

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber of the City Hall, at 3 o'clock P.M., on May 9, 1966, Mayor Brookshire, presiding, and the following members being present: Councilmen Claude L. Albea, Fred D. Alexander, Sandy R. Jordan, Jerry Tuttle and James B. Whittington

Absent: Councilman Milton Short

* * * * *

Councilman Albea introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE OF \$2,615,000 WATER BONDS, SERIES B

BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. The City Council has determined and does hereby find and declare:

(a) That an ordinance authorizing \$6,615,000 Water Bonds was passed on December 7, 1964, which ordinance was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held on January 23, 1965.

(b) That \$4,000,000 of said bonds have been issued, which bonds are designated Water Bonds, Series A, are dated April 1, 1965 and mature annually, April 1, in numerical order, lowest numbers first, \$200,000 1967, \$120,000 1968 to 1979, inclusive, \$130,000 1980 to 1987, inclusive, \$145,000 1988, \$300,000 1989 to 1991, inclusive, and \$275,000 1992, without option of prior payment, and that no notes have been issued in anticipation of the receipt of the proceeds of the balance of said bonds, and that it is necessary to issue at this time the remaining \$2,615,000 of the bonds authorized

by said ordinance.

(c) That the probable period of usefulness of the enlargements and extensions to the waterworks system of said City pursuant to said ordinance is a period of forty years from December 7, 1965, a date not more than one year after the passage of said ordinance, and that said period expires on December 7, 2005.

Section 2. Pursuant to said ordinance there shall be issued the negotiable coupon bonds of the City of Charlotte, in the aggregate principal amount of \$2,615,000, designated "Water Bonds, Series B", dated May 1, 1966, consisting of 2,615 bonds of the denomination of \$1,000 each, numbered 1 to 2,615, inclusive, unless, pursuant to the provisions of the notice of sale for said bonds published by the Local Government Commission, the successful bidder for said bonds shall request \$5,000 denominations, in which event said bonds shall consist of 523 bonds of the denomination of \$5,000 each, numbered 1 to 523, inclusive. Said bonds shall mature annually, May 1, in numerical order, lowest numbers first, \$80,000 1968 to 1978, inclusive, \$90,000 1979, \$120,000 1980 to 1987, inclusive, \$130,000 1988, and \$185,000 1989 to 1991, inclusive, without option of prior payment, and shall bear interest from their date at a rate or rates not exceeding 6% per annum to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semi-annually on the 1st days of May and November of each year. Both the principal of and the interest on said bonds shall be payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts, at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, or, at the option of the holder or registered owner, at Wachovia Bank and Trust Company, in the City of Charlotte, North Carolina.

Upon motion of Councilman Albea, seconded by Councilman Tuttle, and unanimously carried, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$2,615,000 WATER BONDS, SERIES B", was passed by the following vote:

Yeas: Councilmen Albea, Alexander, Jordan, Thrower, Tuttle and Whittington

Nays: None

Thereupon Councilman Albea introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE OF \$1,485,000 SANITARY SEWER BONDS, SERIES B

BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. The City Council has determined and does hereby find and declare:

(a) That an ordinance authorizing \$1,985,000 Sanitary Sewer Bonds was passed on December 7, 1964, which ordinance was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held on January 23, 1965.

(b) That \$500,000 of said bonds have been issued, which bonds are designated Sanitary Sewer Bonds, Series A, are dated April 1, 1965 and mature annually, April 1, in numerical order, lowest numbers first, \$60,000 1967, \$15,000 1968 to 1986, inclusive, \$30,000 1987 to 1990, inclusive, and \$35,000 1991, without option of prior payment, and that no notes have been issued in anticipation of the receipt of the proceeds of the balance of said bonds, and that it is necessary to issue at this time the remaining \$1,485,000 of the bonds authorized by said ordinance.

(c) That the probable period of usefulness of the enlargements and extensions to the sanitary sewer system of said City to be made pursuant to said ordinance is a period of forty years from December 7, 1965, a date not more than one year after the passage of said ordinance, and that said period expires on December 7, 2005.

