

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, February 2, 1949, with Mayor Baxter presiding, and Councilmen Albea, Childs, DeLaney, Jordan and McKee present.

Absent: Councilman White.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman DeLaney, seconded by Councilman Albea, and unanimously carried, the minutes of the last meeting were approved as submitted.

APPEAL FOR SANITARY SEWER FACILITIES AND STREET REPAIR IN ELON STREET AND VICINITY.

A delegation of residents of Elon Street and vicinity were present to appeal for sanitary sewer facilities and repairs to streets in Elon Street and vicinity. Mr. R. P. Sadler, acting as spokesman, stated the septic tanks now in use were not taking care of the situation and the condition had become increasingly insanitary over a period of eight years, during which time many complaints had been registered but no assistance received from the City. Mr. Yancey, City Manager, stated that in response to the first complaint of the condition that had reached him, he had viewed the condition and was having a cost estimate made on a trunk sewer line which would be necessary to improve the condition.

Mayor Baxter advised that as soon as the investigation and estimate were completed, he would advise Mr. Sadler as to what could be done to remedy the condition.

ORDINANCE (No. 62) TO AMEND THE ZONING ORDINANCE INTRODUCED AND RESOLUTION ADOPTED PROVIDING FOR PUBLIC HEARING ON FEBRUARY 23rd.

An ordinance entitled, "Ordinance (No. 62) Amending Chapter 21 of the City Code with respect to the Zoning Ordinance", to change from R-2 to B-1 district property on South Fox Street and Shorter Avenue, was introduced. Following the reading thereof, a resolution entitled, "Resolution Providing for a Public Hearing on a Proposed Amendment to the Zoning Ordinance" setting the date of hearing on February 23rd, was presented and read. Councilman Childs moved the adoption of the resolution. Motion seconded by Councilman Albea, and unanimously carried. Resolution is recorded in full in Resolutions Book 1, at Page 155.

ORDINANCE (No. 63) TO AMEND THE ZONING ORDINANCE INTRODUCED, AND RESOLUTION ADOPTED PROVIDING FOR PUBLIC HEARING ON FEBRUARY 23rd.

An ordinance entitled, "Ordinance (No. 63) Amending Chapter 21 of the City Code with respect to the Zoning Ordinance", to change the phraseology with regard to the uses in R-1, R-2, B-1 and B-2 districts, was introduced. Following the reading thereof, a resolution entitled, "Resolution Providing for a Public Hearing on a Proposed Amendment to the Zoning Ordinance", setting the date of hearing on February 23rd, was presented and read. Motion was made by Councilman Albea that the resolution be adopted. Motion seconded by Councilman DeLaney, and unanimously carried. Resolution is recorded in full in Resolutions Book 1, at Page 156.

## SETTLEMENT OF CLAIM WITH DOMESTIC LAUNDRY FOR DAMAGES TO TRUCK.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, settlement of claim, in the amount of \$18.00, Domestic Laundry for damages to truck by City Garbage Truck No. 51 on January 6th,

## MCDONALD AVENUE TAKEN OVER FOR CITY MAINTENANCE.

Motion was made by Councilman McKee, seconded by Councilman Jordan, and unanimously carried, authorizing taking over McDonald Avenue, from end of present maintenance south of Magnolia Avenue, to Ideal Way.

## REMOVAL OF TREES.

Councilman Albea moved that permission be granted Mr. Ed. Wright to remove trees from in front of lot at the northeast corner of South Boulevard and Worthington Avenue, and to Mr. Wade Montgomery to remove a sycamore tree and replace it with a water oak in front of his property at 128 Hermitage Road. Motion seconded by Councilman McKee, and unanimously carried.

## RIGHT-OF-WAY AGREEMENTS WITH STATE HIGHWAY COMMISSION FOR WATER MAINS CONSTRUCTION.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, agreements with the State Highway Commission were authorized for rights-of-way for the construction of water mains, as follows:

- (a) Right-of-way in Richland and Craig Avenue, outside the city limits.
- (b) Right-of-way in South Tryon Street for a distance of 270-feet, to serve residential property facing South Tryon St.

