

A special meeting of the City Council of the City of Charlotte was held at 10 o'clock, A.M., on Monday, December 15, 1952, in the Criminal Court Room in the Courthouse of Mecklenburg County in Charlotte, North Carolina.

Present: Mayor Shaw, and Councilmen Baxter, Coddington, Dellinger, and Van Every.

Absent: Councilmen Albea and Boyd.

The City Clerk read the call of the meeting, which was as follows:

"A Special Meeting of the City Council is hereby called to be held in the Criminal Court Room, Mecklenburg County Court House on the 15th day of December, 1952, at 10 o'clock, A.M., for the purpose of canvassing the returns of the Bond Election held on Saturday, December 13th, in accordance with the provisions of Section 24 of the City of Charlotte Charter and the requirements of Chapter 1034 of the 1949 Session Laws.

Very truly yours,

Victor Shaw
Mayor "

Date: December 12, 1952

The Criminal Court Room being used for court purposes, court having recessed for the convening of the special meeting of the City Council, according to call, upon motion of Councilman Van Every, and seconded by Councilman Dellinger, and unanimously carried, the meeting adjourned to meet immediately in the Civil Court Room in the Courthouse of Mecklenburg County in Charlotte, North Carolina, in a joint session with the County Board of Elections.

An adjourned meeting of the City Council of the City of Charlotte was held at 10:10 o'clock, A.M., on Monday, December 15, 1952, in the Civil Court Room in the Courthouse of Mecklenburg County in Charlotte, North Carolina.

Present: Mayor Victor Shaw, and Councilmen Baxter, Coddington, Dellinger and Van Every.

Absent: Councilmen Albea and Boyd.

After calling the meeting to order and after the City Clerk had called the roll, the members of the City Council of the City of Charlotte sat at the table at which the County Board of Elections was holding its meeting and thereupon said County Board of Elections and said City Council of the City of Charlotte, as two separate bodies, separately received from the registrars and judges of election in the various precincts of the City of Charlotte the returns of the special bond election held on December 13, 1952. After said returns had been canvassed by said City Council, being simultaneously with the canvassing thereof by the County Board of Elections in the same place, Councilman Coddington introduced the following resolution, which was read:

RESOLUTION CANVASSING THE RETURNS
OF THE SPECIAL BOND ELECTION HELD
DECEMBER 13, 1952, AND DETERMINING
AND DECLARING THE RESULT THEREOF

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

Section 1. That the returns of the special bond election held in the City of Charlotte on December 13, 1952, having been received from the proper election officers, and the City Council having canvassed the same, the following facts are hereby found and determined:

(a) That each registrar and judge for the special bond election held in the City of Charlotte on December 13, 1952 was duly qualified by law and had taken the necessary oath.

(b) That the election officers had incorporated in their returns not only the number of votes cast for and against each question submitted but also the number of voters registered and qualified to vote in each precinct in the election.

(c) That at said election there were submitted to the qualified voters of said City the following questions:

UNDER AUTHORITY OF THE MUNICIPAL FINANCE ACT, 1921,
AS AMENDED:

1. Shall an ordinance passed November 12, 1952, authorizing not exceeding \$2,000,000 Water Bonds of the City of Charlotte for the purpose of providing funds for extending and enlarging the waterworks system of said City, including the acquisition of necessary lands, and a tax for said bonds, be approved?
2. Shall an ordinance passed November 12, 1952, authorizing not exceeding \$5,000,000 Sanitary Sewer System Bonds of the City of Charlotte for the purpose of providing funds for extending and enlarging the sanitary sewer system of said City, including the acquisition of

necessary lands, the construction of improvements and betterments to existing sewage treatment plants, and the construction of new sewage treatment plant facilities, and a tax for said bonds, be approved?

