

An adjourned regular meeting of the City Council of the City of Charlotte was held at 10 o'clock, A.M., on May 9, 1957, in the Courthouse of Mecklenburg County in Charlotte, North Carolina.

Present: Mayor pro tem Smith, and Council members Baxter, Brown, Dellinger and Wilkinson.

Absent: Mayor Van Every and Council members Albea and Evans.

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The City Council met with the County Board of Elections and the two boards, 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 May 7, 1957.

After said returns had been canvassed by the City Council, such canvass being simultaneous with the canvassing thereof by the County Board of Elections in the same place, Councilman Baxter introduced the following resolution which was read:

RESOLUTION CANVASSING THE RETURNS
OF THE SPECIAL BOND ELECTION HELD
MAY 7, 1957, 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 May 7, 1957, having been received from the proper election officers and having been canvassed, the City Council has found and determined and does hereby declare:

(a) That each registrar and judge for the special bond election held in the City of Charlotte on May 7, 1957 was duly qualified by law and had taken the necessary oath.

(1)

(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:

1. Shall an ordinance passed on March 27, 1957, authorizing the City of Charlotte, North Carolina, to contract a debt, in addition to any and all other debt which said City may now or hereafter have power or authority to contract, and in evidence thereof to issue Water Bonds in an aggregate principal amount not exceeding \$1,500,000 for the purpose of providing funds for extending, enlarging and improving the waterworks system of said City, including the construction of additional water tanks, the construction and installation of additional water mains and lines, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, be approved?
2. Shall an ordinance passed on March 27, 1957, authorizing the City of Charlotte, North Carolina, to contract a debt, in addition to any and all other debt which said City may now or hereafter have power or authority to contract, and in evidence thereof to issue Street Improvement Bonds in an aggregate principal amount not exceeding \$1,500,000 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 any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, be approved?
3. Shall an ordinance passed on March 27, 1957, authorizing the City of Charlotte, North Carolina, to contract a debt, in addition to any and all other debt which said City may now or hereafter have power or authority to contract, and in evidence thereof to issue Grade Crossing Elimination Bonds in an aggregate principal amount not exceeding \$1,500,000 for the purpose of providing funds for the elimination of grade crossings within said City and improvements incident thereto, including the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, be approved?
4. Shall an ordinance passed on March 27, 1957, authorizing the City of Charlotte, North Carolina, to contract a debt, in addition to any and all other debt which said City may now or hereafter have power or authority to contract, and in evidence thereof to issue Sanitary Sewer Bonds in an aggregate principal amount not exceeding \$200,000 for the purpose of providing funds for extending and enlarging the sanitary sewer system of said City, including

the construction and installation of additional sewer mains and lines, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, be approved?

5. Shall an ordinance passed on March 27, 1957, authorizing the City of Charlotte, North Carolina, to contract a debt, in addition to any and all other debt which said City may now or hereafter have power or authority to contract, and in evidence thereof to issue Fire Department Building Bonds in an aggregate principal amount not exceeding \$300,000 for the purpose of providing funds for erecting one or more fire department buildings or additions for use as fire stations and for the repair of fire fighting equipment, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, be approved?

6. Shall an ordinance passed on March 27, 1957, authorizing the City of Charlotte, North Carolina, to contract a debt, in addition to any and all other debt which said City may now or hereafter have power or authority to contract, and in evidence thereof to issue Hospital Bonds in an aggregate principal amount not exceeding \$4,000,000 for the purpose of providing funds, with any other available funds, to aid the Charlotte Memorial Hospital Authority of Charlotte, North Carolina, to provide additional physical facilities for furnishing hospital, clinic and similar services to the people of the City of Charlotte by the construction of new buildings, the expansion, remodeling and alteration of existing buildings, and the equipment of buildings, at the Charlotte Memorial Hospital owned by said Authority, the City Council of the City of Charlotte having determined that the public interest and the interests of the City will be served by aiding said Authority to provide such additional physical facilities, and having further determined that the proceeds of the sale of such bonds shall be expended by said Authority, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, be approved?