Section 2. Pursuant to said ordinance there shall be issued the negotiable coupon bonds of the City of Charlotte, in the aggregate principal amount of \$1,485,000, designated "Sanitary Sewer Bonds, Series B", dated May 1, 1966, consisting of 1,485 bonds of the denomination of \$1,000 each, numbered 1 to 1,485, inclusive, unless, pursuant to the provisions of the notice of sale for said bonds published by the Local Government Commission, the successful bidder for said bonds shall request \$5,000 denominations, in which event said bonds shall consist of 297 bonds of the denomination of \$5,000 each, numbered 1 to 297, inclusive. Said bonds shall mature annually, May 1, in numerical order, lowest numbers first, \$45,000 1968 to 1986, \$110,000 1987 to 1991, all inclusive, and \$80,000 1992, without option of prior payment, and shall bear interest from their date at a rate or rates not exceeding 6% per annum to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semi-annually on the 1st days of May and November of each year. Both the principal of and the interest on said bonds shall be payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts, at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, or, at the option of the holder or registered owner, at Wachovia Bank and Trust Company, in the City of Charlotte, North Carolina.

Upon motion of Councilman Albea, seconded by Councilman Tuttle, and unanimously carried, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$1,485,000 SANITARY SEWER BONDS, SERIES B", was passed by the following vote:

Yeas: Councilmen Albea, Alexander, Jordan, Thrower, Tuttle and Whittington

Nays: None

Thereupon Councilman Albea introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE
OF \$3,500,000 STREET WIDENING, EXTENSION
AND IMPROVEMENT BONDS

BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. The City Council has determined and does hereby find and declare:

(a) That an ordinance authorizing \$3,500,000 Street Widening, Extension and Improvement Bonds was passed on December 7, 1964, which ordinance was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held on January 23, 1965.

(b) That none of said bonds has been issued, that no notes have been issued in anticipation of the receipt of the proceeds of said bonds, and that it is necessary to issue at this time all of the bonds authorized by said ordinance.

(c) The surface of the streets heretofore constructed or reconstructed and to be constructed or reconstructed pursuant to said ordinance, has been and shall be constructed of bricks, blocks, sheet asphalt, bitulithic or bituminous concrete laid on a solid foundation, or of concrete, and that the probable period of usefulness thereof is twenty years from December 7, 1965, a date not more

than one year after the passage of said ordinance, and that such period expires on December 7, 1985.

Section 2. Pursuant to said ordinance there shall be issued the negotiable coupon bonds of the City of Charlotte, in the aggregate principal amount of \$3,500,000, designated "Street Widening, Extension and Improvement Bonds", dated May 1, 1966, consisting of 3,500 bonds of the denomination of \$1,000 each, numbered 1 to 3,500, inclusive, unless, pursuant to the provisions of the notice of sale for said bonds published by the Local Government Commission, the successful bidder for said bonds shall request \$5,000 denominations, in which event said bonds shall consist of 700 bonds of the denomination of \$5,000 each, numbered 1 to 700, inclusive. Said bonds shall mature annually, May 1, in numerical order, lowest numbers first, \$160,000 1967 to 1981, inclusive, \$210,000 1982, \$275,000 1983, \$375,000 1984 and \$240,000 1985, without option of prior payment, and bear interest from their date at a rate or rates not exceeding 6% per annum to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semi-annually on the 1st days of May and November of each year. Both the principal of and the interest on said bonds shall be payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts, at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, or, at the option of the holder or registered owner, at Wachovia Bank and Trust Company, in the City of Charlotte, North Carolina.

Upon motion of Councilman Albea, seconded by Councilman Tuttle, and unanimously carried, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$3,500,000 STREET WIDENING, EXTENSION AND IMPROVEMENT BONDS", was

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passed by the following vote:

Yeas: Councilmen Albea, Alexander, Jordan, Thrower, Tuttle
and Whittington

Nays: None

Thereupon Councilman Albea introduced the following resolution which was read:

RESOLUTION PROVIDING FOR THE ISSUANCE
OF \$2,000,000 POLICE HEADQUARTERS
BUILDING BONDS

BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. The City Council has determined and does hereby find and declare:

(a) That an ordinance authorizing \$2,000,000 Police Headquarters Building Bonds was passed on December 7, 1964, which ordinance was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held on January 23, 1965.

(b) That none of said bonds has been issued, that no notes have been issued in anticipation of the receipt of the proceeds of said bonds, and that it is necessary to issue at this time all of the bonds authorized by said ordinance.

