday, May 23, 1961, at 3 o'clock p.m., with Mayor Brookshire presiding, and Councilmen Albea, Bryant, Dellinger, Jordan, Smith, Thrower and Whittington present.

ABSENT: None.

\* \* \* \* \*

INVOCATION.

The invocation was given by the Reverend Mr. Harry White, Pastor of the First A. R. P. Church.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and un-animously carried, the Minutes of the last meeting on May 15, 1961 were approved as submitted.

ORDINANCE NO. 19-Z AMENDING CHAPTER 23, ARTICLE II, SECTION 23-43 OF THE CITY CODE, AMENDING THE BUILDING ZONE MAP OF THE PERIMETER AREA BY CHANGING ZONING FROM RURAL TO B-1 AND O-I ON PROPERTY ON THE NE SIDE OF THE PLAZA, ADOPTED.

Councilman Smith moved the adoption of Ordinance No. 19-Z Amending Chapter 23, Article II, Section 23-43 of the City Code, amending the Building Zone Map of the Perimeter Area, by changing zoning from Rural to B-1 and O-I on property on the NE side of The Plaza, upon petition of John Crosland Company, as recommended by the Planning Board. The motion was seconded by Councilman Jordan, and unanimously carried. The ordinance is recorded in full in Ordinance Book 13, at Page 67.

ORDINANCE NO. 20-Z AMENDING CHAPTER 23, ARTICLE II, SECTION 23-43 OF THE CITY CODE, AMENDING THE BUILDING ZONE MAP OF THE PERIMETER AREA BY CHANGING ZONING FROM R-1 TO R-2 ON PROPERTY ON THE SOUTH SIDE OF HIGHWAY PLACE, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilman Thrower, and unanimously carried, Ordinance No. 20-Z Amending Chapter 23, Article II, Section 23-43 of the City Code, amending the Building Zone Map of the Perimeter Area, by changing zoning from R-1 to R-2 on property on the south side of Highway Place, upon petition of A. B. Thompson, was adopted as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 13, at Page 68.

PETITION FOR CHANGE IN ZONING FROM RURAL TO B-1 AND O-I ON PROPERTY ON THE EAST SIDE OF EASTWAY DRIVE, NORTH OF KILBORNE DRIVE, AUTHORIZED WITHDRAWN ON REQUEST OF MRS ESTEN M. BOHANNON, THE PETITIONER.

Ordinance No. 21-Z Amending Chapter 23, Article II, Section 23-43 of the City Code, amending the Building Zone Map of the Perimeter Area, by changing zoning from Rural to B-1 and O-I on property on the east side of

Eastway Drive, north of Kilborne Drive, upon petition of Mrs Esten M. Bohannon, was presented for Council action.

Mayor Brookshire read a communication signed by Mr. Beverly R. Webb, Attorney for the petitioner, requesting that the petition for rezoning, as considered by the Council and Planning Board in public hearing on May 15, 1961, be withdrawn from further consideration and action by the Council.

Councilman Albea moved that the Ordinance be disapproved as recommended by the Planning Board. The motion was seconded by Councilman Jordan.

Councilman Bryant asked if the disapproval of the Ordinance would prejudice any future request by Mrs Bohannon for the rezoning of the area, and the City Attorney stated it could; however, in any case there would have to be a change in the character or condition of the area before a second petition could be accepted by the Planning Board.

Councilman Dellinger offered a substitute motion that the petition be authorized withdrawn as requested by the petitioner. The motion was seconded by Councilman Bryant, and carried by the following recorded vote:

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

Councilman Albea stated he thinks the recommendation of the Planning Board should be accepted and approved.

ORDINANCE NO. 22-Z AMENDING CHAPTER 23, ARTICLE II, SECTION 23-43 OF THE CITY CODE, AMENDING THE BUILDING ZONE MAP OF THE PERIMETER AREA BY CHANGING ZONING FROM R-2 TO B-1 ON PROPERTY ON THE SOUTH SIDE OF REECE ROAD, ADOPTED.

Motion was made by Councilman Thrower, seconded by Councilman Bryant, and unanimously carried, adopting Ordinance No. 22-Z Amending Chapter 23, Article II, Section 23-43 of the City Code, amending the Building Zone Map of the Perimeter Area, by changing zoning from R-2 to B-1 on property on the south side of Reece Road, on petition of Bertie Smith, Ila Holmes and Lena McLellan, as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 13, at Page 69.

