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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber of the City Hall, on Wednesday, August 24, 1955, at 11 o'clock a.m., with Mayor pro tem Smith presiding, and Council members Albea, Baxter, Dellinger, Evans and Wilkinson present.

Absent: Mayor Van Every and Councilman Brown.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Wilkinson, seconded by Councilwoman Evans, and unanimously carried, the Minutes of the last meeting on August 10, 1955 were approved as submitted.

HEARING IN CONNECTION WITH ORDINANCE NO. 258 TO AMEND ZONING ORDINANCE CONTINUED TO SEPTEMBER 7, 1955.

Upon motion of Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, the scheduled hearing in connection with Ordinance No. 258 Amending the Zoning Ordinance to change the zoning from R-2 to Industrial on tract of land located off West Trade Street along the westerly border of Irwin Creek, was continued until September 7th, due to the absence of two Council members.

Councilman Albea stated he disliked seeing the proposal again deferred as it has been before the Council for sometime; that it should have been acted on when all members of the Council were present.

ORDINANCE NO. 274 CALLING A PUBLIC HEARING ON SEPTEMBER 28TH WITH RESPECT TO PERIMETER ZONING.

An ordinance entitled: "Ordinance No. 274 Calling a Public Hearing on September 28th with Respect to Perimeter Zoning" was introduced by Councilman Baxter, who, following the reading thereof, moved its adoption. The motion was seconded by Councilman Albea, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 441.

EMPLOYMENT OF MARSH & HAWKINS, AS ARCHITECTS FOR HEALTH CENTER.

Councilman Dellinger moved that the firm of Marsh & Hawkins, be employed as Architects for the proposed Health Center. The motion was seconded by Councilman Baxter, and unanimously carried.

RESOLUTION RELATIVE TO ESTABLISHING STREET BUS ROUTES IN THE CITY OF CHARLOTTE.

A resolution entitled: "Resolution Relative to Establishing Street Bus Routes in the City of Charlotte" was introduced by Councilman Wilkinson, who moved its adoption, following the reading thereof. The motion was seconded by Councilman Albea, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Pages 330-333.

RESOLUTION PROVIDING FOR A PUBLIC HEARING ON SEPTEMBER 14TH ON ORDINANCE NO. 273 AMENDING THE ZONING ORDINANCE TO CHANGE ZONING ON INDEPENDENCE BOULEVARD.

Ordinance No. 273 Amending the Zoning Ordinance, to change the zoning from B-1 to B-1-A on land for B-1 uses on the north and south sides of Independence Boulevard, was introduced, following which a Resolution Providing for a Public Hearing thereon, on September 14th, was introduced by Councilwoman Evans, who moved its adoption. The motion was seconded by Councilman Baxter, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 334.

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PETITION THAT PROPOSED BUS ROUTE ON TRANQUIL AVENUE AND WESTFIELD ROAD BE ABANDONED.

Councilwoman Evans presented a petition, signed by twenty-seven residents, requesting that the proposed bus route on Tranquil Avenue and Westfield Road be abandoned.

ISSUANCE OF LICENSE TO MARLIN PALMER TO OPERATE DETECTIVE AGENCY APPROVED.

Upon motion of Councilman Baxter, seconded by Councilman Wilkinson, and unanimously carried, the application of Mr. Marlin Palmer for a License to operate a Detective Agency was approved.

CLAIM OF WILLIAM M. BURNETTE REFERRED TO CITY ATTORNEY.

Councilman Wilkinson moved that the claim of Mr. William M. Burnette, 1228 North Harold Street, for personal injuries alleged to have been caused by being struck by a door of a garbage truck, be referred to the City Attorney for investigation and recommendation. The motion was seconded by Councilman Baxter, and unanimously carried.

SUBDIVISION PLATS APPROVED.

Upon motion of Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, the following subdivision plats were approved:

- (a) Plat of Portion of Madison Park.
- (b) Plat of R. L. Fox Property, west of Madison Park.

CHANGE ORDERS IN CONTRACT WITH LONG ENGINEERING COMPANY, F.E. ROBINSON COMPANY, THOMPSON & STREET COMPANY AND P. C. GODFREY, INC., FOR WORK ON AUDITORIUM-COLISEUM APPROVED.

