

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, July 11, 1960, at 3 o'clock p.m., with Mayor Smith presiding and Councilmen Albea, Babcock, Dellinger, Hitch, Myers, Smith and Whittington being present.

ABSENT: None.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Hitch, seconded by Councilman Whittington, and unanimously carried, the Minutes of the last meeting on June 27th were approved as submitted.

CLAIM OF BORING & TUNNELING COMPANY REFERRED TO CITY ATTORNEY.

Mr. Hugh Lobdell, Attorney, filed a claim against the city in the amount of \$10,653.54 in behalf of his client, Boring & Tunneling Company of America, in connection with the lowering of the grade of the tunnel, on the instructions of the City Engineering Department, in the work of their sub-contract to the contract of Rea Construction Company for the installation of sanitary sewers in the Stewart Creek Outfall. Upon motion of Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, the claim was referred to the City Attorney for recommendation.

PETITION FILED BY RESIDENTS OF BONAIRE RETREAT REFERRED TO CITY MANAGER FOR RECOMMENDATION.

Mr. Fred Dellinger, 3411 Bonaire Retreat, filed a petition from the residents of the area requesting, (1) that the City clear away the debris created by a grading contractor south of the creek adjoining Bonaire Drive; (2) remove from the creek any debris pushed into it by the contractor; (3) construct or enlarge the drainage to prevent flooding and, (4) bring culvert on Enderly Road up to city specifications. The petition stated that when Enderly Road was opened to Freedom Drive, the specifications called for a 72-inch pipe, instead of which, a 54-inch pipe was installed and later a 48-inch pipe was installed, which is now clogged and causes a hazard, and if left alone a health hazard will occur along with flooding.

Later in the meeting Councilman Whittington asked that the Council go out and look at the debris piled up by the grading contractor at the rear of about twelve residences. He advised that Engineering and Health Department personnel have been out and looked at it. He asked the City Manager to investigate the condition and bring his recommendation to the Council next week.

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REPORT OF INSURANCE ADVISORY COMMITTEE AS TO THEIR SURVEY AND RECOMMENDATIONS ON THE CITY'S CASUALTY AND FIRE INSURANCE AND RELATED LINES.

Mr. Fred McPhail, Chairman of the Insurance Advisory Committee, appeared before Council with Mr. Jerry C. Tuttle and Mr. McAlister Carson, members, and submitted a Report of their survey and recommendations on the City's casualty and fire insurance and related lines.

Mr. McPhail stated they feel they should also familiarize the Council with the reasoning employed in the placement of the various insurance coverages of the City of Charlotte proper, the Auditorium Coliseum Authority, the Airport Authority and the Park and Recreation Commission. The approximate annual premiums involved, including fire, extended coverage, bonds and all miscellaneous casualty lines is \$65,000.00. That there are a number of factors involved in the selection of an insurance carrier which immediately rules out pure competitive bidding. Among these is the financial security of the company, their integrity and facilities for service. This being the case they have used by necessity a system of competitive selection, which, is not unusual in the purchase of services or intangibles by the City. That the specifications of an insurance policy may involve the ability of a company to settle a loss in the state of Nevada seven years after the purchase date of the policy. There are hundreds of insurance companies licensed to do business in North Carolina. But of these only a relatively small percentage maintain service offices throughout the nation, or for that matter, in Charlotte. Herein lies an example of selection, rather than competitiveness. City police officers are called upon to drive their cars as far as California to pick up prisoners. We must know that the company insuring their vehicles can provide prompt service in any State in which they may pass. This may not be possible using a low bidder. Professional work and intangibles can rarely be secured on a basis of bid if the services required involve professional knowledge, a broad scope of service and extraordinary financial integrity.

Mr. McPhail referred to an article appearing in the Charlotte Observer on September 5, 1955 and written by Charlotte Observer staff writer, Don Oberdorfer, and stated if his comments with reference to the handling of public insurance in Charlotte are all that he can find wrong with their services, then they offer their report in self-appraisal of the competitive selection system which they employ in the placement of insurance.

