

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 28, 1952, at 4 o'clock p.m., with Mayor Shaw presiding, and Councilmen Baxter, Coddington, Dellinger and Van Every present.

Absent: Councilmen Albea, Boyd and Jordan.

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INVOCATION.

The invocation was given by Councilman Philip L. Van Every.

MINUTES APPROVED.

Upon motion of Councilman Van Every, seconded by Councilman Dellinger and unanimously carried, the Minutes of the last meeting on May 21st were approved as submitted.

REQUEST FOR APPROPRIATION TO THE CEREBRAL PALSY HOSPITAL DEFERRED UNTIL BUDGET FOR NEXT FISCAL YEAR.

Mr. H. S. Strawn, representing the Cerebral Palsy Hospital Board, appeared before Council and requested a contribution of \$5,000.00 to the hospital to pay for the work of enclosing <sup>and equipping</sup> one of the sun-rooms to be used as a therapy room, which space is badly needed. Councilman Van Every moved that the request be taken under advisement for consideration when the budget for the next fiscal year is formulated. The motion was seconded by Councilman Dellinger, and unanimously carried.

PETITION FOR EXTENSION OF BUS ROUTE ON NORTH TRYON STREET TO CITY LIMITS REFERRED TO CITY MANAGER TO TAKE UP WITH DUKE POWER COMPANY.

Mrs. C. L. Payseur, resident of 4215 North Tryon Street, filed a petition requesting the extension of the present bus route on North Tryon Street to the city limits, which she stated was approximately one mile distant from its present terminus. Councilman Van Every moved that the request be referred to the City Manager to take up with Duke Power Company and report at the next Council Meeting. The motion was seconded by Councilman Dellinger, and unanimously carried.

ATTORNEY FOR QUEEN CITY CAB COMPANY REQUESTS REVOCATION OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY OF EXISTING CABS NOT BEING OPERATED.

Mr. Charles V. Bell, Attorney, again appeared before Council in the interest of the Queen City Cab Company. He advised that he had been unable to purchase cabs from existing Cab Companies as suggested by the Council. That he was unable to contact Mr. Keith Beaty relative to purchasing the twenty cabs which Mr. Beaty stated were for sale; that he did contact Mr. Abe Beaty, brother and partner of Mr. Keith Beaty who advised that they were not interested in selling a part of the cabs but would sell the entire lot. Also, Mr. Bell stated he had been advised by the Victory Cab Company they were not interested in selling individual cabs but would sell the entire lot of 21 cabs and all cab equipment for the sum of \$50,000.00. Mr. Bell stated they could not pay that amount for used cabs, as they would be worth only their trade-in value to Queen City Cab Company who desired to start operations with all new equipment.

Mr. Bell then requested that the certificates covering cabs of the various Cab Companies which are not in operation be revoked and re-issued to the Queen City Cab Company. Mr. W. L. Smith and the Reverend J. F. Johnson spoke for the proposal and urged that certificates be granted for the operation of the new cab company.

Mr. Bell was requested to contact Mr. Keith Beaty and endeavor to effect the purchase of the number of cabs he desired and to advise the Council at its next meeting as to the outcome of the negotiations. The Council

again advised that they did not wish to increase the number of cabs on the streets and, therefore, did not wish to issue certificates for more cabs.

Mayor Shaw advised Mr. Bell that the question of the revocation of existing certificates would not be acted upon unless and until there was a full attendance of Councilmen at the meeting.

RESOLUTION FIXING DATE OF HEARING ON JUNE 25, 1952 ON PETITION OF JOHN CROSLAND COMPANY ET AL FOR ANNEXATION OF 174.55 ACRE TRACT OF LAND IN SHARON TOWNSHIP TO THE SOUTHWESTERN BOUNDARY OF THE CITY.

A petition for the annexation to the city of Charlotte of 174.55 acre tract of land in Sharon Township, contiguous to the southwestern boundary of Charlotte, from Mr. John Crosland, President John Crosland Company, B. M. Hayes, Frances W. Hayes, W. W. Benton, Louise N. Benton, W. C. Coleman, Betty P. Coleman, Warren P. Coleman, S. A. Myers, Lois H. Myers and W. Marshall Moore, President, Morebilt Homes, Inc., being ~~one of the owners of said property~~, was filed. Following which a resolution entitled, "Resolution of the City Council of the City of Charlotte with reference to petition of John Crosland and others for the annexation of certain property or territory to the City of Charlotte" ~~and~~ introduced and read, fixing the date of the hearing as of June 25, 1952. Councilman Baxter ~~moved~~ the adoption of the resolution, which was seconded by Councilman Coddington, ~~and~~ unanimously carried. The resolution is recorded in full in Resolutions Book 1, at Page 483.