ORDINANCE NO. 23-Z AND NO. 24-Z AMENDING CHAPTER 23, ARTICLE II, SECTION 23-43 OF THE CITY CODE, AMENDING THE BUILDING ZONE MAP OF THE PERIMETER AREA BY CHANGING ZONING ON BRADFORD DRIVE DEFERRED ONE WEEK FOR CONFERENCE WITH PLANNING BOARD RELATIVE TO THEIR RECOMMENDATION.

Councilman Whittington moved that Ordinance No. 23-Z Amending Chapter 23, Article II, Section 23-43 of the City Code, amending the Building Zone Map of the Perimeter Area by changing zoning from R-2 to B-1 on property at the southeast corner of Bradford Drive and Reliance Street, on petition of G. T. James, be denied as recommended by the Planning Board. The motion was seconded by Councilman Albea.

Councilman Smith called attention that this property and that on both sides of Bradford Drive, requested rezoned by Howard Counts and George White, are in the same area, and the Planning Board recommends approval of one and disapproval of the other. That he thinks the Council should be consistent on questions of zoning.

21010

Councilman Alba stated that the former Council agreed to discuss with the Planning Board differences in opinion on zoning petitions, and he thinks action on both petitions should be deferred and discussed with the Board members.

Councilman Dellinger moved that action be deferred for one week on Ordinance No. 23-Z, and also on Ordinance No. 24-Z Amending Chapter 23, Article II, Section 23-43 to amend the Building Zone Map to change zoning from R-2 to B-1 on both sides of Bradford Drive, on petition of Howard Counts, George White, et al, and the Planning Board be requested to discuss the two petitions with Council next Monday. The motion was seconded by Councilman Bryant, and unanimously carried.

PAYMENT AUTHORIZED TO JOHN C. ALLEN AND WIFE AND JIMMIE D. ALLEN AND WIFE FOR LOT FOR PROPOSED PAW CREEK SEWAGE LIFT STATION AND SANITARY SEWER TRUNK RIGHT OF WAY.

Councilman Jordan moved approval of the payment of \$2,711.88 to John C. Allen and wife, Teula S. and Jimmie D. Allen and wife, Margaret B., for lot for the proposed Paw Creek Sewage Lift Station and for sanitary sewer trunk right of way. The motion was seconded by Councilman Whittington, and unanimously carried.

PAYMENT AUTHORIZED TO C. C. THOMAS FOR PROPERTY FOR STREET RIGHT OF WAY, FROM NATIONS FORD ROAD TO NEW LANDFILL SITE.

Motion was made by Councilman Smith, seconded by Councilman Jordan, and unanimously carried, authorizing the payment of \$2,938.00 to C. C. Thomas for property for street right of way from Nations Ford Road to the new Landfill Site.

PAYMENT AUTHORIZED TO W. I. HENDERSON AND C. W. TODD FOR APPRAISAL OF PROPERTY AT WESTERLY CORNER OF INDEPENDENCE BOULEVARD AND COLISEUM DRIVE.

Councilman Whittington moved approval of the payment of \$150.00 to W. I. Henderson and \$75.00 to C. W. Todd for appraisal of property at the westerly corner of Independence Boulevard and Coliseum Drive, in connection with the Lease-Agreement with Dwight L. Phillips for the Auditorium-Coliseum parking lot. The motion was seconded by Councilman Jordan, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER MAINS AUTHORIZED.

Upon motion of Councilman Smith, seconded by Councilman Whittington, and unanimously carried, the construction of sanitary sewer mains was authorized as follows:

- (a) Construction of 8,244 ft. of 8-inch, 10-inch and 12-inch trunks and mains in Milton Park, inside the city limits, at an estimated cost of \$39,220.00, at request of Liberty Construction Company, % Kavanaugh Smith and Company. All costs to be borne by the applicant whose deposit of the entire amount will be refunded as per terms of the agreement.
- (b) Construction of 1,264 ft. of 8-inch main, in University Park, inside the city limits, at estimated cost of \$4,200.00, at request of C.D. Spangler Construction Company. All costs to be borne by the applicant whose deposit of the entire amount will be refunded as per terms of the contract.