Mr. McPhail stated since the report was completed, a new insurance plan has been offered which would allow the city to get all its insurance under a blanke policy, which would save the City as much as 20 per cent on fire insurance coverage; that they will attend a public hearing on the plan before the State Fire Insurance Rating Bureau on July 29th and will advise the Council of the outcome.

Mayor Smith expressed his deep appreciation to the Committee for the long hours of work they have put in the report, and for the report itself.

TWO PARKING SPACES ASSIGNED IN FRONT OF UNION BUS STATION AS TAXICAB STANDS ON TRIAL BASIS.

Councilman Dellinger stated that several years ago the Council designated taxicab stands at various locations on the streets, that it has been reported to him that the stands at the Bus Station have been done away with by the Traffic Engineer and parking meters installed.

Mr. Robinson, Taxicab Driver, was spokesman for a group of drivers and

stated the two spaces at the Bus Station for cabs were done away with and meters installed last Friday and they wish them restored, and they also be permitted to use the loading zone space adjoining after 6 p.m. when trucks do not use the space; that by having the use of the loading zone they will have not to back into the cab spaces and it will facilitate their movement.

Mr. Hoose, Traffic Engineer, explained that much trouble was being realized by the cabs blocking the entrance to the Bus Station driveway and they were constantly overlapping the loading zone. That one space has been designated for cabs in lieu of the spaces on the east formerly designated. That the Police are constantly receiving complaints and are unable to keep order because of the cabs, and in his opinion cabs should not be permitted to park on the city streets at all. Councilman Albea stated it appears that Mr. Hoose moved the taxistands because the Police did not enforce the law. He also asked why cabs should not be allowed stands the same as city busses, as they, too, are a public utility.

Councilman Dellinger stated that the ordinance which was adopted when cab stands were designated called for three stands in front of the Bus Station, and the ordinance has not been repealed, therefore, it would appear that Mr. Hoose has no authority to move or do away with the stands. Mr. Hoose stated the changes made by him were in the public interest and in the interest of better order around the Bus Station, and changes in parking spaces are being made in all the uptown area as needed as their survey of the parking situation is completed.

Councilman Whittington asked if in addition to the space on the east side Mr. Hoose has allotted for cabs if two additional spaces cannot be designated on the west side of the Bus Station entrance?

Following the discussion, Councilman Babcock moved that the matter be referred to the City Manager and he bring in a recommendation. The motion was seconded by Councilman Smith.

Councilman Dellinger offered a substitute motion that cab drivers be allowed one space on the east side and one on the west side on a trial basis. The motion was seconded by Councilman Whittington, and unanimously carried.

ORDINANCE NO. 675 AMENDING CHAPTER 21, ARTICLE I, SECTION 2 OF THE CITY CODE AMENDING THE BUILDING ZONE MAP BY CHANGING ZONING FROM R-2 TO B-1 ON PROPERTY AT 1215-1233 EAST BOULEVARD, ADOPTED.

Upon motion of Councilman Babcock, seconded by Councilman Dellinger, and carried, Ordinance No. 675 Amending Chapter 21, Article I, Section 2 of the City Code amending the Building Zone Map by changing the zoning on property at 1215-1233 East Boulevard, from R-2 to B-1, upon petition of East Boulevard Corp. et al was adopted by the following recorded vote:

YEAS: Councilmen Babcock, Dellinger, Hitch, Myers, Smith and Whittington.  
NAYS: Councilman Albea.

Councilman Albea stated he thinks the recommendation of the Planning Board should be upheld in rezoning matters, which in this case was that the petition be denied.

The ordinance is recorded in full in Ordinance Book 12, at Page 499.