RESOLUTION FIXING DATE OF HEARING ON JUNE 25, 1952 ON PETITION OF ERVIN CONSTRUCTION COMPANY ET AL FOR ANNEXATION OF 117.41 ACRE TRACT OF LAND IN CRAB ORCHARD TOWNSHIP TO THE EASTERNLY BOUNDARY OF THE CITY.

A petition for the annexation to the City of Charlotte of 117.41 acre tract of land in Crab Orchard Township, contiguous to the easternly boundary of Charlotte, from Charles C. Ervin, President, Ervin Construction Company, Mary Frances Ervin, L. J. Spiers and Ella B. Spiers, was filed. A resolution entitled, "Resolution of the City Council of the City of Charlotte with reference to petition of Ervin Construction Company, Inc., L. J. Spiers and Charles C. Ervin for the annexation of certain property or territory to the City of Charlotte" ~~and~~ fixing the date of hearing thereon on June 25, 1952, was introduced and read. Councilman Baxter moved the adoption of the resolution, which was seconded by Councilman Van Every, and unanimously carried. The resolution is recorded in full ~~and~~ Resolutions Book 1, at Page 484.

TRANSFER OF FUNDS FROM EMERGENCY FUND TO MORRIS FIELD FIRE DEPARTMENT FOR PURCHASE OF THREE DRY CHEMICAL ENGINES.

Upon motion of Councilman Van Every, seconded by Councilman Baxter, and unanimously carried, \$2,100.00 was authorized transferred from the Emergency Fund (Code 110) to the Morris Field Fire Department Outlay Account, Machinery & Equipment (Code 1506 G-12) for the purchase of three Alfco Model 350 Dry Chemical Engines at a price of \$700.00 each.

CANCELLATION OF LEASE WITH ASSOCIATED AVIATION UNDERWRITERS FOR EXCLUSIVE RIGHTS TO ~~OPERATE~~ AIRLINE TRIP DISPENSING MACHINES AT AIRPORT.

Councilman Dellinger moved that lease with Associated Aviation Underwriters for the exclusive rights to operate airline trip dispensing machines at Douglas Municipal Airport be cancelled under the 30-day cancellation clause in said lease. The motion was seconded by Councilman Baxter, and unanimously carried.

CLAIM OF MRS. SADIE BAUMRIND FOR PERSONAL INJURIES REFERRED TO CITY ATTORNEY.

The claim of Mrs. Sadie Baumrind, filed by her attorneys Goodman & Goodman, in the amount of \$50,000.00 for injuries sustained on Park Avenue on May 10, 1952, alleged to have been cause by a fall from a hole in the sidewalk, was referred to the City Attorney.

CONSTRUCTION OF SEWER MAIN IN EASTWAY DRIVE AT REQUEST OF ERVIN CONSTRUCTION COMPANY.

Councilman Baxter moved approval of the construction of 166 feet of 8 inch sanitary sewer in Eastway Drive at an estimated cost of \$300.00, to

serve two family units and one vacant lot, at the expense of the City, as requested by Ervin Construction Company. The motion was seconded by Councilman Van Every, and unanimously carried.

#### CONSTRUCTION OF DRIVEWAY ENTRANCES APPROVED.

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

- (a) One 8 ft. entrance at 920 Berkley Avenue.
- (b) One 12 ft. entrance at 1501 South Tryon Street.
- (c) One 26 ft. entrance on N. Tryon Street and One 30 ft. entrance on East 8th Street, both for 426 N. Tryon Street.
- (d) One 11 ft. and One 17 ft. entrance at 621 W. Morehead Street.

#### SPECIAL OFFICER PERMIT AUTHORIZED ISSUED TO T. W. HONEYCUTT.

Councilman Van Every moved that a Special Officer Permit be issued to Mr. T. W. Honeycutt, 2013 Isom Street, for use on the premises of Bryant Park, as requested by the Park & Recreation Commission Superintendent. The motion was seconded by Councilman Coddington, and unanimously carried.

#### ALL STREETS DESIGNATED AS ALLEYS CHANGED TO LANES, PLACE AND/OR COURTS.

Upon motion of Councilman Coddington, seconded by Councilman Van Every, and unanimously carried, all streets designated as alleys were changed as follows:

