

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, November 20, 1961, at 3 o'clock p.m., with Mayor Brookshire presiding and Councilmen Albea, Bryant, Dellinger, Jordan, Smith, Thrower and Whittington present.

ABSENT: None.

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INVOCATION.

The invocation was given by the Reverend Sam Zealy, Pastor, Thomasboro Presbyterian Church.

MINUTES APPROVED AS CORRECTED.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and un-animously carried, the Minutes of the last meeting on November 6, 1961 were approved as submitted with a correction on Page 162 that the City Manager will take "one week's vacation" instead of "several weeks" as recorded.

RESIDENTS OF STEELE CREEK COMMUNITY AND STEELE CREEK AMERICAN LEGION POST NO. 221 FILE OBJECTIONS TO THE CONSTRUCTION OF A SECOND RUNWAY AT DOUGLAS MUNICIPAL AIRPORT.

Mr. Hoke C. Marks presented a petition signed by residents of Steele Creek Community requesting the Council to take unfavorable action on the proposed new runway construction at Douglas Municipal Airport, as it is unwarranted, unnecessary and unduly expensive. That the construction and use of a new runway at the proposed location would deprive the citizens of the area of the peaceful use of their properties and decrease substantially the market value of all surrounding land, resulting in serious financial hardship to the citizens of the Community. That the use of the proposed runway would interfere with the services of Steele Creek Presbyterian Church, to the extent in all likelihood services would have to be discontinued; that the Church is the center of community activities and has been a landmark in the County since 1760, with a present membership of 863.

As Adjutant of Steele Creek Post No. 221, Mr Marks also presented a resolution adopted by the Post at September 19th meeting, that they go on record objecting to the proposed runway construction as unnecessary and because it would interfere with the peaceful use of several square miles of Steele Creek Community containing numerous private residences and Steele Creek Presbyterian Church as well as the Post Club House.

Councilman Smith moved that a copy of the petition and resolution be sent to the Airport Advisory Committee, which was seconded by Councilman Jordan, and unanimously carried.

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RESOLUTION PROVIDING FOR PUBLIC HEARING ON DECEMBER 11, 1961 ON ORDINANCE NO. 56-Z AMENDING THE ZONING ORDINANCE BY CHANGING BUILDING ZONE MAP OF CHARLOTTE TO CHANGE ZONING FROM B-1 TO B-2 ON PROPERTY LOCATED AT THE NW CORNER OF EAST MOREHEAD STREET AND SOUTH BOULEVARD.

Upon motion of Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, a Resolution Providing for a Public Hearing on December 11, 1961 on Ordinance No. 56-Z Amending the Zoning Ordinance by Amending the Building Zone Map of Charlotte to change the zoning from B-1 to B-2 on property located at the NW corner of East Morehead Street and South Boulevard, on petition of B.S.R. Corporation, was adopted. The resolution is recorded in full in Resolutions Book 4, at Page 159.

INSTALLATION OF TRAFFIC SIGNAL AT INTERSECTION OF GRIFFITH STREET AND SOUTH TRYON STREET, AND TRANSFER OF FUNDS FROM CONTINGENCY FUND FOR THIS PURPOSE, AUTHORIZED.

Councilman Albea moved approval of the installation of a semi-actuated Traffic Signal at the intersection of Griffith Street and South Tryon Street, State Highway #49, and that \$1,800.00 be transferred from the Contingency Fund for this purpose. The motion was seconded by Councilman Bryant, and unanimously carried.

PAYMENT AUTHORIZED TO ORR, OSBORNE AND GRIFFIN, FOR LEGAL SERVICES IN CONNECTION WITH EAST 5TH AND EAST 6TH STREET CONNECTORS.

Councilman Smith moved approval of the payment of \$449.90 to Orr, Osborne and Griffin, Attorneys, for legal services in connection with East 5th and East 6th Street Connectors. The motion was seconded by Councilman Albea, and unanimously carried.

STREETS TAKEN OVER FOR CITY MAINTENANCE.

Motion was made by Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, taking over for maintenance, the following streets:

- (a) Hidden Valley, from Sugar Creek Road to Yuma Street and from White Plains Road to Cinderella Road.
- (b) Cinderella Road, from Munsee Street to Hidden Valley Road.
- (c) Snow White Lane, from Hidden Valley Road to 150-ft. east of Thornwood Road.
- (d) Thornwood Road, from Cinderella Road to 100-ft. north of Snow White Lane.
- (e) Fireside Drive, from Cinderella Road to Snow White Lane.
- (f) Belton Street, from Hartford Avenue to Dover Avenue.

