

May 4, 1955
Minute Book 36 - Page 19

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 4, 1955, at 11 o'clock a.m., with Mayor pro tem Smith presiding, and Councilmen Albea, Baxter, Boyd, Brown, Dellinger and Wilkinson present.

Absent: Mayor Van Every.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson, and unanimously carried, the Minutes of the last meeting on April 27th were approved as submitted.

RESOLUTION SIGNIFYING INTENTION TO PRESERVE THE CITY'S PRESENT "A" RATING.

A resolution entitled: "Resolution Signifying Intention to Preserve the City's Present "A" Rating" was introduced by Councilman Baxter. Following the reading thereof, Councilman Baxter moved its adoption, which was seconded by Councilman Wilkinson, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 292.

ERECTION OF PLAQUE AT DOUGLAS MUNICIPAL AIRPORT AUTHORIZED.

Councilman Brown moved that a plaque be erected at Douglas Municipal Airport, inscribed with the date of the dedication of the Airport and the names of the Mayor, City Council, City Manager and Airport Advisory Committee who were in office at the time of the dedication. The motion was seconded by Councilman Albea, and unanimously carried.

REAPPOINTMENT OF J. B. McMILLAN TO AUDITORIUM-COLISEUM AUTHORITY.

Councilman Albea moved the reappointment of Mr. J. B. McMillan to the Auditorium-Coliseum Authority for a term of 5 years. The motion was seconded by Councilman Wilkinson, and unanimously carried.

COUNCILMAN BOYD, RETIRING FROM COUNCIL, COMPLIMENTED ON SERVICE TO THE CITY.

Councilman Boyd, retiring from the City Council, congratulated the Councilmen on their victory in yesterday's municipal election. He stated that the re-election of all six members of the Council convinces him that by and large the citizens of Charlotte are generally satisfied with the record of the Council during the past two to four years; that if that were not so, the citizens would have expressed their feelings in opposition to them.

He expressed his appreciation to each of the Councilmen for the kindness, consideration and cooperation shown him during the past two year term, and for their friendship and stated that he would sorely miss the association with them.

He thanked the City Manager, Mr. Henry Yancey, for the courtesy and consideration shown him during his six years as a City Councilman. He commended him on his efficiency and the promptness given requests of the Council and for his affability at all times regardless of the stress of the occasion.

He expressed his appreciation to the City Clerk, Mrs. Hoffman, for her kindness and courtesies and complimented her on her efficiency in covering the Council Meetings and on the system established in her office and its operation in serving the Council and the public.

May 4, 1955
Minute Book 36 - Page 20

Mayor pro tem Smith, Councilmen Albea, Baxter, Brown, Dellinger, Wilkinson, Mr. Yancey, Mr. Shaw, City Attorney, Mrs. Hoffman, Mr. Golden, Charlotte Observer reporter, Mr. Shuford, Charlotte News reporter and Mr. Benton, WBTV representative, each expressed his personal pleasure in the association with Mr. Boyd, thanking him for his cooperation and kindness and expressing regret at his retirement from the City Council. He was highly complimented by the Council on the splendid service he has rendered to Charlotte during his six years as a member of the City Council and for his sincerity of purpose to do that which was best for all the citizens of Charlotte.

RESOLUTION PROVIDING FOR PUBLIC HEARING ON ORDINANCE NO. 261 AMENDING THE ZONING ORDINANCE TO CHANGE ZONING ON PROPERTY AT 1400-02 N. INDEPENDENCE BOULEVARD.

Ordinance No. 261 Amending the Zoning Ordinance, to change the zoning from R-1 to B-1 on property located at 1400-02 N. Independence Boulevard, upon petition of Mr. L. S. Mallock, was introduced and read. Following which a Resolution Providing for a Public Hearing on the ordinance was presented and read. Councilman Dellinger moved the adoption of the resolution, which was seconded by Councilman Wilkinson, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 293.

RESOLUTION PROVIDING FOR PUBLIC HEARING ON ORDINANCE NO. 262 AMENDING THE ZONING ORDINANCE TO CHANGE ZONING ON PROPERTY AT 1516-18 N. INDEPENDENCE BOULEVARD.

Ordinance No. 262 Amending the Zoning Ordinance, to change the zoning from R-1 to R-2 on property located at 1516-18 N. Independence Boulevard, upon petition of Mr. L. S. Mallock, was introduced and read. Following which a Resolution Providing for a Public Hearing on the ordinance was presented and read. Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, the resolution was adopted. The resolution is recorded in full in Resolutions Book 2, at Page 294.

