

January 2, 1957

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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 Wednesday, January 2, 1957, at 4 o'clock p.m., with Mayor Van Every presiding and Council members Albea, Baxter, Brown, Dellinger, Evans and Wilkinson being present.

ABSENT: Councilman Smith.

Also present for the hearing on a petition for a change in zoning to amend the Building Zone Map of the City of Charlotte, were the following members of the Charlotte-Mecklenburg Planning Commission: Chairman Bell and Commissioners Craig, Hanks, Schwartz, Sibley, Toy and Wilkinson.

ABSENT: Commissioners Marsh, Martin and McClure.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Wilkinson, seconded by Councilman Brown and unanimously carried, the Minutes of the last meeting of the City Council on December 19, 1956, were approved as submitted.

HEARING ON ORDINANCE NO. 352 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF THE CITY OF CHARLOTTE BY CHANGING THE ZONING ON PROPERTY LOCATED AT THE EXTREME END OF SHENANDOAH AVENUE, FROM R-1 TO B-1 ON PETITION OF W. M. BUTLER.

The scheduled hearing was held on Ordinance No. 352 Amending the Zoning Ordinance to Amend the Building Zone Map of the City of Charlotte by changing the zoning on property located at the extreme end of Shenandoah Avenue, adjacent to the shopping center, from R-1 to B-1, on petition of Mr. W.M. Butler.

Mr. McIntyre, Planning Board Director, presented factual information as to the property and its surrounding territory, stating the property consists of one lot, size 60' x 150' situated between Shenandoah Avenue and Independence Boulevard; that to the east is a small business area; to the north a parking area for the business area; to the west developed residentially and behind the property is one house and vacant land; now zoned R-1 and adjoining property is zoned R-1.

Mr. Henry Harkey, Attorney for the petitioner, presented the Council and Planning Board members pictures of the property and urged that it be rezoned as requested.

No opposition to the proposed change in zoning was presented.

Mayor Van Every announced that the Planning Board would submit their recommendation, and Council decision would be deferred until next week's meeting.

ORDINANCE NO. 360 EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE ANNEXING TWO TRACTS OF LAND IN CRAB ORCHARD TOWNSHIP, CONSISTING OF 54.53 ACRES LYING SOUTH OF SHAMROCK DRIVE AND 11.758 ACRES LYING EAST OF WINDSOR DRIVE, ON PETITION OF JACK H. BROWN AND WIFE, E. N. RICHARDS AND WIFE AND CHARLES C. CAMERON AND WIFE.

The scheduled hearing was held in connection with the Petition of Jack H. Brown and wife, E. N. Richards and wife, and Charles C. Cameron and wife, for the annexation of two tracts of land in Crab Orchard Township, consisting of 54.53 acres lying south of Shamrock Drive and 11.758 acres lying east of Windsor Drive.

No objection to the annexation was expressed by any citizen.

Councilman Albea moved the adoption of Ordinance No. 360 Extending the Corporate Limits of the City of Charlotte by Annexing two tracts of Land in Crab Orchard Township, Consisting of 54.53 Acres Lying South of Shamrock Drive and 11.758 Acres Lying East of Windsor Drive. The motion was seconded by Councilman Baxter, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, at Page 97 and 98.

TRAFFIC ENGINEER INSTRUCTED TO FOLLOW COUNCIL ORDER TO PROHIBIT PRAKING ON BOTH SIDES OF EAST 3RD STREET, BETWEEN BREVARD AND ALEXANDER STREETS.

Councilman Brown called attention that parking is being allowed on one side of East 3rd Street, between Brevard and Alexander Streets, and it is impossible for traffic to move freely, he moved that the Traffic Engineer follow Council recommendation to prohibit parking on both sides of East 3rd Street between Brevard and Alexander Streets. The motion was seconded by Councilman Wilkinson, and unanimously carried.

REAPPOINTMENT OF WALLACE S. OSBORNE AS A MEMBER OF THE AIR POLLUTION CONTROL ADVISORY & APPEAL BOARD.

Councilwoman Evans moved the reappointment of Mr. Wallace S. Osborne as a member of the Air Pollution Control Advisory and Appeal Board, for a term of 5 years, from the expiration of his present term on January 1st. The motion was seconded by Councilman Brown, and unanimously carried.

REAPPOINTMENT OF C. C. MCGINNIS AS A MEMBER OF THE PERIMETER ZONING BOARD OF ADJUSTMENT.

Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, Mr. C. C. McGinnis was reappointed as a member of the Perimeter Zoning Board of Adjustment for a term of 3 years from the expiration of his present term on January 4th.

REAPPOINTMENT OF W. T. COVINGTON AS A MEMBER OF THE FIREMEN'S RELIEF BOARD OF TRUSTEES.

Motion was made by Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, reappointing Mr. W. T. Covington as a member of the Firemen's Relief Board of Trustees for a term of 2 years from the expiration of his present term on January 18th.

REAPPOINTMENT OF FRANKLIN R. JACKSON AS A MEMBER OF THE CHARLOTTE ZONING BOARD OF ADJUSTMENT.

