



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, March 11, 1963 at 3 o'clock p.m., with Mayor Brookshire presiding and Councilmen Albea, Dellinger, Jordan, Smith, Thrower and Whittington present.

ABSENT: Councilman Bryant.

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INVOCATION.

The invocation was given by the Reverend Jacob L. Lackey, Pastor of Christ Lutheran Church.

MINUTES APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the Minutes of the last meeting on March 4th were approved as submitted.

RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS ON WESTFIELD ROAD, MANOR ROAD, PLANTATION PLACE, ROCKLYN PLACE AND FIELDBROOK PLACE, ADOPTED.

The public hearing was held on the Petition for Local Improvements on Westfield Road, Manor Road, Plantation Place, Rocklyn Place and Fieldbrook Place, signed by 52.42% of the abutting property owners, representing 51.8% of the lineal feet of frontage, for the installation of storm drainage facilities and the construction of standard curb and gutter, for a distance of approximately 8,846.63 feet, at a total estimated cost of \$64,648.92, of which amount \$57,709.85 will be assessed against the abutting properties at \$6.53 per front foot.

Mr. William McDonald, 317 Fieldbrook Place, expressed his appreciation for the consideration Council has given throughout the discussions of improvements in the Myers Park Manor area, and stated he hoped that today the final step will be taken towards putting the project in motion; that he realizes there is some opposition to it but the majority of the property owners in the area have endorsed the petition which is now before Council for decision and they hope the decision will be a favorable one.

Mr. L. A. Hearn, 329 Tranquil Avenue, spoke in opposition to the project, stating he has lived at the corner of Tranquil Avenue and Manor Road since 1939 and there is no way to drain his lot and in fact, the house should never have been built at this location as the lot is covered with water; that he is not against the construction of curb but is against the assessment of \$6.53 and if they will change the improvement to curbs only he will be for it, otherwise no. Mr. Hearn advised that he has some letters from others who are against the improvements, who also live on corner lots; the letters were filed with the Clerk.

Councilman Smith called attention that Mr. Hearn is on a corner lot at Tranquil Avenue and Manor Road, his property fronting on Tranquil Avenue which is not in the improvement area but Manor Road is and he asked Mr. Veeder what the assessment policy is on the side line not facing on property involved. Mr. Veeder asked Mr. Birmingham of the Engineering Department to answer questions involving the improvement area. Mr. Birmingham stated the

State Statutes provide that on double fronting lots the Council can reduce the amount of the assessment 75%. Councilman Smith stated he thinks that point should be referred to the City Manager for suggestions rather than make the decision at this time; that he certainly does not think the people with property fronting on Tranquil should pay the full amount for the side line. Mr. Hearn stated that curb and gutter has just been put in on Tranquil Avenue. Councilman Smith asked Council if they do not think it would be well for Mr. Veeder to make a recommendation on the corner lots after reviewing the situation to see what benefit if any they would receive? Mr. Veeder stated he agrees and will be glad to do so.

Mr. Michael Masotti, 300 Rocklyn Place, asked that his corner lot be considered in the same manner, and the City Manager stated that Council would consider all corner lots in the improvement area.

Mr. Roy Burkholder, Jr., Columbia, S. C., advised his lot is at the corner of Westfield Road and Rocklyn Place, fronting on Westfield Road, and he has not been approached regarding the improvement by anyone, nor was he notified officially of it until recently. That he is asking for help - his property is approximately 130 feet long on Westfield Road and 60 feet long on Rocklyn Place and at the assessment rate as stated, it would cost him \$1,240.70. Frankly, he does not feel it is worth that much to him as it is rental property. That he does not think he has a water problem, he has not lived in the house in six years and has spent some time in trying to alleviate some of the cost and does not feel that he will gain anything by spending the money. Mayor Brookshire called attention that this being a corner lot, it would be considered along with other corner lots. Mr. Burkholder stated he does not intend living in the house again even should he move back to Charlotte and he would be glad to sell it to any member of the Council or anyone, that it is a nuisance to him and he does not think the \$1,200.00 improvement would help the sale price at all.

