

April 8, 1953
Minute Book 34 - Page 467

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 8, 1953, at 4 o'clock p.m., with Mayor pro tem Van Every presiding, and Councilmen Albea, Baxter, Boyd and Dellinger present.

Absent: Mayor Shaw and Councilman Coddington.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the Minutes of the meeting on April 1st were approved as submitted.

REQUEST FOR REZONING OF FOUR LOTS AT 1302-22 SEIGLE AVENUE WITHDRAWN BY MR. J. C. GRIFFIN, PETITIONER.

At the scheduled hearing on the petition of Mr. J. C. Griffin for a change in zoning on four lots at 1302-22 Seigle Avenue, from R-2 to Industrial, Mr. Fred Hasty, Attorney stated that Mr. Griffin wished to withdraw his petition without prejudice to any request he might make at a later date. Councilman Albea moved that the request for withdrawal of the petition be granted, which was seconded by Councilman Baxter, and unanimously carried.

Mr. A. M. Buchanan, resident of 815 East 20th Street, acting as spokesman for a large delegation of residents of the area who were present in opposition to the change in zoning, stated there is nothing personal in their objections, merely that they desire the area to remain residential, wherein they feel they can better rear their children as useful citizens to the community.

CONSIDERATION OF CONTINUED APPROPRIATION TO THE INDUSTRIAL HOME DEFERRED ONE WEEK TO STUDY REQUESTED OPERATIONAL BUDGET OF HOME.

Councilman Dellinger recommended that the question of the City contributing further financial aid to the Mecklenburg County Industrial Home be postponed until the preparation of the budget for the next fiscal year. He stated further that the Chairman of the Board of Commissioners for Mecklenburg County advised him that there is a balance of \$5,000.00 in the Industrial Home budget, which is sufficient to meet its needs for the present fiscal year. He also stated that in his opinion the County should assume full responsibility for the operation of the Home as they realize all of the service benefits; also, that he does not feel the Home is serving a useful purpose to society. Councilman Albea expressed the opinion that under the Act creating the Industrial Home, the City has a legal responsibility towards its support; he asked the City Attorney to give a ruling in the matter. Mr. Shaw, City Attorney, stated that under the Act it is a joint operation and funds are jointly appropriated, however, the law contains no provision as to the amount the City shall contribute.

Councilman Dellinger moved that the matter be deferred for one week, and the City Manager request the Chairman of the Board of Commissioners to submit to the Council by that time a detailed report of the operational budget of the Home for the past two years. The motion was seconded by Councilman Boyd, and unanimously carried.

April 8, 1953
Minute Book 34 - Page 468

PURCHASE OF LOTS 114-16 MARTIN STREET FOR WEST FIFTH STREET EXTENSION RIGHT-OF-WAY.

Councilman Boyd moved that Lot Nos. 114-16 Martin Street be purchased from Fannie Irene Sanders in the amount of \$4,500.00 as right-of-way for the extension of West Fifth Street. The motion was seconded by Councilman Dellinger, and unanimously carried.

SUBDIVISION PLATS APPROVED.

Upon motion of Councilman Boyd, seconded by Councilman Albea and unanimously carried, the following subdivision plats were approved, as recommended by the Planning Board:

- (a) Plat of part of Pharr Acres, property of Messrs. L. L. Lassiter and Paul Oates.
- (b) Plat of Brookshire Development, property of Mr. V. G. Brookshire.
- (c) Plat of Part of Myers Park, property of Mr. John Crosland.

CONTRACT WITH AMITY SUPPLY COMPANY FOR WATER MAINS CONSTRUCTION IN COTSWOLD SUBDIVISION.

Councilman Albea moved approval of a contract with the Amity Supply Company for the construction of 26,845 feet of water mains and 24 fire hydrants, in Cotswold Subdivision, at an estimated cost of \$73,600.00, with all costs to be borne by the said Company who will own the mains until the territory is taken into the City. The motion was seconded by Councilman Boyd, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER MAINS AUTHORIZED.