3. Shall an ordinance passed November 12, 1952, authorizing not exceeding \$500,000 Grade Crossing Elimination Bonds of the City of Charlotte for the purpose of providing funds for eliminating grade crossings within said City and improvements incident thereto, including the acquisition of necessary lands, and a tax for said bonds, be approved?
4. Shall an ordinance passed November 12, 1952, authorizing not exceeding \$800,000 Street Improvement Bonds of the City of Charlotte for the purpose of providing funds for constructing or reconstructing the surface of streets in said City, including the contemporaneous construction or reconstruction of sidewalks, curbs, gutters, drains and grading, and the acquisition of necessary lands, said bonds being in addition to all other bonds heretofore authorized for such purpose, and a tax for said bonds, be approved?
5. Shall an ordinance passed November 12, 1952, authorizing not exceeding \$200,000 Street Widening Bonds of the City of Charlotte for the purpose of providing funds for acquiring land for widening streets in said City and constructing or reconstructing the surface of such streets, including the contemporaneous construction or reconstruction of sidewalks, curbs, gutters, drains and grading, said bonds being in addition to all other bonds heretofore authorized for such purpose, and a tax for said bonds, be approved?
6. Shall an ordinance passed November 12, 1952, authorizing not exceeding \$200,000 Fire Station Bonds of the City of Charlotte for the purpose of providing funds for erecting and equipping a fire station or stations in said City, including the acquisition of necessary lands, and a tax for said bonds, be approved?

UNDER AUTHORITY OF CHAPTER 1034, SESSION LAWS OF 1949,
AND THE MUNICIPAL FINANCE ACT, 1921, AS AMENDED:

Shall an ordinance passed November 12, 1952 by the City Council of the City of Charlotte, authorizing not exceeding \$800,000 Library Bonds of said City, and an order finally passed November 10, 1952 by the Board of Commissioners for the County of Mecklenburg, authorizing not exceeding \$800,000 Library Bonds of the County, for the purpose of providing funds for erecting and equipping public library buildings for the City of Charlotte and Mecklenburg County and acquiring such real and personal property as may be useful or necessary for such purposes, and a tax for said bonds in the City of Charlotte for the bonds of said City, and a tax in the entire County of Mecklenburg, including said City, for the bonds of said County, be approved?

Section 2. That the following schedule correctly shows the designations of the precincts at which said election was held, the number of voters registered and qualified to vote in each precinct in the election, the number of votes cast in each precinct in favor of each question submitted, the number cast against each question, and the totals of such numbers:

Pre- cinct	Polling Place	Voters reg- istered and qualified to vote	\$2,000,000 Water Bonds	
			Votes for	Votes against
1	Court House	1212	30	7
2	2nd Ward School 501 S. Alexander St.	2153	45	4
3	First Ward School 401 E. 9th St.	1210	42	8
4	1614 N. Davidson St.	982	7	35
5	Bethune School 601 N. Graham St.	1577	55	21
6	Harding High School 329 Irwin Ave.	853	27	8
7	Zeb Vance School 825 Westbrook Dr.	997	58	16
8	Villa Heights School 2000 N. Allen St.	1121	28	34
9	Com. House 1023 E. 36th St.	1878	42	31
10	Plaza R. School 3501 Plaza Rd.	1941	78	33
11	1620 Club Rd.	1088	148	25
12	Midwood School Central Ave.	2141	181	60
13	Tech High School 1400 Louise Ave.	1232	17	21
14	Piedmont Jr. High 1241 E. 10th St.	1128	54	22
15	Community Center 345 Hawthorne Lane	1314	122	39
16	2434 Commonwealth Ave.	1272	105	24
17	1020 Waterman Ave.	1160	96	45
18	Firemen's Hall 2601 E. 7th St.	1172	50	26
19	Mint Museum	674	113	17
20	Eastover School 500 Cherokee Rd.	1193	216	34
21	2135 Crescent Ave.	1336	183	50
22	2108 Vail Ave.	1229	123	37
23	Elizabeth School 1601 Park Dr.	1875	85	27
24	Myers Park School 2132 Radcliffe Ave.	1351	315	52
25	1026 Providence Rd.	1313	292	42
26	Com. Hut, Roswell Av. and Queens Rd.	1927	294	36