Mrs Jane Duncan, 3304 Westfield Road, stated she has called the Engineering Department time and time again about the house, that the rain has washed out a huge hole where the sewer pipe is located and which is filled with barrels used as make-shift pipe, without any response, and the condition is dangerous and some child could easily be drowned in the hole, besides it is ruining her property.

Councilman Whittington told Mrs Duncan that such conditions as this is the thing Council is trying to remedy, and when the new drainage system is installed, they feel all of this, or the greater part, will be corrected.

Councilman Dellinger asked the City Manager to check into this particular case and see if some immediate relief cannot be given Mrs Duncan.

Mr. Veeder suggested that Mrs Duncan contact Mr. Birmingham before she leaves and give him all details and he will go out and look at the situation. Mr. Birmingham stated where the barrels were put in, instead of pipe, is private property which is not under city maintenance. That this is a situation where the developer or someone put the barrels in instead of pipe, and there is no recorded right of way for these easements, therefore, the City does not participate in the maintenance of them. With the drainage improved, there will be recorded rights of way and the city will maintain them. Councilman Thrower asked if there is anything the City can do in the meantime? Mr. Birmingham stated the City does not maintain private ditches or pipes on private property, it is against the City's policy and we never have done so.

Mr. Albert Pierson advised this is a drain that is already in but the right of way has got to be put through for another drain that goes across property

owned by Mrs Duncan's son, and at the meeting held on Park Road, it was understood this right of way could be put through in such way to correct the situation on Mrs Duncan's property.

Mr. Veeder commented that if Council sees fit to proceed with this project, based on the hearing today, our plans are that this work would be started at the beginning of the next fiscal year, July 1st; the money available for assessment projects for the current fiscal year has been completely committed and money will be available with the new fiscal year.

Councilman Whittington moved the adoption of Resolution Ordering the Making of Certain Local Improvements on Westfield Road, Manor Road, Plantation Place, Rocklyn Place and Fieldbrook Place. The motion was seconded by Councilman Thrower, and unanimously carried.

The resolution is recorded in full in Resolutions Book 4, beginning at Page 270.

REQUEST OF THE PLAZA CORPORATION, OWNERS OF A SHOPPING CENTER LOCATED BETWEEN MATHESON AVENUE AND 34TH STREET, THAT "RIGHT TURN ONLY" TRAFFIC SIGNS BE REMOVED AND FORMER TRAFFIC SIGNAL AT SHAMROCK DRIVE BE RESTORED.

Mr. Frank Snapp, Attorney representing the Plaza Corporation which owns a Shopping Center located between Matheson Avenue and 34th Street, which was completed about three years ago, stated at that time there was in operation at the entrance to Shamrock Drive, opposite the Shopping Center, a traffic signal which controlled the traffic from the Center and there are also entrances on 34th Street and on Matheson Avenue. He advised this was working well until the last of February when the traffic signal at Shamrock Drive was changed to "Right Turns Only" and no straight crossing to Shamrock Drive was allowed nor any Left Turns, and as a result people coming out of the Shopping Center wanting to go north or go down Shamrock Drive are using the 34th Street and Matheson Avenue, where there are no traffic signals. But during the peak hours in the evening people shopping on their way home cause the congestion to be very heavy in the Shopping Center parking area and people use the front exit opposite Shamrock Drive where they have been accustomed to going straight across, and when they see these little signs "Right Turns Only" they are confused and go straight ahead or make left turns. Policemen seem to be parking across the street giving out tickets for traffic violations - he advised they understand that 50 tickets were given out in one week. That they are getting into a bad situation out there with traffic from the Shopping Center and would like to ask that the Traffic Engineer be instructed to put the signal back the way it was, permitting traffic to make either right or left turns or proceed straight across into Shamrock Drive.