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ORDINANCE NO. 677 AMENDING CHAPTER 21, ARTICLE II, SECTION 5 OF THE CITY CODE AMENDING THE BUILDING ZONE MAP BY CHANGING ZONING FROM R-1 TO B-1, ON PROPERTY ON THE EAST SIDE OF PINEVILLE ROAD, ADJOINING SELWYN PARK NO. 9, ADOPTED.

In connection with the petition of Atlas Drive-In Theatre for a change in zoning from R-1 to Industrial on property on the east side of Pineville Road, the City Manager presented a map of the area, and advised that on May 19, 1960 the Zoning Board of Adjustment granted the petitioner a variance permitting him to erect a commercial structure on land in a R-1 zone, the property having been formerly occupied by a drive-in theatre, which was a legal non-conforming use established prior to the zoning of the area; that based on this action of the Board of Adjustment, the Building Inspection Department allowed a building permit for the commercial use, being a Shopping Center.

Councilman Dellinger stated he was of the opinion that the Zoning Board of Adjustment could grant variances only in hardship cases, and he asked the City Attorney if the said Board could rezone property? Mr. Shaw, City Attorney, replied that the Board could not do so.

Following the discussion, Councilman Babcock moved the adoption of Ordinance No. 677 Amending Chapter 21, Article II, Section 5 of the City Code amending the Building Zone Map by changing the zoning of the property from R-1 to B-1 (in lieu of Industrial) as recommended by the Planning Board. The motion was seconded by Councilman Albea, and carried, with the votes cast as follows:

YEAS: Councilmen Babcock, Albea, Hitch, Myers, Smith and Whittington.  
NAYS: Councilman Dellinger.

The ordinance is recorded in full in Ordinance Book 12, at Page 500.

ORDINANCE NO. 679 AMENDING CHAPTER 21, ARTICLE II, SECTION 5 OF THE CITY CODE AMENDING THE BUILDING ZONE MAP BY CHANGING ZONING ON PROPERTY AT PROVIDENCE AND SHARON-AMITY ROADS, DENIED.

In connection with the petition of Dunnaway, Harry, Jenkins, Lee and Willians for a change in zoning from R-2 to B 1-A on property at Providence and Sharon-Amity Roads, a letter was presented by the City Manager from Mr. Frank Snapp, Attorney for the petitioners, stating his clients do not wish to do anything to adversely affect other property in the neighborhood and asking that their petition be amended to request a change to O-I in lieu of B 1-A, and the matter be sent back to the Planning Board for recommendation.

Mr. Ray Rankin, Attorney representing the opponents to the zoning change, stated they would prefer that the Council make its decision on the petition as filed for a change to B 1-A.

Councilman Albea moved that the Ordinance be denied as recommended by the Planning Board. The motion was seconded by Councilman Whittington, and unanimously carried.

RESOLUTION AUTHORIZING THE ISSUANCE OF \$95,000 REVENUE ANTICIPATION NOTES FOR ADVANCE TO PARK & RECREATION COMMISSION FROM THEIR TAX LEVY, ADOPTED.

A resolution entitled: "Resolution Authorizing the Issuance of \$95,000 Revenue Anticipation Notes for Advance to Park & Recreation Commission from their Tax Levy" was introduced and read, and upon motion of Councilman Dellinger, seconded by Councilman Whittington, was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, at Page 26.

RESOLUTION PROVIDING FOR PUBLIC HEARING ON AUGUST 15TH ON PETITION OF ALLAN H. CASH & WIFE FOR CHANGE IN ZONING FROM R-2 TO O-I, ON PROPERTY ON QUEENS ROAD ADJACENT TO THE PUBLIC LIBRARY, ADOPTED.

A Resolution was introduced and read Providing for a Public Hearing on August 15th on the Petition of Allan H. Cash & Wife, for a change in zoning from R-2 to O-I, on property fronting on Queens Road adjacent to the Public Library, as set forth in Ordinance No. 687. Upon motion of Councilman Babcock, seconded by Councilman Albea, the resolution was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, at Page 27.

