

May 26, 1954
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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, May 26, 1954, at 11 o'clock a.m., with Mayor Van Every presiding, and Councilmen Albea, Baxter, Boyd, Brown, Dellinger, Smith and Wilkinson present.

Absent: None.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Smith, seconded by Councilman Wilkins on, and unanimously carried, the minutes of the last regular meeting on May 19th and special adjourned meeting on May 20th were approved as submitted.

ORDINANCE NO. 212-X EXTENDING CORPORATE LIMITS OF CHARLOTTE BY ANNEXING 39.96 ACRES IN SHARON TOWNSHIP NEAR SCALEYBARK ROAD.

At the hearing on the petition of Geo. S. Goodyear and wife, Miss Rose Collins, Miss Hattie Ruth Collins Brown and John A. Brown, for the annexation of 39.96 acres of property in Sharon Township, near Scaleybark Road, no opposition to the annexation was expressed by the public. Whereupon, Councilman Smith moved the adoption of an ordinance entitled: "Ordinance No. 212-X Extending the Corporate Limits of Charlotte by Annexing Thereto 39.96 Acres of property in Sharon Township". The motion was seconded by Councilman Baxter, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 351-352.

HEARING AUTHORIZED ON APPEAL FROM RULING OF ZONING BOARD OF ADJUSTMENT RELATIVE TO ZONING CHANGE ON PROPERTY AT CORNER OF ROMANY ROAD AND HARDING PLACE.

Mr. Fred Helms, Attorney filed an appeal from the ruling of the Zoning Board of Adjustment denying a change in zoning from R-2 to B-1 on Lots A and B at the corner of Romany Road and Harding Place, and requested that the change be granted under the usual procedure of the Council in such matters. He stated that he filed the petition for the change on behalf of his clients, H. C. Sherrill Company, Richard M. Arnold and wife, and G. V. Lawrence, optionee; that he attended the two hearings before the Board, at which there was no opposition to the change; however, the Board denied the request.

Councilman Albea moved that the City Attorney draw the proper papers for the Council at its next meeting to fix a date of hearing on the petition for the zoning change. The motion was seconded by Councilman Brown, and unanimously carried.

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AUTHORIZED ISSUED TO CLIFF PASSONS FOR OPERATION OF TAXICAB PURCHASED FROM JAMES Q. DUNCAN NOW OPERATED AS CAB #21 OF BAKER CAB COMPANY.

Councilman Smith moved that the Taxicab Inspector be authorized to issue a Certificate of Public Convenience and Necessity to Mr. Cliff Passons for the operation of a taxicab purchased from Mr. James Q. Duncan, now being operated by him as Cab No. 21 of the Baker Cab Company, as recommended by the Taxicab Inspector. The motion was seconded by Councilman Wilkinson, and unanimously carried.

PARKING REMOVED FROM NORTH BREVARD AND NORTH COLLEGE STREETS, BETWEEN SEVENTH AND ELEVENTH STREETS, AND TRAFFIC ALLOWED TO MOVE IN BOTH DIRECTIONS, AND TRAFFIC PERMITTED TO MOVE IN BOTH DIRECTIONS ON EAST ELEVENTH STREET FROM TRYON TO COLLEGE STREET, DURING CONSTRUCTION OF ELEVENTH STREET BRIDGE.

Councilman Dellinger moved that the Traffic Engineer be directed to remove all parking from North Brevard and North College Streets, between East 7th and East 11th Streets for the duration of the construction of the East 11th Street Bridge and traffic be allowed to travel in both directions on these streets, and that traffic be permitted to travel in both directions on East 11th Street between North Tryon and North College Streets, and the present restrictions revert back in effect upon the completion of the said Bridge. The motion was seconded by Councilman Baxter, and unanimously carried.

ORDINANCE NO. 213-X LEVYING, ASSESSING, IMPOSING AND DEFINING LICENSE AND PRIVILEGE TAXES FOR THE FISCAL YEAR 1954-55.

An ordinance entitled: "Ordinance No. 213-X Levying, Assessing, Imposing and Defining License and Privilege Taxes for the Fiscal Year 1954-55" was introduced and read. Councilman Brown moved the adoption of the ordinance, which was seconded by Councilman Dellinger, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 353.

