

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 11 o'clock a.m., on Wednesday, July 13, 1949, with Mayor Shaw presiding, and Councilmen Albea, Boyd, Daughtry, Jordan and Wilkinson present.

Absent: Councilmen Aitken and Coddington.

INVOCATION.

The invocation was given by the Reverend Mr. Harold R. Simpson, Pastor, Mouzon Methodist Church.

MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, the minutes of the last meeting on July 6th were approved as submitted.

DELEGATION OF POPLAR GABLES AREA FILES PETITION FOR RELIEF FROM CONDITIONS CAUSED BY SUGAW CREEK.

A delegation of residents of the Poplar Gables area of the City appeared before Council, with Mr. Joe Murnick as spokesman, who filed a petition, bearing some 150 signatures of residents of the area, appealing for relief from conditions caused by Sugaw Creek. The petition specifically requested the elimination of sewage from being emptied into the creek, causing a foul stench and health hazard, and the maintenance of the creek banks to eliminate the harboring of rodents and accumulation of waste and undergrowth and the overflow of waters from the creek. Mrs. John Ardrey, Mrs. W. T. Love and Mrs. W. A. Rigsby, residents of Willow Drive, spoke to the petition and urged that immediate steps be taken by the Council to correct the condition.

At the request of Mayor Shaw, Dr. M. B. Bethel, City Health Officer, stated that the condition will be greatly improved with the completion within 60 to 90 days of the sewer outfall line now under construction. He stated the present line was laid in 1898 and had, of necessity, deteriorated and broken in places, permitting sewage to escape into the creek. He also advised that consistent fogging with DDT along the creek banks and in the vicinity will eliminate possible health hazards to a large degree.

Mayor Shaw stated that he would seek Federal aid in the permanent remedying of the condition by covering the creek or piping it, or whatever plan was found to be most feasible; that the matter of industrial waste being emptied into the creek would be immediately worked out. He assured the members of the delegation that everything possible would be done to eliminate the nuisances caused by Sugaw Creek.

REQUEST FOR REPLACEMENT OF SIDEWALKS AND CONSTRUCTION OF CURBS AND GUTTERS ON SUNNYSIDE AVENUE REFERRED TO CITY MANAGER.

Mr. S. M. Baggett requested the replacement of broken sidewalk pavement on Sunnyside Avenue, from High Street on the east to Central Avenue, and stated that curbs and gutters were badly needed along Sunnyside Avenue from Hawthorne Lane to Lamar Avenue, for which a petition would be filed by residents of said street.

Mayor Shaw referred the matter of the replacement of the broken sidewalks to the City Manager.

ADOPTION OF APPROPRIATION BUDGET ORDINANCE FOR THE FISCAL YEAR 1949-50.

An ordinance entitled, "An Ordinance Relative to the Adoption of the Appropriation Budget for the City of Charlotte for the Fiscal Year 1949-50" was introduced and read. Councilman Daughtry moved the adoption of the ordinance as presented. Motion was seconded by Councilman Jordan.

Councilman Albea expressed objections to the inclusion of the appropriation for an off-set printing establishment by the City. Councilmen Daughtry and Jordan concurred in the objection. It was decided that further consideration would be given the item.

Councilman Albea also expressed opposition to the 6-3 percentage salary increase division, and stated he did not think the increase was sufficient for employees in the lower salary brackets and too large for the higher salaried employees.

Councilman Boyd presented the following statement with regard to the Budget:

"The Budget for the next fiscal year which we have for adoption this morning was prepared by our City Accountant under the supervision and direction of our City Manager. It was then carefully considered, item by item, by the Mayor and City Council in a series of nightly meetings in conference with the City Manager, including the requests of department heads. Many of these requests were eliminated upon the recommendation of the City Manager in the interests of economy. We believe the essential needs of the departments have been provided for and that the budget is sound and as economical as possible in the fact of ever increasing needs.

