

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 29, 1951, at 3 o'clock p.m., with Mayor Shaw presiding, and Councilmen Albea, Baxter, Boyd, Coddington, Dellinger, Jordan and Van Every present.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Dellinger and unanimously carried, the minutes of the last meeting on August 15th were approved as submitted.

RESOLUTION CREATING THE REDEVELOPMENT COMMISSION OF THE CITY OF CHARLOTTE.

A resolution entitled, "Resolution Creating the Redevelopment Commission of the City of Charlotte" was introduced and read, and upon motion of Councilman Albea, seconded by Councilman Van Every, was unanimously adopted. The resolution is recorded in full in Resolutions Book 1, at Page 424.

SETTLEMENT OF LEASE OF AIRPORT HANGAR WITH TROY WHITEHEAD MACHINERY COMPANY DEFERRED ONE WEEK.

Mr. Hugh Campbell, Attorney, advised that the lease of Troy Whitehead Machinery Company, covering their hangar at Douglas Municipal Airport, which was entered into in September 1946, terminates on August 31, 1962. That the City has cancelled the lease, effective in September 1951 under the 90 days cancellation clause, and the City is obligated to pay the said Company the cost of the improvements to the buildings amortized over the term of the lease. That the improvements to the building amounts to \$101,800.26, and amortized over a period of 16 years amounts to \$6,362.52 per year. At the time of the cancellation of the lease becomes effective five years of the term will have expired, representing \$31,812.60 of the cost, leaving a balance of \$69,987.66 due the Company because of the revocation of the lease by the City. Under the terms of the lease this amount is payable by the City on July 1, 1952. Mr. Campbell advised that the Machinery Company has authorized him to allow the City a six percent discount for immediate settlement between now and September 5, 1951, which discount amounts to \$4,199.26, leaving an amount to be paid by the City of \$65,788.40.

Councilman Van Every moved that action be deferred until the next Council Meeting so that the audit of the Machinery Company and above figures may be checked over by the City Manager. The motion was seconded by Councilman Jordan, and unanimously carried.

REQUEST OF DR. E. L. RANN FOR IMPROVEMENTS IN VARIOUS AREAS OF THE CITY DEFERRED ONE WEEK FOR COUNCIL STUDY OF RECOMMENDATIONS BY TRAFFIC ENGINEER.

Mayor Shaw advised Dr. E. L. Rann that a full report on the investigations by the Traffic Engineer of the requested improvements by Dr. Rann in various sections of the City has just been rendered and received by the Council today and they would like to study the report before giving him an answer. Councilman Boyd suggested that the Council study the report and take action at the next Council Meeting, which was concurred in by the Council and met the approval of Dr. Rann.

NEW WAY LAUNDRY ALLOWED 90 DAYS EXTENSION TO ENDEAVOR TO COMPLY WITH THE SMOKE ABATEMENT REGULATIONS.

Mr. Howard Arbuckle, Attorney for The New Way Laundry stated that at the last meeting of the Council the question of the adjustment of the Laundry stoker to meet the requirements of the Smoke Abatement Ordinance was deferred so that City Officials might visit the plant and pass on the matter of the emission of fly ash. He presented a resolution which he stated he believed to

RESOLUTION RELATIVE TO IMPROVING AND WIDENING THIRTY-SIXTH STREET FROM PLAZA ROAD TO NORTH TRYON STREET, PASSED FIRST READING.

Mr. Tom Ruff, Attorney representing residents of the North Charlotte section, presented a petition which he stated was signed by hundreds of citizens of the area, requesting that improvements be made to 36th Street from Plaza Road to North Tryon Street by reconstructing and widening, including bridges, drainage, curb and gutters and other necessary appurtenances. He stated the street is inadequate to properly serve the traffic requirements; that the establishment of additional business houses on vacant property on and adjacent to the street is being hindered because 36th Street cannot carry the traffic load; that the improvements are necessary for the heavy flow of traffic from the Concord and Albemarle highways; that it is the belief of residents of the area that the expenditure of funds for the improvement will benefit the city at large. He urged that the improvements be made.

