

August 25, 1954  
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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 25, 1954, at 11 o'clock a.m., with Mayor Van Every presiding, and Councilmen Albea, Baxter, Brown, Dellinger, Smith and Wilkinson present.

Absent: Councilman Boyd.

#### INVOCATION.

The invocation was given by Councilman Claude L. Albea.

#### MINUTES APPROVED.

Upon motion of Councilman Smith, seconded by Councilman Baxter, and unanimously carried, the minutes of the last meeting on August 11, 1954, were approved as submitted.

#### STREETS TAKEN OVER FOR MAINTENANCE.

Upon motion of Councilman Brown, seconded by Councilman Albea, and unanimously carried, the following streets were taken over for maintenance:

- (a) Libeth Street, from Eastway Drive to Jeff Street.
- (b) Jeff Street, from Anne Street to Clark Street.
- (c) Country Club Drive, from Anne Street to Airlie Street.
- (d) Airlie Street, from Country Club Drive to Ellen Street.

#### PETITIONS FROM CERTAIN EMPLOYEES OF WATER, ENGINEERING, SANITARY AND TRAFFIC SIGNAL DEPARTMENTS TO BE PLACED UNDER SOCIAL SECURITY AND TO CANCEL THEIR MEMBERSHIP IN CITY RETIREMENT SYSTEM AND REFUND MONIES THEY HAVE PAID THEREIN.

Councilman Albea presented petitions signed by 272 City Employees of the Water, Engineering, Sanitary and Traffic Signal Departments, which he stated were handed to him today, requesting that they be placed under Social Security and their memberships in the Local Governmental Employees Retirement System be cancelled and the funds paid into the System by them be refunded. Councilman Albea moved that the petitions be filed with the City Clerk and that the Mayor be requested to meet with the petitioners and do whatever is best for the city employees. The motion was seconded by Councilman Dellinger, and unanimously carried.

#### PURCHASE OF SORTER COUNTER FOR COUNTING PARKING METER FUNDS AUTHORIZED.

Councilman Smith stated that the Sorter Counter for counting parking meter receipts is worn out and the Purchasing Agent has located one that can be purchased for \$400.00, which would be a savings over the purchase of a new one at the usual price of \$800.00; he moved that the Purchasing Agent be authorized to purchase the Sorter Counter at \$400.00. The motion was seconded by Councilman Brown, and unanimously carried.

#### EMPLOYMENT OF FOUR ADDITIONAL NURSES FOR HEALTH DEPARTMENT AUTHORIZED.

Councilman Wilkinson stated that Dr. Bethel, Chief Health Officer advises that because of the growth in the school population it is impossible to maintain the necessary nursing services without four additional nurses. He moved that Dr. Bethel be authorized to employ four additional nurses and that funds budgeted for salary and car allowance of a public health dentist be transferred to the Nursing Service Budget for paying salaries of these nurses, and if a dentist is located to fill the vacancy, these funds will be reallocated from the Emergency Fund. The motion was seconded by Councilman Albea, and unanimously carried.

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JOINT MEETING WITH COUNTY COMMISSIONERS FIXED FOR SEPTEMBER 8TH TO DISCUSS THE CREATION OF A JOINT CITY-COUNTY PLANNING BOARD.

Councilman Baxter moved that a Joint Meeting be held with the County Commissioners two weeks from today, at 9:30 o'clock in the Council Chamber, to discuss the creation of a Joint City-County Planning Board. The motion was seconded by Councilman Dellinger, and unanimously carried.

NOTICES TO CITY COUNCIL THAT THE OBSERVER COMPANY, AND T. C. HEYWARD AND WIFE AND STONEWALL INVESTMENT COMPANY WILL TAKE AN APPEAL TO THE SUPERIOR COURT FROM THE PROPOSED ASSESSMENTS AGAINST THEIR PROPERTIES ON STONEWALL STREET.

The City Clerk reported that a Notice to the City Council was filed on August 19, 1954 by Pierce & Blakeney, Attorneys, that The Observer Company makes an appeal to the next term of Superior Court from the proposed assessment of \$8,622.60, assessed against their property on Stonewall Street. And that a similar Notice was filed on August 24, 1954, by Mr. H. B. Campbell, Attorney, that T. C. Heyward and wife, Emma B. Heyward and Stonewall Investment Company, take an appeal to the Superior Court from the proposed assessments of \$1,374.66 and \$1,080.09 against their two tracts of land on the southerly side of East Stonewall Street.

REOPENING OF LANDER STREET, IN LAKEVIEW SECTION, REQUESTED.

Councilman Brown moved that the City Manager be requested to investigate the feasibility of reopening Lander Street, in the Lakeview section which would open up twelve dead-end streets in the area. The motion was seconded by Councilman Albea, and unanimously carried.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON EUCLID AVENUE AND ROYAL COURT.