RESOLUTION PROVIDING FOR PUBLIC HEARING ON AUGUST 15TH ON PETITION OF CHARLOTTE Y.M.C.A. FOR CHANGE IN ZONING FROM R-2 TO INDUSTRIAL ON PROPERTY ON THE SOUTH SIDE OF WINDY HILL ROAD, EAST OF CRAIGHEAD ROAD, ADOPTED.

A Resolution was introduced and read Providing for a Public Hearing on August 15th on the Petition of Charlotte Y.M.C.A. for change in zoning from R-2 to Industrial on property on the south side of Windy Hill Road, east of Craighead Road, as set forth in Ordinance No. 688. Upon motion of Councilman Babcock, seconded by Councilman Albea, the resolution was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, at Page 28.

RESOLUTION PROVIDING FOR PUBLIC HEARING ON AUGUST 15TH ON PETITION OF WINTON PRODUCTS COMPANY, INC. FOR CHANGE IN ZONING FROM B-1 AND RURAL TO INDUSTRIAL ON PROPERTY ON NORTH SIDE OF WEST BOULEVARD WEST OF WALTER STREET, ADOPTED.

A Resolution was introduced and read Providing for a Public Hearing on August 15th on the Petition of Winton Products Company, Inc. for a change in zoning from B-1 and Rural to Industrial on property on the north side of West Boulevard, west of Walter Street, as set forth in Ordinance No. 689. Upon motion of Councilman Babcock, seconded by Councilman Albea, the resolution was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, at Page 29.

CONSTRUCTION OF SANITARY SEWER MAINS AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Hitch, and unanimously carried, the construction of sanitary sewer mains was authorized as follows:

- (a) Construction of 664-feet of 8-inch main to serve a portion of Medallion Drive, inside city, at request of Charlotte Development Company, at an estimated cost of \$2,195.00. All costs to be borne by the applicant with refund of deposit as per terms of the agreement.
- (b) Construction of 380-feet of 8-inch main to serve one business unit in South College Street, inside city, at request of J. R. Carroll, Carroll Aligning Service, at an estimated cost of \$1,755.00. All costs to be borne by the applicant with refund of deposit as per terms of the agreement.

SUPPLEMENTARY CONTRACT AUTHORIZED WITH ERVIN CONSTRUCTION COMPANY FOR  
INSTALLATION OF WATER MAINS IN STARMOUNT SUBDIVISION.

Councilman Hitch moved approval of a Supplementary Contract with Ervin Construction Company, Inc. for the installation of 16,960 feet of additional water mains and 10 hydrants in Starmount Subdivision No. 5, at an estimated cost of \$57,000.00. All costs to be borne by the applicant who will dedicate same to the city upon its acceptance of the work. The motion was seconded by Councilman Albea, and unanimously carried.

CONTRACT AWARDED SUPERIOR STONE COMPANY FOR CRUSHED STONE.

Motion was made by Councilman Albea, seconded by Councilman Whittington, and unanimously carried, awarding contract to the low bidder, Superior Stone Company, for 38,000 tons of Crushed Stone, as specified, on a unit price basis, representing a net delivered price of \$89,200.00.

The following net delivered bids were received:

|                            |              |
|----------------------------|--------------|
| Superior Stone Company     | \$ 89,200.00 |
| Campbell Limestone Company | \$141,495.00 |

AWARD OF CONTRACT FOR FOGGING MACHINE FOR HEALTH DEPARTMENT DEFERRED ONE  
WEEK FOR ADDITIONAL INFORMATION ON BIDS SUBMITTED.

Councilman Albea moved the award of contract to Southern Pest Control Company, Inc. for One Dyna-Fog "600" Insecticidal Fog Generator Thermal Aerosol Fog-Resonant Pulse Principle, Electric Remote Control, at a net delivered price of \$1,547.15, as recommended by the Health Director and City Manager. Councilman Dellinger questioned the purchase of the machine at this price when the low bidder's price is \$989.01 on a Seeburg Unit. The City Manager explained that the Department recently purchased one of the Seeburg Units, which is a lighter unit and they are not convinced that it will serve the City's needs; also that the State Public Health Department has not endorsed the lighter machine as being effective. He stated further that the machine is needed now during the season it is mostly used.