CONSTRUCTION OF SANITARY SEWER AUTHORIZED.

Upon motion of Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, the construction of sanitary sewers all inside the city limits, and on which costs will be borne by the applicants whose deposits of the full cost will be refunded as per terms of the contracts, was authorized at the following locations:

- (a) Construction of 873-ft. of main in Green Oaks Lane at request of Green Oaks Apartments, at an estimated cost of \$3,620.00.

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- (b) Construction of 350-ft. of main in Access Road to serve Cochrane Jr. High School at request of Charlotte-Mecklenburg Board of Education, at an estimated cost of \$1,165.00.
- (c) Construction of 150-ft. of main in Barclay Downs Drive at request of George B. Coon, at an estimated cost of \$970.00.
- (d) Construction of 220-ft. of main in Northhaven Drive at request of Nance-Trotter Realty, Inc., at an estimated cost of \$795.00.

LEASE OF BUILDING #47 AT AIRPORT TO ODES REDMOND FOR PERIOD OF 8 MONTHS REFERRED TO CITY ATTORNEY.

Councilman Smith moved that the proposed lease of Building No. 47 at Douglas Municipal Airport to Mr Odes Redmond for a period of 8 months be referred to the City Attorney. The motion was seconded by Councilman Jordan, and unanimously carried.

CONTRACTS AUTHORIZED FOR THE INSTALLATION OF WATER MAINS.

Upon motion of Councilman Thrower, seconded by Councilman Albea, and unanimously carried, the following contracts for the installation of water mains were authorized.

- (a) Contract with Nance-Trotter Realty, Inc. for the installation of 600-ft. of main and one hydrant in Northaven Drive, inside the city limits, at an estimated cost of \$2,200.00. The City to finance all costs and applicant to guarantee an annual gross revenue equal to 10% of the cost.
- (b) Contract with John Crosland Company for the installation of 3,530-ft. of main and one hydrant in Billingsley Park Development, inside the city limits, at an estimated cost of \$9,600.00. All cost to be financed by the City and applicant to guarantee an annual gross revenue equal to 10% of the total cost.
- (c) Contract with Evans Construction Company, for the installation of 925-ft. of main and one hydrant in Brixton Subdivision No. 2, inside the city limits, at an estimated cost of \$1,875.00. The City to finance all costs and applicant to guarantee an annual gross revenue equal to 10% of the total cost.
- (d) Supplementary Contract, to contract dated March 13, 1961, with Elizabeth A. Harkey, for the installation of 1,170-ft. of additional main and one hydrant in Chicago Avenue and Miller Street, at an estimated cost of \$3,075.00. The applicant to finance all costs and be refunded the cost when the gross revenue derived therefrom equals 5% of the cost for a continuous 12-months period.
- (e) Supplementary Contract to contract dated June 12, 1961 with Ervin Construction Company, for the installation of 930-ft. of main in Westchester No. 4 Subdivision, inside the city limits, at an estimated cost of \$1,500.00. The City to finance all costs and applicant to guarantee an annual gross revenue equal to 10% of the total cost.
- (f) Supplementary Contract to contract dated Nov. 9, 1959, with J. A. Jones Construction Company, for the installation of 3,550-ft. of main and one hydrant, in Stonehaven Area to serve Middleburgh Woods Subdivision, outside the city limits, at an estimated cost of \$9,600.00. The applicant to finance all costs and own same until the area is incorporated into the city.

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BIDS FOR THE DEMOLITION AND REMOVAL OF BUILDINGS IN BROOKLYN AREA URBAN RENEWAL PROJECT RECEIVED ON NOVEMBER 15, 1961 REJECTED AND WORK AUTHORIZED READVERTISED.

In considering the recommendation that the bids for the demolition and removal of buildings in the Brooklyn Area Renewal Project submitted by Jack D. Norman Housing Demolishing Company and Suggs Wrecking and Removal Company be rejected and the bid of Cleveland Wrecking Company be returned unopened as it was received after the bids were read, the City Attorney explained this is the type of contract not strictly for construction and repair, on which the City is required to receive three bids, or readvertise and if three bids are then not received the State permits the award of contract on even one bid. He advised this contract was treated as one for services and two bids were received and the third did not arrive on time. Mr Morrissey stated the Council should understand they have the right to accept the low bid, also the right to reject the bids.

Councilman Dellinger moved that the contract be awarded the low bidder, Jack D. Norman Housing Demolishing Company at their bid price of \$69,740.00. The motion was seconded by Councilman Smith.