The small increase in our tax rate over last year includes the extra four cents recently voted by the people for parks and playgrounds and an increase in expenditures made necessary for a larger police force and for necessary additional municipal equipment and for a small increase in salaries to City employees in the lower brackets.

I wish to publicly compliment Mr. Henry Yancey on a difficult job well done. His knowledge and experience used in the preparation of this budget has provided for the essential needs of the City, yet kept the tax rate lower than some of us had anticipated.

I am voting for the adoption of the Budget with the explanation that I favored a 6 per cent salary increase for all city employees alike up to, but not including, the Department Heads whose annual salary is already \$6000.00 or more, and with the further explanation that I think the \$112,500.00 set up in the budget for enlargement of Airport facilities should be used for street improvements, since the airport work is not to be done this fiscal year. I recognize and appreciate the value of the airport facility, but maintenance, upkeep and repairs to our streets is a legally necessary municipal obligation and I think we should take care of the legally recognized necessities first, particularly so since it is not contemplated using this airport fund this fiscal year. Many of our streets need repairs and attention now in many sections of the city and the bonds recently voted for this purpose will not take care of our street needs coupled with our proposed railroad crossing elimination program. So, since the airport improvement is not to be made this fiscal year anyway, I think this idle fund could and should be used for filling some of the holes in our streets, resurfacing others where asphalt is badly cracked and other necessities today. This is no criticism of anybody but just my opinion, and with those two explanations, I vote for the budget as it is, along with my fellow councilmen."

The vote on the motion for the adoption of the Ordinance was then taken, and the votes were cast as follows:

AYE: Councilmen Albea, Boyd, Daughtry, Jordan and Wilkinson.
NAY: None

Upon the foregoing vote, the ordinance was duly adopted and declared to be the Budget Appropriation Ordinance of the City of Charlotte for the fiscal year 1949-50. Ordinance is recorded in full in Ordinance Book 11, at Pages 70-71.

CONTRACTS APPROVED FOR THE CONSTRUCTION OF NEW SANITARY SEWERS.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson and unanimously carried, contracts for the construction of new sanitary sewers were authorized as follows:

- (a) Contract with Charles E. Petty for construction of 8-inch sewers in Providence and Wendover Roads, for a distance of 1252-feet, at an estimated cost of \$2,947.89, to be paid by the applicant and subsequently refunded in accordance with the terms of the contract.
- (b) Contract with D. L. Phillips for the construction of an 8-inch sewer in McClintock Road, from near Westover Street to Morningside Drive, for a distance of 2210-feet, at an estimated cost of \$8,096.00. The first cost of said construction to be reimbursed within 12 months from date of contract.
- (c) Contract with Marsh Realty Company for an 8-inch sewer in Fordham Road, Kimberly Road and Remount Road, for a distance of 2281-feet, at an estimated cost of \$4,645.74, to serve 47 vacant lots. This contract to cancel contract with Marsh Realty Company dated June 29, 1949, due to a change in the location of the sewer.
- (d) Contract with C. D. Spangler, Pres., Double Oaks Apartments, for the construction of 15-inch and 8-inch trunk sewers in Double Oaks Subdivision, for a distance of 12,553 feet, at an estimated cost of \$31,906.71, to serve 508 family units, same to be paid by the applicant, and subsequently refunded in accordance with the terms of the contract.

CONTRACTS APPROVED FOR THE CONSTRUCTION OF WATER MAINS.

Motion was made by Councilman Jordan, seconded by Councilman Daughtry, and unanimously carried, authorizing contracts for the construction of new water mains as follows:

- (a) Contract with The Plaza Terrace Apartments, Inc., for 3,555 -feet of water mains and 5 fire hydrants in Plaza Terrace Subdivision, at an estimated cost of \$10,300.00. The City to finance all construction, including fire hydrants, and the applicant to guarantee an annual revenue equal to 10% of the construction cost.
- (b) Contract with Paul V. Oates, for the construction of 780-feet of water mains in Douglas Terrace Subdivision, at an estimated cost of \$750.00. The City to finance all construction, the applicant to guarantee an annual revenue equal to 10% of construction cost.