Councilman Baxter moved approval of the following Change Orders in contracts for work on the Auditorium-Coliseum, which was seconded by Councilman Dellinger, and unanimously carried:

- (a) Change Order #SS-1, in the amount of \$334.00, in contract of Long Engineering Company.
- (b) Change Orders #E-5, in the amount of \$236.00 and #E-6 in the amount of \$5,018.00, in contract of F. E. Robinson Company.
- (c) Change Order #G-6, in the amount of \$3,202.00, in the contract of Thompson & Street Company.
- (d) Change Order #P-4, in the amount of \$5,196.00, in the contract of P. C. Godfrey, Inc.

Upon the inquiry of Councilwoman Evans if these Change Orders would be chargeable against the surplus in the Auditorium-Coliseum Account, Mr. Ledbetter, Acting City Manager stated they were included in the latest audit figures and will not affect the surplus figures recently given to the Council.

CONTRACTS FOR INSTALLATION OF WATER MAINS AUTHORIZED WITH JOHN CROSLAND COMPANY, DENT REALTY COMPANY AND C. D. SPANGLER CONSTRUCTION COMPANY.

Motion was made by Councilman Albea, seconded by Councilman Wilkinson, and unanimously carried, authorizing the following contracts for the installation of water mains:

- (a) Contract with John Crosland Company for the installation of 8,100-ft. of water mains and 6 fire hydrants in Seneca Park, outside the city limits, to serve residential property, at an estimated cost of \$19,700.00. All costs to be borne by the applicant, who will dedicate the mains and hydrants to the city.

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- (b) Contract with Dent Realty Company for the installation of 3,350-ft. of water mains and 4 fire hydrants, in Selwyn Park No. 8, inside the city, to serve residential property at an estimated cost of \$8,600.00. The City to finance all costs, and applicant will guarantee a gross annual water revenue equal to 10% of the total cost.
- (c) Contract with C. D. Spangler Construction Co. for installation of 3,900-ft. of water mains and 7 fire hydrants, in the South Boulevard-Shuman Avenue area, inside the city limits, to serve industrial property, at an estimated cost of \$16,000.00. The City to finance all costs, and applicant will guarantee an annual water revenue equal to 10% of total cost.

CONSTRUCTION OF SANITARY SEWERS AUTHORIZED.

Upon motion of Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, the construction of new sanitary sewer mains was authorized, at the following locations:

- (a) Construction of 36-ft. of 8-inch sewer main in Briarwood Road, to enlarge the present drainage pipe, at a cost of \$160.00. All costs to be borne by the City.
- (b) Lowering of 8-inch sewer main in State Street from 8-ft. to 10-ft. in order to pass the 36-inch water main now being installed. All costs will be borne by the City Water Department.

CONNECTION OF SANITARY SEWER LINES, OWNED BY ERVIN CONSTRUCTION COMPANY AND BRUCE LITTLE, TO CITY'S SANITARY SEWERAGE SYSTEM, AUTHORIZED.

Motion was made by Councilman Wilkinson, seconded by Councilman Dellinger, and unanimously carried, authorizing the connection to the City's Sanitary Sewerage System of the following privately owned sewer lines, provided the owners comply with all laws rules and regulations now in effect, or which may hereafter become effective relative to property similarly situated:

- (a) Sewer line, 185 feet long, owned by Ervin Construction Company connected to City's Sewerage System in Glenwood Road East.
- (b) Sewer line, 315-feet long, owned by Mr. Bruce Little, connected to City's Sewerage System in Banks Street.

AGREEMENT BETWEEN STATE HIGHWAY COMMISSION AND ERVIN CONSTRUCTION COMPANY FOR RIGHT-OF-WAY FOR SANITARY SEWER LINE IN GLENWOOD ROAD EAST, AUTHORIZED CO-SIGNED BY CITY.

Councilman Albea moved that the Mayor and City Clerk be authorized to co-sign an agreement between the State Highway & Public Works Commission and Ervin Construction Company, for right-of-way for the construction of sanitary sewer lines in Glenwood Road East, to connect to the City's Sewerage System. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 16-ft. driveway at 1524 East Morehead Street.
- (b) One 12-ft. driveway at 743 Hampstead Avenue.
- (c) Two 25-ft. driveways at 2105-09 Independence Boulevard.
- (d) One 8½-ft. driveway at 1901 Hillside Drive.
- (e) One 16-ft. driveway at 1903-07 Hillside Drive.
- (f) One 16-ft. driveway at 1909-13 Hillside Drive.
- (g) One 8½-ft. driveway at 1915 Hillside Drive.

