

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 11 o'clock a.m., on Wednesday, August 24, 1949, with Mayor Shaw presiding, and Councilmen Albea, Aitken, Boyd, Coddington, Jordan and Wilkinson present.

Absent: Councilman Daughtry.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson and unanimously carried, the minutes of the last meeting, on August 17th, were approved as submitted.

APPLICATION FOR CERTIFICATE TO OPERATE TAXICAB FILED BY W. L. ROBINSON.

Mr. W. L. Robinson presented a formal application for a Certificate to operate a taxicab, as provided in Chapter 3, Article II of the City Code, by the transfer of ownership of taxicab from S. A. Cook, 526 Oakland Avenue, now operating under a Certificate of Convenience issued by the City.

Councilman Boyd moved that the matter be referred to the City Manager for handling with Taxicab Inspector Cleveland, and if applicant is found to be satisfactory, and the application conforms with the requirements of the law, that the certificate be granted. Motion seconded by Councilman Coddington, and unanimously carried.

ORDINANCE TO AMEND TAXICAB ORDINANCE INTRODUCED AND FAILED TO BE ADOPTED.

An ordinance entitled, "An Ordinance to Amend Chapter 3 of the City Code of the City of Charlotte, North Carolina, Regarding the Regulation and Control of the Operators and Operation of Taxicabs, etc", was introduced by Councilman Boyd. In speaking for the ordinance, Councilman Boyd stated he believed the establishment of uptown parking stands would be in the public interest. Also, that if the proper service is to be realized from taxicabs, the City's Taxicab Inspector should be appointed by the City Council and serve at their will. Councilman Boyd moved the adoption of the ordinance as presented. The motion did not receive a second and was lost, and the ordinance was not adopted. The ordinance is filed as a permanent record in the office of the City Clerk, and is Ordinance No. 75-A.

ORDINANCE(NO. 76) AMENDING THE TAXICAB ORDINANCE ADOPTED.

An ordinance entitled, "An Ordinance Amending the Taxicab Ordinance of the City of Charlotte Extending the Time for the Use of Taximeters on Taxicabs" was introduced by Councilman Aitken. Following the reading thereof Councilman Aitken moved the adoption of the ordinance as presented. Motion was seconded by Councilman Coddington, and carried, with the votes cast as follows:

AYE: Councilmen Aitken, Albea, Coddington, Jordan and Wilkinson.

Councilman Boyd recorded as not voting.

Mr. Brock Barclay, Attorney for the Yellow Cab Company, stated they were ready to comply with the wishes of the Council regarding taximeters, and asked if they should be installed by December 1, 1949; also, if cab rates could not now be established. He suggested a rate of 35 cents for the first 1 and 1/4 miles and 10 cents for each mile thereafter. Mayor Shaw advised that unless today's action is rescinded the taximeter law will become effective on December 1, 1949, and if a Cab Company should install meters prior to that time the rates will be fixed by Council.

CONTRACT WITH ALVORD, BURNICK AND HOWSON FOR SURVEY AND REPORT ON INDUSTRIAL WASTE.

Councilman Jordan moved that contract be authorized with Alvord, Burnick and Howson, Chicago, for a survey and report on industrial waste, in accordance with their proposal as contained in letter to the City Manager dated August 15, 1949, at a price of \$5,000.00. Motion seconded by Councilman Aitken, and unanimously carried.

PLAT OF PORTION OF M. C. DAVIS FARM SUBDIVISION.

Motion was made by Councilman Albea, seconded by Councilman Wilkinson, and unanimously carried, approving the Plat of a Portion of the M. C. Davis Farm Subdivision, located on the east side of Eastway Drive adjacent to the property of the Country Club, as recommended by the Planning Board.

PURCHASE OF WATER LINES.

Upon motion of Councilman Wilkinson, seconded by Councilman Aitken, and unanimously carried, the following contracts were authorized for the purchase of water lines in the area annexed January 1st, for which the City will make payment on or before 12 months from the date of contract, without interest, and when funds are available:

- (a) Contract with Washburn Heights Civic Asso., for 3,845 feet of 1, 2 and 6 inch water lines, at a total cost of \$2,886.19, located in Monroe Road, Puhlman Avenue and Alberta Street.
- (b) Contract with Miss Margaret Washburn, for 1,937 feet of 2-inch water line, at a cost of \$188.83, located in Washburn Avenue, Briar Creek Road, Alberta Street and Walker Avenue.

CONSTRUCTION OF NEW SANITARY SEWERS.