Pre- cinct	Polling Place	Voters reg- istered and qualified to vote	\$2,000,000 Water Bonds	
			Votes for	Votes against
27	Avondale Com. House Avondale & Lilac Rd.	1480	216	86
28	1200 East Blvd.	1762	175	64
29	Dilworth School 405 E. Park Ave.	1412	149	47
30	Com. Center, Latta Park, E. Park Ave.	1241	137	27
31	1927 Dilworth Road W.	1561	103	29
32	2830 Dorchester Pl.	1437	228	39
33	Wilmore School 428 W. Blvd.	1844	89	25
34	Alexander Graham Jr. High Cafeteria	1383	35	15
35	Wesley Heights School 128 S. Summit Ave.	981	53	38
36	Seversville School 1701 Sumter Ave.	1837	42	40
37	Glenwood Sch. Cafeteria Parkway Ave.	1936	51	40
38	1243 W. Blvd.	942	51	19
39	West Charlotte High Beatties Ford Rd.	1970	121	43
40	Library, Fairview Homes, 1026 Oaklawn Ave.	1588	43	4
41	Hutchison School 1400 Hutchison Ave.	1609	52	29
42	1315 Statesville Ave.	1253	33	9
43	Myers Park High School	1017	157	18
44	2319 Bay Street	1200	88	39
45	2413 Morton Street	1757	162	31
Totals		63,539	4,791	1,396

Pre- cinct	\$5,000,000 Sanitary Sewer System Bonds		\$500,000 Grade Crossing Elimination Bonds		\$800,000 Street Improvement Bonds	
	Votes for	Votes against	Votes for	Votes against	Votes for	Votes against
1	33	3	30	4	29	8
2	45	4	38	7	48	4
3	43	8	38	10	41	10
4	7	34	8	32	8	32
5	57	19	54	23	51	22
6	27	7	27	7	24	9
7	58	15	54	16	55	16
8	25	35	26	35	30	29
9	40	32	42	31	38	32
10	75	35	74	35	74	36
11	140	31	141	27	134	33
12	178	59	188	79	169	68
13	16	21	18	20	17	18
14	50	24	50	24	42	31
15	118	41	107	47	101	52
16	105	23	101	27	96	31
17	92	47	86	54	88	52
18	46	27	47	22	43	31
19	111	17	106	20	103	21
20	212	38	206	44	196	54
21	180	51	168	62	154	68
22	121	38	109	50	107	52
23	83	28	78	32	74	34
24	311	57	297	71	286	74
25	285	53	275	60	261	70
26	296	39	285	42	283	45
27	219	80	205	92	204	95
28	177	60	170	71	163	72
29	150	44	138	55	135	58
30	136	26	125	31	120	31
31	96	31	91	39	92	39
32	223	41	213	50	206	55
33	86	27	80	30	80	31

<u>Pre- cinct</u>	<u>\$5,000,000 Sanitary Sewer System Bonds</u>		<u>\$500,000 Grade Crossing Elimination Bonds</u>		<u>\$800,000 Street Improvement Bonds</u>	
	<u>Votes for</u>	<u>Votes against</u>	<u>Votes for</u>	<u>Votes against</u>	<u>Votes for</u>	<u>Votes against</u>
34	33	15	31	17	31	17
35	52	36	49	40	53	36
36	43	37	38	41	38	40
37	51	38	42	48	42	45
38	52	18	50	20	51	18
39	118	44	126	36	119	45
40	37	2	35	3	39	1
41	52	30	46	35	47	31
42	35	7	32	9	35	7
43	159	16	156	22	160	17
44	85	42	86	40	75	49
45	165	27	158	34	162	29
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Totals	4,723	1,407	4,524	1,594	4,404	1,648

