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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 Wednesday, March 25, 1959, at 4 o'clock p.m., with Mayor Smith presiding, and Council members Baxter, Brown, Dellinger, Evans, Foard and Wilkinson being present.

ABSENT: Councilman Albea.

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INVOCATION.

The invocation was given by Councilman Herman A. Brown.

MINUTES APPROVED.

Upon motion of Councilman Brown, seconded by Councilman Wilkinson, and unanimously carried, the Minutes of the last meeting on March 18th were approved as submitted, with correction that the words "if necessary" be added at the end of the item on Page 322 relative to the Mayor's statement regarding the Policy of the Youth Bureau in arresting youths on School property.

APPRECIATION OF COUNCIL EXPRESSED TO GRADY COLE FOR EASTER LILIES.

Councilman Dellinger moved that a letter of appreciation be sent to Mr. Grady Cole for the beautiful Easter Lilies in the Council Chamber today sent to the Mayor, City Council, City Manager, City Attorney and City Clerk. The motion was seconded by Councilman Baxter, and unanimously carried.

ORDINANCE NO. 549-X EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE BY ANNEXING THERETO 15.416 ACRES OF LAND LOCATED IN CRAB ORCHARD TOWNSHIP, ON PETITION OF EASTHAVEN DEVELOPMENT CORPORATION, ADOPTED.

At the hearing relative to the petition of Easthaven Development Corporation for the annexation of 15.416 acres of land to the City of Charlotte, no objections were expressed by the public. Upon motion of Councilman Baxter, seconded by Councilwoman Evans, and unanimously carried, Ordinance No. 549-X Extending the Corporate Limits of the City of Charlotte by Annexing thereto 15.416 acres of land, located in Crab Orchard Township, was adopted. The ordinance is recorded in full in Ordinance Book 12, at Page 322.

PROPERTY OWNERS IN EASTWAY PARK, ADJACENT TO EVERGREEN CEMETERY PROPERTY, REQUESTS THAT FENCE NOT BE PLACED BY CITY AROUND PROPERTY, SO THAT THEY MAY CONTINUE TO USE IT AS PLAYGROUND FOR THEIR SMALL CHILDREN.

Mr. J. H. McCollum was spokesman for a delegation of property owners in Eastway Park on Roanoke Avenue, Woodland Drive and Sheffield Drive, and he filed a petition signed by twenty-five property owners, opposing the erection of the proposed fence on the property line of Evergreen Cemetery adjacent to the back of their lots, so that they may continue to use the property for recreation for their small children. Mr. McCollum stated they would keep the area cleared off and in a neat condition without cost to the City if allowed to continue using it.

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Councilwoman Evans asked if there was other property in the area that could be referred to the Park & Recreation Commission for development as a play area? Mr. McCollum stated there is not such property; that the nearest play area is at Eastway Jr. High School, but the small children are better off if they can play on the City's property which is more secluded and within sight of their mothers. That this property serves from 75 to 100 small children per day.

Mrs. H. E. Kerkhoff spoke to the petition, saying it would be a great convenience to the parents.

Mayor Smith stated the actual purpose for fencing in all cemetery property is to protect the property of persons who have purchased cemetery lots from the City, and to prevent disturbances of flowers placed on graves and the defacing of grave stones, which has been done in other cemeteries that are unfenced.

Councilman Baxter moved that a decision be deferred until November. The motion was lost for the lack of a second.

Mr. Yancey, City Manager, stated the City is ready to receive bids on the fencing.

RESOLUTION RELATIVE TO NAMING NEW HEALTH CENTER "THE W.S. RANKIN HEALTH CENTER" ADOPTED.

Councilman Baxter presented the following resolution, and following the reading thereof moved its adoption, which was seconded by Councilwoman Evans, and unanimously carried:

RESOLUTION RELATIVE TO NAMING NEW HEALTH CENTER
"THE W. S. RANKIN HEALTH CENTER".

"Whereas, Watson S. Rankin, M.D. organized the Charlotte Board of Health and was Chairman of the Board for many years, guiding and directing the policies of the Charlotte Board of Health; and

Whereas, he is one of the best known citizens and medical men in the State, and he was State Health Officer for 25 years or more and was President of the American Public Health Association; and

Whereas, his interstate work in building hospital beds and providing beds for orphans is outstanding; and

Whereas, The Charlotte Board of Health and the Cabinet of the Mecklenburg Medical Society unanimously request the City Council to name the new health center "The W.S. Rankin Health Center".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that in regular session convened on the 25th day of March, 1959, the new health center is hereby named "The W. S. Rankin Health Center."

