

June 23, 1948
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A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, June 23, 1948, with Mayor Baxter presiding, and Councilmen Albea, Childs, DeLaney, Jordan, Lambeth, McKee and White present.

INVOCATION.

The Invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the minutes of the last meeting, on June 16th, were approved as submitted.

BENEVOLENT PROTECTIVE ORDER OF ELKS CLUB DELEGATION DEMAND TO KNOW WHEN COUNCIL WILL DECIDE ON AMOUNT OF THEIR PROPERTY NECESSARY TO WIDEN STONEWALL STREET.

A delegation from Lodge #392, Benevolent Protective Order of Elks, along with their attorneys J. Lawrence Jones and W. H. Abernathy, appeared protesting against the possibility of widening Stonewall Street 82 ft. with the possible condemnation of 43 ft. of their property.

Mr. J. Lawrence Jones contended that the plan was not feasible, plausible nor sensible.

Mr. W. H. Abernathy requested that they be shown blue print of the proposed widening program.

The Mayor explained that definite plans had not been completed and that the Elks Club would be given every consideration before any definite action was taken. He appointed a committee consisting of Councilman S. R. Jordan, Chairman, and Councilman E. S. DeLaney, Jr., and Claude L. Albea to work with the Elks and advise them of the Council's decision just as soon as possible.

Upon being asked as to when definite decision could be made with reference to width of road, they were advised that the City would be able to have a definite answer within about thirty days.

REQUEST TO SELL FRESH FRUIT AND MELONS ON SUNDAY.

Mr. L. B. Cook, operating a fruit stand at 1209 Elizabeth Avenue, and Mr. H. J. Eckard, operating a wholesale and retail fruit business at 1200 East Fourth Street, appeared before the Council explaining that their business was seasonable and their stock perishable and that they could not operate without a loss if they were compelled to remain closed on Sunday.

The Mayor explained that the Council had no authority to permit them to remain open so long as the Ordinance remained on the Books. He explained to both parties that the matter would be taken under advisement and if sentiment was strong enough and demand made by the public the matter would be taken up at a later meeting.

INFORMATION ON FLOURINATION OF CITY WATER.

Mr. David H. Henderson, representing the Junior Chamber of Commerce filed a number of letters, or copies of letters, with the City Council with reference to results of flourination of drinking water. These papers were accepted as information.

REJECTION OF ALL BIDS ON SUGAW CREEK OUTFALL.

See Minutes Approved 6/23/48 for Correction P.A.A.

Councilman Childs moved the rejection of all bids for the construction of Sugaw Creek Sewer Outfall between Princeton Avenue and the north side of Seaboard Railroad, bids received June 17th, due to an error in submitting of low bid; and that the City Manager be authorized and instructed to negotiate with the bidders for a price not to exceed the amount of the low bid. Motion seconded by Councilman Albea and passed unanimously.

PURCHASE OF RIGHT-OF-WAY FOR NEW SUPPLY WATER LINE TO HOSKINS RESERVOIR.

Upon motion of Councilman White, seconded by Councilman McKee, and unanimously carried, the payment of \$475.00 for right-of-way for water line to Hoskins Reservoir to Mrs. Flora McElroy Luckey and Wm. E. Luckey was approved.

CONTRACT WITH LEE KINNEY FOR PURCHASE OF RIGHTS-OF-WAY.

Upon motion of Councilman Childs, seconded by Councilman Albea, and unanimously carried, contract with Lee Kinney in the sum of \$3500.00 for acquiring rights-of-way for the Hoskins Reservoir Water Supply line was approved.

CONTRACT WITH OSMOND L. BARRINGER FOR CONSTRUCTION OF 2 INCH WATER MAIN IN BEECH NUT ACRES SUBDIVISION.

Upon motion of Councilman McKee, seconded by Councilman Albea, and unanimously carried, the execution of contract between the City of Charlotte and Osmond L. Barringer for the construction of a 2" water main approximately 974 ft. at an estimated cost of \$988 in the Beech Nut Acres Subdivision outside the City limits of Charlotte, was approved. Applicant to bear all costs - City to maintain and operate for the revenue.

CONTRACT WITH STATE HIGHWAY FOR WATER MAIN IN SHUMAN AVENUE.

Upon motion of Councilman Jordan, seconded by Councilman Lambeth, and unanimously carried, contract with North Carolina State Highway and Public Works Commission for right-of-way for the construction of 6 inch water main in Shuman Avenue was approved.

PART OF 28th STREET APPROVED FOR MAINTENANCE.

Upon motion of Councilman McKee, seconded by Councilman Childs, and unanimously carried, that 28th Street between Davidson Street and Pinckney Avenue be taken over by the City for maintenance was approved.

