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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, February 24, 1954, at 4 o'clock p.m., with Mayor pro tem Smith presiding, and Councilmen Albea, Baxter, Boyd, Brown, and Wilkinson present.

Absent: Mayor Van Every and Councilman Dellinger.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Baxter, seconded by Councilman Brown, and unanimously carried, the Minutes of the last meeting on February 17th were approved as submitted.

COUNCIL COMMITTEE TO BE APPOINTED TO WORK WITH COMMITTEE OF MECKLENBURG COUNTY COMMISSIONERS AND JOINT CITY AND COUNTY HEALTH BOARDS TO DRAFT AND SUBMIT PLANS FOR PROPOSED HEALTH CENTER TOGETHER WITH RECOMMENDATIONS AS TO SITE AND DETAILS OF FINANCING PROJECT BY CITY AND COUNTY.

Mr. Paul Erwin, member of the City Health Advisory Committee was spokesman for a delegation composed of Dr. T. C. Bost, Chairman of the Mecklenburg County Board of Health and Dr. E. C. Beaty, member, and Dr. W. L. Venning, Jr., Chairman of the City Health Advisory Committee and Dr. Hamilton McKay, member, and Dr. M. B. Bethel, City Health Officer, who appeared before Council in regard to a proposed new Health Center.

He presented the following resolution, adopted by the Mecklenburg County Board of Health and City Health Advisory Committee:

Whereas, the Board of Health of Mecklenburg County and the Charlotte Board of Health, jointly, find as a fact that the building now housing the County and City Health Departments is inadequate, overcrowded, ill arranged and obsolete; and

Whereas, these Boards find as a fact that these conditions militate against the public health program and the health affairs of Mecklenburg County and of Charlotte; and

Whereas, these Boards find as a fact that the virtual absence of parking facilities prohibits the full use of the health departments by the public and the staff alike; now therefore be it

Resolved, that the Board of Health of Mecklenburg County and the Charlotte Board of Health, jointly, do hereby advise the Board of Commissioners of Mecklenburg County and the City Council of the City of Charlotte of the facts found above, and be it further

Resolved, that a health center be constructed as soon as possible; such a center to be designed to serve present requirements adequately and to provide for economical expansion to remain apace of the prodigious growth of population in this City and County.

Mecklenburg County Board of Health

February 19, 1954

T. C. Bost (signed)

T. C. Bost, M.D., Chairman

City Board of Health

W. L. Venning (signed)

W. L. Venning, Jr., M.D., Chairman "

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Mr. Erwin stated that the resolution was presented to the Mecklenburg County Board of Commissioners on February 22nd, with request that a Committee composed of two Commissioners be appointed to work with a Committee of the two Health Boards in drafting plans for a proposed new Health Center and working out details as to a site for the Center, the cost and a method of financing, which request was complied with by the County Commissioners.

Mr. Erwin discussed the present City Health Department Building, which also houses the County Health Department, stating it is and has been for a number of years hopelessly inadequate to carry on a proper health program even to serve the City; that it is poorly located as there are no parking facilities for either the patients or employees, that the facilities (such as the Lab) are antiquated, the space in the building is not sufficient, and the Nurses are not provided the facilities to furnish the needed and required services, and, in fact, the Health Boards apologize to the citizens of Charlotte and Mecklenburg County for not having presented this request to the Governing Bodies years ago.

Mr. Erwin requested the Council to appoint a Committee of two members to work with the Committee of the Mecklenburg County Commissioners and the Committee of the two Health Boards and they will sit down and make definite plans for a proper Health Center to house both the City and County Health Departments, the cost, a location, and a method of financing the project, and submit their proposal to the Council and Mecklenburg County Commissioners.

Dr. McKay spoke in favor of the proposal and stated that the present building and its facilities have reached the danger point in efficiently providing for the health needs of the City and County.

Mr. John D. Shaw, City Attorney, asked if the present Health Building is adequate for either the City or County Health Department without the other, and if parking facilities are needed mainly for patients or employees of the department?

Mr. Erwin replied that the present building is not adequate for either department to render the proper health service. That parking facilities are desperately needed for patients who are brought to the Department for treatment, and also for the nurses who must of necessity come into the Department several times during the day and who, at present, must park several blocks away.

Councilman Boyd stated to Mr. Erwin that he presumed that the Boards of Health are looking toward the long discussed proposal of consolidation of the City and County Health Departments. Mr. Erwin replied that whether or not the departments are consolidated it is believed that the two departments should be in the same building. That there is a close liaison between the City and County Health Departments, who have the same Health Officer, and the Health Boards think there must be a continued liaison between the Departments for the proper protection of the health of the citizens, and the Boards believe the two departments will gradually be consolidated.

Councilman Baxter moved that the matter be accepted as information and the Mayor appoint two Councilmen as a Committee to work with the other Committees, as requested by Mr. Erwin. The motion was seconded by Councilman Albea, and unanimously carried.

