

December 18, 1961
Minute Book 41 - Page 197

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber in the City Hall, on Monday, December 18, 1961, at 3 o'clock p.m., with Mayor Brookshire presiding and Councilmen Alba, Bryant, Dellinger, Jordan, Smith, Thrower and Whittington present.

ABSENT: None.

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INVOCATION.

The invocation was given by the Reverend John R. Brokhoff, Pastor of St. Mark's Lutheran Church.

MINUTES APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Thrower, and unanimously carried, the Minutes of the last meeting on December 11th were approved as submitted.

JOHN C. BENNETT REQUESTS COUNCIL TO INFORM PUBLIC THAT HE HAS FILED SUIT AGAINST THE CITY FOR \$200,000.00.

Mr. John C. Bennett appeared before Council stating it is generally known he has filed suit against the City for \$200,000.00 and that some hearings have been held. That he understands some members of the Bar, who have inside information on the case, are interfering illegally in the case, and in his opinion they should file a brief if they are interested. That he also thinks the Council should know about the case, and understands they do not. That he is more concerned that the taxpayers know nothing about the case and he wishes the Council to inform the public.

Councilman Dellinger asked if the case was not heard by Judge Warwick, and Mr. Bennett stated it was; behind closed doors, with no member of the Council present, and the effect of his ruling was to pass it on to a higher Court.

Mayor Brookshire stated the case is in the Courts, therefore, he does not think the Council would wish to go into it now. He stated further there have been several articles in the press about the case, and probably will be others from today's meeting, from which the public will be informed.

CONTRACT AUTHORIZED WITH U. S. GEOLOGICAL SURVEY FOR INVESTIGATION OF WATER RESOURCES IN THE CHARLOTTE METROPOLITAN AREA.

Councilman Alba moved that contract be approved with the U. S. Geological Survey for the investigation of water resources in the Charlotte metropolitan area, which provides for matching Federal funds to be spent for Gaging Stations in an equal amount with the funds budgeted by the City Engineering Department. The motion was seconded by Councilman Whittington, and unanimously carried.

CONTRACT AUTHORIZED WITH N. C. STATE BOARD OF HEALTH FOR ALLOCATION OF STATE AND FEDERAL FUNDS FOR HEALTH ACTIVITIES IN CHARLOTTE.

Upon motion of Councilman Whittington, seconded by Councilman Thrower, and unanimoously carried, contract was authorized with the N. C. State Board of Health for the allocation of State and Federal Funds for health activities in the City of Charlotte.

PAYMENT AUTHORIZED TO MECKLENBURG COUNTY COUNCIL OF BOY SCOUTS OF AMERICA FOR ACQUISITION OF PROPERTY FOR EAST 5TH AND EAST 6TH STREET CONNECTORS.

Motion was made by Councilman Whittington, seconded by Councilman Thrower, and unanimously carried, authorizing the payment of \$9,369.00 to Mecklenburg County Council of the Boy Scouts of America for the acquisition of 5,536 sq. feet of property located at the southeast corner of East 7th and North Long Street, for right of way for the East 5th and East 6th Street Connectors.

APPLICATION OF INVESTIGATIONS, INC., APPROVED FOR LICENSE TO OPERATE A DETECTIVE AGENCY.

Upon motion of Councilman Thrower, seconded by Councilman Jordan, and un-animously carried, the Application of Investigations, Inc., 818 Johnston Building, for a license to operate a Detective Agency was approved.

STREETS TAKEN OVER FOR MAINTENANCE.

Motion was made by Councilman Dellinger, seconded by Councilman Whittington, and unanimously carried, taking over the following streets for city maintenance:

- (a) Jennings Street, from Cummings Avenue 300 ft. toward Newland Road.
- (b) Kennesaw Street, from Cummings Street 400 ft. to Newland Road.
- (c) Woodleaf Road, from Birchcrest Drive 650 ft. west.
- (d) Birchcrest Drive, from Woodleaf Road 290 ft. south.
- (e) Amboy Court, from Woodleaf Road 200 ft. north to the end.

SUPPLEMENTARY CONTRACT AUTHORIZED WITH ERVIN CONSTRUCTION COMPANY FOR INSTALLATION OF ADDITIONAL WATER MAINS IN STARMOUNT NO. 7 SUBDIVISION.

Upon motion of Councilman Thrower, seconded by Councilman Albea, and un-animously carried, a Supplementary Contract, to contract dated October 30, 1961, was authorized with Ervin Construction Company for the installation of 480 feet of additional mains in Starmount No. 7 Subdivision, at an estimated cost of \$1,440.00. All costs to be borne by the applicant, who will dedicate same to the City without cost upon acceptance of the work by the City.

CONSTRUCTION OF SANITARY SEWER MAINS AND TRUNKS IN LEWISTON AVENUE.