CITY SCHOOL BOARD REQUESTED TO VACATE OFFICES IN CITY HALL AND MOVE INTO CENTRAL HIGH SCHOOL

Councilman Baxter stated that the 35,000 citizens in the perimeter area will be taken into the city the last of the year, and we must be ready for the collection of taxes from the area, and the problem is facilities for setting up the offices for the consolidation of the City and County Tax Department. That since the students will not use Central High School

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building next year, and Charlotte College will use only a portion of the building, he moved that the Council request the City School Board to move from their present offices in City Hall to Central High School building, so that we may use these offices in order to complete the consolidation program. The motion was seconded by Councilman Brown, and unanimously carried.

REQUEST THAT COMMITTEE OF COUNCIL ON CONSOLIDATION OF CITY AND COUNTY TAX DEPARTMENTS WORK OUT ALL DETAILS OF CONSOLIDATION WITH COUNTY COMMISSIONERS AT ONCE.

Councilman Dellinger moved that the Committee on which Councilmen Brown and Baxter are serving be empowered to meet with the County Commissioners at once and work out the details of the consolidation of the tax departments, as to who shall appoint the Tax Collector and who shall supervise the consolidated department. Councilman Brown stated they are holding such meetings with the Commissioners and there are many angles that must be considered and they are trying to work them all out in an amicable manner. Councilman Baxter stated the existing contract with the County Commissioners on the consolidation can be renewed, if necessary, but they are working on revising it to include all phases. The motion was seconded by Councilman Wilkinson, and unanimously carried.

ENGINEERING DEPARTMENT AUTHORIZED TO EMPLOY ADDITIONAL ENGINEER AT \$400.00 PER MONTH.

Councilman Dellinger stated that in view of the necessary work in connection with the extension of the city limits on December 31st, he moved that the City Engineer be authorized to employ an additional engineer at a salary of \$400.00 per month, as requested by him. The motion was seconded by Councilman Foard, and unanimously carried.

FIRE DEPARTMENT AUTHORIZED TO EMPLOY LINEMAN-ELECTRICIAN AND JANITOR AT FIRE DEPARTMENT AND MAINTENANCE SHOP.

Upon motion of Councilman Dellinger, seconded by Councilman Foard, and unanimously carried, Chief Donald S. Charles was authorized to employ a Lineman-Electrician in the Fire Alarm Division and a Janitor for the new Maintenance Shop, effective April 16, 1959, for which funds are available in the Fire Department Budget.

ORDINANCE NO. 551 AMENDING THE WRECKER & TOW-IN SERVICES ORDINANCE OF THE CITY OF CHARLOTTE, PROVIDING FOR INSURANCE AND THE INVESTIGATION AND SUPERVISION BY THE CHIEF OF POLICE AND SETTING FORTH DUTIES OF LICENSEES AND PROVIDING FOR THE REVOCATION OF LICENSES.

An ordinance entitled: "Ordinance No. 551 Amending the Wrecker & Tow-In Services Ordinance of the City of Charlotte, Providing for Insurance and the Investigation and Supervision by the Chief of Police and Setting Forth Duties of Licensees and Providing for the Revocation of License" was introduced by Councilman Wilkinson, who moved its adoption. The motion was seconded by Councilman Brown, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, beginning at Page 324.

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ORDINANCE NO. 552 AMENDING THE TOW-IN ORDINANCE OF THE CITY OF CHARLOTTE DESIGNATING A PLACE OF STORAGE IN EITHER THE MUNICIPAL PARKING LOT OR IN PRIVATE GARAGE.

An ordinance entitled: "Ordinance No. 552 Amending the Tow-In Ordinance of the City of Charlotte Designating a Place of Storage in Either the Municipal Parking Lot or in Private Garage" was introduced by Councilman Wilkinson who moved its adoption. The motion was seconded by Councilman Brown, and unanimously carried. The ordinance is recorded in full in Ordinance Book 12, beginning at Page 327.

CONTRACT AWARDED LAXTON CONSTRUCTION COMPANY FOR THE RENOVATION AND ALTERATIONS OF MINT MUSEUM OF ART BUILDING.

Upon motion of Councilman Brown, seconded by Councilwoman Evans, and unanimously carried, contract was awarded the low bidder, Laxton Construction Company for the renovation and alterations of the Mint Museum of Art Building, in accordance with plans and specifications, at a net price of \$5,848.00.