Mr John H. Hasty, Attorney for Cleveland Wrecking Company, advised their bid was received four hours late; that the circular sent out by the City relative to the bids stated the City would like to have bids received by 2 p.m., Eastern Standard Time, November 15th, and two bids were received by that time. That Cleveland Wrecking Company's bid was sent Special Delivery, the Plane was grounded in Cleveland and bid was not received until late the afternoon of the 15th and was not opened on advice of the City Attorney. He submitted affidavits from the Post Office substantiating his statement. He stated they contend this is a construction project and if their bid is rejected then the other two bids must also be rejected. However, they assert this is not a service contract, but a construction contract, and it will be substantiated by any person in the construction business that demolition work is construction work; that they also assert their bid should, in fact, be opened and read now.

Councilman Thrower asked the City Attorney for his opinion, and Mr Morrissey stated the City does not have the right to open any bid after the appointed time, and it is not the concern of the City by what means a company chooses to get the bid to us.

Councilman Smith withdrew his second to the motion, stating he thinks the City might benefit by readvertising for bids.

Councilman Albea offered a substitute motion that all three bids be rejected and the work be readvertised. He stated he is not saying this because the bid of Cleveland Wrecking Company did not arrive in time to be read but rather for the reason that three bids were not received. The motion was seconded by Councilman Thrower, and carried by the following recorded vote:

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

RENEWAL OF SPECIAL OFFICER PERMITS AUTHORIZED.

Motion was made by Councilman Smith, seconded by Councilman Jordan, and unanimously carried, authorizing the renewal of Special Officer Permits to the following persons:

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- (a) John Wesley Patton, for use on the premises of Johnson C. Smith University.
- (b) Charles O. White, Cicero L. Ware, Odus H. Turner, Burnie Synder, William A. Sherrill, Joe K. Puckett, Jr., James E. Porter, John E. Pettit, Oliver W. Parks, Ralph S. Padgett, Johnnie C. Mumford, John H. Miller, Wade H. Linker, Robert H. Horne, W. Y. Henderson, W. Frank Helderman, Paul E. Haepling, Clyde Haywood, Paul T. Guin, Price D. Crutchfield and Ralph J. Beatty, for use on the premises of Charlotte Branch Federal Reserve Bank of Richmond.

CHANGE ORDERS AUTHORIZED IN CONTRACTS OF LEE CONSTRUCTION COMPANY AND LAWING ELECTRIC COMPANY FOR THE CONSTRUCTION OF ADDITIONS TO THE EXISTING SUGAW SEWAGE & INDUSTRIAL WASTE TREATMENT PLANT.

Upon motion of Councilman Thrower, seconded by Councilman Albea, and un-animously carried, the following Change Orders in Contracts for the Additions to the Existing Sugaw Creek Sewage & Industrial Waste Treatment Plant were approved:

CHANGE ORDER NO. 3 Lee Construction Company Contract, General Contractor to add \$6,148.00 to contract price.

CHANGE ORDER NO. 1 Lawing Electric Company, Electrical Contractor, to add \$800.00 to contract price.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Mrs Estelle Cook, for Grave #4, Lot 25-B, Section 3, Evergreen Cemetery, at \$60.00.
- (b) Deed with Mrs Mary Lee Turner, for Graves #4 and #5, Lot 18, Section 3, Evergreen Cemetery, at \$120.00.
- (c) Deed with Mr & Mrs E. P. McLeod, for Lot 383, Section 4-A, Evergreen Cemetery, at \$189.00.
- (d) Deed with Phillip L. Pindell & Helen H. Pindell, for Lot 289, Section 4-A, Evergreen Cemetery, at \$189.00.
- (e) Deed with W. G. Frye, for Lot 88, Section Z, Elmwood Cemetery, transferred from Carl H. Graham and wife, at \$3.00 for transfer deed.
- (f) Deed with Mrs Reid M. Baskerville, Mrs Rosemary B. Laudenslager and Miss Virginia Baskerville, for Lot 30, Section G-Annex, Elmwood Cemetery, transferred from Charles G. Baskerville and wife, at \$3.00 for transfer deed.
- (g) Deed with Newton W. Gray and wife, for Graves 1, 2, 5 and 6, in Lot 277, Section 7, Oaklawn Cemetery, transferred from C. G. Vincent and wife, at \$3.00 for transfer deed.

