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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber of the City Hall, on Wednesday, January 4, 1956, at 4 o'clock p.m., with Mayor Van Every presiding, and Council members Albea, Baxter, Dellinger, Evans and Wilkinson being present.

Absent: Councilman Brown and Smith.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Wilkinson, seconded by Councilwoman Evans, and unanimously carried, the Minutes of the last meeting of the City Council on December 28, 1955, were approved as submitted.

REPORT OF NECESSITY OF PARKING RESTRICTIONS ON COXE AVENUE AGAIN REQUESTED BY COUNCILMAN DELLINGER.

Councilman Dellinger asked the City Manager if he had ready a report on the necessity of the parking restrictions on Coxe Avenue? Mr. Yancey, City Manager, stated the check has not been completed, and he would have the report soon. Councilman Dellinger stated the residents of the street want to know why parking restrictions were placed on only one block of Coxe Avenue and if they are necessary.

PROPOSED TREE ORDINANCE REQUESTED DISTRIBUTED TO COUNCIL AND PLACED ON AGENDA FOR JANUARY 11TH MEETING.

Councilman Albea stated an ordinance regulating matters pertaining to trees, shrubs, etc., has been prepared and he asked the City Manager to have copies prepared and distributed to the Council, and that the Ordinance be placed on the Agenda for next week's meeting. The motion was seconded by Councilwoman Evans, and unanimously carried.

CONSTRUCTION OF SANITARY SEWERS APPROVED.

Motion was made by Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, authorizing the construction of sanitary sewer mains as follows:

- (a) Construction of 3,229 feet of sewer main and trunk in Bellaire Drive and Remington Street, to serve residential property in University Park at request of C. D. Spangler Construction Company, at an estimated cost of \$9,020.00. All costs to be borne by the City, and applicant's required deposit of the full amount to be refunded as per terms of the contract.
- (b) Construction of 183 feet of sewer main in Berkeley Avenue, to replace an old inadequate sewer line. The cost is estimated at \$665.00, and will be borne by the City.

PURCHASE OF SANITARY SEWER OUTFALL LINE FROM METHODIST HOME OF THE AGED.

Councilman Dellinger moved approval of the purchase of the 15-inch sanitary sewer outfall line from The Methodist Home of the Aged, at a price of \$9,125.00, in accordance with the contract-agreement dated November 12, 1952. The motion was seconded by Councilman Wilkinson, and unanimously carried.

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CONSTRUCTION OF DRIVEWAY ENTRANCE AT 115 NORTH MCDOWELL STREET APPROVED.

Upon motion of Councilman Albea, seconded by Councilwoman Evans, and unanimously carried, the construction of a 10-foot driveway entrance was authorized at 115 North McDowell Street.

CONTRACT AWARDED AVRETT & LEDBETTER ROOFING & HEATING COMPANY FOR INSTALLING THREE SKYLIGHTS IN THE CITY GARAGE BUILDING.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, awarding contract to Avrett & Ledbetter Roofing & Heating Company, for furnishing labor and material necessary to furnish and install three skylights in the City Garage Building, as specified, for the total installed price of \$1,302.00.

CONTRACT AWARDED M & H VALVE & FITTINGS COMPANY FOR ONE GATE VALVE.

Upon motion of Councilman Wilkinson, seconded by Councilman Albea, and unanimously carried, contract was awarded M & H Valve & Fittings Company for One 24-inch AWWA specifications hub-end Gate Valve, with 4-inch by-pass, as specified, at a total price of \$1,317.36, subject to 2% cash discount.

CONTRACT AWARDED H. B. OWSLEY & SON, INC. FOR AIR COMPRESSOR FOR ENGINEERING DEPARTMENT.

Councilman Dellinger stated he understood the specifications for an Air Compressor to be purchased by the City called for a 6-cylinder engine, whereas the low bid of H. B. Owsley & Son, Inc., is on a 4-cylinder engine, while the next lowest bid, submitted by Spartan Equipment Company is on a 6-cylinder engine. Mr. Yancey, City Manager, stated the specifications called for a 6-cylinder engine or equal, and that the low bid meets the specifications with a 4-cylinder engine with sufficient power for compressor operations.

Mayor Van Every requested Mr. Loyd Richey, City Engineer, to give his opinion in the matter. Mr. Richey stated he is not too familiar with the details of such equipment; that he listened to representatives of the companies bidding on the equipment, and his impression was that the Worthington Compressor submitted by Spartan Equipment Company would best serve his needs.

Councilman Wilkinson moved that the contract be awarded to the low bidder, H. B. Owsley & Son, Inc. as recommended by the City Manager. The motion was seconded by Councilman Albea.

At the request of Councilman Dellinger for a discussion of the difference in the two machines, both Mr. Owsley and Mr. Tom Hart of the Spartan Equipment Company explained in detail the merits of the LeRoi compressor submitted by H. B. Owsley & Son, Inc., and on the Worthington compressor submitted by Spartan Equipment Company.

Councilwoman Evans asked the City Engineer which piece of equipment, in his opinion and experience, would require the greatest maintenance cost? Mr. Richey stated he could not answer the question.