All bids received are as follows:

Laxton Construction Company	\$5,848.00
Edison Foard	\$6,500.00
F. N. Thompson, Inc.	\$6,838.00

CONTRACT AWARDED PARK MANUFACTURING COMPANY FOR INSTALLING ELEVATOR IN MINT MUSEUM OF ART BUILDING.

Upon motion of Councilman Brown, seconded by Councilwoman Evans, and unanimously carried, contract was awarded the low bidder, Park Manufacturing Company for furnishing and installing an Elevator in the Mint Museum of Art Building, in accordance with plans and specifications, at a net delivered price of \$6,767.00.

All bids received are as follows:

Park Manufacturing Company	\$6,767.00
Westbrook Elevator Mfg. Company	\$7,814.00
Southern Elevator Company	\$8,180.00
Monarch Elevator Machine Company	\$8,195.00
Ace Elevator Company	\$10,125.00

ORDINANCE NO. 530 ADOPTED AMENDING CHAPTER 21, ARTICLE II, SECTION 5 OF THE CITY CODE AMENDING THE BUILDING ZONE MAP OF THE PERIMETER AREA BY CHANGING THAT PORTION OF THE PROPERTY REQUESTED CHANGED BY H.H. BAUCOM THAT IS PRESENTLY USED FOR BUSINESS, AND EXCLUDING THE REMAINING PORTION, CONSISTING OF LOTS 6 AND 7 AND A PORTION OF LOT 28, AS RECOMMENDED BY PLANNING BOARD.

Upon motion of Councilman Brown, seconded by Councilman Baxter, and unanimously carried, Ordinance No. 530 was adopted Amending Chapter 21, Article II, Section 5 of the City Code Amending the Building Zone Map of the Perimeter Area by changing that portion of the property requested changed by Mr. H. H. Baucom, that is presently used for business, and excluding the remaining portion, consisting of Lots 6 and 7 and a portion of Lot 28, as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 12, at Page 329.

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ORDINANCE NO. 534 AMENDING CHAPTER 21, ARTICLE II, SECTION 5 OF THE CITY CODE AMENDING THE BUILDING ZONE MAP OF THE PERIMETER AREA TO CHANGE PROPERTY AT THE SE CORNER OF PARK ROAD AND FAIRVIEW ROAD FROM RURAL TO B-1, ON PETITION OF MESSRS T. F. BLACK, W. F. BLACK, CARL BOLICK AND H. B. FINCHER, DENIED AS RECOMMENDED BY THE PLANNING BOARD.

Councilman Baxter moved that Ordinance No. 534 be denied as recommended by the Planning Board to Amend Chapter 21, Article II, Section 5 of the City Code to amend the Building Zone Map of the Perimeter Area to change property at the SE corner of Park Road and Fairview Road from Rural to B-1, on petition of Messrs. T. F. Black, W. F. Black, Carl Bolick, and H. B. Fincher. The motion was seconded by Councilwoman Evans, and unanimously carried.

ORDINANCE NO. 535 AMENDING CHAPTER 21, ARTICLE II, SECTION 5 OF THE CITY CODE AMENDING THE BUILDING ZONE MAP OF THE PERIMETER AREA BY CHANGING PROPERTY AT THE SW CORNER OF JOYCE AVENUE AND MILTON ROAD, FROM RURAL TO B-1, ON PETITION OF FRANK N. HARTON AND WIFE, ADOPTED AS RECOMMENDED BY THE PLANNING BOARD.

Motion was made by Councilman Dellinger, seconded by Councilman Foard, and unanimously carried, adopting Ordinance No. 534 as recommended by the Planning Board, Amending Chapter 21, Article II, Section 5 of the City Code Amending the Building Zone Map of the Perimeter Area by changing property at the SW corner of Joyce Avenue and Milton Road, from Rural to B-1, on petition of Mr. Frank N. Harton and wife. The ordinance is recorded in full in Ordinance Book 12, at Page 330.

ORDINANCE NO. 536 ADOPTED AMENDING CHAPTER 21, ARTICLE II, SECTION 5 OF THE CITY CODE AMENDING THE BUILDING ZONE MAP OF THE PERIMETER AREA BY CHANGING THE PROPERTY EAST OF MARGARET AVENUE, NORTH OF WILKINSON BOULEVARD, FROM R-2 TO B-1, ON PETITION OF AMERICAN COMMERCIAL BANK, TRUSTEES FOR CARRIE MARSHALL GALLAWAY, WITH EXCEPTION OF THE PORTION THAT LIES WITHIN 200 FEET OF MARGARET AVENUE, AS RECOMMENDED BY THE PLANNING BOARD.