SUBDIVISION PLATS APPROVED.

Motion was made by Councilman Smith, seconded by Councilman Baxter, and unanimously carried, approving the following Subdivision Plats, as recommended by the Planning Board:

- (a) Madison Park Manor Subdivision, located south of Park Road.
- (b) E. J. Smith Property Subdivision, between Sugaw Creek and Willow Oak Road.

PAYMENT FOR RIGHTS-OF-WAY FOR CONSTRUCTION OF SEWERS TO SERVE NEW NORTHWEST HIGH SCHOOL, AUTHORIZED.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, payment for right-of-way for the construction of new sewers to serve the new Northwest High School was authorized to the following persons:

- (a) \$150.00 to Daniel Johnson and wife, Annie Johnson.
- (b) \$150.00 to Mervin Gillam and wife, Etta M. Gillam.
- (c) \$100.00 to Charlotte Benson Byers and husband, Floyd Byers.
- (d) \$24.50 to Phoebe Peeler Huntley and husband, Joe Huntley.
- (e) \$235.88 to Planters Fertilizer & Phosphate Company.

CONSTRUCTION OF SANITARY SEWER MAIN IN SHAMROCK DRIVE APPROVED.

Councilman Smith moved approval of the construction of 1,425 feet of sanitary sewer main in Shamrock Drive, at an estimated cost of \$4,000.00, to serve 12 family units and 17 vacant lots, with all costs to be borne by the City, and applicant's deposit of \$1,600.00 to be refunded in accordance with the contract. The motion was seconded by Councilman Brown, and unanimously carried.

CONTRACT WITH DUKE POWER COMPANY FOR SUPPLYING POWER TO IRWIN CREEK SEWAGE TREATMENT PLANT AUTHORIZED.

Motion was made by Councilman Dellinger that contract be authorized with the Duke Power Company for supplying power to the revised Irwin Creek Sewage Treatment Plant. The motion was seconded by Councilman Wilkinson, and unanimously carried.

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RIGHT-OF-WAY AGREEMENT WITH DUKE POWER COMPANY FOR THE RELOCATION OF THEIR POWER LINE TO IRWIN CREEK SEWAGE TREATMENT PLANT.

Councilman Dellinger moved that contract be authorized with the Duke Power Company for right-of-way in connection with the relocation of their power line to Irwin Creek Sewage Treatment Plant. The motion was seconded by Councilman Smith, and unanimously carried.

AGREEMENTS WITH STATE HIGHWAY & PUBLIC WORKS COMMISSION FOR INSTALLATION OF WATER MAINS IN U. S. HIGHWAY #29 AND #29-A.

Motion was made by Councilman Smith, seconded by Councilman Wilkinson, and unanimously carried, authorizing agreements with the State Highway & Public Works Commission in connection with the installation of water mains in U. S. Highways #29 and 29-A, as follows:

- (a) Agreement for right-of-way for the installation and maintenance of 8-inch water mains, for a distance of 2400 feet, along the south side of Sugaw Creek Road beginning at U. S. Highway #29.
- (b) Agreement for right-of-way for the installation of a 16-inch water main, for a distance of 10,000 feet, beginning at the existing city limits and extending along the east side of Highway #29 to the Mecklenburg Furniture Shops.
- (c) Agreement to permit the opening of pavement for the installation of 16, 12 and 8 inch water mains in crossing U. S. Highway #29-A; also for crossing Sugaw Creek Road and at various other points as indicated on plans.

CONTRACTS FOR CONSTRUCTION OF WATER MAINS IN MARKHAM VILLAGE, AND EASTWOOD ACRES SUBDIVISION.

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

- (a) Contract with Ervin Construction Company, Inc., for the construction of 8,605 feet of main and 7 hydrants, at an estimated cost of \$22,875.00, to serve Markham Village, outside the city limits. All cost to be borne by the applicant who will own the mains until such time as the territory is taken into the city.
- (b) Supplementary contract, to contract dated October 15, 1952, with the Methodist Home for the Aged, Inc., for the construction of 4,390 feet of main and 1 fire hydrant, at an estimated cost of \$8,165.00, in Eastwood Acres Subdivision, outside the city limits, to serve residential property north of Hickory Grove Road. All cost to be borne by the applicant who will own same until such time as the territory is taken into the city.

