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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Wednesday, April 1, 1953, at 4 o'clock p.m., with Mayor Shaw presiding and Councilmen Albee, Baxter, Boyd, and Dellinger present.

Absent: Councilmen Coddington and Van Every.

INVOCATION.

The invocation was given by Councilman Claude L. Albee.

MINUTES APPROVED.

Upon motion of Councilman Baxter, seconded by Councilman Albee, and unanimously carried, the Minutes of the Council Meeting on March 25th were approved as submitted.

HEARING ON ORDINANCE NO. 172 AMENDING THE ZONING ORDINANCE CONTINUED TO APRIL 8TH.

Councilman Dellinger moved that due to petition just received in opposition to Ordinance (No. 172) Amending the Zoning Ordinance to change the Building Zone Map from R-2 to Industrial on four lots at 1302-22 Seigle Avenue and as only four members of the Council present, the hearing be continued until next week, April 8th, which was seconded by Councilman Baxter and passed unanimously.

PETITION TO HIGHWAY AND PUBLIC WORKS COMMISSION FOR IMPROVEMENT OF THE PLAZA FROM MECKLENBURG AVENUE TO CITY LIMITS.

Councilman Boyd, speaking on petition received by the Mayor and City Council for widening and resurfacing of The Plaza, stated that he understood that the North Carolina Highway and Public Works Commission had planned for resurfacing Plaza Road and that, in view of the fact that efforts had been made on several occasions to get the Highway Commission to widening this road, he moved that the City Council go on record as petitioning the Highway Commission to hold-up on the resurfacing of The Plaza from Mecklenburg Avenue to the City Limits until sometime after July 1st, in order that the City Council could budget funds for widening this street to forty-five (45) feet and that the Highway Commission be requested to resurface this section after widening by the City. Motion was seconded by Councilman Baxter and passed unanimously.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON EAST THIRD STREET ADOPTED.

A resolution entitled: "Resolution Authorizing Permanent Improvements on East Third Street", was introduced and read, and upon motion of Councilman Dellinger, seconded by Councilman Baxter, was unanimously passed on its second reading.

The resolution is recorded in full in Resolutions Book 2, at Page 76.

RESOLUTION APPOINTING APPRAISERS IN CONNECTION WITH IMPROVEMENTS TO BE MADE ON EAST THIRD STREET ADOPTED.

A resolution entitled: "Resolution Appointing Appraisers in Connection with Improvements to be made on East Third Street" was introduced and read. Councilman Dellinger moved the adoption, which was seconded by Councilman Baxter, and unanimously carried.

The resolution is recorded in full in Resolutions Book 2, at Page 78.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON SOUTH COLLEGE STREET ADOPTED.

A resolution entitled: "Resolution Authorizing Permanent Improvements on South College Street" was introduced and read. Councilman Albea moved its adoption, which was seconded by Councilman Baxter, and unanimously passed on its second reading.

The resolution is recorded in full in Resolutions Book 2, at Page 72.

RESOLUTION APPOINTING APPRAISERS IN CONNECTION WITH IMPROVEMENTS TO BE MADE ON SOUTH COLLEGE STREET ADOPTED.

A resolution entitled: "Resolution Appointing Appraisers in Connection with Improvements to be made on South College Street" was introduced and read. Upon motion of Councilman Dellinger, seconded by Councilman Baxter, the resolution was unanimously adopted.

The resolution is recorded in Resolutions Book 2, at Page 73.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON MARLOWE AVENUE ADOPTED.

A resolution entitled: "Resolution Authorizing Permanent Improvements on Marlowe Avenue" was introduced and read. Upon motion of Councilman Baxter, seconded by Councilman Albea, the resolution was unanimously adopted on its second reading.

The resolution is recorded in full in Resolutions Book 2, at Page 74.

RESOLUTION APPOINTING APPRAISERS IN CONNECTION WITH IMPROVEMENTS TO BE MADE ON MARLOWE AVENUE ADOPTED.

A resolution entitled: "Resolution Appointing Appraisers in Connection with Improvements to be made on Marlowe Avenue" was introduced and read. Upon motion of Councilman Baxter, seconded by Councilman Dellinger, the resolution was unanimously adopted. The resolution is recorded in full in Resolutions Book 2, at Page 80.

MCCROREY HEIGHTS COMMUNITY CLUB DELEGATION PETITIONS IMPROVEMENTS TO AREA.