Councilman Boyd proposed that improvements be made to 36th Street, in accordance with the survey plans and specifications made by the City Engineering Department, at an amount estimated by the City Engineer as approximately \$125,000.00, and that the funds be allocated from the \$435,000.00 available for street work, \$335,000.00 of which has been, or will be received under the Powell Bill and \$100,000.00 budgeted for street improvements. He stated further that the improvements to 36th Street has long been promised; that this is the only artery north of Trade Street with the exception of 11th Street that connects the highways on the east with the Concord highway; that the authorization of improvements to 36th Street will be an added inducement to the State Highway Commission to widen Plaza Road from Mecklenburg Avenue to 36th Street, as authorized by the Council; that he considers the widening and improvements to 36th Street of greater importance than the resurfacing of a large number of streets as recommended by the City Manager at an expenditure of \$225,000.00 at least; that at least one permanent improvement program should be made this year with available funds and those streets that are most badly in need of repairs should be resurfaced. He stated further that he also favors the opening and improving of West 5th Street and is willing to go along with such project and forego for the time being his previous proposal for the establishment of a revolving fund for street improvements.

Councilman Boyd introduced a resolution entitled, "Resolution Relative to Improving and Widening Thirty-Sixth Street from Plaza Road to North Tryon Street" and moved its adoption. The motion was seconded by Councilman Baxter.

Councilman Coddington expressed the opinion that no definite street or streets should be selected for improvement until the Council has conferred with the City Manager and secured his views; that it might not be well to use the entire amount of available funds for the resurfacing program, at the same time it is certainly not well to let the streets throughout the city deteriorate for lack of attention.

Councilman Van Every stated he is in sympathy with the 5th Street and 36th Street improvements but feels that the recommendation of the City Manager and City Engineer that a program of resurfacing and maintenance be carried out and permanent improvements be omitted this year, should be abided by. The City Manager stated this is his recommendation as a large number of streets are badly in need of resurfacing; that bids have been received on the resurfacing work, the low bid being that of Elythe Bros. Company at approximately \$223,000.00, which bids will have to be rejected if the complete job as advertised is not to be done, and further advertising for bids will, of course, delay the resurfacing program.

Councilman Van Every made a substitute motion that his five point program be adopted, being (1) that \$223,000.00 be allocated for awarding the resurfacing contract to Elythe Bros. Company, (2) that \$164,000.00 be earmarked for street maintenance, (3) that \$47,000.00 or whatever portion of this amount is needed, be used to grade and condition 36th Street and in effect widen it without curb and gutters, (4) ask the Planning Board to draw up recommendations for a five year street improvement program, assuming that the City will have a maximum of \$465,000.00 annually to spend for this work, and (5) consider the opening of West 5th Street, or some other street to the western part of the city as one of the projects to be given priority in the future. The motion was seconded by Councilman Coddington.

Councilman Boyd stated he has discussed the matter with Mr. J. B. Marshall, Engineer Consultant to the Planning Board, who advised that 36th Street

is at the top of the list of the Planning Board's list of streets in need of permanent improvements.

The vote was taken on the substitute motion by Councilman Van Every, and lost, with the votes cast as follows:

AYE: Councilmen Coddington and Van Every.

NAY: Councilmen Albea, Baxter, Boyd, Dellinger and Jordan.

The vote was then taken on the resolution submitted by Councilman Boyd, and carried on its first reading, with the following votes cast:

AYE: Councilmen Albea, Baxter, Boyd, Dellinger and Jordan.

NAY: Councilmen Coddington and Van Every.

Resolution is recorded in full in Resolutions Book 1, at Page 425.
RESOLUTION RELATIVE TO OPENING AND IMPROVING WEST FIFTH STREET DEFERRED UNTIL COST ESTIMATE RECEIVED.

Councilman Dellinger submitted a resolution relative to the opening and general improving of West 5th Street from Sycamore Street to West Trade Street as a traffic outlet to the western section of the City, and providing that \$100,000.00 of the Powell Bill funds for street work be earmarked and used for this work. He stated that at a previous Council Meeting at his request it was voted to put this particular project at the top of the list of street improvements from the Powell Bill funds. He urged that the project be started this year, and moved the adoption of the resolution.