(c) That the building to be erected and equipped pursuant to said ordinance shall be of fireproof construction as defined in The Municipal Finance Act, 1921, as amended, and that the probable period of usefulness thereof is a period of 40 years from December 7, 1965, a date not more than one year after the passage of said ordinance, and that said period expires on December 7, 2005.

Section 2. Pursuant to said ordinance there shall be issued the negotiable coupon bonds of the City of Charlotte, in the aggregate principal amount of \$2,000,000, designated "Police Headquarters Building Bonds", dated May 1, 1966, consisting of

2,000 bonds of the denomination of \$1,000 each, numbered 1 to 2,000, inclusive, unless, pursuant to the provisions of the notice of sale for said bonds published by the Local Government Commission, the successful bidder for said bonds shall request \$5,000 denominations, in which event said bonds shall consist of 400 bonds of the denomination of \$5,000 each, numbered 1 to 400, inclusive. Said bonds shall mature annually, May 1, in numerical order, lowest numbers first, \$60,000 1967 to 1984, \$150,000 1985 to 1990, all inclusive, and \$20,000 1991, without option of prior payment, and bear interest from their date at a rate or rates not exceeding 6% per annum to be determined by the Local Government Commission at the time the bonds are sold, which interest to the maturity thereof shall be payable semi-annually on the 1st days of May and November of each year. Both the principal of and the interest on said bonds shall be payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts, at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, or, at the option of the holder or registered owner, at Wachovia Bank and Trust Company, in the City of Charlotte, North Carolina.

Upon motion of Councilman Albea, seconded by Councilman Tuttle, and unanimously carried, the foregoing resolution entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$2,000,000 POLICE HEADQUARTERS BUILDING BONDS", was passed by the following vote:

Yeas: Councilmen Albea, Alexander, Jordan, Thrower and Whittington

Nays: None

Thereupon Councilman Albea introduced the following resolution which was read:

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RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF \$9,600,000 BONDS TO BE ISSUED UNDER DATE OF MAY 1, 1966, PROVIDING FOR THE REGISTRATION THEREOF, RATIFYING APPLICATION TO LOCAL GOVERNMENT COMMISSION FOR THE ADVERTISEMENT AND SALE OF SAID BONDS AND RATIFYING ACTION OF LOCAL GOVERNMENT COMMISSION IN ASKING FOR SEALED BIDS FOR SAID BONDS

BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. The \$2,615,000 Water Bonds, Series B, \$1,485,000 Sanitary Sewer Bonds, Series B, \$3,500,000 Street Widening, Extension and Improvement Bonds, and \$2,000,000 Police Headquarters Building Bonds of the City of Charlotte to be issued under date of May 1, 1966, shall be signed by the Mayor and the City Clerk and the corporate seal of the City shall be affixed to the bonds, and the interest coupons to be attached to said bonds shall be executed with the facsimile signature of said City Clerk. Said bonds and coupons and the endorsements to be printed upon the reverse of said bonds shall be in substantially the following forms:

No. _____ \$ _____

United States of America
State of North Carolina
County of Mecklenburg

CITY OF CHARLOTTE

..... Bond

The City of Charlotte, a municipal corporation in Mecklenburg County, North Carolina, is justly indebted and for value received hereby promises to pay to the bearer or, if this bond be registered, to the registered owner hereof, on the 1st day of May, 19__ , the principal sum of

_____ THOUSAND DOLLARS

and to pay interest thereon from the date hereof at the rate of ___ per centum (___ %) per annum until payment of such principal sum, such interest to the maturity hereof being payable semi-annually on the 1st days of May and November of each year upon the presentation and surrender of the coupons representing such interest as the same respectively become due. Both the principal of

and the interest on this bond are payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts, at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, or, at the option of the holder or registered owner, at Wachovia Bank and Trust Company, in the City of Charlotte, North Carolina. For the prompt payment hereof, both principal and interest as the same shall become due, the full faith and credit of said City of Charlotte are hereby irrevocably pledged.

This bond is one of a series issued by said City pursuant to and in full compliance with The Municipal Finance Act, 1921, as amended, and the Local Government Act, as amended, and an ordinance which was approved by the vote of a majority of the qualified voters of said City who voted thereon at an election duly called and held and resolutions duly passed by the City Council of said City for the purpose of providing funds, with any other available funds, for

It is hereby certified and recited that all acts, conditions and things required to happen, exist and be performed by the Constitution and laws of North Carolina precedent to and in the issuance of this bond have happened, exist and have been performed in regular and due form and time as so required; that provision has been made for the levy and collection of a direct annual tax upon all taxable property within said City sufficient to pay the principal of and the interest on this bond as the same shall become due; and that the total indebtedness of said City, including this bond, does not exceed any constitutional or statutory limitation thereon.