Delegation from McCrorey Heights Community Club stated that they were very much interested in general improvements of 6 to 8 blocks surrounding their Club, which was being developed by higher class citizens and that they were particularly interested in seeing that Patton, Clifton, Fairmont, Madison, Fairfield, Condon, Washington and Mulberry Streets were surfaced and that pit gravel sidewalks provided in order to aid them in getting mail delivery. They requested that the Police patrol the lower end of Washington and Patton Avenues which were being used as "Lovers Lane". They also requested that the Police Department patrol the area to prevent Water Works Trucks from using Patton Avenue and Clifton Street as a speedway.

The City Manager advised the Delegation that the streets referred to are all on the list for improvements in the very near future.

NO CHANGE IN NAME OF WESTBROOK DRIVE.

Mr. L. F. Brown appeared before the City Council petitioning for the name of Westbrook Drive be changed back to West Third Street. The Mayor explained to Mr. Brown that the Council had received two petitions; one contained eight names for the change and one contained thirty-one names opposing the change. In view of the large number opposing this change, the Council took no action; therefore, the name of the street would remain as is.

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REQUEST FOR IMPROVEMENT OF 1500 BLOCK OF SOUTH TRYON STREET.

Mr. G. G. Bost, 1530 South Tryon Street, requested the Council to visit the 1500 block of South Tryon Street, with view to some action being taken to improve the condition, particularly with reference to the Smith property. He stated that this property was a "fire-trap"; that there was considerable trash and junk on the property, and that weeds were allowed to grow without being cut, causing neighbors to have to walk in the street.

The City Manager was instructed to have the property inspected to determine if any of the City Ordinances were being violated and for necessary action to be taken to improve the condition if any were being violated.

REQUEST FOR TRAFFIC LIGHT AT SYLVANIA AVENUE AND NORTH TRYON STREET.

Mr. S. C. Vaughn appeared before the Council to find out what action the City Council had determined with reference to placing a traffic light on North Tryon Street at Sylvania Avenue. The Traffic Engineer's report was read by the City Attorney, giving the statistics on the movement of traffic and his recommendation that this report did not justify the placing of a light at this point. No light was ordered placed at this intersection; however, the Mayor and City Councilmen agreed to personally visit this location and view the situation first-hand.

RESOLUTION REGARDING AUDITORIUM-COLISEUM BONDS.

Councilman Baxter read the letter from Mr. James P. McMillan, Chairman of the Auditorium-Coliseum Committee to the Mayor and City Council, recommending that the Auditorium-Coliseum be constructed and completed at the earliest possible moment. Councilman Baxter read and moved the adoption of the following Resolution, which was seconded by Councilman Boyd and passed unanimously:

" RESOLUTION REGARDING AUDITORIUM-
COLISEUM BONDS

WHEREAS, in 1950 the people of the City of Charlotte approved a \$3,000,000 Bond Issue for the purpose of erecting an Auditorium and Coliseum, and

WHEREAS, plans have been drawn for said buildings and bids have been received in connection therewith, and

WHEREAS, said \$3,000,000 Bond Issue is not sufficient due to increase in building costs to build said two buildings in accordance with the vote of the people.

NOW, THEREFORE, BE IT RESOLVED THAT THE City Attorney is authorized and instructed to immediately take up with Mitchell & Pershing, the City's Bond Attorneys, the preparation of the necessary papers to call for an election authorizing the issuance of not exceeding \$1,000,000 additional bonds for the same purposes as set forth in said original bond order on June 6, 1953 or as soon thereafter as possible. "

The resolution is recorded in Resolutions Book 2, at Page 81.

CHESTER NIXON SPEAKS ON LIQUOR REFERENDUM AND COMMENDS COUNCIL FOR GOOD ADMINISTRATION.

Mr. Chester Nixon advised the City Council that they could expect a petition from the people before very long insisting on Liquor Referendum and then he commended the City Council for the many accomplishments of this administration for the general good of the people.

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RELATIVE TO EXTENDING BUS SERVICE.

Councilman Boyd moved that the City Attorney be instructed to draw up proper ordinance finding as a fact the restoration of bus services and schedules on North Tryon Street route, on the Wesley Heights route and the Charlotte Drive-Dilworth Road Area to be a necessity. And that another ordinance be drawn finding as a fact that bus service for the citizens and residents east of Wilkinson Boulevard, known as Ashley Park, is a necessity. And that a third ordinance be drawn finding as a fact that bus service for the community in the northeast section, generally known as Merry Oaks Section, is a necessity. This motion was seconded by Councilman Baxter and passed unanimously.

CONSIDERATION OF CONTINUED APPROPRIATIONS FOR INDUSTRIAL HOME DEFERRED.

City Manager stated that in as much as this was a controversial matter and as only four members of the Council were present, he suggested that the matter be continued until next week, April 8th. No action was taken.

PLAT OF W. REID HUDSON SUBDIVISION APPROVED.