Councilman Baxter stated if the \$100,000.00 is not sufficient to complete the project, that it be started this year and these funds be used for right-of-way and the erection of the necessary bridge, and the widening, paving and remaining improvements be completed next year when additional funds are available.

Following the discussion, in which the City Manager advised that a cost estimate of the project is now being made by the City Engineer, Councilman Dellinger withdrew the resolution and motion for adoption and accepted deferment of action until the estimate of the project cost is received from the City Engineer, at which time he stated the resolution will again be presented for adoption.

MEETING RECESSED.

Upon motion of Councilman Van Every, seconded by Councilman Dellinger, and unanimously carried, the meeting was recessed for three minutes. The meeting was reconvened at the end of the three minutes period.

\$110,000.00 OF STREET IMPROVEMENTS FUNDS RESERVED FOR RESURFACING STREETS.

Councilman Baxter stated that a fixed amount should be established for the street resurfacing program so that the City Manager may know the exact amount available in order that he may get the program started immediately. He advised that from the \$435,000.00 Powell Bill funds and budget appropriation for street purposes, in his opinion \$110,000.00 should be used for street resurfacing, and moved that this amount be reserved for this purpose. The motion was seconded by Councilman Boyd.

Councilmen Coddington and Van Every urged that the recommendation of the City Manager for a broader street resurfacing program be carried out, and that \$110,000.00 is not sufficient for the needed work.

Following the discussion, the vote was taken on the motion that \$110,000.00 be reserved for street resurfacing, which carried, with the votes cast as follows:

AYE: Councilmen Albea, Baxter, Boyd, Dellinger and Jordan.

NAY: Councilmen Coddington and Van Every.

TRAFFIC ENGINEER DIRECTED TO MAKE PARKING SURVEY.

Mr. Charles Dudley, Managing Director of the Charlotte Merchants Association, stated that the lack of adequate parking facilities can have a deadly effect on Charlotte and force business to fall away from the uptown area, from which the City will suffer. He urged that the Council reconsider the request of the Parking Authority for funds for a parking survey, and that such funds be allocated.

Councilman Van Every advised that it is estimated by Southern Bell Telephone Company that the population of Charlotte in 1960 will be between 210,000 and 230,000, and that with such rapidly increasing population the traffic parking situation will become increasingly worse. He, therefore, moved that an allocation of \$3,500.00 or whatever portion of this amount is needed, be authorized for a proper survey of Charlotte's parking needs, and that the said amount be transferred from the Emergency Fund, in order that the Parking Authority may have full information of the parking situation so as to make their recommendations to the City Council. The motion was seconded by Councilman Jordan.

Councilmen Coddington and Boyd stated they understood that the Traffic Engineer has a survey of the parking situation 70% complete and can finish the survey without the expenditure of a large amount of funds.

Councilman Baxter offered a substitute motion that Mr. Hoose, Traffic Engineer, be directed to make the Parking Survey and that an amount not exceeding \$1,500.00 be used in making the survey, and that the said necessary funds be transferred from the Emergency Fund. The motion was seconded by Councilman Boyd.

Councilmen Van Every, Albea, and Jordan expressed the opinion that \$1,500.00 may not be sufficient for a proper survey and that the amount requested by the Parking Authority should be allocated for this purpose.

The vote was then cast on the substitute motion, which carried, with the votes cast as follows:

AYE: Councilmen Baxter, Boyd, Coddington and Dellinger.

NAY: Councilmen Albea, Jordan and Van Every.

INFORMAL MEETINGS IN MAYOR'S OFFICE PRIOR TO REGULAR COUNCIL MEETINGS AUTHORIZED HELD.

Councilman Van Every moved that the regular Council Meetings be held every other Wednesday and on the intervening Wednesdays the Council meet informally in the office of the City Manager and discuss with him city problems and affairs. The motion was seconded by Councilman Coddington.

Councilman Dellinger offered a substitute motion that the regular meetings be held on Wednesday of every week, as previously fixed, and that the Council meet in the Mayor's office one hour prior to the scheduled regular meetings for a discussion only of the City's problems and the newspaper reporters be at liberty to publish any of the discussions they so desire. The motion was seconded by Councilman Jordan, and carried, with the votes cast as follows:

AYE: Councilmen Baxter, Boyd, Coddington, Dellinger, Jordan and Van Every.