Councilman Smith offered a substitute motion that the Seeburg Unit be purchased from the low bidder, Wm. F. Strickhouser, at a net delivered price of \$989.01. The motion was seconded by Councilman Dellinger.

Councilman Myers offered a second substitute motion that action be deferred for one week and the City Manager furnish additional information as to the Seeburg Machine. The motion was seconded by Councilman Dellinger, and unanimously carried.

CONTRACT AWARDED BILL SHAW COMPANY, INC. FOR OFFICE EQUIPMENT FOR MENTAL  
HEALTH CENTER.

Upon motion of Councilman Smith, seconded by Councilman Hitch, and unanimously carried, contract was awarded the lowest bidder meeting the specifications Bill Shaw Company, Inc., for a schedule of office equipment for the Mental Health Center, at a net exchanged price of \$4,751.99. The low bid of Fowler's did not meeting the specifications as to the chairs they offered.

The following net delivered bids were received:

|  |             |
|--|-------------|
| Bill Shaw Company, Inc.                  | \$ 4,751.99 |
| Pound & Moore Co.                        | \$ 4,783.83 |
| Kale-Lawing Company                      | \$ 4,868.52 |
| Remington Rand Div. of Sperry Rand Corp. | \$ 5,029.39 |
| Funderburk Office Supply Co.             | \$ 5,145.40 |
| Fowler's                                 | \$ 4,565.54 |

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CONTRACT AWARDED PATE ELECTRIC COMPANY FOR ELECTRICAL WIRING FOR THE INSTALLATION OF AIR CONDITIONING UNITS.

Upon motion of Councilman Dellinger, seconded by Councilman Albea, and unanimously carried, contract was awarded the low bidder, Pate Electric Company for all electrical work, as specified, for the installation of air conditioning units in the City Hall and Fire Station #1, at a total price of \$5,990.00.

The following net delivered bids were received:

|                                |             |
|--------------------------------|-------------|
| Pate Electric Company          | \$ 5,990.00 |
| Broadhurst-Allen Electric Co.  | \$ 6,900.00 |
| Elam Electric & Supply Co.Inc. | \$ 7,798.00 |
| K. W. Lail Electric Co.        | \$ 8,340.00 |
| Hunter Electric Company        | \$ 8,900.00 |

CONTRACT AWARDED ELECTRIC ICE & FUEL COMPANY FOR YEARLY SUPPLY OF COAL.

Motion was made by Councilman Whittington, seconded by Councilman Albea, and unanimously carried, awarding contract to the only bidder, Electric Ice & Fuel Company for 450 tons of Stoker Coal and 100 tons of Pocahontas Stove and Egg Coal, on a unit price basis, representing a net delivered price of \$6,117.50.

REFUND OF LICENSE TAX TO THE OBSERVER TRANSPORTATION COMPANY FOR 1958 AND 1959 FOR "FILM DELIVERY".

Councilman Albea moved that the request of The Observer Transportation Company for the refund of license tax in the total amount of \$75.00 for the years 1958 and 1959 for Film Delivery be granted in view of the City Attorney's ruling that the company is not liable for the tax. The motion was seconded by Councilman Dellinger, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, the construction of driveway entrances was authorized at the following locations:

- (a) Two 30-ft. entrances on 24th Street, two 30-ft. and one 23-ft. entrance on Hobbs Street, all for 401 W. 24th Street.
- (b) One 30-ft. and one 20-ft. entrance at 3116 S. Tryon Street.
- (c) Two 30-ft. entrances on S. Tryon Street, two 25-ft. and one 30-ft. entrance on Foster Street, all for 3019 S. Tryon Street.
- (d) One 20-ft. entrance at 3622 Central Avenue.
- (e) One 20-ft. entrance at 2224 Beatties Ford Road.
- (f) Two 30-ft. entrances at 807 Beatties Ford Road.
- (g) One 12-ft. entrance on Westbrook Drive for 402 Tuckaseegee Road.
- (h) One 20-ft. entrance at 1531 East Boulevard.
- (i) Two 18-ft. entrances on Radcliffe Avenue for 1900 Selwyn Avenue.
- (j) One 24-ft. entrance for 517 Lexington Avenue.