STREETS TAKEN OVER FOR CITY MAINTENANCE.

Councilman Albea moved that the following streets be taken over for maintenance by the City, as same ^{are reported to} have been placed in the proper condition to meet the City's requirements. Motion seconded by Councilman Jordan, and unanimously carried:

- Floral Avenue, connecting Clayton Drive, from Ordermore to Clayton Drive.
- Lee Street, from Howard Wade Avenue to Cosby Place.
- Cosby Place, from Lee Street to Arnold Drive.
- Macomb Street, from Enderly Road west to Coker Avenue.
- Enderly Road, west from end of present maintenance, one half block between Mathis Drive and Macomb Street, to Macomb Street.
- Haley Place, from North Morrow Street to Long Street.
- North Morrow Street, from 5th Street 100 feet beyond Haley Place.

Twenty-sixth Street, from Graham Street to Church Street.
North Poplar Street, between 25th and 28th Streets.
North Pine Street, between 24th and 28th Streets.
Greenbriar Road off of Colony Road to end of concrete gutters.
Kentucky Avenue, from Brook Road to end of Dixie Homes property.
Georgia Avenue, from Brook Road to end of Dixie Homes property.
Florida Avenue, from Brook Road to end of Dixie Homes property.
Brook Road, from Fort Street to Kentucky Avenue.
Stratford Avenue, from Brook Road to Lynhaven Avenue.

CONTRACT AWARDED BLYTHE BROS. COMPANY FOR STREET IMPROVEMENTS IN PRINCETON AVE.

Upon motion of Councilman Jordan, seconded by Councilman Wilkinson, and unanimously carried, contract was awarded Blythe Bros. Company, for street improvements in the Princeton Avenue project, on a unit price basis, representing a total price of \$8,946.00.

SPECIAL OFFICER PERMITS.

Motion was made by Councilman Jordan, seconded by Councilman Albea, and unanimously carried, authorizing the renewal of Special Officer Permits to John H. Holden and D. K. Jordan on the premises of Elmwood, Pinewood and Fifth Street City Cemeteries, and a Permit to H. D. Prince on the premises of Lance, Inc.

LEASE OF AIRPORT BUILDINGS.

The City Manager reported that leases covering the following Airport buildings had been concluded:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE AND TERM OF LEASE
59	Wilkerson Furniture Company	\$27.32	7-1-49 1 year
242	Drace Furnace Company, Inc.	\$54.75	7-1-49 1 year

ITEMS PRESENTED BY UNANIMOUS CONSENT OF COUNCIL.

Upon motion of Councilman Albea, seconded by Councilman Jordan, the following two items were presented with the unanimous consent of Council.

PURCHASE AND ALLOCATION OF FUNDS FOR DDT FOGGING EQUIPMENT AND YEAR'S OPERATION THEREOF AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Daughtry, and unanimously carried, the purchase of an additional DDT Fogging Unit and the transfer of funds from the Emergency Fund for said unit and its operation for one year, was approved. Contracts to be made with R. H. Russell, Distributor, Charlotte, for the Todd Fog Applicator complete at a price of \$1,525.45 and with Charlotte Willys Company for One Jeep, at a price of \$1,249.49, and the transfer from the Emergency Fund to the Health Department Budget of \$2,774.94 to Code 1301 G-21 for the said equipment and of \$1,720.00 to Code 301 A-8 for the operation of the equipment for one year.

CONTRACT WITH PITOMETER COMPANY FOR WATER DISTRIBUTION SYSTEM SURVEY STUDY AND RECOMMENDATIONS.

Motion was made by Councilman Daughtry, seconded by Councilman Jordan, and unanimously carried, authorizing a contract with The Pitometer Company of New York City for a Water Distribution System Survey Study and recommendations, at a total cost of \$8,500.00.

ADJOURNMENT.

Upon motion of Councilman Jordan, seconded by Councilman Wilkinson, and unanimously carried, the meeting was adjourned.

Lillian R. Hoffman
City Clerk