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

- (a) Contract with F. G. Templeton for 8 inch sewer in Central Avenue, for a distance of 108 feet toward The Plaza, to serve one building erected and one vacant lot, at a cost of \$237.82. All cost to be borne by the City, and applicant's deposit of \$37.82 to be refunded in accordance with the terms of the contract.
- (b) Construction of 8 inch sewer in Beattie's Ford Road, to St. Luke Street, for a distance of 1,569 feet, at a cost of \$3,789.06, to serve 19 houses under construction on septic tanks, and 22 vacant lots. All cost to be borne by the City.
- (c) Construction of 8 inch sewer in Kingsbury Drive and Bascom Street, for a distance of 1,450 feet and trunk sewer 368 feet at a total cost of \$4,436.74, to serve 32 houses under construction. All cost to be borne by the City.
- (d) Construction of 8 inch sewer in Mona Drive, for a distance of 240 feet, at a cost of \$158.40, to serve one house being erected and two vacant lots. All cost to be borne by the City.

SUPPLEMENTAL CONTRACT WITH GREYSTONE HOMES, INC. FOR WATER MAINS AND FIRE HYDRANT CONSTRUCTION.

Councilman Albea moved approval of a Supplemental Contract with Greystone Homes, Inc., for the construction of 2,465 feet of water mains and 3 fire hydrants in Melbourne Court Subdivision, at a total cost of \$6,500.00 to serve 65 lots. The City to finance all costs and the applicant to guarantee 10% annual revenue on cost. Motion seconded by Councilman Jordan, and unanimously carried.

NOTICE OF CLAIM OF MARCELLUS GHOLSTON FOR PERSONAL INJURIES REFERRED TO CITY ATTORNEY.

The City Manager reported that Mr. Ralph Kidd, Attorney, had filed notice of claim, in the amount of \$2,000.00, in behalf of Mardellus Gholston, for personal injuries sustained on July 16, 1949, alleged to have been caused by an opening in the sidewalk on Brevard Street just below Stonewall Street. Upon motion of Councilman Aitken, seconded by Councilman Jordan, and unanimously carried, the claim was referred to the City Attorney for handling.

CEMETERY DEEDS.

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

- (a) Deed to Francis M. and Marjorie Barefoot Clements, for Lot 139, Section 4-A, Evergreen Cemetery, at \$81.90.
- (b) Deed to Flossie and Mary Spray, for North Half of Lot 48, Section 4-A, Evergreen Cemetery, at \$81.90.
- (c) Deed to J. R. Bell and W. F. Allen, for Lot 42, Section 3, Evergreen Cemetery, at \$208.00.
- (d) Deed to L. A. Steele for Perpetual Care on Lot 19, Section V, Elmwood Cemetery, at \$144.00.

APPOINTMENT OF L. G. RICHEY AS CITY ENGINEER, EFFECTIVE OCTOBER 1, 1949.

The City Manager reported the appointment of Mr. L. G. Richey to the post of City Engineer, effective October 1, 1949.

ITEMS PRESENTED BY UNANIMOUS CONSENT OF COUNCIL.

Upon motion of Councilman Jordan, seconded by Councilman Aitken, the following two items were presented with the unanimous consent of Council.

LEASE OF AIRPORT BUILDING NO. A-247 FOR USE BY AVIATION VOLUNTEER UNIT.

Councilman Albea moved that Airport Building No. A-247 be leased to the U. S. Navy Department, for use by the Aviation Volunteer Unit of the U. S. Naval Air Station, Atlanta, Ga., as requested, for a period of one year, at a rental of \$1.00 per annum. Motion was seconded by Councilman Jordan, and unanimously carried.

RESOLUTION WITH RESPECT TO ADDITIONAL WORK UNDER CONTRACT WITH BLYTHE BROS. COMPANY FOR ADDITIONS TO WATER PURIFICATION PLANT.

Councilman Jordan moved the adoption of the following resolution. Motion was seconded by Councilman Aitken, and unanimously carried:

RESOLUTION WITH RESPECT TO ADDITIONAL
WORK UNDER CONTRACT WITH BLYTHE BROS.
COMPANY FOR THE CONSTRUCTION OF ADDITIONS
TO VEST STATION, WATER PURIFICATION PLANT.

WHEREAS, a contract was awarded to Blythe Bros. Company on April 8, 1947, for the construction of additions to Vest Station, Water Purification Plant, in the sum of \$471,340.00, and

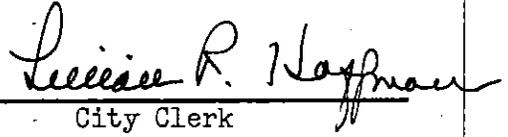
WHEREAS, this work has reached an advance stage of completion and it has been determined by the Engineers that unforeseen and unpredictable foundation conditions have been encountered which render additional emergency work necessary, and

WHEREAS, the City Council finds as a fact that an emergency exists, which is calaulated to seriously effect the City's water purification plant and facilities.

NOW, THEREFORE, BE IT RESOLVED that the concrete flumes under the new clearwell and the existing clearwell be changed to 36 inch lined steel pipe, encased in concrete, and that additional work on a cost plus basis, as provided in Item 5 of said contract, be authorized for the aforementioned purpose, in an amount not exceeding \$30,000.00.

ADJOURNMENT.

Upon motion of Councilman Albea, seconded by Councilman Aitken, and unanimously carried, the meeting was adjourned.


City Clerk