RENEWAL OF SPECIAL OFFICER PERMIT AUTHORIZED TO MRS. STELLA PATTERSON.

Councilman Albea moved approval of the renewal of Special Officer Permit to Mrs Stella Patterson for use on the premises of J. B. Ivey & Company. The motion was seconded by Councilman Whittington, and unanimously carried.

ISSUANCE OF SPECIAL OFFICER PERMIT AUTHORIZED TO JAMES W. HARRISON.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, the issuance of a Special Officer Permit was authorized to Mr. James W. Harrison for use on the premises of Turner Bros. Agency Properties.

APPOINTMENT OF GEO. L. SIBLEY AND JACK TURNER TO PLANNING BOARD.

Councilman Dellinger moved the appointment of Mr. Wallace W. Hanks for a term of 3 years to succeed himself on the Planning Board. The motion was seconded by Councilman Albea, and lost by the following recorded vote:

YEAS: Councilmen Dellinger, Albea and Whittington.  
NAYS: Councilmen Babcock, Hitch, Myers and Smith.

Councilman Myers nominated Mr. Jack Turner to fill the vacancy on the Planning Board and stated he has no objection to Mr. Hanks, but thinks appointments should be on a rotating basis rather than one man remain in office for an indefinite period.

Councilman Dellinger called attention to the agreement that nominations would be made one week and the vote taken on the appointment the next week, and the nominations for this office have remained open for two weeks. However, if the policy is to be so flagrantly disregarded, then he moved that it be done away with and appointments be made at will. The motion was seconded by Councilman Smith, however the vote was never taken.

Councilman Dellinger also expressed objections to the appointment of anyone presently serving on another City Board and called attention that Mr. Turner is a member of the Zoning Board of Adjustment. At the inquiry of Councilman Myers as to whether Mr. Turner might be appointed to the Planning Board and then resign from the Zoning Board of Adjustment, the City Attorney stated he knows of no law prohibiting a person from serving on two boards.

Councilman Smith moved the appointment of Mr. George L. Sibley for a term of 3 years to succeed himself on the Planning Board. The motion was seconded by Councilman Hitch, and unanimously carried.

Councilman Smith then moved the appointment of Mr. Jack Turner for a term of 3 years on the Planning Board to fill the vacancy. The motion was seconded by Councilman Hitch, and carried by the following recorded vote:

YEAS: Councilmen Smith, Hitch, Babcock and Myers.  
NAYS: Councilmen Albea, Dellinger and Whittington.

Councilman Albea stated he objects to the appointment of Mr. Turner as he is now serving on another City Board but has no objections to him personally.

RESOLUTION EXPANDING THE MEMBERSHIP OF THE AIRPORT ADVISORY COMMITTEE AND SPECIFYING THE COMMITTEE'S DUTIES.

A resolution entitled: "Resolution Expanding the Membership of the Airport Advisory Committee and Specifying the Committee's Duties" was introduced and read, and the City Manager suggested that the changes as discussed with the Council be incorporated therein.

Councilman Dellinger stated he thinks the members of the Committee should be citizens of Charlotte, as the Airport is a city function. Councilman Albea stated as it is a municipally owned airport, the members should be residents of Charlotte. Mayor Smith stated he made the recommendation that the Airport Advisory Committee be composed of 5 members, three of whom should definitely be citizens of Charlotte and two could be from the County outside the city limits, which would leave a place for a person of special talents who did not reside in Charlotte. Councilman Hitch asked if the member who was a resident of Charlotte moved outside the city limits would he not continue to serve on the Committee? The City Attorney stated that he would, Mayor Smith stated he does not think so.