Motion was made by Councilman Boyd, seconded by Councilman Baxter, and unanimously carried, authorizing the construction of new sanitary sewer mains as follows:

- (a) 85 feet of 8-inch sanitary sewer main in Jefferson Davis Street at an estimated cost of \$190.00, to serve one family unit, at request of R. T. Allen. All costs to be borne by the City.
- (b) 1,756 feet of 8-inch sanitary sewer main in Eastway Park, at an estimated cost of \$3,480.00, to serve 9 family units and 22 vacant lots, at request of Ervin Construction Co. All costs to be borne by City. Applicant's deposit to be refunded as per terms of contract.
- (c) 77 feet of 8-inch sanitary sewer main in Belle Terre Avenue, at an estimated cost of \$350.00, to serve 6 family units already started and no vacant lots, at request of Marsh Realty Company. All costs to be borne by the City.

PERMISSION GRANTED AMITY SUPPLY COMPANY AND PARK INVESTMENT COMPANY TO CONNECT PRIVATE SANITARY SEWER LINES TO CITY'S SYSTEM.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, permission was granted the following applicants to connect private sanitary sewer lines to the City's sewerage system:

- (a) The connection of sewer lines to serve Cotswold Subdivision to the City's Briar Creek Outfall at Providence Road. The request is made by Amity Supply Company.

April 8, 1953
Minute Book 34 - Page 469

- (b) The connection of sewer lines to Briar Creek Outfall at a proposed manhole on applicant's property in Park Road section near Tyvola Road. The request is made by Park Investment Company, Inc.

NAME OF HARTFORD AVENUE (FROM MELBORNE COURT SOUTH TO OLD SECTION OF SAID AVENUE) CHANGED TO AUBURN AVENUE.

Councilman Boyd moved that the name of Hartford Avenue, from Melborne Court south to the old section of said avenue, be changed to Auburn Avenue, as recommended by the Planning Board due to a duplication in street names. The motion was seconded by Councilman Baxter and unanimously carried.

JEFFERSON DAVIS STREET TAKEN OVER FOR CITY MAINTENANCE.

Upon motion of Councilman Boyd, seconded by Councilman Dellinger, and unanimously carried, Jefferson Davis Street, from end of present maintenance south to dead-end, was taken over for city maintenance.

CONTRACT AWARDED BLYTHE BROS. COMPANY FOR SANITARY SEWER CONSTRUCTION IN COUNTRY CLUB HILLS PROJECT.

Councilman Dellinger moved that contract be awarded Blythe Bros. Company for sanitary sewer construction in the Country Club Hills Project, as specified, on a unit price basis, representing a total price of \$11,869.50. The motion was seconded by Councilman Baxter, and unanimously carried.

CONTRACT AWARDED CONCRETE PRODUCTS COMPANY FOR METER BOXES.

Motion was made by Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, awarding contract to Concrete Products Company for 1,000 concrete meter boxes with covers, City of Charlotte standard pattern as specified, on a unit price basis of \$4.40 each, representing a net delivered price of \$4,400.00.

CONSTRUCTION OF DRIVEWAY ENTRANCE AT 1315 PARKWOOD AVENUE AUTHORIZED.

Councilman Baxter moved approval of the construction of an 8-foot driveway entrance at 1315 Parkwood Avenue. The motion was seconded by Councilman Dellinger, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Dellinger, 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. Lester E. Swafford and wife, for Lot #391, in Section 4-A Evergreen Cemetery, at \$81.90.
- (b) Deed with Mr. F. Vernon H. Smith and wife, for Lot #359, in Section 2, Evergreen Cemetery, at \$156.00.

SICK LEAVE EXTENDED J. D. CROUCH, WATER DEPARTMENT EMPLOYEE, TO JUNE 1, 1953.

Councilman Dellinger moved that Mr. J. D. Crouch, employee of the Water Department, who is ill in the hospital, be extended a sick leave to June 1, 1953, as recommended by the City Manager. The motion was seconded by Councilman Albea, and unanimously carried.

April 8, 1953
Minute Book 34 - Page 470

PURCHASE OF RIGHT-OF-WAY AT SOUTHEAST CORNER OF WEST TRADE AND MARTIN STREETS DEFERRED.

At the suggestion of Councilman Dellinger, consideration of the purchase of a portion of the lot at the southeast corner of West Trade and Martin Streets from Fannie I. and Dannelta M. Sanders, at a price of \$15,000.00, as right-of-way for the extension of West Fifth Street, was deferred for investigation, after Mr. Yancey, City Manager explained that the price included moving and replacing the house, and the garage, paving and the purchase of the property.