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

PRE-CINCT	POLLING PLACE	VOTERS REGISTERED AND QUALIFIED TO VOTE	\$1,500,000 WATER BONDS	
			VOTES FOR	VOTES AGAINST
1	Court House 700 East Trade St.	1710	100	31
2	Second Ward School 501 S. Alexander St.	2424	218	24
3	Zeb Vance School 825 Westbrook Dr.	1159	118	56
4	Bethune School 601 N. Graham St	1644	118	51
5	First Ward School 401 E. 9th St.	1304	127	48
6	Piedmont Jr. High School 1241 East 10th St	2248	277	116
7	Elizabeth School 1601 Park Dr.	2600	429	107
8	Myers Park Elem. School 2132 Radcliffe Ave	2670	652	127
9	Dilworth School 405 E. Park Ave.	2957	492	148
10	2201 Springdale Ave Recreation Room	1346	168	47
11	Wesley Heights School Cafe. 128 S. Summit Ave	1259	135	46
12	Severville School 1701 Sumter Ave	1349	101	57
13	Villa Heights School 2000 N. Allen St.	1484	164	142
14	Hawthorne Jr.High School 1400 Louise Avenue	1625	139	184
15	Midwood School Central Avenue.	2118	357	141
16	Chantilly School 701 Briar Creek Road	2043	322	143
17	Firemen's Hall 2601 E. 7th St.	1470	205	76

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PRE- CINCT	POLLING PLACE	VOTERS REG- ISTERED AND QUALIFIED TO VOTE	\$1,500,000 WATER BONDS	
			VOTES FOR	VOTES AGAINST
18	Eastover School 500 Cherokee Road	1634	461	72
19	Myers Park High School 2400 Colony Road	2827	661	113
20	Avondale Community House Avondale & Lilac Rd	1450	321	106
21	Sedgefield Elem. School 700 Marsh Road	1974	346	76
22	Wilmore School 428 West Boulevard	2778	254	86
23	Ashley Park School 3128 Belfast Dr	1900	192	63
24	Enderly Park School Cafeteria Parkway Avenue	1827	235	135
25	Northwest Jr. High School 1415 Beatties Ford Road	2072	370	51
26	Double Oaks School 1905 Earle St	2589	277	34
27	Hutchinson School 1400 Hutchinson Ave	1247	92	51
28	Plaza Road School Cafeteria 3501 Plaza Road	2551	301	101
29	Merry Oaks School 3508 Draper Ave	966	173	48
30	Highland School Clemson Avenue	1394	80	73
31	Marie Davis School 443 W. Griffith St	640	71	8
32	1412 Providence Road Youth Activities Bldg	1816	616	102
33	Eastway Jr. High School 3333 Biscayne Dr	1277	180	78
Totals		60,352	8,752	2,741

\$1,500,000
STREET IMPROVEMENT BONDS

\$1,500,000
GRADE CROSSING
ELIMINATION BONDS

<u>PRECINCT</u>	<u>VOTES FOR</u>	<u>VOTES AGAINST</u>	<u>VOTES FOR</u>	<u>VOTES AGAINST</u>
1	104	29	91	25
2	194	18	177	18
3	119	53	117	55
4	116	52	106	51
5	120	41	114	47
6	263	121	245	126
7	419	113	424	112
8	635	144	612	156
9	469	157	467	147
10	164	48	158	48
11	135	44	129	46
12	99	53	102	54
13	165	141	169	135
14	137	180	138	171
15	350	138	329	151
16	321	139	303	153
17	202	68	183	72
18	450	81	430	92
19	648	124	601	155
20	311	113	295	128
21	349	68	329	81
22	247	88	233	95
23	204	47	189	57
24	226	130	224	133
25	374	44	347	37
26	262	30	228	46
27	97	48	90	49
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<u>PRECINCT</u>	<u>\$1,500,000 STREET IMPROVEMENT BONDS</u>		<u>\$1,500,000 GRADE CROSSING ELIMINATION BONDS</u>	
	<u>VOTES FOR</u>	<u>VOTES AGAINST</u>	<u>VOTES FOR</u>	<u>VOTES AGAINST</u>
28	316	93	287	110
29	176	48	158	58
30	79	70	76	77
31	70	2	59	10
32	593	126	568	141
33	181	78	167	86
Totals	8,595	2,729	8,145	2,922