CONTRACT AWARDED GLADSTEIN'S INC. FOR 12 MONTHS REQUIREMENT OF WORK CLOTHING FOR FIRE, MOTOR TRANSPORT, ENGINEERING, TRAFFIC ENGINEERING, WATER, PET, CEMETERIES, AIRPORT AND POLICE DEPARTMENTS.

Upon motion of Councilman Thrower, seconded by Councilman Albea, and un-animously carried, contract was awarded the low bidder, Gladstein's Inc., for a 12 months requirement of Work Clothing for the Fire, Motor Transport,

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Engineer, Traffic Engineering, Water, Pet, Cemeteries, Airport and Police Departments, in the total amount of \$20,896.95.

The following bids were received:

Gladstein's, Inc.	\$ 20,896.95
Hub Uniform Company	21,709.57
Belk's Bros. Company	24,040.14

CONTRACT AWARDED MOORE BUSINESS FORMS, INC. FOR TAB CARD IMPRINTER-DETACHER FOR WATER DEPARTMENT.

Motion was made by Councilman Jordan, seconded by Councilman Bryant, and unanimously carried, awarding contract to the low bidder, Moore Business Forms, Inc., for One Tab Card Imprinter-Detacher for the Water Department, in the total amount of \$2,474.45.

The following bids were received:

Moore Business Forms, Inc.	\$ 2,474.45
Uarco Business Forms	2,545.83
The Standard Register Company	2,647.10

CONTRACT AWARDED RELIANCE ENGINEERING COMPANY, INC. FOR WATER COOLING TOWER & EQUIPMENT, FOR THE AIRPORT DEPARTMENT.

Councilman Jordan moved that contract be awarded the low bidder, Reliance Engineering Company, Inc. for Water Cooling Tower and Equipment, as specified, for the Airport Department, in the total amount of \$6,275.00. The motion was seconded by Councilman Albea, and unanimously carried.

The following bids were received:

Reliance Engineering Company, Inc.	Alternate Bid	\$ 6,275.00
Ross & Witmer, Inc.		6,360.75
A. Z. Price & Associates		6,991.00
P. C. Godfrey, Inc.		7,753.00
P. C. Godfrey, Inc.	Alternate Bid	6,985.00

CONTRACT AWARDED LYNCHBURG FOUNDRY COMPANY FOR CAST IRON PIPE FOR WATER DEPARTMENT.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and unanimously carried, contract was awarded the low bidder, Lynchburg Foundry Company, for 6", 8" and 12" Cast Iron Pipe, as specified, in the total amount of \$181,177.00.

The following bids were received:

Lynchburg Foundry Company	\$181,177.00
Glamorgan Pipe & Foundry Company	184,473.00
U. S. Pipe & Foundry Company	185,786.25
James B. Clow & Sons, Inc.	186,327.00
American Cast Iron Pipe Company	187,743.25

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CONTRACT AWARDED GRINNELL COMPANY FOR CAST IRON FITTINGS FOR THE WATER DEPARTMENT.

Motion was made by Councilman Jordan, seconded by Councilman Albea, and unanimously carried, awarding contract to the low bidder, Grinnell Company, for 365 Cast Iron Fittings for the Water Department, in the total amount of \$7,471.44.

The following bids were received:

Grinnell Company	\$ 7,471.44
Russell Pipe & Foundry Co., Inc.	8,468.25
Lynchburg Foundry Company	8,814.06
U. S. Pipe & Foundry Company	9,209.54
Glamorgan Pipe & Foundry Co.	9,457.39
American Cast Iron Pipe Company	9,712.33
James B. Clow & Sons, Inc.	9,876.36

LEASE OF SPACE ON GROUND FLOOR OF AIRPORT TERMINAL BUILDING AUTHORIZED TO THE NORTH CAROLINA NATIONAL BANK.

Councilman Thrower moved approval of the lease to The North Carolina National Bank of 168 square feet of space on the ground floor of the Airport Terminal Building, for a term of three years beginning January 1, 1962, at an annual rental of \$2,940.00 to be paid on a monthly basis. The motion was seconded by Councilman Jordan, and unanimously carried.

AMENDMENTS ADOPTED TO SECTIONS 23-29 AND 23-41 OF THE PROPOSED ZONING ORDINANCE.

Upon motion of Councilman Bryant, seconded by Councilman Dellinger, and unanimously carried, the following Amendments to the Proposed Zoning Ordinance were adopted as recommended by the Charlotte-Mecklenburg Planning Commission:

Amend Sec. 23-29, Table of Permitted Uses, (a) Residential and Related Uses, to read:

"Churches, synagogues, parish houses, Sunday school buildings, convents, Young Women's Christian Associations and comparable organizations, and similar uses, subject to regulations in Sec. 23-41."