ORDINANCE AMENDING SETBACK ORDINANCE AND ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF BUILDING SETBACK LINES ON EAST AND WEST 11TH STREET, EAST 4TH STREET, AND SOUTH CALDWELL STREET, AND DEFERRING ACTION ON SOUTH McDOWELL STREET UNTIL MARCH 17TH.

An Ordinance Amending the Setback Ordinance and Ordinance Providing for the Establishment of Building Setback Lines on East and West 11th Street from North Brevard Street to North Graham Street, on East 4th Street, from North College Street to Caswell Road; on South Caldwell Street, from East Stonewall Street, from N. Tryon Street, and on N. Cecil Street, Street, from Boundary Street to East Morehead Street, introduced on February 10th, and deferred upon the request of the Pure Oil Company, was again presented for consideration.

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Mr. W. F. Wimberly, Attorney for The Pure Oil Company, again expressed opposition to the establishment of setback lines on South McDowell Street as presently proposed. He stated that two years ago when his company granted the City permission to take from their property at South McDowell and Morehead Streets, 17ft. of the Morehead Street frontage and 36 ft. of the McDowell Street frontage in order to round the corner off for the convenience of the traveling public, it was their belief that the same amounts would be taken from the corner of the Addison Apartment property across the street, which was not done. Now the establishment of setback lines and widening McDowell Street comes up, and the City sways the line about 150-ft. from the intersection and changes the angle of the street so as to miss the Addison Apartment property and proposes to again take 9-feet of the Pure Oil Company property. That The Pure Oil Company's engineers have reviewed the proposal and definitely states the proposal will seriously affect the operation of their Service Station on the property; that it will involve an expenditure of some \$7,000.00 to change their Station pumps, canopy, etc. He stated further that his Company has no objections whatsoever to the widening of the street, however it is only fair and just that the lines should be established evenly on both the east and west sides of the streets, taking 4 1/2 feet from each side.

Mr. Paul Younts, owner of the Addison Apartments property, stated he had only today learned of the proposal and viewed the plans of the City Engineering Department. That he has not discussed the matter with anyone and wishes to go into the matter thoroughly before expressing his opinion as what should be done. That the apartment property is worth about a million dollars, with a Service Station on the rear of the property, which would be affected the same as the Pure Oil Service Station at the intersection.

Councilman Baxter moved that action on that portion of the ordinance to establish the setback lines on South McDowell Street be deferred until the meeting on March 17th, and the remainder of the Ordinance be adopted as introduced. The motion was seconded by Councilman Albea, and unanimously carried. The ordinance adopted is recorded in full in Ordinance Book 11, at Page 339.

ORDINANCE NO. 202 REQUIRING ALL NEW CONSTRUCTION OUTSIDE THE CITY LIMITS TO CONFORM TO THE CITY BUILDING CODE BEFORE BEING CONNECTED WITH THE CITY SEWER OR WATER SYSTEMS.

An ordinance entitled; "Ordinance No. 202 Requiring all New Construction outside the City Limits to Conform to the City Building Code before being connected with the City Sewer or Water Systems" was introduced and read. Councilman Baxter moved the adoption of the ordinance, which was seconded by Councilman Wilkinson, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 340.

REQUEST FOR IMPROVEMENTS TO GARNET PLACE REFERRED TO CITY MANAGER.

Mrs. Bertha Alexander advised that the condition of Garnet Place is such that during and after heavy rains it is impossible to drive a car on the street and get into the driveway of her residence at 1942 Garnet Place. She requested that some improvement be made to the street. Councilman Baxter moved that the matter be referred to the City Manager, which was seconded by Councilman Albea, and unanimously carried.

CONSTRUCTION OF ROADWAY AND BRIDGE TO CONNECT KING'S DRIVE AND MEMORIAL HOSPITAL DRIVEWAY AUTHORIZED.

Councilman Baxter moved that a roadway, and bridge across Sugaw Creek, be constructed to connect King's Drive with Memorial Hospital Driveway, in accordance with plans submitted by the City Engineer, same to be paid for from Bond Funds, and that the resolution adopted on October 1, 1952 be and the same is hereby rescinded. The motion was seconded by Councilman Brown, and unanimously carried.

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CITY ATTORNEY DIRECTED TO PREPARE AMENDMENT TO THE ZONING ORDINANCE TO PROVIDE FOR OFF-STREET PARKING ON FUTURE CONSTRUCTION IN ALL BUSINESS AREAS.

Councilman Baxter moved that the Council request the City Attorney to prepare an Amendment to the Zoning Ordinance to provide for off-street parking on any future construction in all business areas. The motion was seconded by Councilman Albea, and unanimously carried.

SALE OF 1.29 ACRES LAND ON EBENEZER ROAD AUTHORIZED ADVERTISED FOR SALE.