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CONFIRMATION OF SALE OF TAX FORECLOSED PROPERTY IN FAIRWAY LANE TO ALBERT ESCOTT, AGENT.

Councilman Dellinger moved the confirmation of the sale of tax foreclosed property in Fairway Lane on July 18th, at public auction, to Mr. Albert Escott, Agent, at the high bid of \$225.50. The motion was seconded by Councilwoman Evans, and unanimously carried.

RENEWAL OF SPECIAL OFFICER PERMITS AUTHORIZED.

Upon motion of Councilman Baxter, seconded by Councilman Wilkinson, and unanimously carried, Special Officer Permits were authorized renewed to Charlie Dean, on the premises of the House of Prayer, 312 S. McDowell Street, and to Onnie M. Hill, on the premises of Rulane Gas Company and Charlotte Tank Company.

CONTRACT AWARDED CONCRETE PRODUCTS COMPANY FOR PURCHASE OF CONCRETE METER BOXES.

Councilman Dellinger moved the award of contract to Concrete Products Company for 750 concrete meter boxes with covers, City of Charlotte standard pattern, on a unit price basis of \$4.40 each, representing a total price of \$3,300.00, subject to 1% cash discount. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONTRACT AWARDED GLAMORGAN PIPE AND FOUNDRY COMPANY FOR CAST IRON PIPE, B & S.

Upon motion of Councilman Baxter, seconded by Councilman Wilkinson, and unanimously carried, contract was awarded Glamorgan Pipe and Foundry Company for 30,000 feet of 6-inch, 5,000-feet of 8-inch and 5,000-feet of 12-inch Cast Iron Pipe, B & S, as specified, on a unit price basis, representing a total net delivered price of \$73,950.00.

CONTRACT AWARDED GLAMORGAN PIPE & FOUNDRY COMPANY FOR CAST IRON PIPE, MECHANICAL JOINT.

Motion was made by Councilman Baxter, seconded by Councilman Wilkinson, and unanimously carried, awarding contract to Glamorgan Pipe and Foundry Company for 500 feet of 6-inch, 500-ft. of 8-inch and 500-ft. of 12-inch cast iron pipe, mechanical joint, as specified, on a unit price basis, representing a total net delivered price of \$3,970.00.

CONTRACT AWARDED GRINNELL COMPANY, INC. FOR SCHEDULE OF CAST IRON PIPE FITTINGS.

Councilman Baxter moved that contract be awarded Grinnell Company, Inc., for Schedule of 306 Cast Iron Pipe Fittings, all as specified, on a unit price basis, representing a total net delivered price of \$5,511.53. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONTRACT AWARDED GRINNELL, INC. FOR GATE VALVES.

Mayor pro tem Smith stated that when he noted that it was recommended that all five bids on the 185 Gate Valves be rejected, he discussed the matter with Water Department officials. That he notes that the two lowest bids are identical and there is only a small difference in the bid price of the low bids and the third bid by Grinnell Company, a local concern from whom parts can be obtained without any delay in the case of trouble, which would offset the small difference in price.

Councilman Baxter moved the award of the contract to Grinnell Company, Inc. for 150, 6-inch hub end Gate Valves, 25, 8-inch hub end and 10, 12-inch hub end Valves, all as specified, on a unit price basis, representing a price of \$10,395.50, subject to 1% cash discount of \$1,024.20, by a net delivered price of \$9,373.50. The motion was seconded by Councilman Dellinger.

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Mr. W. H. Ashley, representative of the Darling Valve Company, stated their bid is low, and the error in addition in their bid reported by the Purchasing Agent is discounted by the fact that the unit price always prevails. He stated his company has been endeavoring to sell this product to the City of Charlotte for a long while, and they feel they will be done a great injustice if the contract is awarded to a higher bidder.

A representative of Grinnell Company was present, and stated they carry a big stock of parts, also of hydrants; they are a local concern, with a large number of employees who are tax payers of the City of Charlotte, and they feel it is for the best interest of the City to purchase the Valves where parts are always available. The motion was then voted on and unanimously carried, and the contract was awarded Grinnell Company, Inc.

PROMOTION OF C. W. EDGE TO POSITION OF CHIEF BUILDING INSPECTOR AND APPOINTMENT OF J. B. BELL AS ASSISTANT CHIEF BUILDING INSPECTOR, REPORTED.

It was reported that the City Manager has promoted Mr. C. W. Edge to the position of Chief Building Inspector, and appointed Mr. J. B. Bell as Assistant Chief Building Inspector, effective September 1, 1955.