A Street Alley	to	A Street Lane
Aiken Alley	to	Aiken Lane
Avery Alley	to	Avery Lane
Ball Park Alley	to	Ball Park Lane
Basche Alley	to	Basche Lane
Beaver Alley	to	Beaver Lane
Blooms Alley	to	Blooms Lane
Butts Alley	to	Butts Lane
Camel Alley	to	Camel Lane
China Alley	to	China Lane
City Hall Alley	to	City Hall Lane
Clanton Alley	to	Clanton Lane
Clinton Alley	to	Clinton Court
Cole Alley	to	Cole Court
Cross Alley	to	Cross Lane
Crosby Alley	to	Crosby Court
Dandridge Alley	to	Dandridge Lane
Dunn Alley	to	Dunn Lane
Eden Alley	to	Eden Lane
Egypt Alley	to	Egypt Lane
Emerald Alley	to	Emerald Lane
Foremans Alley	to	Foremans Lane
Frog Alley	to	Frog Lane
Haglers Alley	to	Haglers Lane
Halls Alley	to	Halls Lane
Henderson Alley	to	Henderson Lane
Hilton Alley	to	Hilton Lane
House Alley	to	House Lane
Hyde Alley	to	Hyde Lane
Kerr Alley	to	Kerr Lane
Lewis Alley	to	Lewis Lane
Killy Alley	to	Lilly Lane
Long Branch Alley	to	Long Branch Lane
Macon Alley	to	Macon Lane
Moody Alley	to	Moody Lane
Newell Alley	to	Newell Court
Nixon Alley	to	Nixon Lane
Palmer's Alley	to	Afton Place
Rube Alley	to	Rube Lane
Schwartz Alley	to	Schwartz Lane
Short Alley	to	Short Lane
Smyly Alley	to	Smyly Lane

Strange Alley	to	Strange Lane
Summerville Alley	to	Summerville Court
Swain Alley	to	Swain Lane
Taft Alley	to	Taft Lane
Tenth Street Alley	to	Tenth Street Lane
Thompson Alley	to	Thompson Lane
Trotters Alley	to	Trotters Lane
Tyler Alley	to	Tyler Lane
Wades Alley	to	Wades Lane
Walker Alley	to	Walker Lane
Warren Alley	to	Warren Lane
Watkins Alley	to	Watkins Lane
Watts Alley	to	Watts Lane
Webb Alley	to	Webb Lane
Whites Alley	to	Whites Lane
Wood Alley	to	Wood Lane
Wylie Alley	to	Wylie Lane
Youngs Alley	to	Youngs Lane

TRANSFER OF CEMETERY LOTS.

Motion was made by Councilman Dellinger, seconded by Councilman Coddington, and unanimously carried, authorizing the Mayor and City Clerk to execute deeds for the transfer of cemetery lots as follows:

- (a) Deed to J. Harry Lawing, for Lot 187, in Section R-A, Evergreen Cemetery, at \$81.90.
- (b) Deed to Mrs. Alike Alexander Conner, for Lot 73, in Section 2, Evergreen Cemetery, at \$208.00.
- (c) Deed to H. Y. Westmoreland for Perpetual Care on Lot 348, in Section U, Elmwood Cemetery, at \$50.00.
- (d) Deed to A. C. Porter, for Perpetual Care on south half of Lot 34, in Section P. Elmwood Cemetery, at \$72.00.
- (e) Deed to Mrs. Wayne A. Todd, for east half of Lot 28, in Section G-Annex, Elmwood Cemetery, transferred from Mrs. A. M. Guillet, at \$1.00 for transfer.

CONTRACT AWARDED LAW-BARROW-AGEE LABORATORIES, INC. FOR TEST DRILLING ON AUDITORIUM-COLISEUM PROPERTY.

Upon motion of Councilman Coddington, seconded by Councilman Van Every, and unanimously carried, contract was awarded the low bidder, The Law-Barrow-Agee Laboratories, Inc., for Test Drilling on the Auditorium-Coliseum property, on a unit price basis of \$2.45 for dirt drilling and \$5.00 for rock drilling, with the total contract price not to exceed \$14,000.00.

COUNCIL MEETINGS TO BE HELD EVERY OTHER WEEK FROM TODAY UNTIL LABOR DAY.

Councilman Van Every moved that the regular Council Meetings be held at 4 o'clock p.m. on Wednesday of every other week, beginning with today's meeting, until Labor Day. The motion was seconded by Councilman Baxter, and unanimously carried.

RIGHTS-OF-WAY AUTHORIZED ACQUIRED FOR WIDENING AND EXTENDING WEST FIFTH STREET.

Upon motion of Councilman Dellinger, seconded by Councilman Van Every and unanimously carried, the City Manager and City Attorney were directed to acquire the following property for the widening and extension of West Fifth Street, and that payment of the amounts as given be made from the Street Bond Fund:

Property at 900-02 West 5th and N. Clarkson Streets, from Margaret Barton Alexander, at a price of \$6,500.00.

Property at 904-06 West 5th Street, from N. E. Hildreth and wife Estelle L. Hildreth, at a price of \$2,000.00.

ADJOURNMENT.

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

*Lillian R. Hoffman*  
City Clerk