## CONSTRUCTION OF SANITARY SEWERS IN THOMAS AVENUE AND IN LOLA AVENUE AND EVERETT PLACE.

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

- (a) In Thomas Avenue, at an estimated cost of \$240.02, to serve two buildings. All costs to be borne by the city.
- (b) Contract with John Crosland Company for sewer in Lola Ave. and Everett Place, at an estimated cost of \$4,097.50, to serve 39 vacant lots. The applicant to pay all costs and the full amount to be subsequently refunded by the City, in accordance with the terms of the contract.

## SALE OF TAX FORECLOSED PROPERTY AT 1613-17 SCOTLAND AVENUE TO G. G. KISTLER.

Councilman Jordan moved that the sale of tax foreclosed property at 1613-17 Scotland Avenue, at public auction on December 20th, be confirmed to the high bidder, Mr. G. G. Kistler, at \$950.00. Motion seconded by Councilman McKee, and unanimously carried.

## CONTRACTS FOR CONSTRUCTION OF WATER MAINS.

Upon motion of Councilman DeLaney, seconded by Councilman Jordan, and unanimously carried, the following contracts were authorized for the construction of water mains:

- (a) Contract with Dixie Homes, Inc., for mains in Dixie Manor Subdivision, at an estimated cost of \$11,240.00 to serve 102 residences. The applicant to bear all costs, same to be subsequently refunded by the city, in accordance with the terms of the contract.

- (b) Contract with Bessie S. Hunter, Margaret L. Davis and Thelma S. Abernethy for mains in Bancroft Street, between Dogwood Ave. and Ennis Ave., at an estimated cost of \$632.00, to serve one block of residential property. Applicant to bear all costs, same to subsequently refunded by the City, in accordance with the terms of the contract.
- (c) Contract with H. C. Sherrill Company, for mains in Wakefield Farm Subdivision, adjacent to Selwyn Ave., at an estimated cost of \$950.00. Costs to be paid by the applicant and subsequently refunded by the City in accordance with the terms of the contract.
- (d) Contract with LeRoy Kelly and E. L. Propst for main on the west side of South Tryon Street, to serve 7 lots in Block 4 of Brookdale Subdivision, at an estimated cost of \$408.00. All costs to be borne by the applicant, and subsequently refunded by the City in accordance with the terms of the contract.
- (e) Contract with LeRoy Kelly and E. L. Propst for main in west side of South Tryon Street, to serve 3 lots in Block 3 and 2 lots in Block 4 of Brookdale Subdivision, outside the city, at an estimated cost of \$325.00. All costs to be paid by the applicant. The main to be owned by the City at such time it is connected to the City Water System.

CONTRACTS FOR PURCHASES.

Motion was made by Councilman Childs, seconded by Councilman Albea, and unanimously carried, authorizing the following contracts for purchases, and the allocation of funds therefor, if necessary:

- (a) Contract with Hersey Mfg. Company for water meter repair parts, at a price of \$357.77 f.o.b. shipping point.
- (b) Contract with Bill Shaw Company for 88 steel lockers for new Fire Stations #2 and #8, at a net delivered price of \$991.28.
- (c) Contract with Bill Shaw Company for 12 chairs, for the new Fire Stations, at a net delivered price of \$235.20.
- (d) Contract with Snook Bros. Inc., for One General Electric Water Cooler, for Fire Station #8, at a net delivered price of \$205.00.
- (e) Contract with Pettit Motor Company, for Two Tudor Ford Cars, at a total price of \$3,086.00, for the Police Dept.
- (f) Contract with General Electric Co., for repairs to G.E. Blowers at Irwin Creek Disposal Plant, at a total cost of \$874.43.
- (g) Contract with H. V. Johnson & Son, Inc., for One Carload of Coal, approximately 60 tons, at a net delivered price of \$762.00.
- (h) Contract with Georgia Peanut & Cotton Co., for One Reconditioned Elgin Street Sweeper, at \$3,500.00 f.o.b. Cuthbert, Ga.
- (i) Purchase of 10,000 3¢ stamped envelopes for the Tax Dept. from the Charlotte Postmaster, at a price of \$352.08.