Councilman Dellinger moved the reappointment of Mr. Franklin R. Jackson as a member of the Charlotte Zoning Board of Adjustment for a term of 3 years from the expiration of his present term on January 28th. The motion was seconded by Councilman Brown, and unanimously carried.

CHANGE ORDER IN CONTRACT OF REA CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF HOSKINS FILTER PLANT, PROVIDING FOR THE INSTALLATION OF PILING, AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, a Change Order in the contract of Rea Construction Company on their contract No. 2 for the construction of Hoskins Filter Plant was authorized providing for the installation of 137 piles at a cost not to exceed \$39,887.00.

INVESTIGATION OF PARKING ON SOUTH CALDWELL STREET, FROM EAST TRADE STREET TO INDEPENDENCE BOULEVARD, REQUESTED WITH VIEW OF PROHIBITING PARKING ON STREET.

Councilman Dellinger moved that the Traffic Engineer be instructed to check into the matter of parking on South Caldwell Street, from East Trade Street to Independence Boulevard, to see if all parking cannot be prohibited. The motion was seconded by Councilman Brown, and unanimously carried.

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CITY MANAGER REQUESTED TO REPORT ON INFORMATION AS TO COST ESTIMATE OF WIDENING BRIAR CREEK ROAD, FROM OLD MONROE ROAD TO INDEPENDENCE BOULEVARD, AND ON HUTCHINSON AVENUE.

Councilman Dellinger asked the City Manager to make a report on the widening of Briar Creek Road, from Old Monroe Road to Independence Boulevard and on Hutchinson Avenue from where it narrows down, which he requested some time ago.

Mr. Yancey replied that he has written Mr. Hardison of The State Highway and Public Works Commission to see if they would not consider doing the work, as they did on Tuckaseegee Road, but has not had a reply, and will again check with him.

INVESTIGATION OF BEATTYS FORD ROAD, FROM WEST TRADE STREET TO CITY LIMITS, WITH VIEW TO RESTRICTING PARKING ON WEST SIDE DURING PEAK MORNING HOURS AND ON EAST SIDE IN AFTERNOON DURING PEAK HOURS.

Councilman Wilkinson requested the City Manager to have the Traffic Engineer investigate and report on the advisability of restricting parking on Beattys Ford Road, from West Trade Street to the city limits, on the west side during the morning peak hours and on the east side during the afternoon peak hours.

TRAFFIC COUNT REQUESTED ON TUCKASEEGEE ROAD, BETWEEN TRADE STREET AND THRIFT ROAD.

Councilman Dellinger requested the City Manager to have the Traffic Engineer make a traffic count on Tuckaseegee Road, between Trade Street and Thrift Road. He stated he has had many calls with regard to traffic conditions on this street.

PLANS FOR PROMOTION OF IMPROVEMENTS TO MEET CHARLOTTE NEEDS URGED BY COUNCILMAN BAXTER.

Councilman Baxter extended New Year's Greetings to the Mayor and Council members, and made the following statement:

"Mr. Mayor and members of the City Council, it is an old American custom as we enter the New Year to make plans and predictions for another year, and those of us who have been privileged as the elected representatives of our people to make laws and improvements for Charlotte should be challenged to plan and promote certain improvements for the New Year which will build a better Charlotte, equalize our tax burden, and promote our general welfare.

Mr. Mayor, we, as the Governing Body under your guidance, have been fixing streets, putting up traffic lights, changing bus routes, and attending to the daily needs of our growing city from an operation view point, but what new project of some magnitude have we sponsored during this administration.

Previous administrations have sponsored and built Memorial Hospital, our growing Airport, our Cross-Town Boulevard, our Library expansion, our \$1,000,000.00 Recreation Program, our successful Planning Commission, our new Health Center on Fourth Street, our moving the Florida Fruit Train to the main line of the Southern Railway and eliminating seventeen grade crossings.

I think each administration should initiate some needed project of its own to better our city.

True, we have recognized the careful planning and promoting of previous administrations and we have been willing to assist in completing the contracts.

True, we are trying to expand our city limits after two years delay. Winston-Salem pushed their's through in short order.

True, we are trying to build a Juvenile Detention Home costing \$100,000.00 with only \$50,000.00 appropriated.

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True, our traffic problems remain unsolved as it still takes seven and eight times at red lights to get by certain intersections of heavy traffic.

But what has this administration done to sponsor a project worthy of our growing city, while the above projects face continued delay?

We have left the needs of the Memorial Hospital on the shelf - after two years of study. We have done nothing to beautify Sugaw Creek. We sit idly by and let our recreation program rest with 25,000 new people to take care of - even if we did discover a small surplus in the operating account, we continue to delay salary adjustments in our police department and are losing technical and trained employees who have gone to private enterprises without meeting the challenge of salary competition. We have done nothing to consolidate our governments which would reduce our taxes and eliminate duplication of services.

Let's pick up the ball and push towards completion some of these long delayed and needed improvements, which apparently await a sponsor.