Upon motion of Councilman Foard, seconded by Councilwoman Evans, and unanimously carried, Ordinance No. 536 Amending Chapter 21, Article II, Section 5 of the City Code Amending the Building Zone Map of the Perimeter Area by changing property East of Margaret Avenue, north of Wilkinson Boulevard, from R-2 to B-1, on petition of American Commercial Bank, Trustees for Carrie Marshall Gallaway, was adopted with exception of the portion that lies within 200 feet of Margaret Avenue, as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 12, at Page 331.

RESOLUTION PROVIDING FOR PUBLICATION OF NOTICE OF HEARING ON APRIL 22ND ON PETITION OF W. MARSHALL MOORE FOR THE ANNEXATION OF 38 ACRE TRACT OF LAND IN CRAB ORCHARD TOWNSHIP TO THE CITY OF CHARLOTTE.

The City Manager advised that a Petition has been filed by Mr. James O. Moore, attorney, for Mr. W. Marshall Moore requesting the annexation of a 38 acre tract of land in Crab Orchard Township to the City of Charlotte.

Whereupon, a Resolution Providing for the Publication of Notice of Hearing on the said Petition for Annexation on April 22nd, was presented and read, and adopted upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 334.

NAME OF LAKEVIEW DRIVE FROM ITS MOST EASTERLY INTERSECTION WITH PLAZA ROAD TO THE INTERSECTION OF RUTH DRIVE AND SHANNONHOUSE DRIVE, CHANGED TO SHANNONHOUSE DRIVE.

Upon motion of Councilman Foard, seconded by Councilman Baxter, and un-animously carried, the name of Lakeview Drive, from its most easterly intersection with Plaza Road to the intersection of Ruth Drive and Shannonhouse Drive, was changed to Shannonhouse Drive, as recommended by the City Engineer and Planning Director.

CONTRACTS FOR WATER MAINS INSTALLATIONS APPROVED.

Motion was made by Councilman Baxter, seconded by Councilman Brown, and unanimously carried, authorizing contracts for the installation of water mains, as follows:

- (a) Contract with Marsh Realty Associates, Inc. for the installation of 2,900 feet of water mains and one hydrant in Billingsgate Sub-division, at an estimated cost of \$5,950.00. All costs to be borne by the Applicant who will be reimbursed the first cost if and when said mains shall produce a revenue equal to 5% of the cost during any 12 months continuous period.
- (b) Supplemental Contract (to contract dated Dec. 3, 1958) with Ervin Construction Company, for the installation of 2,520 feet of water mains and one hydrant in Rollingwood Subdivision, at an estimated cost of \$6,590.00. The City to finance all costs and Applicant will guarantee a gross annual water revenue equal to 10% of the total cost.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 35-ft. entrance at 123 Creosote Road.
- (b) One 16-ft. and One 30-ft. entrance at 301 Argonne St.
- (c) One 30-ft. entrance at 2100 South Boulevard.
- (d) One 30-ft. entrance at 812 East Trade Street.
- (e) One 20-ft. entrance on East Trade Street and One 12-ft. entrance on Alexander Street, both for 629 East Trade Street.

CONTRACT AWARDED H. B. OWSLEY & SON, INC. FOR MULTI PURPOSE EXCAVATOR FOR ENGINEERING DEPARTMENT.

Motion was made by Councilman Brown, seconded by Councilman Baxter, and unanimously carried, awarding contract to the only bidder, H. B. Owsley & Son, Inc., for One Multi-Purpose Excavator, Hydraulic Operated and Carrier Mounted, "Grandall" type, as specified, at a net delivered price of \$31,980.00, on a rental option to purchase basis of \$15.00 per hour to apply against the purchase price if and when the purchase option is exercised. The rent to be paid on the actual hours in service and if and when the City exercises the option to purchase, monthly rentals will apply to the total cost of the machine as follows:

Monthly rentals averaging 70 hrs. or less	\$13.00 per hour
Monthly rentals averaging 71-90 hours	\$13.50 per hour
Monthly rentals averaging more than 91 hours	\$14.00 per hour

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CONTRACT AWARDED ESCO CORPORATION FOR CONVERTING GRAVITY CONVEYOR UNIT TO POWER BELT CONVEYOR AT HOSKINS FILTER PLANT.