TRANSFER OF FUNDS FROM STREET DIVISION TO MOTOR TRANSPORT DEPT. ROAD MACHINERY ACCOUNT, FOR PURCHASE OF RECONDITIONED ELGIN SWEEPER.

Councilman Jordan moved approval of the transfer of \$3,500.00 from the Street Division "Acquiring Right-of-way for Setback and Paving in Slum Areas Account" (Code 1513-A) to Motor Transport Dept. Road Machinery Account (Code 1507 G-25) to cover the cost of the reconditioned Elgin Sweeper. Motion seconded by Councilman McKee, and unanimously carried.

TRANSFER OF FUNDS FROM RESURFACING STREETS ACCOUNT, TO CONTRIBUTIONS TO PARKS & RECREATION COMMISSION ACCOUNT, COVERING CONTRACT PRICE FOR PAVING BARRINGER DRIVE.

Upon motion of Councilman Albaea, seconded by Councilman DeLaney, and unanimously carried, the transfer of \$7,711.92 was authorized from "Resurfacing Streets Account" (Code 1513-G-29) to "Contributions to Charlotte Parks & Recreation Commission Account" (Code 1109) to cover contract price for cost of paving Barringer Drive.

LEASE WITH C. D. SPANGLER FOR STATESVILLE AVENUE PROPERTY FOR HOUSING PROJECT.

Councilman Jordan moved approval of a lease with Mr. C. D. Spangler for City owned property on Statesville Avenue for the erection of a housing project, and that the Mayor and City Clerk be authorized to execute the lease in conformity with the provisions of the advertisement for bids, upon the approval of the City Attorney. Motion seconded by Councilman McKee, and unanimously carried.

REPORT OF TREASURER OF COLLATERAL DEPOSITED BY BEATY SERVICE COMPANY, INC., COVERING TAXICABS.

The City Manager reported that the City Treasurer had filed the semi-annual report of collateral deposited by Beaty Service Company, Inc., in the amount of \$23,200.00 covering the operation of 73 taxicabs. Also, that financial statements of Building & Loan Associations, in which the collateral is deposited in lieu of cash, are attached to the said report.

LEASE OF AIRPORT BUILDINGS.

The City Manager reported that leases had been concluded on the following buildings at Douglas Municipal Airport:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE AND TERM OF LEASE
225	John R. Hester Corporation	\$79.54	1-3-49 1 year
88	E. P. Nisbet Co. Inc.	54.00	12-14-48 1 year renewal
260	L. W. Brown	35.00	1-18-49 5 years

CEMETERY DEEDS.

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

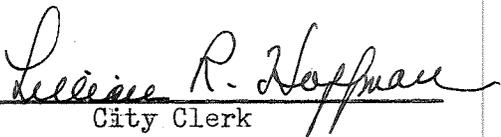
- (a) Deed to Mrs. Grace L. Beatty, for northwest part of Lot 60, Section L, Elmwood Cemetery, transferred by Mrs. Estelle S. Cathey, at \$1.00 for transfer deed.
- (b) Deed to Mrs. Estelle S. Cathey, for remaining ~~northwest~~ part of Lot 60, Section L, Elmwood Cemetery, at \$1.00 for new deed.
- (c) Deed to Mrs. Martha Vest, for southeast part of Lot 56, Section H, Elmwood Cemetery, transferred by J. D. Pope and wife, heirs of General T. F. Drayton, at \$1.00 for transfer deed.

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- (d) Deed to J. D. Pope and wife, for remaining northeast part of Lot 56, Section H. Elmwood Cemetery, at \$1.00 for new deed.
- (e) Deed to Lloyd A. Miller, for Lot 113, Section Q, Elmwood Cemetery, transferred by A. Y. Miller and wife, at \$1.00 for transfer deed.
- (f) Deed to Mrs. Bertha E. McAdoo, for Perpetual Care on southeast quarter of Lot 44-A, Section D-Annex, Elmwood Cemetery, at \$25.00.

ADJOURNMENT.

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

  
City Clerk