NAY: Councilman Albea.

Councilman Albea expressed the opinion that he did not believe that formal action should be taken by the Council relative to holding meetings other than formal sessions.

COUNCILMEN CODDINGTON AND VAN EVERY ABSENT FOR REMAINDER OF MEETING.

Councilmen Coddington and Van Every left the meeting at this time and were absent for the remainder of the session.

PLANS FOR ADDITIONS TO SUGAW CREEK DISPOSAL PLANT APPROVED AND APPLICATION TO STATE BOARD OF HEALTH FOR APPROVAL OF PLANS AND SPECIFICATIONS AUTHORIZED.

Councilman Baxter moved that plans for additions and betterments to the Sugaw Creek Disposal Plant be approved and that the City Manager be authorized to file formal application with the State Board of Health for approval of said plans and specifications. The motion was seconded by Councilman Jordan, and unanimously carried.

COLEMAN W. ROBERTS APPOINTED SPECIAL LICENSE CLERK TO HANDLE SALE OF 1952 CITY AUTOMOBILE TAGS.

Councilman Jordan moved the appointment of Mr. Coleman W. Roberts as Special License Clerk to handle the sale of the 1952 City Automobile License Tags for one year, beginning December 1, 1951, at a fixed compensation of ten cents per tag. The motion was seconded by Councilman Baxter, and unanimously carried.

RENEWAL OF CONTRACT WITH STATE OF N. C. FOR USE OF AIRPORT FACILITIES BY N. C. AIR NATIONAL GUARD.

Upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, contract with the State of North Carolina for the use of buildings at Douglas Municipal Airport by the North Carolina Air National Guard was renewed for one year.

PAVING OF GRIFFITH STREET FROM S. TRYON STREET TO BILTMORE AVE. TO SERVE YORK ROAD ELEMENTARY SCHOOL AUTHORIZED.

Councilman Albea moved that Griffith Street from South Tryon Street to Biltmore Avenue be paved, to serve York Road Elementary School, at an estimated cost of \$3,000.00, under the provisions of Section 51 of the Charter, at the request of the Board of School Commissioners. The motion was seconded by Councilman Dellinger, and unanimously carried.

SETTLEMENT OF CLAIM OF H. L. HUBBARD FOR DAMAGES TO AUTOMOBILE TIRE.

Councilman Baxter moved that the claim of Mr. H. L. Hubbard, in the amount of \$16.37, for damages to a tire on his car on Parkwood Avenue on August 11th, be paid as recommended by the City Attorney and City Manager. The motion was seconded by Councilman Jordan, and unanimously carried.

SALE OF TAX FORECLOSED PROPERTY AT 401-03 KINGSTON AVENUE CONFIRMED TO J. C. CHALMERS.

Motion was made by Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, confirming the sale at public auction on August 6th, of tax foreclosed property at 401-03 West Kingston Avenue to the high bidder, Mr. J. C. Chalmers, at \$750.00.

STREETS TAKEN OVER FOR MAINTENANCE.

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

- (a) East Kingston Avenue from Cliffwood Place to Cypress Street.
- (b) Cypress Street from E. Kingston Ave. to Wilmore Drive.

PURCHASE OF WATER MAIN IN OAK STREET FROM D. G. BURKE.

Councilman Dellinger moved that 202 feet of 2 inch water main in Oak Street be purchased from Mr. D. G. Burke at a price of \$175.17, subject to approval of bill-of-sale by the City Attorney. The motion was seconded by Councilman Jordan, and unanimously carried.

CONSTRUCTION OF NEW SANITARY SEWERS AUTHORIZED.

Motion was made by Councilman Baxter, seconded by Councilman Jordan, and unanimously carried, authorizing the construction of new sanitary sewers at the following locations:

(a) 556 ft. of trunk sewer and 1285 ft. of 8 inch main in Oakhurst Subdivision, at an estimated cost of \$4,250.00, to serve 16 family units and 26 vacant lots, at the request of Charlotte Realty Company. All costs to be borne by the City and applicant's deposit of \$175.00 to be refunded as per contract.

(b) 240 ft. of 8 inch sewer in Druid Circle North, at an estimated cost of \$370.00, to serve 2 family units and 5 vacant lots. All costs to be borne by the City.

