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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, August 11, 1954, at 11 o'clock a.m., with Mayor pro tem Smith presiding, and Councilmen Albea, Baxter, Boyd, Brown, Dellinger and Wilkinson present.

ABSENT: Mayor Van Every.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTE APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the Minutes of the last regular meeting on July 28th, Joint Meeting with Mecklenburg County Commissioners and Special Meeting on August 4th, were approved as submitted.

ORDINANCE NO. 234-X ASSESSING BENEFITS IN THE IMPROVEMENT DISTRICT ON STONEWALL STREET, FROM INDEPENDENCE BOULEVARD TO SOUTH CHURCH STREET AND AUTHORIZING ADVERTISEMENT WITH RESPECT THERETO, ADOPTED.

The scheduled hearing was held with respect to the benefits conferred upon the property in the Improvement District on Stonewall Street from Independence Boulevard to South Church Street. No one appeared in objection to the benefits assessed. Councilman Albea moved the adoption of Ordinance No. 234-X Assessing Benefits in the Improvement District, which was seconded by Councilman Brown, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 377.

REQUEST OF G. L. LINGLE FOR CANCELLATION OF CHARGES FOR REPAIRS TO SEWER CONNECTION AT RESIDENCE AT 424 HERMITAGE COURT DEFERRED UNTIL NEXT COUNCIL MEETING.

Mr. G. L. Lingle, 424 Hermitage Court, appeared before Council, stating that the sewer connection from the center of the street in Hermitage Court to his residence stopped up and he called a Plumbing Company who advised him they no longer did work on sewer connections and the City would do the work. That the City Engineering Department did the work, and found that the pipe was broken about half way in the 38-feet of pipe line between his house and the main sewer, and billed him for \$29.00 for the work. That he did not feel he should be billed for the work, as the person from whom he purchased the property in 1944 paid for the line when it was laid, and, in his opinion, the City should maintain it, and particularly so as the pipe was probably broken by heavy trucks running over it in the street.

Mr. Yancey, City Manager, explained that the connecting sewers are owned by the property owners and maintained by them. That the City installs and maintains the main sewer lines in the street. That this has always been the policy of the City of Charlotte, and is the policy in all other cities. He stated further that the Council probably recalls that the Plumbers Association requested the City of Charlotte to take over all such work, as it involves the replacement of street pavement, and the City did so and the individual is billed for work. He replied to the question of Councilman Dellinger if the practice of charging the individual for the work is provided for by ordinance, that it is a City Ordinance.

Mr. Lingle stated he could see the Council's position and hopes they see his; that he still feels that the individual should not be charged for unstopping a sewer connection once he has paid for its installation. Several of the Councilmen expressed the opinion they were under the impression that the City maintained all sewer lines, and Mr. Yancey again stated this was not the case, and had not been for probably fifty years, and it would run into thousands of dollars if sewer connections all over the city were maintained by the City and cannot be done without changing the ordinance now in effect. Councilman Baxter then moved that the request be taken under advisement until the next Council Meeting. The motion was seconded by Councilman Dellinger, and unanimously carried.

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RESOLUTION ABANDONING ALL INTEREST IN AND TO AN ALLEYWAY FROM WINONA STREET TO GOLD STREET AND LYING APPROXIMATELY 186-FEET IN A NORTHWESTERLY DIRECTION FROM SOUTH TRYON STREET.

A resolution entitled: "Resolution Abandoning All Interest in and to an Alleyway from Winona Street to Gold Street and Lying Approximately 186-Feet in a Northwesterly Direction from South Tryon Street" was introduced and read. Councilman Baxter moved the adoption of the resolution, which was seconded by Councilman Dellinger, and unanimously carried.

GREATER CHARLOTTE PLANNING COMMISSION CREATION ENDORSED AND CITY ATTORNEY DIRECTED TO EXCLUDE INCLUSION OF OTHER INCORPORATED TOWNS WITHIN MECKLENBURG COUNTY IN ORDINANCE CREATING SAID COMMISSION.

Councilman ~~Baxter~~ moved that the Council endorse the idea and principle of a Joint Planning Commission to be known as the Greater Charlotte Planning Commission and that the City Attorney be requested to amend the proposed ordinance now pending to specifically exclude from the authority of this Commission all other incorporated towns within Mecklenburg County. The motion was seconded by Councilman Baxter, and unanimously carried.

ALLOCATION OF FUNDS FOR PURCHASE OF SPECIAL CHEMICALS FOR USE BY THE U. S. DEPARTMENT OF AGRICULTURE FOR CONTROL OF WHITE FRINGED BEETLE.

Councilman Brown moved that \$300.00 be allocated for the purchase of special chemicals for use by the U. S. Department of Agriculture for the control of the white fringed beetle. The motion was seconded by Councilman Albea, and unanimously carried.