## RENEWAL OF SPECIAL OFFICER PERMIT TO ROBERT C. RICE, APPROVED.

Councilman Smith moved approval of the renewal of the Special Officer Permit to Robert Carl Rice, for use on the premises of Charlottetown Mall. The motion was seconded by Councilman Dellinger, and unanimously carried.

## TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Joseph W. Grier, Jr. for Lot No. 329, Section 2, Evergreen Cemetery, at \$480.00.
- (b) Deed with Mrs Nannie F. Mosely for Graves 5 and 6, Lot No. 20-A, Section 3, Evergreen Cemetery, at \$120.00.
- (c) Deed with Mr and/or Mrs A. M. Diggs, for Lot No. 367, Section 3, Evergreen Cemetery, at \$378.00.
- (d) Deed with Miss Adaline L. Calder for Lot No. 208, Section Y, Elmwood Cemetery, at \$3.00 for transfer deed.
- (e) Deed with Charles M. Setzer, Jr. for Lot No. 239, Section Y, Elmwood Cemetery, transferred from Miss Adaline L. Calder, at \$3.00 for transfer deed.
- (f) Deed with Mrs Katharine L. Moser for Lot No. 15, northeast 1/4, Section V, Elmwood Cemetery, transferred from T. G. Lane, Sr., at \$1.00 for transfer deed.

## CONTRACT AWARDED TODD TIRE COMPANY FOR TIRE RECAPPING &amp; REPAIR SERVICE FOR ALL DEPARTMENTS FOR ONE YEAR.

Upon motion of Councilman Dellinger, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Todd Tire Company, for tire recapping and repair service for all City departments for a period of one year, on a unit price basis for the various tire sizes, at a total price of \$3,751.00.

The following bids were received:

Todd Tire Company	\$ 3,751.00
L & N Royal Tire Service	3,780.72
Brown-Shoemaker Tire Company	3,931.75

## CONTRACT AWARDED BADGER METER MANUFACTURING COMPANY FOR WATER METERS.

Councilman Smith moved the award of contract to the low bidder, Badger Meter Mfg. Company, for 2,000 Water Meters, as specified, at a total price of \$55,380.00. The motion was seconded by Councilman Jordan, and unanimously carried.

Councilman Dellinger asked if these bids are on sealed meters, and Mr. Beatty, Purchasing Agent, advised they are on oil enclosed meters. Councilman Dellinger asked that in the future bids for Water Meters be received on both standard and sealed for a comparison of price.

The following bids were received:

Badger Meter Mfg. Co.	\$55,380.00
Hersey-Sparling Meter Co.	55,440.00
Rockwell Mfg. Co.	55,520.00
Neptune Meter Co.	55,880.00
Worthington-Gamon Meter	56,320.00

CONTRACT AWARDED HERSEY-SPARLING METER COMPANY FOR WATER METERS.

Motion was made by Councilman Dellinger, seconded by Councilman Thrower, and unanimously carried, awarding contract to the low bidder, Hersey-Sparling Meter Company for 50 water meters, as specified, at a total price of \$5,603.00.

The following bids were received:

Hersey-Sparling Meter Co.	\$ 5,603.00
Rockwell Mfg. Co.	5,708.00
Badger Meter Mfg. Co.	5,812.50
Worthington-Gamon Meter Div.	6,008.00
Neptune Meter Co.	6,103.00

CONTRACT AWARDED HERSEY-SPARLING METER COMPANY FOR WATER METERS.

Upon motion of Councilman Dellinger, seconded by Councilman Thrower, and unanimously carried, contract was awarded the low bidder, Hersey-Sparling Meter Company for 25 Water Meters, as specified, at a total price of \$4,169.00.

The following bids were received:

Hersey-Sparling Meter Co.	\$ 4,169.00
Rockwell Mfg. Co.	4,257.00
Badger Meter Mfg. Co.	4,394.25
Neptune Meter Co.	4,406.75
Worthington-Gamon Meter Div.	4,444.50

CONTRACT AWARDED FORD METER BOX COMPANY FOR METER YOKES AND METER YOKE CONNECTIONS AND GASKETS.