The vote was then taken on the motion that contract be awarded H. B. Owsley & Son, Inc., for One Air Compressor, skid mounted, as specified, at a total price of \$3,567.00, subject to cash discount of \$1,167.00, or a net delivered price of \$2,400.00, and unanimously carried.

CONTRACT AWARDED H. B. OWSLEY & SON, INC. FOR MAINTENANCE UNIT FOR ENGINEERING DEPARTMENT.

Motion was made by Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, awarding contract to H. B. Owsley & Son, Inc., for One Maintenance Unit, as specified, at a total price of \$610.00, subject to cash discount of \$100.00, or a net delivered price of \$510.00.

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**CONTRACT AWARDED H. B. OWSLEY & SON, INC., FOR POWER LOADER FOR ENGINEERING DEPARTMENT.**

Councilman Dellinger moved that contract be awarded the low bidder, N. C. Equipment Company for a Hough Power Loader for the Engineering Department. The motion was seconded by Councilwoman Evans.

Mayor Van Every stated it is recommended by the City Manager that the purchase be made on the Mixermobile Loader submitted by the second low bidder, H. B. Owsley & Son, Inc., and he asked Mr. Richey, City Engineer, to express his opinion in the matter. Mr. Richey stated he knows all about the operation of this equipment; that about three years ago the City purchased a Hough loader and the maintenance on it has been high and the loading low; that the Mixermobile equipment has proved entirely satisfactory to the City and has been in operation for a long while.

Councilman Dellinger withdrew his motion, and moved that the contract be awarded H. B. Owsley & Son, Inc., for One Mixermobile Power Loader with Cab, as specified, at a total exchanged price of \$5,298.00, subject to cash discount of \$198.00, or a net delivered price of \$5,100.00. The motion was seconded by Councilwoman Evans, and unanimously carried.

**CONTRACT AWARDED N. C. EQUIPMENT COMPANY FOR TRACTOR FOR EQUIPMENT DEPOT.**

Motion was made by Councilman Wilkinson, seconded by Councilwoman Evans, and unanimously carried, awarding contract to N. C. Equipment Company for an International Tractor, crawler type, with additional track ground area mounted on 6 crawler rollers, equipped as specified, at a total exchanged price of \$16,617.00, subject to cash discount of \$217.00 or a net delivered price of \$16,400.00.

**CONTRACT AWARDED H & H EQUIPMENT COMPANY FOR ONE BRUSH AND LIMB CLIPPER FOR EQUIPMENT DEPOT.**

Upon motion of Councilman Wilkinson, seconded by Councilwoman Evans, and unanimously carried, contract was awarded H & H Equipment Company, for One Brush with Limb Clipper, as specified, with Blower Attachment at \$110.00 as offered in Alternate Bid No. 2, representing a total price of \$4,000.40, subject to cash discount of \$77.81, or a net delivered price of \$3,922.59.

**CONTRACT AWARDED MORRIS FARM EQUIPMENT COMPANY FOR TRACTOR, ROTARY CUTTER AND MOWER FOR WATER DEPARTMENT.**

Councilman Wilkinson moved that contract be awarded Morris Farm Equipment Company for One Tractor complete as specified, One Rotary Cutter as specified, and One Mower, side mounted, as specified, at a total price of \$3,079.29, subject to cash discount of \$555.22, or a net delivered price of \$2,524.07. The motion was seconded by Councilman Baxter, and unanimously carried.

**APPOINTMENT OF CHARLES S. FROST AS SMOKE ABATEMENT ENGINEER REPORTED BY CITY MANAGER.**

Mr. Yancey, City Manager, reported that he has appointed Mr. Charles S. Frost as Smoke Abatement Engineer, effective January 15, 1956.

**ANNUAL REPORT FOR FISCAL YEAR 1955 OF J. H. MCLAIN, ASSISTANT COLLECTOR OF REVENUE FILED.**

The City Manager advised that the Annual Report for the fiscal year 1955 was filed by Mr. J. H. McClain, Assistant Collector of Revenue, with the City Clerk today. Councilman Albea moved the acceptance of the report, which was seconded by Councilman Dellinger, and unanimously carried.

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RESOLUTION APPOINTING A ZONING BOARD OF ADJUSTMENT FOR THE TERRITORY BEYOND THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE AS DEFINED IN SENATE BILL 105 OF THE 1955 SESSION OF THE GENERAL ASSEMBLY OF THE STATE OF NORTH CAROLINA.

A resolution entitled: "Resolution Appointing a Zoning Board of Adjustment for the Territory Beyond the Corporate Limits of the City of Charlotte as Defined in Senate Bill 105 of the 1955 Session of the General Assembly of the State of North Carolina" was introduced and read, and upon motion of Councilman Dellinger, seconded by Councilman Baxter, the resolution was unanimously adopted, appointing Messrs. Thos. C. Ruff, J. C. Chalmers, Franklin R. Jackson, Graham P. Kerr and John M. Dwelle to the Board. The resolution is recorded in full in Resolutions Book 2, at Page 385.

ADJOURNMENT.

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

  
Lillian R. Hoffman, City Clerk