Councilman Whittington moved approval of the construction of 982 feet of sanitary sewer mains and trunks in Lewiston Avenue, at an estimated cost of \$3,065.00. All costs to be borne by the applicant, whose deposit of the entire cost will be refunded as per terms of the contract. The motion was seconded by Councilman Jordan, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 25-ft. driveway on Northmore Street and Two 25-ft. driveways on Norwell Place, all for 3700 Northmore Street.
- (b) One 20-ft. driveway at 1200 Blythe Boulevard.
- (c) Two 35-ft. driveways on Bradford Drive, One 20-ft. and One 15-ft. driveway on Key Street, all for 423 Bradford Drive.
- (d) One 25-ft. driveway at 537 Sholtz Road.
- (e) One 28-ft. driveway at 129 West Summit Avenue.
- (f) One 30-ft. driveway on North Church Street for 501 North Tryon St.
- (g) One 10-ft. driveway at 811 Bromley Road.
- (h) One 15-ft. driveway at 101 West Boulevard.
- (i) One 9-ft. and Two 18-ft. driveways at 300 Summey Avenue.
- (j) Three 18-ft. driveways at 2100 Augusta Street.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, 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. E. A. Gilleland, for Grave #4, Lot 19, and Grave #6, Lot 18, Section 3, Evergreen Cemetery, at \$120.00.
- (b) Deed with Mr. Richard McGraw, for Graves #5 and #6, Lot 17, Section 3, Evergreen Cemetery, at \$120.00.
- (c) Deed with Mr. Reginald M. Atkinson, for Graves #3 and #4, in Lot 105, Section 3, Evergreen Cemetery, at \$80.00.

CONTRACT AWARDED CROWDER CONSTRUCTION COMPANY FOR REPAIRS TO ROOF ON CLEAR WELL NO. 3 AT VEST WATER PURIFICATION PLANT AND PUMPING STATION.

Councilman Thrower moved the award of contract to the low bidder, Crowder Construction Company, for Repairs to Roof on Clear Well No. 3 at Vest Water Purification Plant and Pumping Station, at their bid price of \$6,088.00. The motion was seconded by Councilman Albaea, and unanimously carried.

The following bids were received:

Crowder Construction Company	\$ 6,088.00
A. P White & Associates	6,400.00
C. W. Gallant, Inc.	8,000.00
Western Waterproofing Company	10,800.00
Boyd & Goforth, Inc.	11,200.00

CONTRACT AWARDED INTERSTATE ROOFING & ASPHALT COMPANY FOR REROOFING BUILDING NO. 219 AT DOUGLAS MUNICIPAL AIRPORT.

Upon motion of Councilman Whittington, seconded by Councilman Thrower, and unanimously carried, contract was awarded the low bidder, Interstate Roofing & Asphalt Company, for reroofing Building No. 219 at Douglas Municipal Airport, at their bid price of \$1,436.60.

The following bids were received:

Interstate Roofing & Asphalt Company	\$ 1,436.60
Rike Roofing & Mfg. Co.	1,909.40
Avrette & Ledbetter Roofing & Heating Co.	1,923.91

CONSIDERATION OF PLACING WORKMEN'S COMPENSATION INSURANCE TABLED UNTIL MEETING ON DECEMBER 27TH FOR CONFERENCE.

Councilman Smith moved that consideration of placing workmen's compensation insurance be tabled until the meeting on December 27th, and the City's Insurance Committee and the Bidders on said insurance be requested to be present at that time for a discussion of the matter. The motion was seconded by Councilman Albea, and unanimously carried.

AMENDMENT TO AGREEMENT WITH SOUTHERN RAILWAY COMPANY RELATING TO TRACK WORK AT NEW PASSENGER STATION APPROVED.

Councilman Whittington moved that an Amendment to the Agreement with the Southern Railway Company relating to the track work at their new passenger station on North Tryon Street be approved, whereby the City agrees to participate in the cost of the work, in the amount of \$154,086.00. The motion was seconded by Councilman Smith, and unanimously carried.

MAJOR STREET PROGRAM IN CENTRAL BUSINESS DISTRICT APPROVED IN PRINCIPLE.

Councilman Dellinger moved approval of the stage development of the major street program for the central business district as prepared by Wilbur Smith & Associates, with the understanding that individual projects recommended in the program be brought to Council for its consideration prior to starting work on each project. The motion was seconded by Councilman Whittington, and unanimously carried.

APPOINTMENT OF CITY SOLICITOR.

Councilman Dellinger placed in nomination Mr. Richard L. Kennedy for the position of City Solicitor and moved his appointment.

Councilman Smith moved that the appointment of Mr. Kennedy be made unanimous by the Council. The motion was seconded by Councilman Jordan, and unanimously carried.

REQUEST FOR TRAFFIC SIGNAL OR SOME TYPE OF TRAFFIC CONTROL AT BALDWIN AVENUE AND BAXTER STREET REFERRED TO CITY MANAGER.

Councilman Dellinger advised he has a request that a Traffic Signal or some type of traffic control be installed at Baldwin Avenue and Baxter Street, and asked the City Manager to have it investigated and a report made to Council.

CITY MANAGER REQUESTED TO INVESTIGATE REPORT THAT PARKING IN TWO SPACES IN FRONT OF BARBER SHOP AT PECAN AND EAST 7TH INTERFERES WITH TRAFFIC IN P.M.

Councilman Jordan asked the City Manager to have an investigation made of the report that the two spaces for parking cars in front of a Barber Shop at Pecan Avenue and East 7th Street interferes with the movement of traffic in the afternoon.

CHRISTMAS GREETINGS.

Councilman Smith, Mayor Brookshire and Councilman Thrower extended Christmas Greetings to the Council, City Manager, City Attorney and City Clerk and to all city employees.

December 18, 1961
Minute Book 41 - Page 201

ADJOURNMENT UNTIL DECEMBER 27, 1961 at 3 P.M.

Councilman Smith moved that, as agreed, the next meeting of the Council be held on Wednesday, December 27th, at 3 p.m., and that this meeting be adjourned until that time. The motion was seconded by Councilman Whittington, and unanimously carried.

Lillian R. Hoffman
Lillian R. Hoffman, City Clerk