A resolution entitled: "Resolution Authorizing Permanent Improvements on Euclid Avenue and Royal Court" was introduced and read, and upon motion of Councilman Albea, seconded by Councilman Baxter, passed on its first reading. The resolution is recorded in full in Resolutions Book 2, at Page 231.

RESOLUTION AUTHORIZING THE ADVERTISEMENT OF NOTICE OF RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON EUCLID AVENUE AND ROYAL COURT.

A resolution entitled: "Resolution Authorizing the Advertisement of Notice of Resolution Authorizing Permanent Improvements on Euclid Avenue and Royal Court" was introduced and read, fixing the date of hearing on the proposed improvements on September 8, 1954. Councilman Smith moved the adoption of the resolution which was seconded by Councilman Albea, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 232.

LEASE OF OFFICE SPACE TO U. S. POST OFFICE DEPARTMENT FOR AIRMAIL FIELD POST OFFICE APPROVED ON JUNE 16, 1954 RESCINDED AND NEW LEASE AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, Council action on June 16, 1954, authorizing lease of office space in the Airport Terminal for an Airmail Field Post Office was rescinded, due to a clarification of the period of time of the lease, and a new lease with the U. S. Post Office Department for Room #125 at Douglas Municipal Airport, containing 1,303 sq. feet of space in the Terminal Building was authorized for a period of 5-years at an annual rental of \$1,303.00, together with a Supplemental Agreement for the extension of said lease for three consecutive 5-year renewal options at the same rate, for an Airmail Field Post Office, subject to the approval of the City Attorney as to form.

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SUBDIVISION PLATS APPROVED.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, approving the following subdivision plats, as recommended by the Planning Board:

- (a) Plat of Annex to Eastway Park Subdivision.
- (b) Plat of Property of H. G. Ashcraft Subdivision.
- (c) Plat of Portion of Eastover Subdivision.

CONTRACTS FOR THE CONSTRUCTION OF WATER MAINS AUTHORIZED.

Upon motion of Councilman Baxter, seconded by Councilman Brown, and unanimously carried, the following contracts for the construction of water mains were approved:

- (a) Contract with Erwin Construction Company for the construction of 2,940 feet of mains and 4 fire hydrants in Longwood Park, outside the City, at an estimated cost of \$7,825.00, to serve residential property. All costs to be borne by the applicant, who will dedicate mains to the city upon their completion.
- (b) Contract with Triple Construction Company, Inc., for the construction of 1,050 feet of mains in Castlewood Road and Sewickley Drive, outside the City, at an estimated cost of \$1,475.00, to serve residential property. All costs to be borne by the applicant, who will dedicate the mains to the City upon their completion.
- (c) Supplementary Contract with J. A. Jones Construction Company, to contract dated September 30, 1953, for the construction of 1,270 feet of main and one fire hydrant in Walker Road and Judith Court, outside the City, at an estimated cost of \$3,055.00, to serve residential property. All costs to be borne by the applicant, who will own the mains until the territory is taken into the City.

RIGHT-OF-WAY AGREEMENT WITH STATE HIGHWAY COMMISSION AUTHORIZED CO-SIGNED BY CITY WITH TRIANGLE DEVELOPMENT COMPANY FOR INSTALLATION AND MAINTENANCE OF WATER MAIN IN SHARVIEW CIRCLE.

Councilman Dellinger moved that the Mayor and City Clerk be authorized to co-sign with Triangle Development Company an agreement with the State Highway & Public Works Commission for the installation and maintenance of water mains in Sharview Circle, which contract was authorized by the Council on April 1, 1953. The motion was seconded by Councilman Baxter, and unanimously carried.

RIGHT-OF-WAY AGREEMENT WITH STATE HIGHWAY COMMISSION AUTHORIZED CO-SIGNED BY CITY WITH METHODIST HOME FOR THE AGED, INC. FOR INSTALLATION AND MAINTENANCE OF WATER MAIN IN FIFTH AVENUE.

Councilman Dellinger moved that the Mayor and City Clerk be authorized to co-sign with the Methodist Home for the Aged, Inc., an agreement with the State Highway & Public Works Commission for the installation and maintenance of 6-inch water mains in Fifth Avenue, which contract was authorized by the Council on May 26, 1954. The motion was seconded by Councilman Baxter and unanimously carried.

ARTHUR GOODMAN, JR. AND MRS. ELVA B. HOLMES AUTHORIZED TO CONNECT PRIVATE SANITARY SEWER LINES TO CITY'S SANITARY SEWERAGE SYSTEM.