Councilman Dellinger asked if Mr. Snapp's client would be willing to close the slot in front of Shamrock Drive and put the Traffic Signal at 34th Street? Mr. Snapp replied he does not think that would correct the situation, that 34th Street is not very wide. That it might mean that the parking area would have to be rearranged, but he does not think it would help, that you would get a bad traffic congestion at 34th Street. That the traffic is as heavy in the Parking Lot as it is on The Plaza. He advised that Winn-Dixie and the Drug Store put petitions in their stores last Saturday asking anyone to sign them who would like to have the Traffic Sign restored as it was before the change, and almost 500 people signed in the Winn-Dixie Store and some 244 in the Drug Store, which he filed with the Clerk.

Mr. Snapp asked the Council to give consideration to his request; he advised his clients are aware that traffic must move on a thoroughfare like The Plaza but they think the present situation is going to hold up traffic more than if the Traffic Signal is restored as it was previously. He stated further that his client is willing to share the cost of putting in a trip-light to the Shopping Center.

Councilman Jordan stated that Mr. Hoose says there are some 4,000 cars a day from Shamrock Drive into The Plaza and if we did not have a Signal there, it would be a very hazardous condition.

Mayor Brookshire stated that Mr. Hoose is present and if Mr. Snapp would like, Mr. Hoose can speak on the subject or he and Mr. Hoose can confer later in view of what has already been said among the Council. That he thinks most of the members of Council, and he went out to the Shopping Center last Saturday observing and they have talked with Mr. Hoose in conference today and have the situation under advisement and will continue to give it thought. Mr. Snapp advised there is no reason to take up any more of the Council's time at the moment. Mayor Brookshire gave Mr. Snapp a copy of a collision diagram that would be of interest to him, which illustrates the series of accidents at this intersection, and suggested that he discuss the matter further with Mr. Hoose and in the meanwhile Council will see what can be done.

RESOLUTIONS PROVIDING FOR THE ISSUANCE OF \$1,500,000 WATER BONDS, SERIES A, \$2,450,000 SANITARY SEWER BONDS, SERIES A, \$3,000,000 STREET LAND BONDS AND \$1,050,000 AIRPORT BONDS, SERIES A, AND RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF THE \$8,000,000 BONDS TO BE ISSUED UNDER DATE OF APRIL 1, 1963 PROVIDING FOR THE REGISTRATION THEREOF AND RATIFYING THE APPLICATION TO THE LOCAL GOVERNMENT COMMISSION FOR THE ADVERTISEMENT AND SALE OF SAID BONDS, AND RESOLUTION AUTHORIZING THE PRINTING OF LEGAL OPINIONS ON THE \$8,000,000 BONDS.

Councilman Dellinger introduced a resolution entitled: Resolution Providing for the Issuance of \$1,500,000 Water Bonds, Series A, which was read. Thereupon, upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, the foregoing resolution was passed by the following vote:

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

Thereupon, Councilman Dellinger introduced a resolution entitled: Resolution Providing for the Issuance of \$2,450,000 Sanitary Sewer Bonds, Series A, which was read. Thereupon, upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, the foregoing resolution was passed by the following vote:

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

Thereupon, Councilman Dellinger introduced a resolution entitled: Resolution Providing for the Issuance of \$3,000,000 Street Land Bonds, which was read. Thereupon, upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, the foregoing resolution was passed by the following vote:

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

Thereupon, Councilman Dellinger introduced a resolution entitled: Resolution Providing for the Issuance of \$1,050,000 Airport Bonds, Series A, which was read. Thereupon, upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, the foregoing resolution was passed by the following vote:

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

Thereupon, Councilman Dellinger introduced a resolution entitled: Resolution Fixing the Form and Manner of Execution of the \$8,000,000 Bonds to be Issued under date of April 1, 1963, Providing for the Registration Thereof and Ratifying the Application to the Local Government Commission for the Advertisement and Sale of Said Bonds, which was read. Thereupon, upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, the foregoing resolution was passed by the following vote:

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

Thereupon, Councilman Dellinger introduced a resolution entitled: Resolution Authorizing the Printing of Legal Opinions on the \$8,000,000 Bonds, which was read. Thereupon, upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, the foregoing resolution was passed by the following vote:

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

The resolutions are recorded in full in Resolutions Book 4, beginning at Page 272.