Upon motion of Councilman Foard, seconded by Councilman Brown, and un-animously carried, contract was awarded the only bidder, Esco Corporation for furnishing all materials, labor, equipment and supervision in converting the Gravity Roller Conveyor Unit, to Power Belt Conveyor at Hoskins Filter Plant, as specified, at a net delivered price of \$3,831.49.

RENEWAL OF SPECIAL OFFICER PERMIT TO FRANK W. HAAS, FOR USE ON PREMISES OF CITY CEMETERIES.

Councilman Wilkinson moved approval of the renewal of Special Officer Permit to Mr. Frank W. Haas, Supt. of Cemeteries, for use on the premises of all city owned cemeteries. The motion was seconded by Councilman Dellinger, and un-animously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Foard, seconded by Councilwoman Evans, and un-animously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with Mrs. Elizabeth G. Alexander, for Lot 257, Section 2, Evergreen Cemetery, at \$160.00.
- (b) Deed with Harvey R. Woodside, for the south portion of Lot 81, Section X, Elmwood Cemetery, at \$1.00 for transfer deed.
- (c) Deed with Sam O. Bolton, for north portion of Lot 81, Section X, Elmwood Cemetery, at \$1.00 for new deed.

SALARY INCREASES AUTHORIZED FOR TWO ASSISTANT CITY PLANNERS.

Councilwoman Evans moved that the request of the Planning Board be approved to increase the salary of the two Assistant City Planners to \$6,000.00 per year, for which funds are available to the end of the present fiscal year. The motion was seconded by Councilman Baxter, and un-animously carried.

CLASSIFICATION OF ADDITIONAL LIEUTENANT IN TRAFFIC DIVISION AND OF ADDITIONAL SERGEANT IN PATROL DIVISION CREATED.

Upon motion of Councilwoman Evans, seconded by Councilman Brown, and un-animously carried, the request of the Chief of Police for the creation of a classification of an additional Traffic Lieutenant in the Traffic Division and of an additional Sergeant in the Patrol Division was granted.

MR. ERNEST SIFFORD ADVISED REQUEST FOR USE OF INCINERATOR BUILDING AS STORAGE WAREHOUSE FOR PARK & RECREATION COMMISSION WILL BE CONSIDERED WHEN BUILDING NEXT VACANT.

Mr. Ernest Sifford, appeared before Council and requested that the Park and Recreation Commission be given the use of the Incinerator Building for a storage warehouse; he called attention to having made this request a few years ago but learned it was leased to Mr. Hall.

Mr. Yancey, City Manager, advised that Mr. Hall has moved but that the

building has already been leased at \$2,400.00 per year; however, there is a 60-days cancellation clause in the lease should the Council see fit to exercise it.

No action was taken by the Council, and Mayor Smith advised Mr. Sifford that when the building is next vacant, his request can be given consideration.

CIVIL DEFENSE DIRECTOR AUTHORIZED TO EMPLOY TWO TECHNICAL ASSISTANTS FOR REMAINDER OF FISCAL YEAR, FOR WHICH FUNDS ARE AVAILABLE IN BUDGET FOR SALARIES.

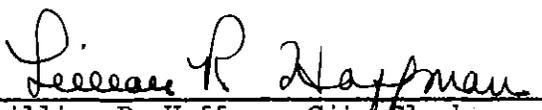
Mr. Ken Williams, Civil Defense Director, stated that because of the Berlin situation, the work in his office has greatly increased and it is impossible to carry it on adequately with/^{out}the help of two technical assistants. He advised that he will need them only during the present emergency and has sufficient budgeted funds that can be used for their salaries. Councilman Brown moved that he be authorized to employ the two assistants for the remainder of the fiscal year. The motion was seconded by Councilman Dellinger, and unanimously carried.

RECOMMENDATION TO NEW COUNCIL TO FUND DEFICIT OF \$7,000 TO MEMORIAL HOSPITAL FOR EMERGENCY CLINIC.

Councilwoman Evans moved that this Council recommend to their successors in office that the sum of \$7,000.00 be included in the 1959-60 annual budget to fund the deficit accruing in the Emergency Clinic at Charlotte Memorial Hospital. This amount was excluded from the Hospital's 1958-59 Budget by the City Council with the understanding that if a deficit occurred, the allocation would be made, but the City is without funds to do so at the present time. The motion was seconded by Councilman Dellinger, and unanimously carried.

ADJOURNMENT.

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


Lillian R. Hoffman, City Clerk