<u>Pre- cinct</u>	<u>\$200,000 Street Widening Bonds</u>		<u>\$200,000 Fire Station Bonds</u>		<u>\$800,000 Library Bonds</u>	
	<u>Votes for</u>	<u>Votes against</u>	<u>Votes for</u>	<u>Votes against</u>	<u>Votes for</u>	<u>Votes against</u>
1	32	4	30	7	33	9
2	47	4	43	5	51	3
3	35	11	41	7	38	14
4	7	35	9	33	10	32
5	46	26	55	19	57	27
6	26	9	27	9	25	12
7	55	16	57	13	54	20
8	28	32	32	31	25	36
9	42	32	40	32	41	34
10	73	36	83	28	67	45
11	136	34	142	29	141	34
12	166	68	176	62	158	86
13	16	19	17	21	12	28
14	48	26	50	24	48	32

<u>Pre- cinct</u>	<u>\$200,000 Street Widening Bonds</u>		<u>\$200,000 Fire Station Bonds</u>		<u>\$800,000 Library Bonds</u>	
	<u>Votes for</u>	<u>Votes against</u>	<u>Votes for</u>	<u>Votes against</u>	<u>Votes for</u>	<u>Votes against</u>
15	100	51	123	34	116	52
16	98	29	99	28	101	28
17	86	54	89	50	83	61
18	43	31	57	19	50	30
19	106	19	107	19	108	23
20	198	50	199	46	180	75
21	157	64	178	53	156	80
22	106	49	113	47	100	65
23	71	33	80	30	75	38
24	279	78	300	66	287	82
25	266	65	281	51	265	81
26	285	43	299	34	282	57
27	198	95	227	72	207	99
28	163	76	180	59	173	75
29	135	55	140	53	126	80
30	119	35	139	20	123	47
31	86	43	94	36	94	42
32	209	52	226	38	218	53
33	78	32	87	27	77	39
34	33	16	33	15	34	17
35	51	39	58	34	52	40
36	33	43	41	38	39	44
37	46	41	55	33	46	48
38	49	20	52	18	48	25
39	113	50	120	42	117	59
40	32	4	36	2	49	2
41	48	30	54	25	53	30
42	36	7	32	9	37	7
43	158	17	161	15	153	27
44	74	48	90	37	79	54
45	160	30	162	28	159	47
Totals	4,373	1,651	4,714	1,398	4,447	1,919

Section 3. That no complaint has been made to the City Council against the regularity of said election and that the City Council believes that said election was conducted in full compliance with law and the orders of the City Council.

Section 4. That from the canvass so made it is determined and declared:

(a) That 63,539 voters were registered and qualified to vote in the City of Charlotte at said election.

(b) That a majority of the qualified voters of the City who voted thereon at said election voted in favor of the approval of the ordinance authorizing not exceeding \$2,000,000 Water Bonds of the City of Charlotte, and a tax for said bonds, and that said ordinance was thereby approved and is in force and effect.

(c) That a majority of the qualified voters of the City who voted thereon at said election voted in favor of the approval of the ordinance authorizing not exceeding \$5,000,000 Sanitary Sewer System Bonds of the City of Charlotte, and a tax for said bonds, and that said ordinance was thereby approved and is in force and effect.

(d) That a majority of the qualified voters of the City who voted thereon at said election voted in favor of the approval of the ordinance authorizing not exceeding \$500,000 Grade Crossing Elimination Bonds of the City of Charlotte, and a tax for said bonds, and that said ordinance was thereby approved and is in force and effect.

(e) That a majority of the qualified voters of the City who voted thereon at said election voted in favor of the approval of the ordinance authorizing not exceeding \$800,000 Street Improvement Bonds of the City of Charlotte, and a tax for said bonds, and that said ordinance was thereby approved and is in force and effect.

(f) That a majority of the qualified voters of the City who voted thereon at said election voted in favor of the approval of the ordinance authorizing not exceeding \$200,000 Street Widening Bonds of the City of Charlotte, and a tax for said bonds, and that said ordinance was thereby approved and is in force and effect.

(g) That a majority of the qualified voters of the City who voted thereon at said election voted in favor of the approval of the ordinance authorizing not exceeding \$200,000 Fire Station Bonds of the City

of Charlotte, and a tax for said bonds, and that said ordinance was thereby approved and is in force and effect.