<u>PRE- CINCT</u>	<u>\$200,000 SANITARY SEWER BONDS</u>		<u>\$300,000 FIRE DEPARTMENT BUILDING BONDS</u>		<u>\$4,000,000 HOSPITAL 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	94	26	96	24	90	49
2	173	11	174	13	227	13
3	116	50	112	56	80	99
4	108	45	105	50	90	87
5	104	41	108	39	108	61
6	265	109	263	111	184	224
7	422	104	405	117	335	212
8	652	123	624	145	547	266
9	481	149	474	154	400	256
10	171	43	163	44	139	89
11	129	40	122	44	113	82
12	94	58	94	60	66	97
13	160	138	169	140	99	222
14	136	173	134	177	103	227
15	365	124	345	138	290	218
16	316	135	314	143	251	235
17	191	69	201	69	163	120

PRE- CINCT	\$200,000 SANITARY SEWER BONDS		\$300,000 FIRE DEPARTMENT BUILDING BONDS		\$4,000,000 HOSPITAL BONDS	
	VOTES FOR	VOTES AGAINST	VOTES FOR	VOTES AGAINST	VOTES FOR	VOTES AGAINST
18	467	65	437	88	434	128
19	663	104	626	131	580	202
20	316	105	320	103	288	152
21	335	73	340	78	300	130
22	246	85	237	90	175	173
23	192	56	186	58	151	108
24	209	137	218	130	136	227
25	329	51	352	48	458	50
26	244	41	238	36	330	46
27	94	49	95	47	49	99
28	298	99	297	105	195	222
29	168	48	174	45	141	85
30	83	71	84	70	62	98
31	61	5	59	7	82	5
32	604	103	578	122	503	227
33	175	81	176	75	151	114
Totals	8,461	2,611	8,320	2,757	7,320	4,623

Section 3. That no complaint has been made to the City Council against the regularity of said election.

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

(a) That 60,352 voters were registered and qualified to vote at said election.

(b) That at said election 8,752 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$1,500,000 Water Bonds of said City for

the purpose of providing funds for extending, enlarging and improving the waterworks system of said City, including the construction of additional water tanks, the construction and installation of additional water mains and lines, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,741 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 said ordinance, and that said ordinance was thereby approved and is in force and effect.

(c) That at said election 8,595 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$1,500,000 Street Improvement Bonds of said City 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 any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,729 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 said ordinance, and that said ordinance was thereby approved and is in force and effect.

(d) That at said election 8,145 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$1,500,000 Grade Crossing Elimination Bonds of said City for the purpose of providing funds for the elimination of grade crossings within said City and improvements incident thereto, including the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal

of and the interest on said bonds, and 2,922 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 said ordinance, and that said ordinance was thereby approved and is in force and effect.

(e) That at said election 8,461 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$200,000 Sanitary Sewer Bonds of said City for the purpose of providing funds for extending and enlarging the sanitary sewer system of said City, including the construction and installation of additional sewer mains and lines, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,611 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 said ordinance, and that said ordinance was thereby approved and is in force and effect.

(f) That at said election 8,320 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$300,000 Fire Department Building Bonds of said City for the purpose of providing funds for erecting one or more fire department buildings or additions for use as fire stations and for the repair of fire fighting equipment, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,757 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 said ordinance, and that said ordinance was thereby approved and is in force and effect.

(g) That at said election 7,320 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$4,000,000 Hospital Bonds of said City for the purpose of providing funds, with any other available funds, to aid the Charlotte Memorial Hospital Authority of Charlotte, North Carolina, to provide additional physical facilities for furnishing hospital, clinic and similar services to the people of the City of Charlotte by the construction of new buildings, the expansion, remodeling and alteration of existing buildings, and the equipment of buildings, at the Charlotte Memorial Hospital owned by said Authority, the City Council of the City of Charlotte having determined that the public interest and the interests of the City will be served by aiding said Authority to provide such additional physical facilities, and having further determined that the proceeds of the sale of such bonds shall be expended by said Authority, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 4,623 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 said ordinance, and that said ordinance was thereby approved and is in force and effect.