Motion was made by Councilman Albea, seconded by Councilman Whittington, and unanimously carried, awarding contract to the only bidder, Ford Meter Box Company, for 2,360 Meter Yokes and 2,900 Meter Yoke Connections and Gaskets, as specified, at a total price of \$13,430.00.

Mayor Brookshire asked if more than the one bid could not be obtained. The Purchasing Agent stated there are several other companies who could bid on this material but they realize their prices are higher, and we have standardized on the Ford Meter as it is the most acceptable as to installation, replacing parts, etc to the Supt. of the Water Department. Mayor Brookshire stated he thinks the City should lend every effort to secure competitive bids at all times.

AGREEMENT AUTHORIZED WITH STATE HIGHWAY COMMISSION FOR RIGHT OF WAY OVER SUGAW CREEK DISPOSAL PLANT PROPERTY FOR EXTENSION OF WIDTH OF BRIDGE OVER McALPINE CREEK.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, an Agreement was authorized with the State Highway Commission for right of way on Sugaw Creek Disposal Plant Property between Pineville and Lancaster for the extension of the width of a bridge over McAlpine Creek, subject to the approval of the City Attorney.

PROPOSED APPLICATION OF SALES TAX TO MUNICIPAL PURCHASES PROTESTED.

The Council reaffirmed the action of the former City Council on March 13,

1961 opposing the proposed application of sales tax to municipal purchases, and directed the City Manager to send telegrams at once to Governor Sanford and the General Assembly to this effect as it is understood the Bill has been reported favorably by the Senate Finance Committee.

WASHINGTON'S BIRTHDAY AND EASTER MONDAY HOLIDAYS FOR EMPLOYEES REINSTATED.

Councilman Smith advised when the former Council established a schedule of holidays for city employees, holidays on Washington's Birthday and Easter Monday were eliminated, thereby reducing the number of holidays from nine to seven. That in the interest of the fringe benefits for employees, he moves that these two holidays be reinstated. The motion was seconded by Councilman Albea.

Councilman Thrower offered a substitute motion that one or the other holiday be restored, making a total of eight but not nine. The motion was seconded by Councilman Whittington.

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

YEAS: Councilmen Albea, Bryant, Dellinger, Jordan and Smith.

NAYS: Councilmen Thrower and Whittington.

CITY AUTO LICENSE TAG DESIGN ADOPTED.

Councilman Dellinger moved that the City's auto license tag bear the words "Queen City" above the word Charlotte. The motion was seconded by Councilman Whittington, and unanimously carried.

RESIGNATION OF CHIEF OF POLICE JESSE R. JAMES ACCEPTED WITH REGRET.

Mayor Brookshire presented the resignation of Chief of Police Jesse R. James, effective June 16, 1961 unless the Council would like an earlier termination date.

Councilman Smith moved the acceptance of the resignation with regret, effective June 16th. The motion was seconded by Councilman Albea, and unanimously carried.

RESOLUTION OF APPRECIATION TO CHIEF JAMES FOR HIS SERVICE TO THE CITY.

Councilman Bryant moved the adoption of a resolution thanking Chief James for his very fine service to the city during his two years as Chief of Police, and wishing him well in his new position. The motion was seconded by Councilman Whittington, and unanimously carried.

CAPTAIN JOHN S. HORD APPOINTED CHIEF OF POLICE.

Councilman Smith nominated Captain John S. Hord as Chief of Police, and moved his appointment at the present salary paid the Chief, and that his bond be fixed at \$5,000.00. He stated that Captain Hord has had 27 years service in the department, during which he has been Assistant Chief for the past ten years, and his record is outstanding. The motion was seconded by Councilman Albea.

Councilman Bryant offered a substitute motion for the appointment of Captain J. C. Goodman as Chief of Police, at the present salary paid the Chief and that his bond be fixed at \$5,000.00. He advised that Captain Goodman has had 21 years of service in the department, has attended three Police Institutes, at one of which he won a scholarship and has served as Captain in charge of operations with distinction.

The vote was taken on the main motion for the appointment of Captain Hord, and carried by the following recorded vote:

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

Councilman Bryant stated he will give Chief Hord his 100% support and shall tell him so as soon as the meeting is over.