(h) That a majority of the qualified voters of the City who voted thereon at said election voted in favor of the approval of the ordinance authorizing not exceeding \$800,000 Library Bonds of the City of Charlotte, and a tax for said bonds.

Upon motion of Councilman Coddington, seconded by Councilman Baxter, the foregoing resolution entitled: "RESOLUTION CANVASSING THE RETURNS OF THE SPECIAL BOND ELECTION HELD DECEMBER 13, 1952, AND DETERMINING AND DECLARING THE RESULT THEREOF" was passed by the following vote:

Yeas: Councilmen Baxter, Coddington, Dellinger and Van Every.

Nays: None.

The City Council thereupon recessed to 11:30 A.M. December 15, 1952, in the Civil Court Room, in the Courthouse of Mecklenburg County.

* * * * *

The City Council of the City of Charlotte reconvened at 11:30 A.M., December 15, 1952, in the Civil Court Room, in the Courthouse of Mecklenburg County in Charlotte, North Carolina.

Present: Mayor Shaw, and Councilmen Baxter, Coddington, Dellinger and Van Every.

Absent: Councilmen Albea and Boyd.

Councilman Coddington introduced the following resolution which was read:

RESOLUTION DETERMINING AND DECLARING THE RESULT OF THE SPECIAL BOND ELECTION UPON THE ISSUANCE OF LIBRARY BONDS AND PROVIDING FOR THE STATEMENT OF THE RESULT OF THE SPECIAL BOND ELECTION HELD IN THE CITY OF CHARLOTTE ON DECEMBER 13, 1952.

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

Section 1. That the County Board of Elections of Mecklenburg County has certified to the City Council that at the special bond election held in the County of Mecklenburg on December 13, 1952, 5,872 votes were cast in the entire County for the order authorizing not exceeding \$800,000 Library Bonds of the County of Mecklenburg, and a tax for said bonds, and 2,554 votes were cast in the entire County against said order, and that a majority of the qualified voters of the entire County who voted thereon

at said election voted in favor of the approval of the order authorizing said bonds, and a tax therefor, and thereby approved the issuance of said bonds of the County.

Section 2. That a majority of the qualified voters of the City of Charlotte who voted thereon at said election voted in favor of the approval of the ordinance authorizing not exceeding \$800,000 Library Bonds of the City of Charlotte, and a tax for said bonds, and thereby approved the issuance of said bonds of the City.

Section 3. That said ordinance authorizing not exceeding \$800,000 Library Bonds of the City of Charlotte having been approved as aforesaid, and said order authorizing not exceeding \$800,000 Library Bonds of the County of Mecklenburg having been approved as aforesaid, said ordinance is in force and effect.

Section 4. That the City Council has prepared and does adopt the following statement of the result of the special bond election held in the City of Charlotte on December 13, 1952:

STATEMENT OF RESULT
OF
SPECIAL BOND ELECTION
HELD IN THE
CITY OF CHARLOTTE, NORTH CAROLINA
ON DECEMBER 13, 1952

At a special bond election held in the City of Charlotte, North Carolina, on December 13, 1952, 63539 voters were registered and qualified to vote.