The City Attorney then made suggested amendments in the resolution in accordance with the discussion of the Council members, which were incorporated in the motions by Councilman Whittington, as follows:

Councilman Whittington moved that in Section I of the Resolution, the fourth line from the beginning, after the word "county" the period be changed to a semi-colon and the following phrase inserted "provided, however, a majority of such Committee be residents and electors of the City of Charlotte". The motion was seconded by Councilman Hitch, and carried by the following recorded vote:

YEAS: Councilmen Whittington, Hitch, Babcock, Myers and Smith.  
NAYS: Councilmen Albea and Dellinger.

Councilman Whittington then moved that in Section I of the Resolution, in the fourth line from the end, delete the sentence "A member of the Committee may be appointed to succeed himself only once". The motion was seconded by Councilman Dellinger, and lost by the following recorded vote, and the sentence remains a part of the resolution.

YEAS: Councilmen Whittington, Dellinger and Albea.  
NAYS: Councilmen Babcock, Hitch, Myers and Smith.

Councilman Whittington moved that in Section 2 of the Resolution, in the second line from the beginning, delete the word "intimately". The motion was seconded by Councilman Hitch, and carried by the following recorded vote:

YEAS: Councilmen Whittington, Hitch, Babcock, Myers and Smith.  
NAYS: Councilmen Albea and Dellinger.

Councilman Hitch moved the adoption of the Resolution as amended, and that the term of office of each member begin on August 1, 1960. The motion was seconded by Councilman Dellinger, and unanimously carried.

The resolution is recorded in full in Resolutions Book 4, beginning at Page 30.

APPOINTMENT OF JOHN C. ERWIN, C.P. STREET, JUDGE HUGH B. CAMPBELL, J.P. ROGAN AND WALLACE D. GIBBS TO AIRPORT ADVISORY COMMITTEE.

Councilman Dellinger moved the appointment of Mr. John C. Erwin to the Airport Advisory Committee for a term of 5 years. The motion was seconded by Councilman Albea, and unanimously carried.

Councilman Hitch moved the appointment of Mr. C. P. Street to the Committee for a term of 4 years. The motion was seconded by Councilman Whittington, and unanimously carried.

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Councilman Babcock moved the appointment of Judge Hugh B. Campbell to the Committee for a period of 3 years. The motion was seconded by Councilman Whittington and unanimously carried.

Councilman Hitch moved the appointment of Mr. J. P. Rogan to the Committee for a period of 2 years. The motion was seconded by Councilman Babcock, and unanimously carried.

Councilman Whittington moved the appointment of Mr. Sam C. Hair to the Committee for a period of one year. The motion was seconded by Councilman Dellinger, and lost by the following recorded vote:

YEAS: Councilmen Whittington, Dellinger and Albea.  
NAYS: Councilmen Babcock, Hitch, Myers and Smith.

Councilman Smith moved the appointment of Mr. Wallace D. Gibbs to the Committee for a period of one year. The motion was seconded by Councilman Myers, and carried by the following recorded vote:

YEAS: Councilmen Smith, Myers, Babcock and Hitch.  
NAYS: Councilmen Albea, Dellinger and Whittington.

APPLICATION FOR APPROVAL OF PLANS AND ISSUANCE OF CERTIFICATE OF APPROVAL OF THE ADDITIONS TO THE SUGAW CREEK SEWAGE TREATMENT PLANT AUTHORIZED FILED WITH THE STATE STREAM SANITATION COMMITTEE, STATE BOARD OF HEALTH.

Upon motion of Councilman Dellinger, seconded by Councilman Whittington, and unanimously carried, the Application for Approval of Plans and Issuance of a Certificate of Approval of the Additions to the Sugaw Creek Sewage Treatment Plant was authorized filed with the State Stream Sanitation Committee, State Board of Health.