APPOINTMENT OF CAPTAIN ERNEST C. SELVEY AS ASSISTANT CHIEF OF POLICE.

Councilman Dellinger moved the appointment of Captain Ernest C. Selvey as Assistant Chief of Police, effective June 16, 1961, subject to confirmation by the Civil Service Board, at the present salary of the Assistant Chief. The motion was seconded by Councilman Whittington.

Councilman Albea stated he is not opposed to Captain Selvey but wonders if the Chief should not select his own Assistant.

The vote was taken on the motion, and carried unanimously.

POLICE DEPARTMENT RULES AND REGULATIONS AMENDED CHANGING TERM "ACTING CHIEF" TO "ASSISTANT CHIEF" AND HIS APPOINTMENT BY THE CITY COUNCIL IN LIEU OF BY THE CHIEF.

Councilman Dellinger moved that Rule I, Section II of the Rules and Regulations of the Police Department be amended to the effect that the term Acting Chief be changed to Assistant Chief, and that appointment be made by the City Council, rather than by the Chief, subject to the approval of the Civil Service Board. The motion was seconded by Councilman Whittington, and carried by the following recorded vote:

YEAS: Councilmen Albea, Dellinger, Jordan, Smith, Thrower and Whittington.  
NAYS: None.

Councilman Bryant abstained from voting.

CITY ATTORNEY CONSENTS TO CONTINUE SERVING ON TEMPORARY BASIS AT THE MUTUAL PLEASURE OF THE COUNCIL AND HIMSELF.

Councilman Whittington moved the reappointment of Mr. John D. Shaw as City Attorney at his present salary. The motion was seconded by Councilman Dellinger.

Mr. Shaw stated he has recommended in sincerity that the Council employ a full time legal Counsel; that the city's business is important enough and sufficient to require it, and it is his recommendation. He stated he would like to be relieved of the duties of the City Attorney; that he will stay on, on a temporary basis until someone is secured for the position, provided the Council does not delay too long. He stated further he took the position

on a part-time basis 16 years ago when the population was about half it is today and the volume of the work has increased beyond the capacities of one person. He urged that a person with training in municipal law be employed, on a full-time basis, and stated there is such person available at this time, as he has previously advised council.

Councilman Dellinger stated the Council has worked on the matter for the past several weeks and if Mr Shaw will stay on until it can be decided whether to employ an attorney on a full-time basis, or to employ a skeleton staff and farm out some of the work, it will be a big favor. He stated the Bar Association is willing to study the matter and give the Council its ideas.

Mayor Brookshire asked if Mr. Shaw would be willing to continue serving at the mutual pleasure of the Council and himself, and Mr. Shaw consented on that basis.

Councilman Whittington amended his motion that Mr Shaw be reappointed to serve at the mutual pleasure of the Council and himself, at his present salary. The motion was seconded by Councilman Dellinger, and unanimously carried.

APPOINTMENT OF COMMITTEE SUGGESTED TO MAKE RECOMMENDATION AS TO EMPLOYMENT OF FULL TIME CITY ATTORNEY OR FIRM ON PART-TIME BASIS.

Councilman Whittington suggested that it would be well for the Mayor to appoint a Committee to study the question of whether a full-time City Attorney should be appointed or a firm of Attorneys on a part-time basis, and to make a recommendation.

Councilman Albaea stated he does not object to such Committee but thinks the Council as a whole should study all such matters and, too, he does not like Committees in our form of government.

REAPPOINTMENT OF L. L. LEDBETTER AS CITY TREASURER.

Councilman Dellinger moved the reappointment of Mr. L. L. Ledbetter as City Treasurer, at his present salary, and that his bond be fixed at \$25,000.00. The motion was seconded by Councilman Bryant, and unanimously carried.

REAPPOINTMENT OF GEORGE B. LIVINGSTON AS CITY ACCOUNTANT.

Councilman Smith moved the reappointment of Mr. George B. Livingston as City Accountant, at his present salary, and that his bond be fixed at \$5,000.00. The motion was seconded by Councilman Jordan, and unanimously carried.

REAPPOINTMENT OF ROY C. YARBOROUGH AS COLLECTOR OF REVENUE, SUBJECT TO APPROVAL OF THE MECKLENBURG COUNTY COMMISSIONERS.