At said election 4,791 votes were cast for the ordinance authorizing not exceeding \$2,000,000 Water Bonds of the City of Charlotte for the purpose of providing funds for extending and enlarging the waterworks system of said City, including the acquisition of necessary lands, and a tax for said bonds, and 1,396 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 4,723 votes were cast for the ordinance authorizing not exceeding \$5,000,000 Sanitary Sewer System Bonds of the City of Charlotte for the purpose of providing funds for extending and enlarging the sanitary sewer system of said City, including the acquisition of necessary lands, the construction of improvements and betterments to existing sewage treatment plants, and the construction of new sewage treatment plant facilities, and a tax for said bonds, and 1,407 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 4,524 votes were cast for the ordinance authorizing not exceeding \$500,000 Grade Crossing Elimination Bonds of the City of Charlotte for the purpose of providing funds for eliminating grade crossings within said City and improvements incident thereto, including the acquisition of necessary lands, and a tax for said bonds, and 1,594 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 4,404 votes were cast for the ordinance authorizing not exceeding \$800,000 Street Improvement Bonds of the City of Charlotte for the purpose of providing funds for constructing or reconstructing the surface of streets in said City, including the contemporaneous construction or reconstruction of sidewalks, curbs, gutters, drains and grading, and the acquisition of necessary lands, said bonds being in addition to all other bonds heretofore authorized for such purpose, and a tax for said bonds, and 1,648 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 4,373 votes were cast for the ordinance authorizing not exceeding \$200,000 Street Widening Bonds of the City of Charlotte for the purpose of providing funds for acquiring land for widening streets in said City and constructing or reconstructing the surface of such streets, including the contemporaneous construction or reconstruction of sidewalks, curbs, gutters, drains and grading, said bonds being in addition to all other bonds heretofore authorized for such purpose, and a tax for said bonds, and 1,651 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 4,714 votes were cast for the ordinance authorizing not exceeding \$200,000 Fire Station Bonds of the City of Charlotte for the purpose of providing funds for erecting and equipping a fire station or stations in said City, including the acquisition of necessary lands, and a tax for said bonds, and 1,398 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 4,447 votes were cast for the ordinance authorizing not exceeding \$800,000 Library Bonds of the City of Charlotte for the purpose of providing funds for erecting and equipping public library buildings for the City of Charlotte and Mecklenburg County and acquiring such real and personal property as may be useful or necessary for such purposes, and a tax for said bonds, and 1,919 votes were cast against said ordinance; that a majority of the qualified voters of said City who voted thereon at said election voted in favor of the approval of said ordinance and thereby approved the issuance of said bonds of the City; that a majority of the qualified voters of the entire County of Mecklenburg who voted thereon at said election voted in favor of the approval of an order authorizing not exceeding \$800,000 Library Bonds of the County of Mecklenburg for the same purpose and thereby approved the issuance of said bonds of the County; that said City ordinance having been approved as aforesaid, and said County order also having been approved as aforesaid, said ordinance authorizing not exceeding \$800,000 Library Bonds of the City of Charlotte, and a tax for said bonds, is therefore in force and effect.

By order of the City Council of the City of Charlotte, this
15th day of December, 1952.

Victor Shaw

Mayor

P. L. Van Every

H. H. Baxter

W. I. Coddington

Steve W. Dellinger, Sr.
(Councilmen)

Section 5. That when the foregoing statement shall have been signed by a majority of the members of the City Council and delivered to the City Clerk, the latter shall record it in the Ordinance Book and such statement shall be filed in her office and published by her once in the Charlotte Observer. A notice substantially in the following form shall be appended to the copy of the foregoing statement which is published:

TO THE CITIZENS AND TAXPAYERS OF THE CITY OF CHARLOTTE:

No right of action or defense founded upon the invalidity of the election mentioned in the foregoing statement shall be asserted, nor shall the validity of such election be open to question in any court upon any ground whatever, except in an action or proceeding commenced within thirty days after the publication of the foregoing statement.

Lillian R. Hoffman
City Clerk

Section 6. That the City Clerk is hereby directed to immediately certify a copy of this resolution to the Board of Commissioners for the County of Mecklenburg.

Upon motion of Councilman Coddington, seconded by Councilman Baxter, the foregoing resolution entitled: "RESOLUTION DETERMINING AND DECLARING THE RESULT OF THE SPECIAL BOND ELECTION UPON THE ISSUANCE OF LIBRARY BONDS AND PROVIDING FOR THE STATEMENT OF THE RESULT OF THE SPECIAL BOND ELECTION HELD IN THE CITY OF CHARLOTTE ON DECEMBER 13, 1952" was passed by the following vote:

Yeas: Councilmen Baxter, Coddington, Dellinger and Van Every.

Nays: None.

Lillian R. Hoffman
City Clerk