Upon motion of Councilman Boyd, seconded by Councilman Baxter, and unanimously carried, the Plat of W. Reid Hudson Subdivision was approved as recommended by the Planning Board.

PURCHASE OF RIGHT-OF-WAY AT 323-25 WEST FLINT STREET FROM SADIE D. MOORE FOR EXTENSION OF WEST FIFTH STREET.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, authorizing the purchase of Lot #323-25 W. Flint Street from Sadie D. Moore at a price of \$2,500.00 as right-of-way for the extension of West Fifth Street.

LEASE OF OLD INCINERATOR BUILDING RENEWED TO HALL'S TEXTILE MACHINERY CO.

Upon motion of Councilman Boyd, seconded by Councilman Baxter, and unanimously carried, Lease of the old Incinerator Building on Shuman Avenue was renewed to Hall's Textile Machinery Co., for a period of two-years from March 15, 1953, at a monthly rental of \$100.00.

CONTRACT AWARDED WESTERN WATERPROOFING COMPANY, INC. FOR REPAIR WORK TO RESERVOIR AT VEST STATION.

Upon motion of Councilman Dellinger, seconded by Councilman Albea, and unanimously carried, contract was awarded the low bidder, Western Waterproofing Company, Inc. for providing all necessary machinery, equipment, tools, apparatus, labor and other means of construction and do all work to repair 3,000,000 gallon capacity concrete reservoir, located at Vest Station, all in accordance with specifications, on an estimated 1600 man hour basis, at unit price of \$5.40, representing a total of \$8,640.00.

CONTRACTS FOR CONSTRUCTION OF WATER MAINS APPROVED.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, authorizing contracts for the construction of water mains as follows:

- (a) Contract with Triangle Development and Sales Company for the construction of 3,640 feet of mains in the Nations Village Subdivision, outside the City Limits at an estimated cost of \$6,840.00, to serve residential areas consisting of approximately 79 lots. All costs to be borne by the Applicant who will dedicate the mains to the City upon completion.

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- (b) Supplementary contract with the Methodist Homes for the Aged, Inc. for the construction of 6,870 feet of mains in a part of the Eastway Subdivision, outside the City Limits, at an estimated cost of \$8,931.00, to serve residential property in Eastway Subdivision located between Hillside Drive and Eastway Drive. All costs to be borne by Applicant who will own mains until territory is taken into the City.
- (c) Supplementary Contract with Triangle Development and Sales Company for construction of 2,804 feet of main in the Nations Ford Homes Subdivision, outside the City Limits, at an estimated cost of \$4,640.00, to serve residential property. All cost to be borne by Applicant who will dedicate mains to City upon their completion.

KIRNEY STREET TAKEN OVER FOR MAINTENANCE.

Councilman Albea moved that Kinney Street, from Oaklawn Avenue north to end, be taken over for City Maintenance, same having been put in condition to meet the City's requirements. The motion was seconded by Councilman Baxter, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES APPROVED.

Upon motion of Councilman Boyd, seconded by Councilman Dellinger, and unanimously carried, the construction of new driveway entrances was authorized at the following locations:

- (a) One 35 ft. driveway entrance at 2720-22 N. Tryon Street.
- (b) Two 35 ft. driveway entrances on The Plaza, one 30 ft. driveway entrance on Commonwealth Avenue, and One 35 ft. driveway entrance on Commonwealth Avenue; all for 2020 Commonwealth Avenue.
- (c) One 25 ft. driveway entrance on Independence Boulevard and one 25 ft. driveway entrance on S. Myers Street; both for 528 S. Myers Street.
- (d) Three 30 ft. driveway entrances on East Ninth Street for 529 N. College Street.

EASTER MONDAY HOLIDAY

Councilman Dellinger moved that Monday, April 6th, be designated a holiday for City Employees in observance of Easter Monday. The motion was seconded by Councilman Albea, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Boyd, 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 Mr. Neal Y. Pharr and wife, for Lot No. 360, in Section 2, Evergreen Cemetery, at \$156.00.
- (b) Deed with Mrs. John G. Miller, for Lot No. 192, in Section 4-A, Evergreen Cemetery, at \$81.90.
- (c) Deed with Mr. W. E. McKinnon, Sr. & wife, for Lot #78, in Section 4-A, Evergreen Cemetery, at \$81.90.
- (d) Deed with Donald J. Evans and wife, for Lot #144, Grave #1, in Section 3, Evergreen Cemetery, at \$26.00.
- (e) Deed with F. D. Hewitt and wife, for Lot #193, in Section 4-A, Evergreen Cemetery, at \$81.90.

ADJOURNMENT.

Upon motion of Councilman Dellinger, the meeting was adjourned.

L. L. Ledbetter
Deputy City Clerk