Section 5. That the City Council has prepared and does adopt the following statement showing the result of the special bond election held in the City of Charlotte on May 7, 1957, and declaring the result thereof:

STATEMENT OF RESULT OF
THE SPECIAL BOND ELECTION
held in the
CITY OF CHARLOTTE, NORTH CAROLINA
on May 7, 1957

At a special bond election held May 7, 1957 60,352 voters were registered and qualified to vote.

At said election 8,752 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$1,500,000 Water bonds of said City for the purpose of providing funds for extending, enlarging and improving the waterworks system of said City, including the construction of additional water tanks, the construction and installation of additional water mains and lines, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,741 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 8,595 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$1,500,000 Street Improvements Bonds of said City 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 any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,729 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 8,145 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$1,500,000 Grade Crossing Elimination Bonds of said City for the purpose of providing funds for the elimination of grade crossings within said City and improvements incident thereto, including the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,922 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 8,461 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$200,000 Sanitary Sewer Bonds of said City for the purpose of providing funds for extending and enlarging the sanitary sewer system of said City, including the construction and installation of additional sewer mains and lines, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,611 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 8,320 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$300,000 Fire Department Building Bonds of said City for the purpose of providing funds for erecting one or more fire department buildings or additions for use as fire stations and for the repair of fire fighting equipment, and the acquisition of any necessary land, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 2,757 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

At said election 7,320 votes were cast for the ordinance authorizing the City of Charlotte to contract a debt and in evidence thereof to issue not exceeding \$4,000,000 Hospital Bonds of said City for the purpose of providing funds, with any other available funds, to aid the Charlotte Memorial Hospital Authority of Charlotte, North Carolina, to provide additional physical facilities for furnishing hospital, clinic and similar services to the people of the City of Charlotte by the construction of new buildings, the expansion, remodeling and alteration of existing buildings, and the equipment of buildings, at the Charlotte Memorial Hospital owned by said Authority, the City Council of the City of Charlotte having determined that the public interest and the interests of the City will be served by aiding said Authority to provide such additional physical facilities, and having further determined that the proceeds of the sale of such bonds shall be expended by said Authority, and authorizing the levy and collection of a sufficient tax for the payment of the principal of and the interest on said bonds, and 4,623 votes were cast against said ordinance, and said ordinance was thereby approved and is in force and effect.

By order of the City Council of the City of Charlotte, this 9th day of May, 1957.

J. S. Smith

Mayor Pro Tempore

W. E. Wilkinson

Herman A. Brown

Steve W. Dellinger

H. H. Baxter

Members of City Council

Section 6. 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 News. 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

Upon motion of Councilman Baxter, seconded by Councilman Brown, the foregoing resolution entitled: "RESOLUTION CANVASSING THE RETURNS OF THE SPECIAL BOND ELECTION HELD MAY 7, 1957 AND DETERMINING AND DECLARING THE RESULT THEREOF" was passed by the following vote:

Yeas: Council Members Baxter, Brown, Dellinger and Wilkinson.

Nays: None

* * * * *

I, Lillian R. Hoffman, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing has been carefully copied from the recorded minutes of the City Council of the City of Charlotte at a meeting held on May 9, 1957, the record having been made in Minute Book 37, beginning at page 132 and ending at page 147, and is a true copy of so much of said proceedings as relate in any way to the special bond election held on May 7, 1957.

I FURTHER CERTIFY that the statement of the result of the election adopted by the resolution set forth in the foregoing transcript has been recorded by me in Ordinance Book No. 12, beginning at page 152 and ending at page 154, and the original has been filed in my office.

WITNESS my hand and the corporate seal of said City, this 10th day of May, 1957.

Leision B. Haygood
City Clerk