**STREETS TAKEN OVER FOR MAINTENANCE.**

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the following streets were taken over for city maintenance:

- Ruth Drive, from 250' NW of Kerry Lane to 120' SE of Kerry Lane.
- Kerry Lane, from Ruth Drive to Grafton Drive.
- Grafton Drive, from 190' east of Kerry Lane to 160' west of Shannonhouse Drive.
- Shannonhouse Drive, from 130' north of Grafton Drive to 170' south of Grafton Drive.
- Sargeant Drive, from Clanton Road to Comstock Drive.

**CONSTRUCTION OF SANITARY SEWER TRUNKS AND MAINS.**

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, authorizing the construction of sanitary sewer trunks and mains as follows:

- (a) Construction of 230' of trunk and 150' of main in Charcon Subdivision, inside the city limits, at the request of Hornets Nest Builders, Inc., at an estimated cost of \$1,755.00. All cost to be borne by the applicant, whose deposit of the full amount of the cost will be refunded as per terms of the contract.

- (b) Construction of 177' of sewer main in Independence Boulevard, inside the city limits, at request of Terry's Inc., at an estimated cost of \$910.00. All cost to be borne by the applicant, whose deposit of the full amount of the cost will be refunded as per terms of the contract.
- (c) Construction of 230' of trunk and 620' of sewer main in Davenport Street, inside the city limits, at the request of Nance-Trotter Realty Inc., at an estimated cost of \$3,325.00. All cost to be borne by the applicant, whose deposit of the full amount of the cost will be refunded as per terms of the contract.

ORDINANCE NO. 167-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF 3.09 ACRE TRACT OF LAND AT THE NORTHWEST CORNER OF MILTON ROAD AND NEWELL-HICKORY GROVE ROAD FROM R-9MF TO B-1 SHOPPING CENTER DISTRICT, ADOPTED.

Motion was made by Councilman Dellinger, seconded by Councilman Thrower, and unanimously carried, adopting Ordinance No. 167-Z Amending Chapter 23, Section 23-8 of the City Code Changing Zoning of 3.09 Acre Tract of Land at the Northwest corner of Milton Road and Newell-Hickory Grove Road from R-9MF to B-1 Shopping Center District, on petition of Miss Frances Grigg, and recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 13, at Page 403.

ISSUANCE OF SPECIAL OFFICER PERMITS AUTHORIZED TO JOHN H. MCCALL AND JAMES REID WALL.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, approval was given the issuance of a Special Officer Permit to Mr. John H. McCall, 2037 East 5th Street for use on the premises of The Barringer Hotel, and to Mr. James Reid Wall, 6938 Pleasant Oak Circle for use on the premises of the Federal Reserve Bank.

APPOINTMENT OF FRED G. SEVERS TO PARK & RECREATION COMMISSION.

Councilman Whittington moved the appointment of Mr. Fred G. Severs to the Park & Recreation Commission for a term of 5 years. The motion was seconded by Councilman Jordan, and unanimously carried.

Councilman Albea withdrew his nomination on March 4th of Mr. R. P. Steffey to succeed himself as a member of the Park & Recreation Commission.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Thrower, seconded by Councilman Albea, 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 Anna Pepler Pike, for Lot 496, Section 6, Evergreen Cemetery, at \$240.00.
- (b) Deed with Estate of Mrs Georgia P. Mather, for Perpetual Care on Lot 4-Fraction S. S. Pegram Lot, Section B, at \$155.75.

A RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS ON SHARON ROAD FROM HARRIS ROAD TO WENDOVER ROAD.