Upon motion of Councilman Brown, seconded by Councilman Baxter, and unanimously carried, Mr. Arthur Goodman, Jr., was authorized to connect 160-feet of 8-inch privately owned sewer line in Wendover Hills, outside the city limits, to the City's Sanitary Sewerage System, and Mrs. Elva B. Holmes to connect 1,100-ft. of 8-inch line in Park Road outside the city limits to the said System, provided they both comply with all laws, rules and regulations now in effect, or which may hereafter become effective relative to property similarly situated.

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CONSTRUCTION OF SANITARY SEWER MAINS AUTHORIZED.

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

- (a) Construction of 95-ft. of sewer main in St. John Street by Ervin Construction Company, at an estimated cost of \$190.00 to serve one family unit and two vacant lots, with all costs to be borne by the City.
- (b) Construction of 290-ft. of sewer main in Carol Street by David Clark, at an estimated cost of \$870.00, to serve one family unit and 4 vacant lots, with all costs to be borne by the City, and the refund of the applicant's deposit of \$670.00 as per terms of the contract.

RIGHT-OF-WAY AGREEMENT WITH STATE HIGHWAY COMMISSION AUTHORIZED CO-SIGNED BY CITY WITH N. G. SPEIR FOR CONSTRUCTION OF SANITARY SEWER MAINS IN SENECA PLACE.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the Mayor and City Clerk were authorized to co-sign with N. G. Speir an agreement with the State Highway and Public Works Commission for the construction of 1,590-feet of sewer main in Seneca Place, which sewer line was authorized connected to the City's Sewerage System on June 9, 1954.

RIGHT-OF-WAY AGREEMENT WITH STATE HIGHWAY COMMISSION AUTHORIZED CO-SIGNED BY CITY WITH MRS. ELVA B. HOLMES FOR CONSTRUCTION OF SANITARY SEWER MAINS IN PARK ROAD.

Motion was made by Councilman Albea, seconded by Councilman Baxter, and unanimously carried, authorizing the Mayor and City Clerk to co-sign with Mrs. Elva B. Holmes an agreement with the State Highway & Public Works Commission for the construction of 355-feet of sewer line in Park Road, which was today authorized connected to the City's Sanitary Sewerage System.

RIGHT-OF-WAY AGREEMENT WITH STATE HIGHWAY COMMISSION AUTHORIZED CO-SIGNED BY CITY WITH ERVIN CONSTRUCTION COMPANY FOR CONSTRUCTION OF SANITARY SEWER MAINS IN POTTERS ROAD.

Councilman Albea moved that the Mayor and City Clerk be authorized to co-sign with Ervin Construction Company an agreement with the State Highway & Public Works Commission for the construction of 1,960-ft. of sewer main in Potters Road, which was authorized connected to the City's Sanitary Sewerage System, on June 30, 1954. The motion was seconded by Councilman Baxter, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 15-ft. and One 25-ft. driveway at 308 S. McDowell Street.
- (b) One 12-ft. driveway on Euclid Ave. for 601 Mt. Vernon Avenue.
- (c) One 9-ft. driveway at 1448 Maryland Avenue.
- (d) One 20-ft. driveway at 1127 Salem Drive.
- (e) Two 40-ft. driveways on Independence Boulevard and Two 35-ft. driveways on Eastway Drive, both for the Gulf Oil Corp. at 3401 Independence Boulevard.

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CONTRACT AWARDED CROWDER CONSTRUCTION COMPANY FOR CONSTRUCTION OF STREET IMPROVEMENTS IN ANNE STREET AND AURORA AVENUE.

Councilman Albea moved that contract be awarded the low bidder, Crowder Construction Company for the construction of street improvements in Anne Street and Aurora Avenue, all as specified on a unit price basis, representing a total price of \$17,881.00 as recommended by the City Manager. The motion was seconded by Councilman Brown.

Councilman Smith questioned that Crowder Construction Company had submitted the low bid but that the bid of Rea Construction Company at \$17,862.00 appeared to be lower. Mr. Richey, City Engineer, explained that the time element of 35 days for completion of the work under the Crowder Company bid made it lower than that of the Rea Company at 90-days. Councilman Smith stated he did not think our contracts should be awarded on this basis and that it is unfair to our bidders. That the City's policy should be changed and a definite time for completion should be fixed so that it would be clearly understood by all bidders. He requested that whenever the award of a contract is recommended in which the time element makes it lower than that of another bidder, that this be made clear to the Council. The vote was then taken on the motion, and carried, with the votes cast as follows:

YEAS: Councilmen Albea, Baxter, Brown, Dellinger and Wilkinson.

NAYS: Councilman Smith.

CONTRACT AWARDED SUPERIOR STONE COMPANY FOR 18,000 TONS CRUSHED STONE.