This bond may be registered as to principal alone in accordance with the provisions endorsed hereon.

IN WITNESS WHEREOF, said City of Charlotte has caused this bond to be signed by its Mayor and its City Clerk and the corporate seal of the City to be affixed hereto, and has caused

the interest coupons attached hereto to be executed with the fac- simile signature of said City Clerk, all as of the 1st day of May, 1966.

Mayor

City Clerk

(Endorsements on bonds)

CERTIFICATE OF LOCAL GOVERNMENT COMMISSION

The issuance of the within bond has been approved under the provisions of the Local Government Act of North Carolina.

W. E. EASTERLING,
Secretary, Local Government Commission

By: _____
Designated Assistant

PROVISIONS FOR REGISTRATION

This bond may be registered as to principal alone in the Bond Register of the City of Charlotte by the City Treasurer as Bond Registrar, at his office in the City of Charlotte, or by such other Bond Registrar as may be legally appointed by the governing body of said City upon presentation hereof to the Bond Registrar who shall make notation of such registration in the registration blank below, and this bond may thereafter be transferred only upon a duly executed assignment of the registered owner or his attorney, in such form as shall be satisfactory to the Bond Registrar, such transfer to be made on such Bond Register and endorsed hereon by the Bond Registrar. Such transfer may be to bearer and thereby transferability by delivery shall be restored, but this bond shall again be subject to successive registrations and transfers as before. The principal of this bond, if registered, unless registered to bearer, shall be payable only to or upon the order of the registered owner or his legal representative. Notwithstanding the registration of this bond as to principal alone, the coupons shall

remain payable to bearer and shall continue to be transferable by delivery.

<u>Date of Registration</u>	<u>Name of Registered Owner</u>	<u>Signature of Bond Registrar</u>
.....
.....
.....

(Form of coupons)

No. _____ \$ _____

On the 1st day of _____, 19____,
 the City of Charlotte, a municipal corporation in Mecklenburg County, North Carolina, will pay to bearer at Bankers Trust Company, in the Borough of Manhattan, City and State of New York, or, at the option of the bearer, at Wachovia Bank and Trust Company, in the City of Charlotte, North Carolina, upon the presentation and surrender hereof, the sum of _____ Dollars in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts, as provided in and for the semi-annual interest then due upon its _____ Bond, dated May 1, 1966, numbered _____.

 City Clerk

Section 2. The dotted line in the foregoing bond form following the words "for the purpose of providing funds, with any other available funds, for" shall be filled out as follows:

In the bonds designated "Water Bonds, Series B" there shall be inserted the words "enlarging and extending the waterworks system of said City".

In the bonds designated "Sanitary Sewer Bonds, Series B" there shall be inserted the words "enlarging and extending the sanitary sewer system of said City".

In the bonds designated "Street Widening, Extension and Improvement Bonds" there shall be inserted the words "for widening, extending and constructing or reconstructing the surface of principal thoroughfares in said City".

In the bonds designated "Police Headquarters Building Bonds" there shall be inserted the words "for erecting and equipping a building for use as a headquarters building for the police department".

Section 3. Said bonds shall be registrable as to principal alone in accordance with the provisions hereinabove provided for endorsement upon said bonds and the City Treasurer is hereby appointed Bond Registrar for the purpose of registering and transferring said bonds, subject to the right of the governing body of the City of Charlotte hereafter to appoint another Bond Registrar. No charge shall be made to any bondholder for the privilege of registration and transfer herein granted.

Section 4. The application of the City Treasurer in applying to the Local Government Commission for the advertisement and sale of said bonds and the action of the Local Government Commission in asking for sealed bids for said bonds by publishing a sale notice and printing and distributing circulars, be and the same are hereby ratified and confirmed.