Councilman Smith moved that the assessment charge against the property owners on Sharon Road be reduced to \$3.17 per front foot, and on that basis a Resolution Confirming the Assessment Roll for Local Improvements on Sharon Road, from Harris Road to Wendover Road, be adopted. The motion was seconded by Councilman Jordan, and unanimously carried. The resolution is recorded in full in Resolutions Book 4, beginning at Page 271.

SETTLEMENT AUTHORIZED WITH HORACE DAVIS, JR AND WIFE FOR PROPERTY ON FERNWOOD DRIVE FOR RIGHT OF WAY FOR KENILWORTH AVENUE EXTENSION PROJECT.

Councilman Whittington moved the payment of \$600.00 to Mr. Horace Davis, Jr. and wife, Evelyn, 2021 and 2023 Fernwood Drive, in settlement for 252 square feet of property as right of way for the Kenilworth Avenue Extension Project. The motion was seconded by Councilman Albea, and unanimously carried.

SUGGESTION THAT ZONING LINES CONFORM TO PROPERTY LINES REFERRED TO CITY MANAGER FOR REPORT AS TO WHETHER CAN BE DONE WITHOUT A HEARING, AT NEXT WEEK'S MEETING.

Councilman Dellinger advised that in the overall zoning program it was the idea of the Council and the Planning Commission to run zoning lines as near as possible on the property boundaries so as not to split people's property. He advised we have quite a lot of property where the same person is the owner and it is split - for example, a 50 ft lot might be split with a portion being zoned R-6 and the balance O-6. That these people would like to have some uniformity in this regard but they hesitate to pay \$100.00 fee to get this done. He asked if there is any way we could authorize the Planning Commission to change these without a hearing? Mr. Veeder stated he cannot answer it directly and would like to discuss it with Mr. McIntyre, Planning Director.

Mayor Brookshire stated this would be difficult particularly with unoccupied land. He suggested that it be referred to the City Manager for an answer at next week's meeting.

COUNCIL OPPOSES SENATE BILL NO. 80 AS PRESENTLY DRAWN.

Councilman Smith moved that the Council go on record as being opposed to Senate Bill No. 80 as presently drawn; that this is the Bill repealing intangible tax on bank deposits and he believes it is the majority thinking of the Council that they would like to see something done about the intangible tax but do not feel this segment of the intangible tax should be taken up separately; that there should be some provision made where municipalities and counties could receive this revenue from some other source rather than giving it up without any chance of regaining it, which would result in putting this tax on property owners in the community. The motion was seconded by Councilman Albea, and unanimously carried.

ATTENTION CALLED TO VARIOUS MUNICIPAL PROBLEMS DISCUSSED IN MARCH ISSUE OF UNITED STATES MUNICIPAL NEWS.

Councilman Smith called attention to the March 15th issue of United States

Municipal News which has several pertinent ideas in it; one on the front page relative to transit prices facing municipalities all over the country, the movement of people by Busses and other transportation and what they are doing to help the problem. He stated we should be very thankful that our local Bus Company is doing as good job as it is doing. Another item that is good is that in St. Petersburg, Florida the City Hall gets out a news tabloid which is an addition to the Sunday paper as to what is going on at City Hall, the communication between the Council and the public on budget problems and other things. He stated he feels we should give some thought to better means of communications between Council and the public in general. Another idea is flying a black pennant from Police cars for 24 hours after a traffic fatality in Knoxville, Tenn. Another idea that brings to mind Mr. Albea's request for information about the Ice Cream Vendors and the danger involved, is that this is recognized in Memphis as a real danger and they have set out through a scientific poll to find how it can be controlled but not banned - in other words they are giving it a real study to see what might be done to alleviate the danger. Councilman Smith stated he would suggest that Mr. Veeder get in touch with the Memphis City Manager and find out what the result of that poll is as it might help us a lot of good ideas set out in the Publication, briefly stated, and one gets the benefit of what is happening all over the country, and it is surprising how many of the same problems occur all over the United States. He suggested that everyone who received a copy read it closely.

Mayor Brookshire stated the name of Charlotte was in this issue, and he received a letter from someone in Detroit asking for some information about Charlotte that he had picked up from the publication.