AMERICAN LEGION HORNET'S NEST POST #9 GIVEN PERMISSION TO HOLD CIRCUS PARADE AT ELEVEN O'CLOCK ON THURSDAY, SEPTEMBER 2, 1954.

Mr. Walter Benson, representing American Legion Hornet's Nest Post #9 was present and stated that the organization is sponsoring the appearance of King Bros. Circus in Charlotte on September 2nd in order to raise funds for the Legion Post, and he requested that the Circus be permitted to Parade on the city streets at 11 o'clock a.m. on that day. Councilman Dellinger moved that the request be granted, which was seconded by Councilman Baxter, and unanimously carried.

RESOLUTION APPROVING AND ESTABLISHING JOB CLASSIFICATION.

A resolution entitled: "Resolution Approving and Establishing Job Classification" was introduced and read. Councilman Wilkinson moved the adoption of the resolution, which was seconded by Councilman Brown, and unanimously carried. Councilman Albea stated that he approves the establishment of Job Classification in principle but not as the Classification is presently set up.

Councilman Boyd who was absent at the time the resolution was adopted, came into the meeting later, and stated for the record, that had he been present when the resolution was voted on, he would have voted against its adoption on the grounds that the Schedule or Exhibit attached is not equitable in its application to the various employees.

EASTWOOD DRIVE TAKEN OVER FOR CITY MAINTENANCE.

Councilman Albea moved that Eastwood Drive from its intersection with Anderson Street to its intersection with Academy Street, be taken over for maintenance. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, authorizing the construction of driveway entrances at the following locations:

- (a) One 25-ft. and One 30-ft entrance at 212 Greystone Road.
- (b) One 30-ft. and One 35-ft entrance at 215 Greystone Road.

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SALE OF USED PORTABLE TRUCK CRANE AUTHORIZED TO TALMAN CONSTRUCTION COMPANY.

Upon motion of Councilman Baxter, seconded by Councilman Wilkinson, and unanimously carried, the sale of One Michigan Model T-6-K Truck Crane, Serial No. T-1604, mounted on carrier, with 1 shovel, 1 backhoe, 1 dragline bucket, 1 clamshell was sold to the high bidder, Talman Construction Company, at the bid price of \$1,975.00 f.o.b. Charlotte.

CONTRACT AWARDED FABRIC FIRE HOSE COMPANY FOR FIRE HOSE.

Councilman Baxter moved that contract be awarded Fabric Fire Hose Company for 5,000 ft. 2½-inch and 5,000 ft. 1½-inch double jacket, rubber lined Fire Hose, as specified, on a unit price basis, representing a total price of \$9,000.00, subject to cash discount of \$180.00, or a net delivered price of \$8,820.00. The motion was seconded by Councilman Brown, and unanimously carried.

CONTRACT AWARDED EUREKA FIRE HOSE COMPANY FOR FIRE HOSE.

Motion was made by Councilman Baxter, seconded by Councilman Brown, and unanimously carried, awarding contract to Eureka Fire Hose Company, for 200 ft. ¾-inch high pressure rubber booster hose, 600-ft. 1-inch standard booster hose with barway couplings, 600-ft. of 1-inch standard booster hose with rocker-lug couplings, and 600-ft. of ¾-inch standard booster hose with rocker-lug couplings, as specified on a unit price basis, at a total price of \$1,242.00, subject to cash discount of \$24.84, or a net delivered price of \$1,217.16.

CONTRACT AWARDED LYNCHBURG FOUNDRY COMPANY FOR CAST IRON PIPE.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, contract was awarded Lynchburg Foundry Company for 10,000-ft. of 6-inch and 5,000-ft. of 8-inch Cast Iron Pipe, as specified, on a unit price basis, representing a net delivered price of \$25,850.00.

CONTRACT AWARDED LYNCHBURG FOUNDRY COMPANY FOR CAST IRON PIPE FITTINGS.

Councilman Albea moved that contract be awarded Lynchburg Foundry Company for a Schedule of 211 Cast Iron Pipe Fittings, all as specified, on a unit price basis, representing a net delivered price of \$4,182.73. The motion was seconded by Councilman Dellinger, and unanimously carried.

CONTRACT AWARDED CRAWFORD SUPPLY COMPANY FOR GATE VALVES.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, contract was awarded Crawford Supply Company for 75, 6-inch and 20, 8-inch Gate Valves, all as specified, on a unit price basis, representing a total price of \$4,085.40, subject to cash discount of \$81.70, or a net delivered price of \$4,003.40.

SUBDIVISION PLATS APPROVED.