Amend Sec. 23-41, Institutional Uses in Residential Districts to read:

"(a) Churches, synagogues, convents, monasteries, dormitories, community recreation centers, Young Womens Christian Associations and comparable organizations, elementary, junior high and senior high schools, colleges, orphanages, museums, art galleries, hospitals and sanatoriums, libraries, fire stations, police stations and similar uses shall be subject to the following requirements in Residential Districts."

SERVICES OF JOHN D. SHAW, FORMER CITY ATTORNEY, RETAINED IN AN ADVISORY CAPACITY THROUGH DECEMBER 31, 1961.

Councilman Jordan moved that the services of Mr John D. Shaw, former City Attorney be retained in an advisory capacity through December 31, 1961, and that \$1,300.00 be transferred from the Contingency Fund for this purpose. The motion was seconded by Councilman Albea, and unanimously carried.

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EFFECTIVE JANUARY 1, 1962 CITY EMPLOYEES AUTHORIZED PLACED ON BI-WEEKLY PAY SYSTEM WITH EXCEPTION OF LABORERS AND SIMILAR CLASSIFICATIONS WHO SHALL CONTINUE AT THEIR OPTION ON A WEEKLY PAY SCHEDULE.

Councilman Dellinger moved that effective January 1, 1962 all city employees be placed on a bi-weekly/^{pay}system with the exception of laborers and similar classifications, who shall continue at their option on a weekly pay schedule. The motion was seconded by Councilman Smith, and unanimously carried.

ACTION DEFERRED ON CONVERTING WORKMEN'S COMPENSATION TO AN INSURED PLAN, AND PERSONNEL DIRECTOR DIRECTED TO RECEIVE BIDS ON WORKMEN'S COMPENSATION.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and un-animously carried, action was deferred on the recommended conversion of workmen's compensation to an insured plan, and the Personnel Director was directed to advertise for bids on Workmen's Compensation.

NORTH CAROLINA NATIONAL BANK AND CUTTER BUILDING REQUESTED TO HAVE NEW TERRAZZO SIDEWALKS MADE SAFE FOR PEDESTRIANS IN WET WEATHER.

Councilman Jordan commended the North Carolina National Bank and Cutter Building for the new sidewalks constructed in front of their buildings at no expense to the city, but called attention that the type material used renders the sidewalks slick as glass when wet, and unsafe. Mr Bobo, Administrative Assistant, stated they are terrazzo, which is non-skid material and he asked if Council wishes to prohibit the construction of terrazzo sidewalks? Councilman Smith stated his Company is taking steps at this time to correct the same condition at their building, and he thinks if terrazzo is used, the specifications should specify non-skid. Mayor Brookshire asked Mr Bobo to get in touch with the officials of the Bank and Cutter Building and see that the sidewalks are made safe.

COMPLAINT OF RESIDENTS OF WESTOVER HILLS AREA RELATIVE TO EXCESSIVE TRAIN WHISTLES REFERRED TO CITY MANAGER AND CITY ATTORNEY.

Councilman Jordan advised he has a request from residents of the Westover Hills area that something be done to eliminate the excessive train whistles which is disturbing at night as the trains go by every hour or so.

Mayor Brookshire asked the City Attorney to check into the city's authority in this connection, and referred the request to him and the City Manager.

CITY ATTORNEY REQUESTED TO ADVISE IF TAXICAB COMPANY OPERATING TO AND FROM AIRPORT QUALIFIES FOR LIMOUSINE INSURANCE.

Councilman Smith requested the City Attorney to check and advise if the Taxicab Company operating to and from the Airport qualifies for limousine insurance under their agreement with the City.

COUNCIL CONFERENCE RELATIVE TO REZONING CITY AND PERIMETER AREA SET FOR WEDNESDAY, NOVEMBER 29TH AT 7:30 P.M.

At the suggestion of Councilman Dellinger that another conference be held without delay with regard to rezoning the City and Perimeter Area under the Proposed New Zoning Ordinance, it was agreed to meet on Wednesday, November 29th, at 7:30 p.m. at City Hall.

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Councilman Whittington expressed the opinion that a termination date should be fixed for accepting requests for changes in the Proposed Zoning Ordinance as they are being received daily; he suggested that all such requests must be filed by the conference on November 29th. No action was taken on the suggestion and Mayor Brookshire stated as he views it, consideration can be given requests up to the time of the adoption of the ordinance.