CONTRACT FOR VALVE BOXES AWARDED HARDY & NEWSOM, INC.

Councilman Dellinger moved that contract be awarded the low bidder, Hardy & Newsom, Inc., for 100 No. 1 and 100 No. 2 Valve Boxes complete, as specified, at a total price of \$1,280.00, less 2% cash discount, or \$1,254.40. The motion was seconded by Councilman Smith, and unanimously carried.

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CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 24-ft. driveway on N. Tryon Street for 112 Keswick Ave.
- (b) One 9-ft. driveway at 2639 Chilton Place.
- (c) Two 35-ft. driveways on South Boulevard and One 30-ft. one on Ideal Way, both for 2529 South Boulevard.

SPECIAL OFFICER PERMIT AUTHORIZED TO HOMER POLK, FOR USE ON PREMISES OF JOHNSON C. SMITH UNIVERSITY.

Councilman Dellinger moved approval of the issuance of a Special Officer Permit to Homer Polk, for use on the premises of Johnson C. Smith University. The motion was seconded by Councilman Baxter, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Mr. and Mrs. H. C. Schatz, Jr., for Lot 124, in Section 2, Evergreen Cemetery, at \$104.00..
- (b) Deed with Mrs. Sue Powers Carpenter, for Lot 22, Section 2, Evergreen Cemetery, at \$156.00.
- (c) Deed with James G. and Sarah M. Carpenter, for Lot 53, Section 2, Evergreen Cemetery, at \$156.00.
- (d) Deed with Mrs. Ann B. Whisnant for Perpetual Care on Lot 308, in Section U, Elmwood Cemetery, at \$50.00.

CONSTRUCTION OF WAREHOUSE AT 3432 MONROE ROAD BY GENERAL MOTORS CORPORATION APPROVED.

Motion was made by Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, authorizing the construction of a warehouse at 3432 Monroe Road by General Motors Corporation.

SALE OF AIRPORT BUILDINGS TO EASTERN AIRLINES APPROVED.

Upon motion of Councilman Brown, seconded by Councilman Baxter, and unanimously carried, the sale of Buildings #246 and #242, at Douglas Municipal Airport to Eastern Airlines at a price of \$150.00 and \$300.00 respectively, was authorized, as recommended by the City Manager.

RESOLUTION WITH RESPECT TO CONSTRUCTION OF RAILROAD SIDING BY MARKO ENGINEERING COMPANY, INC. CROSSING MELROSE STREET.

A resolution entitled: "Resolution with Respect to Construction of Railroad Siding by Marko Engineering Company, Inc. Crossing Melrose Street" was introduced and read. Upon motion of Councilman Smith, seconded by Councilman Dellinger, and unanimously carried, the resolution was adopted. The resolution is recorded in full in Resolutions Book 2, at Page 208.

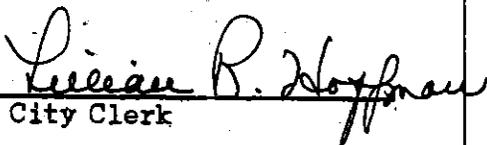
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PURCHASE OF BIGHAM PROPERTY AT DOUGLAS MUNICIPAL AIRPORT AUTHORIZED.

Pursuant to previous directions of the City Council to the City Attorney to negotiate with Mr. Howard Arbuckle, Attorney representing Mrs. Irene F. Bigham and husband, R. M. Bigham, for the purchase of 13.3 acres of the Bigham property at Douglas Municipal Airport, Mr. Shaw, City Attorney, reported that a price of \$9,867.00 was acceptable to them for the said property, and he recommended that it be accepted by the City. Upon motion of Councilman Baxter, seconded by Councilman Smith, and unanimously carried, the offer was accepted, subject to approval of the deed by the City Attorney and City Manager.

ADJOURNMENT.

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


City Clerk