Upon motion of Councilman Wilkinson, seconded by Councilman Albea, and unanimously carried, the City Treasurer was authorized to advertise for sale approximately 1.29 acres of land belonging to the City of Charlotte on Ebenezer Road, at a beginning price of \$1,600.00.

EXECUTION OF EASEMENT TO DUKE POWER COMPANY ACROSS SUGAW CREEK DISPOSAL PLANT PROPERTY, AUTHORIZED.

Councilman Brown moved that the Mayor and City Clerk be authorized to execute an easement in favor of the Duke Power Company across the Sugaw Creek Disposal Plant property, approximately 1190 feet in length, paralleling the line of the Kirkpatrick property, as shown on the Plat prepared by Duke Power Company dated December 21, 1953, and attached to the said easement, for the sum of \$1,500.00. The motion was seconded by Councilman Baxter, and unanimously carried.

PLAT OF PORTION OF SHAMROCK GARDENS SUBDIVISION APPROVED.

Motion was made by Councilman Wilkinson, seconded by Councilman Baxter, and unanimously carried, approving Plat of Portion of Shamrock Gardens Subdivision, as recommended by the Planning Board.

CONTRACT AWARDED SOUTHERN PIPE TOOL COMPANY FOR SEWER RODING MACHINE.

Upon motion of Councilman Brown, seconded by Councilman Baxter, and unanimously carried, contract was awarded Southern Pipe Tool Company, Fort Pierce, Florida, for One Flexible Sewer Roding Machine, complete with accessories, as specified, at a net delivered price of \$4,330.05.

CONTRACT AWARDED FOWLER'S, CHARLOTTE, N. C., FOR SCHEDULE OF 38 ITEMS OF OFFICE FURNITURE FOR POLICE DEPARTMENT.

Councilman Brown moved that contract be awarded Fowler's, Charlotte, N. C., for a Schedule of 38 Items of Office Furniture, as specified, for the Police Department, at a net delivered price of \$1,694.17. The motion was seconded by Councilman Baxter, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 22-ft. entrance at 1101 North Caldwell Street.
- (b) Two 30-ft. entrances at 126 North Brevard Street.
- (c) Two 25-ft. entrances at 207 North Brevard Street.
- (d) One 15-ft. entrance at 1145 Bolling Road.
- (e) One 8-ft. entrance on North Torrence Street and One 8-ft. on East 5th Street both for 231 North Torrence St.

CONTRACT AUTHORIZED WITH HENRY G. NEWSON & COMPANY FOR CONSTRUCTION OF WATER MAINS IN WENDOVER HILLS SUBDIVISION.

Upon motion of Councilman Brown, seconded by Councilman Baxter, and unanimously carried, contract was authorized with Henry G. Newson & Company for the construction of 1,690 feet of water mains and one fire hydrant in Wendover Hills Subdivision, at an estimated cost of \$3,431.00, to serve residential property. All costs to be financed by the City and applicant to guarantee a gross annual water revenue equal to 10% of the total cost.

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CONFIRMATION OF SALE OF PROPERTY AT 1835-41 HILLSIDE DRIVE TO W. R. CUTHBERTSON, JR.

Councilman Wilkinson moved that the sale of property at 1935-41 Hillside Drive on February 1, 1954, to Mr. W. R. Cuthbertson, Jr., at the bid price of \$2,300.00, be confirmed. The motion was seconded by Councilman Baxter, and unanimously carried.

LEASE OF PROPERTIES AT DOUGLAS MUNICIPAL AIRPORT CONCLUDED.

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
51	Charlotte Salvage Company	\$19.35	3-1-54 1 yr. renewal
86	Esquire Club	40.00	1-15-54 1 yr. renewal
49	Carolina Metal Products Co.	25.80	3-1-54 1 yr. renewal
256	Winton Products Company	57.00	3-1-54 1 yr. renewal

PURCHASE OF RIGHT-OF-WAY ON S. CALDWELL STREET FROM BESSIE CHALMERS DICKSON FOR WIDENING OF SOUTH CALDWELL STREET AUTHORIZED.

Councilman Albea moved that a strip of land 56 feet in length along the northwesterly side of South Caldwell Street be purchased from Bessie Chalmers Dickson, at a price of \$3,000.00, for right-of-way for the widening of South Caldwell Street, as recommended by the City Manager. The motion was seconded by Councilman Baxter, and unanimously carried.

TRANSFER OF FUNDS WITHIN MUNICIPAL COURT BUDGET, FOR PURCHASE OF FILE CABINETS FOR THE MUNICIPAL COURT.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the transfer of \$400.00 from the Municipal Court Division Office Supply Account (Code 502 C-20) to their Capital Outlay Account (Code 1502-G-6) for the purchase of File Cabinets, was authorized, as recommended by the City Manager.

ADJOURNMENT.

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

Leelan R. Hoffman
City Clerk