Councilman Albaea moved the reappointment of Mr. Roy C. Yarborough as Collector of Revenue, at his present salary and bond, subject to the approval of the Mecklenburg County Commissioners. The motion was seconded by Councilman Whittington, and unanimously carried.



REAPPOINTMENT OF DONALD S. CHARLES AS CHIEF OF THE FIRE DEPARTMENT.

Councilman Whittington moved the reappointment of Mr. Donald S. Charles as Chief of the Fire Department, at his present salary, and that his bond be fixed at \$5,000.00. The motion was seconded by Councilman Bryant, and unanimously carried.

REAPPOINTMENT OF PLATO W. DAVENPORT AS ASSISTANT COLLECTOR OF REVENUE, SUBJECT TO APPROVAL OF THE MECKLENBURG COUNTY COMMISSIONERS.

Councilman Dellinger moved the reappointment of Mr. Plato W. Davenport as Assistant Collector of Revenue, at his present salary and bond, subject to approval of the Mecklenburg County Commissioners. The motion was seconded by Councilman Albea, and unanimously carried.

APPOINTMENT OF RECORDER'S COURT OFFICIALS DEFERRED ONE WEEK.

Councilman Smith moved that the appointments of Recorder's Court officials be deferred for one week. The motion was seconded by Councilman Albea, and unanimously carried.

ERECTION OF TRAFFIC SIGNAL AUTHORIZED AT REMOUNT ROAD AND BARRINGER DRIVE.

Councilman Thrower moved that a Traffic Signal be erected at Remount Road and Barringer Drive, and that \$1,850.00 be transferred from the Contingency Fund to the Traffic Engineering Department for this purpose. The motion was seconded by Councilman Smith, and unanimously carried.

CITY MANAGER REQUESTED TO ARRANGE CONFERENCE WITH CITY COACH COMPANY TO REVIEW BUS ROUTES.

Councilman Whittington requested the City Manager to arrange a conference with the officials of City Coach Company to review bus routes since their rates have been increased. He stated further that he thinks it was unfair to the people to drop some of the bus routes last year.

CITY MANAGER REQUESTED TO HAVE WEEDS CUT AT THE CORNER OF BLYTHE BOULEVARD AND LOMBARDY CIRCLE.

Councilman Whittington requested the City Manager to have the weeds cut at the corner of Blythe Boulevard and Lombardy Circle.

TRAFFIC COUNT REQUESTED AT CUMBERLAND AVENUE AND EAST BOULEVARD, BRUNSWICK AVENUE AND EAST BOULEVARD, OLD MONROE ROAD AND CHIPPENDALE ROAD AND OLD MONROE ROAD AND RICHLAND DRIVE.

Councilman Whittington requested the City Manager to have a traffic count made at the intersection of Cumberland Avenue and East Boulevard, Brunswick Avenue and East Boulevard, Old Monroe Road and Chippendale Road and Old Monroe Road and Richland Drive, with the view of erecting traffic signals if the need is sufficient.

REPORT ON CONDITION AT 2900 BLOCK OF ROZZELLS FERRY ROAD REQUEST AT NEXT MEETING.

Councilman Whittington stated that last week a child was struck in the

2900 block of Rozzells Ferry Road where last year he asked that sidewalks be constructed. He stated further he thinks the time has now come that a traffic light or traffic button should be installed, as this is a race-track. He asked the City Manager to have a report on this at the next meeting.

MECKLENBURG LEGISLATORS REQUESTED TO INCREASE SALARIES OF COUNCIL MEMBERS AND MAYOR THE SAME AS THAT REQUESTED BY MECKLENBURG COUNTY COMMISSIONERS.

Councilman Smith advised he has a letter from the Mecklenburg Legislators that they are preparing to increase the salaries of the Mecklenburg County Commissioners to \$150.00 per month at the request of the Commissioners, and hesitate to do so without increasing those of the City Council, if the Council wishes to make the request. Councilman Smith stated he hesitates to bring this up, but he is very jealous of the prestige of the Council and feels that they should not be treated differently from the Commissioners. He moved that the Council request the Legislative Delegation to increase the salaries of the City Councilmen \$50.00 per month, and also that of the Mayor \$50.00 per month if the increase is given the Councilmen. The motion was seconded by Councilman Bryant, who stated he thinks the Council should make it clear they did not originate the idea. The motion was unanimously adopted.