TRAFFIC ENGINEERING DEPARTMENT RECOGNIZED BY INSTITUTE OF TRAFFIC ENGINEERS FOR PROGRAM DURING 1959.

Mr. Veeder, City Manager, reported that the Traffic Engineering Department has again this year been recognized by the Institute of Traffic Engineers for its traffic engineering program and needless to say the credit is largely due Mr. Hoose, Traffic Engineer. He advised that only 37 cities in the country received awards this year.

TAXICAB COMPANIES BALANCE SHEET FOR 1959 GIVEN COUNCIL BY CITY MANAGER WHO WILL ALSO FILE WITH THEM THE COMPANIES OPERATING STATEMENT.

The City Manager presented the Mayor and Council with a Balance Sheet of the Taxicab Companies for 1959, and at the request of Councilman Whittington, he advised their Operating Statement would also be given Council.

REQUEST FOR IMPROVEMENTS TO UNSIGHTLY CONDITION ON DUCKWORTH AVENUE AT BRUNS AVENUE REFERRED TO CITY ATTORNEY.

Councilman Dellinger presented a letter from a resident of Duckworth Avenue asking that something be done to improve the unsightly appearance at Duckworth and Bruns Avenue where a coal yard is located, which causes a great amount of coal dust to settle on the residences and buildings within the area.

Councilman Dellinger stated that about three years ago the Council changed the zoning on property on Duckworth and Bruns Avenue, on condition that the coal yard be moved. That it has not been moved.

At the suggestion of Mayor Smith, the matter was referred to the City Attorney for handling in view of the zoning change having been predicated on the removal of the coal yard.

REQUEST OF CHAIRMAN OF VETERANS RECREATION AUTHORITY FOR THE CITY'S COOPERATION IN THE MATTER OF FIRE INSURANCE COVERAGE OF THE VETERANS RECREATION CENTER, REFERRED TO CITY MANAGER FOR RECOMMENDATION.

Councilman Whittington presented a letter from Mr. Phil Wuille, Chairman of the Veterans Recreation Commission, requesting the city's cooperation in the matter of fire insurance coverage of the Center at 1019 East Morehead Street in view of it being as much the property of the City and Mecklenburg County as properties operated by the Park & Recreation Commission. Councilman Whittington moved that the City Manager discuss the request with the County Commissioners and give the Council their recommendation.

MECKLENBURG COUNTY BOY SCOUT COUNCIL GRANTED PERMISSION TO STAGE MOCK BATTLE IN REVOLUTION PARK ON JULY 24TH DURING JAMBOREE.

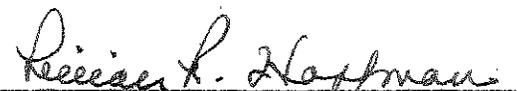
Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, the Mecklenburg County Boy Scout Council was granted permission to stage a mock battle during their Jamboree in Revolution Park on July 24th in cooperation with the National Guard, Army, Air Force, Civil Defense Unit and Police and Fire Departments.

CITY MANAGER REQUESTED TO MAKE REPORT ON CONDITION OF DONCASTER DRIVE AND SHADY BLUFF, IN SHERWOOD FOREST AREA, ON WHICH PAVEMENT REPORTED TORN UP AND NOT REPLACED BY CONTRACTOR.

Councilman Whittington stated he has been advised by residents of Doncaster Drive and Shady Bluff, in the Sherwood Forest area, that the streets were torn up by the contractor installing sewer and/or water lines and not replaced; that one resident reported he had improved the bank around his property at a cost of \$150.00 and it has been torn up by Boyd & Goforth, Contractor, and not replaced. Councilman Whittington stated he has discussed the matter with Mr. Bobo, Assistant City Engineer, who states that everything is in order. He requested the City Manager to look into the matter and give a report to Council.

ADJOURNMENT.

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

  
Lillian R. Hoffman, City Clerk