(c) 873 ft. of trunk sewer and 200 ft. of main in South Gardner Avenue, at an estimated cost of \$2,240.00, to serve 6 family units and 17 vacant lots, at request of Ervin Construction Company. All costs to be borne by the City and applicant's deposit of \$300.00 to be refunded as per contract.

(d) Recondition of 1510 ft. of sewer and construction of 106 ft. of sewer at an estimated cost of \$1,625.00, to serve Ashley Park Elementary School, at request of the Board of School Commissioners. All costs to be borne by the City.

NAME OF MCARTHUR STREET CHANGED TO ROOSEVELT STREET.

Upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, the name of McArthur Street was changed to Roosevelt Street, as recommended by the City Engineer and Planning Board.

CONTRACTS AWARDED UNION SUPPLY & ELECTRIC COMPANY AND EUREKA FIRE HOSE DIVISION OF U. S. RUBBER COMPANY.

Motion was made by Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, awarding contracts as follows:

(a) Contract with Union Supply & Electric Company for 68 One-Way three section Span Wire Signals, as specified, at a net delivered price of \$3,621.00.

(b) Contract with Eureka Fire Hose Division of the U. S. Rubber Company for 7,000 feet of Fire Hose and 200 feet of Booster Hose, all as specified, on a unit price basis, representing a total of \$8,517.72, subject to cash discount of \$170.35.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 13 ft. entrance at 3522 Draper Avenue.
- (b) One 12 ft. entrance at 628 Hempstead Place.
- (c) One 10 ft. entrance at 1516 Elizabeth Avenue.
- (d) One 8 ft. entrance at 1223 Belgrave Place.
- (e) One 8 ft. entrance at 1224 Belgrave Place.
- (f) One 8 ft. driveway entrance extension to present 15-ft. driveway at rear of 317 E. Morehead Street.

HOLIDAY GRANTED CITY EMPLOYEES IN OBSERVANCE OF LABOR DAY.

Councilman Albea moved that a holiday be granted City Employees on Monday, September 3rd in observance of Labor Day. The motion was seconded by Councilman Jordan, and unanimously carried.

REPORT OF LEASE OF AIRPORT BUILDING TO THURSTON MOTOR LINES, INC.

The City Manager reported that lease has been concluded with Thurston Motor Lines, Inc., for Building #88 at Douglas Municipal Airport, for one year beginning July 1, 1951.

CONCRETE PRODUCTS COMPANY AUTHORIZED TO LOCATE BUILDING AT 226 DUNAVANT STREET TO MANUFACTURE PRE-CAST CONCRETE PRODUCTS.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the application of Concrete Products Company to locate a building at 226 Dunavant Street, in an Industrial Zone, for the manufacture of pre-cast concrete products was approved.

TRANSFER OF CEMETERY LOT AUTHORIZED.

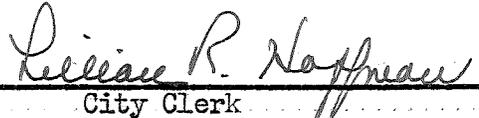
Councilman Albea moved that the Mayor and City Clerk be authorized to execute a deed to Mr. J. E. Gallagher for the sale of the northeast quarter of Lot #142, in Section 3, Evergreen Cemetery, at a price of \$26.00. The motion was seconded by Councilman Jordan, and unanimously carried.

RESOLUTION AUTHORIZING ESTABLISHMENT OF ADDITIONAL BUS ROUTE NO. 12, HUTCHINSON AVENUE - EAST MOREHEAD STREET TO SERVE THE DOCTORS BUILDING ON KINGS DRIVE.

A resolution entitled, "Resolution Authorizing Establishment of Additional Bus Route No. 12, Hutchinson Avenue - East Morehead Street to Serve the Doctors Building on Kings Drive" was introduced, having been submitted by the Duke Power Company and providing for the establishment of the bus route on a six months trial basis. Councilman Baxter moved the adoption of the resolution, which was seconded by Councilman Jordan, and unanimously carried. The resolution is recorded in full in Resolutions Book 1, at Page 426.

ADJOURNMENT.

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


City Clerk