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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Wednesday, June 25, 1952, at 4 o'clock P. M., with Mayor Shaw presiding and Councilmen Albea, Baxter, Coddington, Dellinger, Jordan and Van Every present.

Absent: Councilman Boyd.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

SILENT PRAYER AND RESOLUTION IN MEMORY OF FORMER COUNCILMAN JOHN L. WILKINSON.

Immediately following the invocation, Mayor Shaw announced that this was the hour of the funeral of former Councilman John L. Wilkinson. He regretted that official and urgent business would not permit the Council to attend and asked that they stand with bowed heads for one minute in silent prayer in his memory.

A resolution entitled, "Resolution Relative to the Death of John L. Wilkinson" was introduced and read, and upon motion of Councilman Baxter, seconded by Councilman Albea, was unanimously adopted. The resolution is recorded in full in Resolution Book 1, at Page 493.

MINUTES APPROVED.

Upon motion of Councilman Van Every, seconded by Councilman Dellinger, and unanimously carried, the minutes of the last meeting on June 11th were approved as submitted.

ORDINANCE (NO. 147) EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE BY ANNEXING THERETO APPROXIMATELY 174.55 ACRES OF LAND IN SHARON TOWNSHIP, UPON PETITION OF JOHN CROSLAND ET AL.

The scheduled hearing was held in connection with the petition of John Crosland Company et al for the annexation of approximately 174.55 acres of land in Sharon Township, contiguous to the southwestern boundary of Charlotte.

No objections were filed to the proposed annexation. An ordinance entitled, "Ordinance (No. 147) Extending the Corporate Limits of the City of Charlotte by annexing thereto approximately 174.55 acres of land in Sharon Township, upon petition of John Crosland et al" was introduced and upon motion of Councilman Baxter, seconded by Councilman Van Every, and unanimously carried, the ordinance was adopted. The ordinance is recorded in full in Ordinance Book 11, at Pages 235-236.

ORDINANCE (NO. 148) EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE BY ANNEXING THERETO APPROXIMATELY 117.41 ACRES OF TERRITORY IN CRAB ORCHARD TOWNSHIP, UPON PETITION OF ERVIN CONSTRUCTION COMPANY ET AL.

The scheduled hearing in connection with the petition of Ervin Construction Company et al for the annexation of approximately 117.41 acres of territory in Crab Orchard Township, contiguous to the eastern boundary of Charlotte, was held and no objections were voiced against the proposed annexation.

Whereupon, an ordinance entitled, "Ordinance (No. 148) Extending the Corporate Limits of the City of Charlotte by Annexing thereto approximately 117.41 acres of territory in Crab Orchard Township" was presented and read. Councilman Jordan moved the adoption of the ordinance, which was seconded by Councilman Coddington, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Pages 237-238.

RIGHT-OF-WAY GRANTED MRS. B. O. LAWING ACROSS CITY PROPERTY FOR WATER LINE.

Upon motion of Councilman Albea, seconded by Councilman Baxter, the unanimous consent of the Council was given to allow Mrs. B. O. Lawing to take water from a meter on Tyvola Road across City property through a 2-inch line for a distance of approximately 1200 feet when and after payment of \$300.00 has been made for easement at 25¢ per lineal foot.

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RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO GRANT AGREEMENT WITH THE U. S. GOV'T. CIVIL AERONAUTICS ADMINISTRATION TO CONTRACT NO. C2CA-5488, DATED JUNE 28, 1951 (Airport Redevelopment Building Site) FIXING THE MAXIMUM OBLIGATION OF THE U. S. GOV'T. AT \$234,000.00

A resolution entitled, "Resolution Authorizing Amendment No. 1 to Grant Agreement with the U. S. Gov't. Civil Aeronautics Administration to Contract No. C2CA-5488, dated June 28, 1951 (Airport Redevelopment Building Site) Fixing the Maximum Obligation of the U. S. Gov't. at \$234,000.00" was introduced and read. Councilman Albea moved the adoption of the resolution, which was seconded by Councilman Baxter, and unanimously carried. The resolution is recorded in full in Resolutions Book 1, beginning at Page 491.

RESOLUTION ACCEPTING GRANT OFFER OF \$400,000.00 FROM CIVIL AERONAUTICS ADMINISTRATION ON BEHALF OF THE UNITED STATES OF AMERICA AS AID IN THE INITIAL DEVELOPMENT OF THE ADMINISTRATION BUILDING AT DOUGLAS MUNICIPAL AIRPORT.