GRAHAM STREET BETWEEN CONCORDIA AVENUE AND BOUNDARY STREET APPROVED FOR MAINTENANCE.

Upon motion of Councilman Childs, seconded by Councilman Albea, and unanimously carried, that Graham Street from Concordia Avenue south to Boundary Street of Graham Heights Development, a distance of approximately 360 ft. be taken over by the City for maintenance was approved.

CONTRACT FOR PURCHASES.

Upon motion of Councilman Childs, seconded by Councilman McKee, and unanimously carried, authorizing contract for purchases and the allocation of funds therefor, if necessary, as follows:

L. D. Lawrence Company, Inc., Columbia, S. C. for 30 -SR-206 Special Spring Core, rubber safety swing seats complete with 600' Lock-weave galvanized steel chain and 60 cold drawn steel "S" hooks, at a price of \$466.20.

CONFIRM SALE OF DILWORTH FIRE STATION PROPERTY.

Upon motion of Councilman Albea, seconded by Councilman Childs, and carried unanimously, the sale of Dilworth Fire Station property on South Boulevard for high bid of \$30,000.00 to W. E. Price and Mrs. Ethel R. DeLaney was confirmed.

CONFIRM SALE OF 2316-20 HUTCHISON AVENUE TO IRA B. TURNER.

Upon motion by Councilman Jordan, seconded by Councilman McKee, and unanimously carried, that the sale of tax foreclosed property known as 2316-20 Hutchison Avenue for high bid of \$2100.00 to Ira B. Turner be confirmed was approved.

APPOINTMENT OF DONALD S. CHARLES NEW FIRE CHIEF AND COMMITTEE TO DRAW UP RESOLUTION ON RETIRING FIRE CHIEF W. HENDRIX PALMER.

Motion was made by Councilman White, seconded by Councilman Jordan, and unanimously carried, that Donald S. Charles be appointed Chief of the Fire Department at the same salary as the retiring Chief.

Councilman Lambeth moved that the Mayor appoint a Committee to draw up a properly worded resolution thanking Chief W. Hendrix Palmer for the fine work he has done for the City of Charlotte during his term of service, this was seconded by Councilman Albea and unanimously carried.

The Mayor appointed Councilman Lambeth, Chairman, and Councilmen S. R. Jordan and John White as committee to draw up this resolution.

SPECIAL OFFICER PERMITS.

Upon motion by Councilman Albea, seconded by Councilman Childs, and unanimously carried the issuance and/or renewal of Special Officer Permits was approved as follows:

- (a) Henry DuRant Price to serve on the premises of Sears Roebuck construction located at 700 North Tryon Street - to be employed by Goode Construction Company.
- (b) William C. McIntire to serve on premises of Independence Park employed by Park and Recreation Commission.
- (c) E. Z. Wilkins, Sr. to serve on premises of Lawrence's Cafe, 527 E. First Street (Renewal).

CEMETERY DEEDS AND PERPETUAL CARE AGREEMENT.

Motion was made by Councilman Albea, seconded by Councilman McKee, and unanimously carried, that the Mayor and City Clerk be authorized to execute cemetery deed and perpetual care agreement with Mrs. Mary C. Allen and Preston H. Allen and wife, Mrs. Annie Mae Allen, for Lot No. 81 in Section L-Annex in Elmwood Cemetery; also perpetual care agreement with Nell M. Price on Lot No. 82 in Section C in Elmwood Cemetery.

UNANIMOUS CONSENT GIVEN FOR PRESENTATION OF UNDOCKETED ITEMS.

Upon motion of Councilman Lambeth, seconded by Councilman Childs, the unanimous consent of the Council was given for presentation of the following items not included in the Council Meeting Document.

MARKER ON SOUTH TRYON STREET FOR MR. JUDAH P. BENJAMIN.

Motion was made by Councilman Lambeth, seconded by Councilman Childs, and unanimously carried, that the United Daughters of the Confederacy be given permission to place a marker in honor of Judah P. Benjamin on South Tryon Street, similar to the one on West Trade Street, in a position where it does not interfere with traffic on sidewalk or in entering and getting off buses.

RULES AND REGULATIONS FOR VACATION AND SICK LEAVE.

Councilman Lambeth moved that the rules and regulations for vacation and sick leave passed at the regular meeting on June 16, 1948, and recorded in Book 32 page 374, be spread upon the minutes. Councilman Albea moved this adoption and it was passed unanimously.

The above is recorded on pages 375 and 376 with notation appended to Minutes of June 16th.

ADJOURNMENT.

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


Acting City Clerk

Recorded on
Pages
375 + 376