REPORT REQUESTED ON COST OF CONSTRUCTING TEMPORARY SIDEWALKS ON SHAMROCK DRIVE AND WHETHER WIDENING WILL BE IN 3000 BLOCK OF THE STREET AND AT WHOSE EXPENSE.

Councilman Dellinger presented a letter from Mr. D. L. Seymour, 3030 Shamrock Drive, asking if the 3000 block of Shamrock Drive is included in the proposed widening of the street, and if the cost of widening will be paid by the City or billed against the property owners? Also, advising that the street was torn up by the City putting in sewer lines and has never been fully repaired. Councilman Dellinger requested the City Manager to give a report at next week's meeting on his previous request for the cost of constructing temporary sidewalks on Shamrock Drive and also on the questions of Mr. Seymour.

CITY ATTORNEY REQUESTED TO CLARIFY PROPOSAL TO ESTABLISH CAPITAL RESERVE FUND FROM SURPLUS FUNDS TO BE USED FOR CAPITAL IMPROVEMENTS.

Councilman Whittington stated at the conference with the Legislative Delegation in January the proposed Bill to establish a capital reserve fund from surplus funds at the end of each fiscal year to be used for capital improvements, was not unanimously decided upon but left open, and the Representatives are asking if such Bill is to be given them. Councilman Whittington stated the decision to be made is the amount of funds that would be put in escrow. Mr. Veeder, City Manager, stated he is under the impression that the City Attorney advised provisions of the General Statutes cover this. Councilman Whittington requested the City Attorney to look into this and clarify it to the Council at the next meeting.

REQUESTED INCREASE IN WRECKER SERVICE FEE TO BE CONSIDERED AT NEXT MEETING.

Councilman Dellinger stated he has a communication from the Wrecker operators requesting an increase in their service fee, and he asked that it be considered at the next Council meeting.

CITY MANAGER REQUESTED TO ARRANGE CONFERENCE WITH ENGINEER FOR GRADE CROSSING ELIMINATION PROGRAM FOR REPORT ON PROGRESS ON WORK.

Councilman Dellinger requested the City Manager to arrange a conference between the Council and Mr. Whitehead, Engineer for the Grade Crossing Elimination Program, to discuss what he has done on the west side program and how long it will be before getting into action.

CONDITION OF RAILROAD CROSSINGS DISCUSSED.

Councilman Dellinger again called attention to the bad condition of railroad crossings in the city, and stated if the Companies have not replied to the city's request to repair them by next week, he intends offering a resolution that the tracks be repaired by the city and the companies billed the cost.

STATE HIGHWAY DEPARTMENT REQUESTED CONTACTED REGARDING IMPROVEMENTS TO STREETS ENTERING THE CITY.

Councilman Dellinger requested the City Manager and City Engineer to confer with the State Highway Department to do something about the poor condition of the streets entering the city.

CONSIDERATION OF CONSOLIDATION OF CITY AND COUNTY COURTS RECOMMENDED.

Councilman Dellinger suggested that consideration be given the consolidation of the City and County Courts, and that a Committee be appointed, composed of people who have served in a similar capacity, to make recommendations.


The City Attorney called attention that after strenuous efforts on everyones part, the Charter amendment has just been ratified by the General Assembly providing for multiple sections of the City's Recorders Court and the Bar Association favores multiple sections of the court instead of consolidation. Councilman Whittington stated he thinks the multiple courts should be given a trial before discussing consolidation.

REPAIRS TO CLANTON ROAD URGED WITHOUT DELAY.

Councilman Whittington asked regarding the status of improvements to Clanton Road, and the City Manager advised that both gas mains and City service lines will be laid in the street and should be given time to settle before improvements are made to the street, and it will probably be fall before the street is in proper condition for the repairs to be made.

MEETING RECESSED UNTIL MAY 29TH AT 3 P.M.

Upon motion of Councilman Albea, seconded by Councilman Bryant, and unanimously carried, the meeting was recessed until 3 o'clock p.m. on Monday, May 29th.

  
\_\_\_\_\_  
Lillian R. Hoffman, City Clerk