Motion was made by Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, approving the following Subdivision Plats:

- (a) Plat of Revision of Beechwood Acres Subdivision Plans, property of Ervin Construction Company.
- (b) Plat of Revision of Willow Oak Acres Subdivision Plans, property of J. Grant Carey.
- (c) Plat of Selwyn Park, Addition #6, property of Geo. S. Goodyear Company.
- (d) Plat of "An Industrial Area" Subdivision, property of Marshall Moore, located between Fairwood Avenue, Southern Railway Columbia Division, S. Tryon Street and on the south by the city limits.
- (e) Plat of Commercial Park Subdivision, property of A. V. Blankenship, located between the Old York Road, Old Pineville Road and Nations Ford Road.
- (f) Plat of King's Grant Subdivision, property of Mrs. W. R. Robertson, located between the Pond Road and Walker Road.

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AGREEMENT WITH STATE HIGHWAY COMMISSION FOR RIGHT-OF-WAY FOR CONSTRUCTION OF WATER MAIN IN SENECA PLACE.

Councilman Wilkinson moved that the Mayor and City Clerk be authorized to co-sign an Agreement with the State Highway & Public Works Commission, with N. G. Speir and wife, Fred J. Wiggins and wife and George S. Goodyear and wife, for right-of-way for the installation and maintenance of a 6-inch water main in Seneca Place, outside the city limits. The motion was seconded by Councilman Dellinger, and unanimously carried.

SUPPLEMENTARY CONTRACT WITH AMITY SUPPLY COMPANY FOR THE CONSTRUCTION OF WATER MAINS IN RANDOLPH ROAD.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, a Supplementary Contract, to contract approved on April 8, 1954, was authorized with Amity Supply Company for the construction of 800-feet of water mains in Randolph Road, to serve residential and commercial property abutting Randolph Road, at an estimated cost of \$2,800.00. All costs to be borne by the applicant, who will own the mains until the territory is taken into the corporate limits.

LEASE OF AIRPORT BUILDINGS.

The City Manager reported that leases have been concluded on the following buildings at Douglas Municipal Airport:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE AND TERM OF LEASE
244	Imperial Sale, Ltd.	\$25.00	7-1-54 1 year
49	Roberts Furniture Company	25.80	7-15-54 month to month
88	Charlotte Salvage Company	43.20	8-1-54

SPECIAL OFFICER PERMIT AUTHORIZED TO H. C. WENTZ FOR USE ON PREMISES OF ADDISON APARTMENTS.

Motion was made by Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, authorizing the issuance of a Special Officer Permit to H. C. Wentz, for use on the premises of the Addison Apartments.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with John Calasountas, for Grave #6, Lot 113, Section 3, Evergreen Cemetery, at \$40.00.
- (b) Deed with Rufus K. and Mary V. Allison, for southeast quarter of Lot 103, Section 2, Evergreen Cemetery, at \$100.00.
- (c) Deed with James R. and Rebecca B. Allison, for southwest quarter of Lot 103, Section 2, Evergreen Cemetery, at \$100.00.
- (d) Deed with Henry J. and Mary K. Allison, for north half of Lot 103, Section 2, Evergreen Cemetery, at \$200.00.
- (e) Deed with Mr. and Mrs. Lawrence A. Pearman, for Lot 157, Section 4-A, Evergreen Cemetery, at \$126.00.
- (f) Deed with C. E. Harrison, for southeast quarter of Lot 127, Section 3, Evergreen Cemetery, at \$40.00.
- (g) Deed with Mrs. Albert Sigmund, for Perpetual Care on Lot 175, Section "U", Elmwood Cemetery, at \$126.00.
- (h) Deed with Miss Bertha Hipp, for west part of Lot 48, Section A-Annex, Elmwood Cemetery, transferred from Clyde M. Evans and wife, at \$1.00 for transfer deed.

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PURCHASE OF PARCEL OF LAND ON EAST ELEVENTH STREET FROM EDWIN O. COLE, R. GRADY RANKIN AND MARSHALL I. PICKENS TRUSTEES OF EUGENE M. COLE FOUNDATION, FOR WIDENING OF STREET.

Upon motion of Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, the purchase of a parcel of land on East Eleventh Street for the widening of said street was authorized from Edwin O. Cole, R. Grady Rankin and Marshall I. Pickens, Trustees of the Eugene O. Cole Foundation for Superannuated Methodist Preachers and the widows of Methodist Preachers of the Western North Carolina Conference of the Methodist Church, for the sum of \$14,060.00.

N. C. DEPARTMENT OF ARCHIVES AND HISTORY GRANTED PERMISSION TO ERECT HISTORICAL MARKER DESIGNATING LOCATION OF "CONFEDERATE NAVY YARD" ON EAST TRADE STREET.

Mr. Yancey, City Manager, presented a letter from Mrs. Boyce Hunter, asking permission for the erection of a historical marker by the N. C. Department of Archives and History, designating the location of the Confederate Navy Yard on the south side of East Trade Street, immediately west of the S.A.L. Railway Underpass, between College and Brevard Streets. Upon motion of Councilman Albea, seconded by Councilman Wilkinson, and unanimously carried, the request was granted.

ADJOURNMENT.

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

William R. Hayfman
City Clerk