HOLIDAY GRANTED CITY EMPLOYEES ON MONDAY, SEPTEMBER 5TH IN OBSERVANCE OF LABOR DAY.

Councilwoman Evans moved that the city employees be granted a holiday on Monday, September 5th, in observance of Labor Day. The motion was seconded by Councilman Baxter, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Dellinger, seconded by Councilman Baxter, 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. Joseph Zappalorto, for Graves #1 and #2, Lot 120, Section 3, Evergreen Cemetery, at \$80.00.
- (b) Deed with Mrs. Maie Honeycutt, for Lot 284, Section 2, Evergreen Cemetery, at \$160.00.
- (c) Deed with Mrs. Vera P. Flowers, for Graves #5 and #6, Lot 109, Section 3, Evergreen Cemetery, at \$80.00.
- (d) Deed with Mr. J. S. Perry, for Grave #4, Lot 116, Section 3, Evergreen Cemetery, at \$40.00.
- (e) Deed with Mrs. Flonnie B. Turner, for Graves #1 and #2, Lot 117, Section 3, Evergreen Cemetery, at \$80.00.
- (f) Deed with Mrs. Pauline Burle, for Grave #1, Lot 158, Section 3, Evergreen Cemetery, at \$26.00.

CONTRACT AUTHORIZED EXECUTED FOR THE EMPLOYMENT OF NURSE TO SERVE VETERANS ADMINISTRATION AND CITY HEALTH DEPARTMENT.

Councilwoman Evans moved that the Mayor and City Clerk be authorized to sign a contract with the Veterans Administration for the employment of a Nurse, to serve both the Veterans Administration under the supervision of the City Health Department, at a salary of \$3,300.00, to be paid entirely by the Veterans Administration. She stated further that the Nurse will give 40% of her time to the Veterans Administration Clinics at West Seventh and North Church Streets and the remainder of her time to the City Health Department. The motion was seconded by Councilman Dellinger, and unanimously carried.

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PETITION FOR SEWER SERVICE IN ESTELLE, TAYLOR, MONTGOMERY, HEMPHILL AND MOORE STREETS REFERRED TO CITY MANAGER FOR RECOMMENDATION.

Mayor pro tem Smith presented a Petition for Sewer Service in Estelle, Taylor, Montgomery and Hemphill Streets, which he stated was handed him today for presentation to the Council. He asked that the City Manager make an investigation of the request and give his recommendation to the Council.

EXPRESSIONS OF SYMPATHY TO COUNCILMAN BROWN FOR HIS RECURRENT ILLNESS ADOPTED.

Councilman Baxter moved that the Council express its regret to Councilman Brown for the recurring illness he is suffering and wish for him a speedy recovery. The motion was seconded by Councilman Dellinger, and unanimously carried.

COUNCILWOMAN EVANS COMPLIMENTED ON HONOR OF APPOINTMENT AS DELEGATE OF THE UNITED CONFERENCE OF MAYORS AT THE CONGRESS OF INTERNATIONAL UNION OF CITIES IN ROME, ITALY.

Councilman Baxter stated he felt that Charlotte is complimented at the appointment of Councilwoman Evans as a delegate of the United States Conference of Mayors to the Congress of the International Union of Cities in Rome, Italy, and he moved that the Council wish her a safe and interesting trip. The motion was seconded by Councilman Dellinger, and unanimously carried.

APPRECIATION EXPRESSED TO CHARLOTTE MERCHANTS ASSOCIATION FOR GIFT OF HATS TO COUNCIL.

Councilman Dellinger moved that the Council express its thanks to the Charlotte Merchants Association for the gift of the hats to the Council members today. The motion was seconded by Councilman Albea, and unanimously carried.

CHARLOTTE ENGINEERS, INC. REQUESTS CONSIDERATION AS ARCHITECTS FOR NEW HEALTH CENTER, AND FUTURE BUILDINGS.

Mr. C. F. Faulkenbury, representative of Charlotte Engineers, Inc. Architects, 330½ North Tryon Street, asked that his firm be given consideration in designing the proposed new Health Center. He advised they designed the new Nike Plant in Charlotte.

Mayor pro tem Smith advised that the contract had been let to Marsh & Hawkins, Architects, earlier in today's meeting.

Mr. Faulkenburg then stated they would like to be considered for future City buildings, and he gave data relative to his company.

ADJOURNMENT.

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

Lillian R. Hoffman
City Clerk