Motion was made by Councilman Baxter, seconded by Councilman Brown, and unanimously carried, awarding contract to Superior Stone Company for 2,500 tons crusher run 1½-inch, 1,500 tons #10, 10,000 tons #11, 2,500 tons #12, 1,500 tons 3/8" Clean Stone, estimated quantities of Crushed Stone, all as specified, on a unit price basis, representing a total net delivered price of \$44,845.00.

CONTRACT AWARDED AVRETT & LEDBETTER ROOFING & HEATING COMPANY FOR RE-ROOFING PUMP AND BOILER BUILDING AT SUGAW CREEK DISPOSAL PLANT.

Upon motion of Councilman Wilkinson, seconded by Councilman Dellinger, and unanimously carried, contract was awarded Avrett & Ledbetter Roofing & Heating Company for furnishing all labor and materials necessary to remove old roof and apply 20-year bonded Tar and Slag Roof with new plastic base flashing, copper counter flashing, flash roof drains, vent pipes, install two new copper conductor pipes, all as specified, at a total price of \$1,214.00.

CONTRACT AWARDED GENERAL ELECTRIC SUPPLY CORPORATION FOR MASTER CONTROLLER FOR TRAFFIC ENGINEERING DEPARTMENT.

Motion was made by Councilman Albea, seconded by Councilman Brown, and unanimously carried, awarding contract to General Electric Supply Corporation for one Cycleflex Master Controller with automatic cycle selector feature, adapted for use with existing GFM-2 Master Controller complete in cabinet for pedestal mounting, and 1-#46391 Controller Cabinet Pedestal, all as specified, at a net delivered price of \$1,036.81.

LEASE WITH U. S. WEATHER BUREAU FOR OFFICE AND GROUND SPACE AT DOUGLAS MUNICIPAL AIRPORT.

Councilman Smith moved that Lease be authorized with the U. S. Weather Bureau for office space in the Terminal Building and ground space, all at Douglas Municipal Airport, for a period of one year, renewable for ten years thereafter, at an annual rental of \$606.75. The motion was seconded by Councilman Baxter, and unanimously carried.

ISSUANCE OF SPECIAL OFFICER PERMIT TO CHARLIE DEAN AND RENEWAL OF PERMIT TO O. M. HILL.

Upon motion of Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, a Special Officer Permit was authorized issued to Charlie Dean, for use on the premises of The House of Prayer, 312 South McDowell Street, and the renewal of Permit to O. M. Hill for use on the premises of Rulane Gas Company and Charlotte Tank Company.

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LEASE OF AIRPORT BUILDINGS REPORTED.

It was reported that leases had been concluded on the following buildings at Douglas Municipal Airport:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE AND TERM OF LEASE
287	Ruth White	\$22.56	8-1-54 1 year renewal
213	Carolina Machinery Co.	27.00	8-16-54 1 year renewal
89	Carolina Machinery Co.	37.50	8-31-54 1 year renewal

TRANSFER OF CEMETERY LOTS AUTHORIZED.

Motion was made by Councilman Wilkinson, seconded by Councilman Smith, and unanimously carried, authorizing the Mayor and City Clerk to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with Henry J. and Mary K. Allison, for northeast quarter of Lot 103, Section 2, Evergreen Cemetery, at \$100.00.
- (b) Deed with Henry J. and Mary K. Allison, for northwest quarter of Lot 103, Section 2, Evergreen Cemetery, at \$100.00.
- (c) Deed with Dr. Howard P. Steiger, for Lot 59, Section 2, Evergreen Cemetery at \$320.00.
- (d) Deed with Dr. D. W. Morris, for Lot 58, Section 2, Evergreen Cemetery, at \$320.00.
- (e) Deed with T. E. Ligon, for Graves #2 and #3 in Lot 113, Section 3, Evergreen Cemetery, at \$80.00.
- (f) Deed with Mrs. Sara T. McBroom, for Lot 134, Section 2, Evergreen Cemetery, at \$104.00.
- (g) Deed with Ben S. Hill, for Grave #3, Lot 109, Section 3, Evergreen Cemetery, at \$26.00.
- (h) Deed with Mrs. Daisy L. Hedricks, for Grave #2 in Lot 144, Section 3, Evergreen Cemetery, at \$26.00.
- (i) Deed with Mrs. Alice Bell Martin, for Lot 96, Section 2, Evergreen Cemetery, at \$104.00.

HOLIDAY GRANTED EMPLOYEES ON SEPTEMBER 6TH, IN OBSERVANCE OF LABOR DAY.

Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, a holiday was granted City Employees on Monday, September 6th, in observance of Labor Day.

ADJOURNMENT.

Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, the meeting was adjourned until 9:30 o'clock a.m. on Wednesday, September 8, 1954.

*Lillian R. Hoffman*  
City Clerk