A resolution entitled, "Resolution Accepting Grant Offer of \$400,000.00 From Civil Aeronautics Administration on behalf of the United States of America as aid in the Initial Development of the Administration Building at Douglas Municipal Airport was introduced and read. Councilman Baxter moved the adoption of the resolution, which motion was seconded by Councilman Dellinger, and unanimously carried. The resolution is recorded in full in Resolutions Book 1, beginning at Page 497.

DELEGATION FROM COMMUNITIES OF GLENWOOD, ENDERLY PARK AND ASHLEY PARK PETITION COUNCIL FOR 12 ACRE PLAYGROUND.

A large delegation from the communities of Glenwood, Enderly Park, and Ashley Park appeared before the City Council as a petition that the Charlotte Park and Recreation Commission budget be approved in an amount large enough that a new park and playground may be developed and maintained for this area.

Mrs. R. B. Ostwalt, Business Manager for the Womens Community Club of Glenwood and Enderly Park said the only facilities they had was the ground they owned and deeded to the Park and Recreation Commission on which the community center building was erected and a small playground is maintained.

She stated further that the growth in the communities had been so great and so rapid that the facilities are inadequate and that this condition was recognized by the commission but provision was not made in the Bond Issue for the purchase of land for this area. She said that all the suitable land in this section had been developed with the exception of 12 acres owned by Misses Julia and Violet Alexander and that they were making every effort to buy this before it is sold to someone else. She requested the City Council to assist them in the purchase of this property and to allow tax rate for the Park and Recreation Commission sufficient for them to develop and maintain this property.

Others speaking in the interest of this cause were Mr. M. H. Creighton of Ashley Park Mens Club; Mr. Lex Marsh, developer of Marsh Estate; and a Mr. Brown.

Upon motion of Councilman Jordan, seconded by Councilman Dellinger and unanimously passed, the matter was referred to City Attorney for his opinion.

RESOLUTION PROVIDING FOR A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE ZONING ORDINANCE.

An ordinance entitled "Ordinance No. 150 Amending the Zoning Ordinance" to change the Building Zone Map from R-1 to B-1 on property located on Eastway Drive, upon request of Mr. David Clark and Mr. Barron R. Phillips, was introduced. Following the reading thereof, a resolution entitled, "Resolution Providing for a Public Hearing on June 23, 1952, on the Proposed Amendment to the Zoning Ordinance" was presented and read. Councilman Albea moved the adoption of the resolution, which was seconded by Councilman Van Every, and unanimously carried. The resolution is recorded in full in Resolutions Book 1, beginning at Page 494.

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RESOLUTION RELATIVE TO SETTING THE TENTATIVE TAX RATE AT \$1.65 FOR THE FISCAL YEAR BEGINNING JULY 1, 1952.

Councilman Coddington moved the tentative rate be set at \$1.67 per \$100.00 assessed valuation which received no second.

Councilman Baxter moved the rate be set at \$1.55 which was seconded by Councilman Dellinger.

Councilman Jordan offered a substitute motion that the tentative rate be set at \$1.65 per \$100.00 assessed valuation which was seconded by Councilman Albea.

Mayor Shaw called for vote on the substitute motion which passed. Councilman Albea, Coddington, Jordan and Van Every voting for the motion and Councilman Baxter and Dellinger opposing.

The resolution is recorded in full in Resolutions Book 1, at Page 495.

RESOLUTION APPROPRIATING FUNDS FOR PAYING USUAL EXPENSES OF THE CITY PENDING THE ADOPTION OF THE ANNUAL APPROPRIATION RESOLUTION.

A resolution entitled, "Resolution Appropriating Funds for Paying Usual Expenses of the City Pending the Adoption of the Annual Appropriation Resolution" was introduced and read. Councilman Van Every moved the adoption of the resolution, which motion was seconded by Councilman Albea, and was unanimously adopted. The resolution is recorded in full in Resolutions Book 1, at Page 496.

PUBLICATION AND SALE, IF NECESSARY, OF REAL ESTATE FOR NON-PAYMENT OF 1951 TAXES AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Dellinger, and unanimously carried, authorizing the publication, and sale if necessary, of real estate for the non-payment of 1951 City taxes.

SOUTHERN BELL TELEPHONE & TELEGRAPH COMPANY REIMBURSED FOR RELOCATING TELEPHONE PLANT AND AERIAL LINES AT AIRPORT DUE TO EXTENSION OF RUNWAY.