Councilman Smith stated the point he is making is we should utilize what has already been done, rather than start from the beginning on some of these problems and thereby save time, and we also get a cross-section of ideas.

REQUEST OF WESTVIEW BAPTIST CHURCH THAT DENVER AVENUE BE CONTINUED FROM WHERE IT DEAD ENDS AT MORRIS FIELD ROAD, INTO MIDLAND AVENUE ON WHICH CHURCH LOCATED, REFERRED TO CITY MANAGER FOR INVESTIGATION AND REPORT.

Councilman Whittington stated a delegation from Westview Baptist Church of Wilkinson Boulevard would like the City Manager to check with the Engineering Department as to the feasibility of continuing Denver Avenue from where it deadends at Morris Field Road into Midland Avenue, on which the Church is located, the reason being because of Interstate 85 the street that runs by Harding High School has been cut off as far as traffic going from Interstate 85 over to Wilkinson Boulevard, or from the neighborhood the church serves.

CITY MANAGER REQUESTED TO CHECK WITH CITY ENGINEER RELATIVE TO DRAINAGE PROBLEM ON PROPERTY OF MRS JANE DUNCAN ON WESTFIELD ROAD AND REPORT TO COUNCIL NEXT MONDAY.

Mrs Jane Duncan came back into the Chamber and stated she had discussed with Mr. Birmingham the drainage problem on Westfield Road which she brought to Council's attention earlier in the meeting, and Mr. Birmingham said he would send someone out to look at the location but he could not do one thing and wouldn't do anything until the Council advised him to. Mayor Brookshire stated he understands this is a case where the owner put in the drainage during the development of the area and the City had nothing to do



with it, and it is considered private property. He asked the City Manager if there is anything the City can do to help Mrs Duncan? Mr. Veeder stated if he understands the problem correctly, he does not know of anything that can be done. Mrs Duncan stated she bought the property with the drainage ditch going through it and when the City annexed the area she was under the impression it became the City's problem. Councilman Whittington pointed out that he called this to the attention of Mr Cheek some three weeks ago, and he does not think we can vote on it if we do not have the facts. Mr. Albert Pierson stated that sometime ago he went into this with the County and he thinks it is a matter of lack of communication between the County and the City. That the County Attorney says that the County and Drainage Commission are responsible for banks of the creek and had the banks been protected this would not have happened. That it is not barrels or tin cans in the sewer, it is corrugated pipe, reasonably good, and it is not only this particular property that is washed out but the whole area along the creek, this spot is just worse than others.

Mayor Brookshire asked the City Manager to check with Mr. Cheek and bring a report to Council next Monday, and perhaps also discuss it with the County Manager and see what can be done.

**NEWS RELEASES RELATIVE TO CITY'S PROGRAMS RECOMMENDED CLEARED THROUGH CITY MANAGER'S OFFICE.**

Councilman Whittington called the attention of the City Manager to a story in The Charlotte News last week written by Mr. Lackey, Housing Inspector, and one of the paragraphs which stated "all of these houses would be demolished in Charlotte". He stated he is not being critical of Mr. Lackey and thinks he is doing a good job, but thinks that the story either put in the paper or caused to be put in there was very injurious to what we are trying to do with unfit housing and related programs. That it would seem to him before some of these items of information are released they should be cleared through the City Manager's office; he stated he has had a number of people call him who were very bitter and opposed to this news item.

Mr. Veeder commented that he is sure Mr. Lackey did not put the story in the paper and that it was by a reporter who had discussed the subject with Mr. Lackey. That he has not reviewed the story with Mr. Lackey so he does not know how much of that which he said was reported correctly in the news story.

Councilman Whittington stated he thinks it would be helpful to all of us who are trying to do this job, and most of them in Mr. Lackey's field are unpleasant to a lot of property owners, but to make a statement like that makes a lot of people take the attitude of why do anything about fixing up the house if the City is going to tear it down any way.