Upon motion of Councilman Albea, seconded by Councilman Tuttle, and unanimously carried, the foregoing resolution entitled: "RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF \$9,600,000 BONDS TO BE ISSUED UNDER DATE OF MAY 1, 1966, PROVIDING FOR THE REGISTRATION THEREOF, RATIFYING APPLICATION TO LOCAL GOVERNMENT COMMISSION FOR THE ADVERTISEMENT AND SALE OF SAID BONDS AND RATIFYING ACTION OF LOCAL GOVERNMENT COMMISSION IN ASKING FOR SEALED BIDS FOR SAID BONDS" was passed by the following vote:

Yeas: Councilmen Albea, Alexander, Jordan, Thrower, Tuttle and Whittington

Nays: None

Thereupon Councilman Albea introduced the following resolution which was read:

RESOLUTION AUTHORIZING THE PRINTING OF LEGAL OPINIONS ON \$9,600,000 BONDS TO BE ISSUED UNDER DATE OF MAY 1, 1966

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that there shall be printed on the reverse of each of the \$2,615,000 Water Bonds, Series B, \$1,485,000 Sanitary Sewer Bonds, Series B, \$3,500,000 Street Widening, Extension and Improvement Bonds, and \$2,000,000 Police Headquarters Building Bonds to be issued by the City of Charlotte, under date of May 1, 1966, the legal opinion of Mitchell, Pershing, Shetterly & Mitchell, Bond Counsel to the City of Charlotte, with respect to the validity of said bonds, and that there shall be printed immediately following such legal opinion a certificate signed with the facsimile signature of the Mayor of the City of Charlotte substantially as follows:

"I HEREBY CERTIFY that the foregoing is a true and correct copy of the legal opinion on the bonds therein described which was manually signed by Mitchell, Pershing, Shetterly & Mitchell, New York, N.Y., and was dated as of the date of delivery of and payment for said bonds.

(Facsimile signature)

Mayor of the
City of Charlotte, North Carolina".

Upon motion of Councilman Albea, seconded by Councilman Tuttle, and unanimously carried, the foregoing resolution entitled: "RESOLUTION AUTHORIZING THE PRINTING OF LEGAL OPINIONS ON \$9,600,000 BONDS TO BE ISSUED UNDER DATE OF MAY 1, 1966" was passed by the following vote:

Yeas: Councilmen Albea, Alexander, Jordan, Thrower, Tuttle
And Whittington.

Nays: None

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 9th day of May, 1966, the reference having been made in Minute Book 47, and recorded in full in Resolutions Book 5, beginning at Page 244.

Lillian R. Hoffman
City Clerk

RESOLUTION FIXING DATE OF PUBLIC HEARING ON
PETITION FOR LOCAL IMPROVEMENTS ON CHESTERFIELD
AVENUE FROM BASCOM STREET TO HANOVER STREET.

WHEREAS, a petition has been filed by 55% of the abutting property owners, representing 59.09% of the lineal feet of frontage, requesting that Chesterfield Avenue, from Bascom Street to Hanover Street, be permanently improved by construction of roll type curb and gutter; and

WHEREAS, it is the policy of the City Council to hold public hearings on petitions for local improvements prior to ordering the making of such improvements;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that a public hearing on the aforesaid petition for local improvements will be held at 3 o'clock p.m., on Monday, the 23rd day of May, 1966, in the Council Chamber of the City Hall. The City Clerk is hereby directed to publish a notice of said hearing one time at least ten days prior to the hearing date.

Approved as to form:

J. W. Kiser
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 9th day of May, 1966, the reference having been made in Minute Book 47, and recorded in full in Resolutions Book 5, at Page 258.

Lillian R. Hoffman
City Clerk

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A RESOLUTION ADOPTING A POLICY FOR TRAFFIC
CONTROL AT MAJOR TRAFFIC GENERATOR DRIVEWAYS.

WHEREAS, the impact of traffic leaving major traffic generator driveways has been such that numerous requests have been made for traffic signal control at the intersection of such drives with main roadways; and

WHEREAS, the problem is not simply one of the need of a traffic signal, but one of complete redesign of the intersection or drives; and

WHEREAS, the City Council wishes to adopt a policy with respect to traffic control at such major traffic generator driveways;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Charlotte, North Carolina, hereby adopts the attached document as a policy for traffic control at major traffic generator driveways.

Approved as to form:

J. W. Kiser
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 9th day of May, 1966, the reference having been made in Minute Book 47, and recorded in Resolutions Book 5, at Page 259.

Lillian R. Hoffman
City Clerk