RESIDENTS OF EAST SHARON PARK PROTEST PROPOSED PLAN FOR HANDLING TRAFFIC ON INDEPENDENCE BOULEVARD.

Councilman Whittington presented a petition from the Residents of East Sharon Park relative to the proposed change in crossing or making left turns on Independence Boulevard, and stating that Independence Boulevard is the only exit from East Sharon Park and if the proposed plan goes through eliminating all but a few of the intersections where left turns may be made, it will mean when they enter Independence Boulevard, they must turn right and continue for some three miles to Campbell Creek circular drive before they can turn left to drive into Charlotte, which will be a definite handicap to the 74 residents of the Park; and further requesting that if the proposed plan is to be carried out, then a new exit be constructed for their convenience to Sharon-Amity Road.

Mr Bobo, Administrative Assistant, advised the proposed plan is under the jurisdiction of the State Highway Department.

STREET LIGHT REQUESTED ON KEYSTONE COURT.

Councilman Whittington advised he has a request for a street light on Keystone Court, which was referred to the office of the City Manager.

SETTLEMENT OF CLAIMS AGAINST THE CITY.

The City Attorney presented a number of claims against the city, with his recommendations:

- (1) Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the subrogation claim of Federated Mutual Insurance Company for \$65.00 for alleged damages to insured's car by spraying of aluminum paint by city forces, was denied as recommended by the City Attorney.
- (2) Councilman Smith moved the payment of claim of W. W. Gotherman in the amount of \$16.50 for adjusted cost of tire, allegedly damaged by broken curbing at intersection of East 4th Street and Kings Drive, as recommended by the City Attorney. The motion was seconded by Councilman Bryant, and unanimously carried.
- (3) Motion was made by Councilman Thrower, seconded by Councilman Bryant, and unanimously carried, denying the claim of Mrs Grace P. Davis, in the amount of \$100.00 for damages for lost wages as a result of a fall on the sidewalk, as recommended by the City Attorney.
- (4) Upon motion of Councilman Whittington, seconded by Councilman Bryant, and unanimously carried, the claim of Mrs Sarah Lowery for damages in the amount of medical expenses (not stated) occasioned by tripping over a drain cover on the sidewalk on East Trade Street, was denied as recommended by the City Attorney.

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- (5) Councilman Whittington moved that the claim of Elizabeth Mickle, in the amount of \$35.00 for medical expenses resulting from falling on the sidewalk in a construction area, be paid as recommended by the City Attorney. The motion was seconded by Councilman Albea, and unanimously carried.
- (6) In connection with the claim of Mrs Viola H. Ledford in the amount of \$5,000.00 for injuries sustained by a fall in the lobby of City Hall, recommended settled for medical expenses amounting to \$116.00 by the City Attorney, Councilman Smith asked that the City Attorney check and see if the City does not have liability insurance to cover such claims, and if so the Insurance Company should decide the claim.
- (7) Upon motion of Councilman Smith, seconded by Councilman Jordan, and unanimously carried, the claim of Miss Nan Percival for \$513.40 for medical expenses of \$393.40 and lost wages of \$120.00 resulting from a fall on the sidewalk by reason of the pavement being raised two inches by a tree root, was denied as recommended by the City Attorney.

SETTLEMENT OF CITY'S CLAIM FOR DAMAGES TO POLICE CAR.

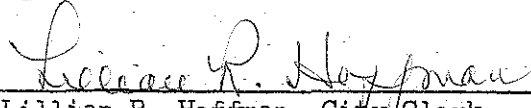
Councilman Thrower moved the acceptance of the compromise settlement by the second party's insurance company in the amount of \$400.00 for damages in the amount of \$530.00 to a police car involved in an accident, as recommended by the City Attorney, and that release be executed upon receipt of payment. The motion was seconded by Councilman Albea, and unanimously carried.

ADMINISTRATIVE ASSISTANT REQUESTED TO CONTACT STATE HIGHWAY DEPARTMENT RELATIVE TO HAVING SIDEWALKS ALONG PROVIDENCE ROAD PROPERLY LIGHTED AND PROPER PRECAUTIONS TAKEN DURING WIDENING OF ROADWAY.

Councilman Dellinger stated the sidewalks along Providence Road where the roadway is being widened are not properly lighted and proper safety precautions are not being taken, and requested Mr Bobo to call this to the attention of the persons doing the work.

ADJOURNMENT.

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


Lillian R. Hoffman, City Clerk