Councilman Dellinger moved that the Southern Bell Telephone and Telegraph Company be reimbursed in the amount of \$1,464.00 for relocating their telephone plant and aerial lines at the request of the City to provide for the extension of the north-south runway. The motion was seconded by Councilman Jordan, and unanimously carried.

CONSTRUCTION OF NEW SANITARY SEWER LINES AUTHORIZED.

Upon motion of Councilman Van Every, seconded by Councilman Baxter and unanimously carried, the construction of new sanitary sewer lines was authorized at the following locations:

- (a) 140 feet of 8 inch sewer in St. John Street, at an estimated cost of \$200.00, to serve one family unit and three vacant lots, at request of Miss Pearline Wilson, 1900 St. John St. All cost to be borne by the City.
- (b) 184 feet of new trunk sewer and main in Hermitage Road, at an estimated cost of \$720.00, to serve three family units and Park, at request of Mr. E. C. Marshall. All costs to be borne by the City.
- (c) 52 feet of 8 inch sewer in Central Avenue, at an estimated cost of \$75.00, to serve one family unit, at request of Mr. Fred W. Baucom, 2217 Commonwealth Avenue. All costs to be borne by the applicant, without refund.

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- (d) 888 feet of 8 inch trunk sewer and 510 feet of main in Tucker Avenue, at an estimated cost of \$3,952.00, to serve 4 family units and 13 vacant lots, at request of Charles R. Brown, 1226 Biltmore Drive. All cost to be borne by the City with Applicant's deposit of \$2,325.00 to be refunded as shown in contract.
- (e) 140 feet of 8 inch sewer main in Orton Street, at an estimated cost of \$200.00, to serve one vacant lot, at request of John Crosland Company. All cost to be borne by the City with Applicant's deposit of \$200.00 to be refunded as per contract.
- (f) 120 feet of 8 inch main in Altondale Avenue, at an estimated cost of \$580.00 to serve 8 family unit apartment house, at request of Dr. A. S. Bungardner. All cost to be borne by the City.

CONTRACTS FOR CONSTRUCTION OF WATER MAINS AUTHORIZED.

Upon motion of Councilman Baxter, seconded by Councilman Albea, and unanimously carried, contracts for the construction of new water mains were authorized as follows:

- (a) Contract with Mr. John K. Civil for the construction of 2,170 feet of water main and 3 fire hydrants in Country Club Village inside the city limits, at an estimated cost of \$4,628.00 to serve 53 residential lots on Masonic Drive. All costs to be borne by the applicant, the City to furnish materials and lay and maintain the mains, and the City will reimburse the applicant for the first cost of the project if and when the mains produce a revenue equal to 5% of the cost during any 12 months continuous period.
- (b) Contract with Royal Manufacturing Company for the construction of 900 feet of water main and 1 fire hydrant in Spencer Street and Academy Street, inside the city limits, at an estimated cost of \$3,255.00, to serve industrial property located on corner of these streets. All cost to be borne by the Applicant, the City to furnish materials and lay and maintain the mains, and the City will reimburse the applicant for the first cost of the project if and when the mains produce a revenue equal to 5% of the cost during any 12 months continuous period.
- (c) Contract with Charlotte Equipment Company for the construction of 100 feet of water main and 1 fire hydrant in Hutchinson Avenue, outside the City limits, at an estimated cost of \$700.00 to serve industrial property on unnamed street leading off Hutchinson Avenue. All cost to be borne by the Applicant, who will own mains until territory taken into the City.

STREETS TAKEN OVER FOR MAINTENANCE.

Motion was made by Councilman Albea, seconded by Councilman Van Every, and unanimously carried, taking over for maintenance by the City the following listed streets:

- (a) Belfast Drive, from Dublin Road to Dickens Avenue.
- (b) Belton Street, from Greystone Road around Circle to Greystone Rd.
- (c) Dickens Avenue, from Dublin Road to Belfast Drive.
- (d) Forest Drive, between Harris Road and Wendover Road.
- (e) Marion Place, from Melbourne Court to Belton Street.
- (f) Marlowe Avenue, from Lumina Avenue around circle to Lumina Ave.
- (g) Pinehurst Place, from end of present maintenance to Wakefield Dr.
- (h) Sunnyside Avenue, from Lamar Avenue east about 300 ft. to dead-end.
- (i) Wakefield Drive, from Selwyn Avenue to end.