Councilman Dellinger asked if a Department Head can be prevented from talking with the reporters or being quoted? Councilman Whittington stated he is not trying to prevent it, but as far as information like this is concerned he does not think it helped us; at the same time he is not being critical of Mr. Lackey who he thinks is doing a splendid job, but putting it in the light it was put in, he thinks makes Mr. Lackey's job more difficult and also that of the Council who is trying to help him administer the Code.

**CITY MANAGER REQUESTED TO CHECK INTO MATTER OF BONDING COMPANY CARRYING ON BUSINESS FROM TRAILER PARKED ON EAST FOURTH STREET OPPOSITE POLICE DEPARTMENT AND MAKE REPORT TO COUNCIL AT NEXT MEETING.**

Councilman Whittington stated he has had complaints from motorists traveling

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on East 4th Street about the Trailer or Van parked on the street across from the Police Department which is occupied by a Bondsman or Bonding Company, and about people using the city streets to do business. He asked if we do not have control over this type of parking on a busy thoroughfare and if the Trailer cannot be put on a lot? Mr. Veeder advised that Chief Hord did precipitate some action towards that end and lost the case in Recorder's Court. Councilman Whittington asked if that means that these people can carry on a bonding business in the middle of 4th Street? Mr. Veeder stated what he is saying is there was not an arrest made that was predicated upon this situation and the Police Department lost the case in our Recorder's Court. Councilman Whittington stated that other people in the bonding business have not called him about it but if they can operate their business from an office, it would certainly appear these people could do likewise and we should have some protection from a traffic standpoint that they could not operate in the street. Councilman Whittington asked the City Manager to look into the matter and bring a report back to Council.

CITY MANAGER REQUESTED TO CONFER WITH CITY COACH COMPANY RELATIVE TO SCHOOL BUSES BEARING IDENTIFICATION THAT THEY ARE SCHOOL BUSES.

Councilman Thrower asked if the Council could not get the City Coach Company to give some identification to the busses making special runs to school that they are School Buses? He advised he has had several mothers talk with him who are really concerned about this; that the State School Buses are painted red, with flashing signs which provides protection to the children. He asked if this could not be taken up with the Coach Company. Councilman Smith stated during his previous term on the Council he brought up the same matter and suggested that special Stop Signs be put on the Buses and also Signs that they are School Buses and Mr. Hoose took it up with the Bus people and for some reason they advised they could not do so; however, he still thinks it is a good idea and some identification that they are School Buses is badly needed.

Mayor Brookshire suggested that the City Manager confer with the City Coach Company as to what extent they can cooperate.

CHANGE ORDER AUTHORIZED IN BLYTHE-CROWDER CONTRACT FOR CONSTRUCTION OF WEST SIDE GRADE CROSSING ELIMINATION PROJECT.

The City Manager requested approval of a Change Order in the contract with Blythe-Crowder Company for the construction of the West Side Grade Crossing Elimination Project to provide lights as a part of the four bridges that are being built as a part of the project, which were overlooked by everyone concerned at the time the contract was made. He advised the lights will cost a total of \$7,616.00, and at this time he is requesting approval of a Change Order for \$4,287.80, which does not include the fixtures except for those that must be utilized now, as they want to bid the fixtures separately and will come back with another Change Order after they have been bid. Councilman Dellinger moved approval of the Change Order in the amount of \$4,287.80 as requested. The motion was seconded by Councilman Jordan, and unanimously carried.

PURCHASE OF RIGHT OF WAY FOR CONSTRUCTION OF WILKINSON BOULEVARD TRUNK LINE.

Councilman Thrower moved approval of the payment of \$40.00 to Southern Real Estate & Insurance Company for right of way 10 ft. wide by 80 feet long for the construction of the Wilkinson Boulevard Trunk Line, as recommended by the City Manager. The motion was seconded by Councilman Jordan, and unanimously carried.

ADJOURNMENT.

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

*Lillian R. Hoffman*  
Lillian R. Hoffman, City Clerk