I mention for your consideration and sponsorship:

1. Adequate hospital facilities for our white and colored citizens, as our greatest need.
2. Expanded recreation facilities to keep pace with our unprecedented growth.
3. An actual start towards the beautifying of Sugaw Creek--as a health measure.
4. A new traffic speed-up plan.
5. The re-zoning of our city.
6. The correction of the duplication of street names.
7. In addition, the "Bread & Butter" item of more water, sewer, and street expansion.

As I said before, let's be "doers of the word, rather than hearers only."

Mr. Mayor, constructive criticism can be turned into action through cooperation, initiative, and hard work - when the needle is put in the right place- and the project is put into action to clear our thoughts for something new and needed for the future of Charlotte."

Mayor Van Every commented that Councilman Baxter was, indeed, using a nice, long, neat needle but he was not going to take credit for the crossline, for he was the one who got the money for that. That the City's ability to pay has everything to do with it's projects; that Charlotte's Government does not have deficit financing. That there is only one fault with Councilman Baxter's statement - this government cannot base taxes on what it hopes, that it has to be proved. He stated further that he thinks this administration, and the previous two years administration, have done more for the City of Charlotte than any other administrations the city has ever had, and the record speaks for itself; that progress has been made and will continue to be made.

RESOLUTION ADOPTING SET-BACK LINES ON SOUTH ALEXANDER STREET, FROM INDEPENDENCE BOULEVARD TO EAST TRADE STREET.

A resolution entitled: "Resolution Adopting Set-Back Lines on South Alexander Street, From Independence Boulevard to East Trade Street" was introduced and read. Councilman Alba moved the adoption of the resolution, which was seconded by Councilman Brown, and unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 16.

RESOLUTION ADOPTING SET-BACK LINES ON EAST AND WEST 8TH STREET, FROM NORTH GRAHAM STREET TO NORTH MCDOWELL STREET.

A resolution entitled: "Resolution Adopting Set-Back Lines on East and West 8th Street, from North Graham Street to North McDowell Street" was introduced and read. Councilman Alba moved the adoption of the resolution, which was seconded by Councilman Brown, and unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 17.

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RESOLUTION ADOPTING SET-BACK LINES ON EAST AND WEST 3RD STREET, FROM SOUTH CEDAR STREET TO SOUTH MCDOWELL STREET.

A resolution entitled: "Resolution Adopting Set-Back Lines on East and West 3rd Street, from South Cedar Street to South McDowell Street" was introduced and read. Councilman Albea moved the adoption of the resolution, which was seconded by Councilman Brown, and unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 18.

CONSTRUCTION OF SANITARY SEWER IN BOYD STREET AUTHORIZED.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson and unanimously carried, the construction of 150 feet of sanitary sewer in Boyd Street, to serve two family units, at request of Mr. H. L. Norwood, was authorized at an estimated cost of \$255.00, to be paid for by the City.

RIGHT-OF-WAY AGREEMENT BETWEEN STATE HIGHWAY COMMISSION AND ALSON GOODE CORPORATION AUTHORIZED CO-SIGNED BY CITY FOR INSTALLATION OF WATER MAINS IN YORK ROAD.

Councilman Brown moved that the Mayor and City Clerk be authorized to co-sign an agreement between the State Highway Commission and Alson Goode Corporation for right-of-way for the installation of water mains in York Road, outside the city limits. The motion was seconded by Councilman Albea, and unanimously carried.

SUPPLEMENTARY CONTRACT WITH D. E. ALLEN FOR CONSTRUCTION OF ADDITIONAL WATER MAINS IN PROGRESS LANE, TO SERVE DARBY ACRES.

Motion was made by Councilman Wilkinson, seconded by Councilman Baxter and unanimously carried, authorizing a Supplementary Contract with D. E. Allen, to contract dated June 10, 1953, for the construction of 1,460 feet of additional water mains in Progress Lane, to serve Darby Acres, at an estimated cost of \$3,361.00. All costs to be borne by the applicant, who will dedicate the mains to the City upon completion.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Walter M. Wood and wife, for Graves 1, 2, 5 and 6 in Lot 306, Section 7, Oaklawn Cemetery, at \$375.00.
- (b) Deed with Earl D. Ellis, for Lot 295, Section 6, Oaklawn Cemetery, at \$325.00.
- (c) Deed with John L. Cotton and wife, for Graves 3, 4, 7 and 8, in Lot 256-A, Section 7, Oaklawn Cemetery, at \$200.00.
- (d) Deed with Thomas C. Wolfe and wife, for Lot 273, Section 7, Oaklawn Cemetery, at \$435.00.
- (e) Deed with Kenneth W. Wiggins and wife, for Lot 305-A, in Section 7, Oaklawn Cemetery, at \$238.00.

ANNUAL REPORT OF J. H. MCLAIN, ASSISTANT COLLECTOR OF REVENUE, FOR CALENDAR YEAR 1956 FILED WITH CITY COUNCIL.

The City Manager submitted the Annual Report of Mr. J. H. McLain, Assistant Collector of Revenue, for the Calendar year 1956, which upon motion of Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, was accepted.

ADJOURNMENT.

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

Lillian R. Hoffman
Lillian R. Hoffman, City Clerk