REQUESTED APPOINTMENT OF DR. M. B. BETHEL AS ACTING COUNTY HEALTH OFFICER REJECTED BY COUNCIL.

Mr. Yancey, City Manager, advised that the Chairman of the Board of Commissioners for Mecklenburg County had today given him a copy of the Minutes of the Joint Meeting of the Board of Commissioners for Mecklenburg County and the Mecklenburg County Board of Health, which contains the appointment of Dr. M. B. Bethel, City Health Officer, as Acting County Health Officer, contingent on the loan of his services by the Charlotte City Council and the approval of the State Health Officer and the acceptance by Dr. Bethel of the appointment.

Councilman Baxter stated that due to the fact that the population of the City of Charlotte is increasing monthly, and that all of our departments are requiring more services, especially the Health Department, he moved that we keep Dr. Bethel in his present position as City Health Officer so that he can concentrate on better health conditions in the City of Charlotte. The motion was seconded by Councilman Dellinger and unanimously carried.

DUKE POWER COMPANY OFFICIALS REQUESTED TO MAKE SURVEY OF ASHLEY PARK, MERRY OAKS AND ATANDO AVENUE PROPOSED BUS ROUTES AND MEET WITH THE COUNCIL ON APRIL 20TH.

Councilman Boyd stated that at the last Council Meeting the City Attorney was requested to prepare the necessary papers finding as a fact that it is necessary to extend bus services to various thickly populated areas of the City, and to restore service where discontinued and reduced six months ago; however, inasmuch as this will constitute an extension of service into new areas of the City, he is of the opinion that rather than to adopt the prepared ordinances or resolutions, it will be wise for the City to make a formal request again to Duke Power Company Officials for this service, and ask them to survey these areas. He stated further that some people have the erroneous idea that he is fighting Duke Power Company, that he is not fighting them nor anyone; that the Council is merely trying to show Duke Power Company how to make some money.

He moved that action be deferred on the adoption of any ordinances or resolutions today, and Duke Power Company Officials be requested to make a survey of the Ashley Park, Merry Oaks and Atando Avenue proposed routes; and the said routes be furnished the Power Company Officials by the City Manager; and that the Officials be further requested to meet with the City Council on Monday, April 20th, for a discussion of the matter. The motion was seconded by Councilman Dellinger, and unanimously carried.

REQUEST FOR ERECTION OF TRAFFIC SIGNALS AT THE PLAZA AND BELVEDERE AVENUE, AND AT ARDSLEY ROAD AND PROVIDENCE ROAD.

Councilman Boyd stated that a Committee of five persons from The Plaza, Belvedere Avenue area requested him to request the installation of a traffic signal at the intersection of The Plaza and Belvedere Avenue. He stated such signal is badly needed at this location, that it is impossible at times for traffic from Belvedere Avenue to cross the intersection.

Councilman Baxter requested that a traffic signal be installed at Ardsley Road and Providence Road.

No action was taken on the two requests.

April 8, 1953
Minute Book 34 - Page 471

REQUEST THAT TRUCK TRAFFIC BE REMOVED FROM THE PLAZA.

Councilman Boyd stated it is his understanding that The Plaza is not a designated truck route, however hundreds of trucks move over this street every day and night, and he was today requested by a Committee of citizens of the area to request that something be done to correct the condition.

The City Manager stated that The Plaza is not a truck route, and he will have an investigation made.

APPOINTMENT OF MESSRS. ERNEST J. SIFFORD, J. B. CLARK AND FAISON S. KUESTER TO THE PARK AND RECREATION COMMISSION.

Councilman Boyd nominated Mr. Ernest J. Sifford for reappointment to the Park and Recreation Commission for a term of three years from the expiration of his present term on March 21st, 1953. The motion was seconded by Councilman Baxter, and unanimously carried.

Councilman Albea moved the nomination of Mr. J. B. Clark for appointment to the Commission for a term of three years from March 21, 1953. The motion was seconded by Councilman Dellinger, and unanimously carried.

Councilman Dellinger moved the nomination of Mr. Faison S. Kuester for appointment to the Commission for a term of two years from March 21, 1953. The motion was seconded by Councilman Albea, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, the meeting was adjourned.

City Clerk