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CONTRACT AWARDED AMERICAN-LA FRANCE-FOAMITE CORPORATION FOR DRY CHEMICAL ENGINES.

Councilman Albea moved that contract be awarded American-LaFrance-Foamite Corporation for three ALFCO Model 350 Dry Chemical Engines Complete with equipment, as specified, at a net delivered price of \$1,890.00. The motion was seconded by Councilman Van Every, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES APPROVED.

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

- (a) One 8 ft. driveway entrance at 2065 Hopedale Avenue.
- (b) One 10 ft. driveway entrance and one 15 ft. driveway entrance at 705-707 W. Morehead Street.
- (c) Three 30 ft. driveway entrances at 3217 North Tryon Street.
- (d) One 24 ft. driveway entrance at 1434 W. Morehead Street.
- (e) One 35 ft. driveway entrance on Central Ave., and one 15 ft. entrance on Chatham Ave., both for 2317 Central Avenue.
- (f) One 30 ft. driveway entrance on Cottage Place, for 318 Cherokee Road.

HOLIDAY GRANTED CITY EMPLOYEES ON FOURTH OF JULY.

Councilman Jordan moved that a holiday be granted City Employees on Friday, July 4th. The motion was seconded by Councilman Albea, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed to Mrs. C. M. Higgins for Lot 333, in Section 4-A, Evergreen Cemetery, at \$81.90.
- (b) Deed to Mrs. Martha C. Cook, for west half of Lot 140, in Section 3, Evergreen Cemetery, at \$52.00.
- (c) Deed to Mrs. Violet Teno, for east half of Lot 168, in Section 3, Evergreen Cemetery, at \$52.00.
- (d) Duplicate Deed to Mrs. Leila B. Commander, for the south half of Lot 10, in Section "U" Elmwood Cemetery, at \$1.00 for new deed.

CONTRACT WITH ASSOCIATED AVIATION UNDERWRITERS FOR AIRLINE TRIP INSURANCE DISPENSING MACHINE FOR DOUGLAS MUNICIPAL AIRPORT.

Councilman Dellinger moved that the contract between the City of Charlotte and Associated Aviation Underwriters in which the city grants unto the Associated Aviation the right, privilege and concession for installing, operating, servicing and maintaining either itself or through any designated agent acting for it, Airline Trip Insurance dispensing machines on a monthly rental basis of \$12.00 per machine or 7-1/2% of deposits whichever shall be the greater, be approved and that the Mayor and City Clerk be authorized to sign the contract which was seconded by Councilman Jordan and passed unanimously.

CONTRACT WITH TELETRIP POLICY COMPANY FOR AIRLINE TRIP INSURANCE DISPENSING MACHINES FOR DOUGLAS MUNICIPAL AIRPORT.

Upon motion of Councilman Dellinger, seconded by Councilman Jordan, and passed unanimously, the Mayor and City Clerk were authorized to sign the contract between City of Charlotte and Tele-trip Policy Company, Inc., in which the City grants unto Tele-trip the right, privilege and concession for installing, operating, servicing and maintaining either itself or through any

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designated agent acting for it, machines for the sale of Airline Trip Insurance on a monthly rental basis of \$12.00 per machine or 7 1/2% of deposits, whichever shall be the greater.

ACQUISITION OF PROPERTY AT 800-06 WEST FIFTH STREET AS RIGHT-OF-WAY FOR WIDENING WEST FIFTH STREET.

Upon motion of Councilman Albaea, seconded by Councilman Dellinger, and unanimously carried, the City Manager and City Attorney were instructed to acquire from Johnsie Rebecca Ware, Addie Belk Blowers, Willie Marion Loesch, Mary Allena Michael and Catherine Dillard Monty, a strip of land off the front of property at 800-06 West Fifth Street, for use as a right-of-way for the widening of West Fifth Street, and make payment in the total amount of \$7,000.00 from street bond funds now on hand.

RESOLUTION AUTHORIZING ALBERT H. SCOTT TO SIGN CITY CHECKS IN THE ABSENCE OF GEORGE B. LIVINGSTON, CITY ACCOUNTANT.

A resolution entitled, "Resolution Authorizing Albert H. Scott to sign city checks in the absence of George B. Livingston, City Accountant" was introduced and read, and upon motion of Councilman Van Every, seconded by Councilman Dellinger, was unanimously adopted. The resolution is recorded in full in Resolutions Book 1, at Page 492.

ADJOURNMENT.

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


Deputy City Clerk