TRANSFER OF FUNDS FROM EMERGENCY FUND TO POLICE DEPARTMENT BUDGET, FOR UNIFORMS AND CLOTHING.

Councilman Brown moved approval of the transfer of \$2,178.97 from the Emergency Fund (Code 110) to the Police Department Budget (Code 401, C-33) for uniforms and clothing. The motion was seconded by Councilman Wilkinson, and unanimously carried.

LOCATION OF TERMINAL STORAGE BUILDING AT 2426 HUTCHINSON AVENUE BY JOHNSON MOTOR LINES APPROVED.

Upon motion of Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, the application of Johnson Motor Lines to locate a terminal storage building at 2426 Hutchinson Avenue, in an Industrial Zone, was approved.

SUBDIVISION PLATS APPROVED.

Motion was made by Councilman Wilkinson, seconded by Councilman Albea, and unanimously carried, approving the following Subdivision Plats:

- (a) Plat of Second Section of Westerly Hills Subdivision.
- (b) Plat of Amity Place Subdivision.

CONSTRUCTION OF NEW SANITARY SEWER MAINS AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the construction of new sanitary sewer mains was approved at the following locations:

- (a) 125-foot of sewer main in Jennings Street, to serve two family units and four vacant lots, at an estimated cost of \$200.00, upon request of J. F. McGowan. All costs to be borne by the City.

May 4, 1955
Minute Book 36 - Page 21

- (b) 1,879-feet of trunk sewer in Markham Village, to serve 16 vacant lots, at an estimated cost of \$6,060.00, upon request of Ervin Construction Company. All costs to be borne by the City, with the refund of applicant's deposit of the full amount.
- (c) 390-feet of sewer main in Botany Street, to serve 7 vacant lots, at an estimated cost of \$830.00, at the request of C. D. Spangler Construction Co. All costs to be borne by the City, with the refund of applicant's deposit of the full amount.
- (d) 350-feet of sewer main in Statesville Avenue Terrace, to serve 11 family units and 12 vacant lots, at an estimated cost of \$2,950.00, upon the request of W. J. Watts. All costs to be borne by the City.

CONNECTION OF SEWER TRUNK AND MAIN OWNED BY ERVIN CONSTRUCTION COMPANY, TO CITY'S SANITARY SEWERAGE SYSTEM AUTHORIZED.

Councilman Baxter moved approval of the request of Ervin Construction Company to connect 950-ft. of sewer trunk and 2,685-ft. of sewer main to the City's Sanitary Sewerage System, upon condition that they comply with all laws, rules and regulations now in effect, or which may hereafter become effective relative to property similarly situated. The motion was seconded by Councilman Dellinger, and unanimously carried.

CONTRACTS FOR THE INSTALLATION OF WATER MAINS AUTHORIZED WITH ERVIN CONSTRUCTION COMPANY.

Motion was made by Councilman Baxter, seconded by Councilman Albee, and unanimously carried, authorizing contracts with Ervin Construction Company, as follows:

- (a) Contract for the installation of 16,945-ft. of water mains in Country Club Acres and Markham Village, at an estimated cost of \$41,200.00. The City to finance all costs, and applicant to guarantee a gross annual water revenue equal to 10% of the cost.
- (b) Contract for the installation of 8,720-ft. of water mains in Oaklawn Park, at an estimated cost of \$18,900.00. The City to finance all costs, and applicant to guarantee a gross annual water revenue equal to 10% of the cost.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 35-ft. entrance at 3014-3016 Independence Boulevard.
- (b) Two 35-ft. entrances on Independence Boulevard and Two 35-ft. entrances on Commonwealth Avenue, for 3400 Independence Boulevard.
- (c) Two 40-ft. entrances on Central Avenue and Two 25-ft. entrances on Westover Street, for 1918 Central Avenue.

CONTRACT AWARDED R. E. McLEAN FOR PAINTING AND CLEANING EXTERIOR OF WATER TANK AT VEST STATION.

Councilman Wilkinson moved that contract be awarded R. E. McLean, Gastonia, N. C., for painting and cleaning the exterior of the steel water tank located at 820 Beatty's Ford Road, furnishing all machinery, equipment, tools, apparatus, labor and other means of construction, do all work and furnish all materials, all in accordance with specifications, at a lump sum of \$2,500.00. The motion was seconded by Councilman Baxter, and unanimously carried.

May 4, 1955
Minute Book 36 - Page 22

LEASE OF AIRPORT BUILDINGS.

The City Manager reported that leases have been concluded on the following buildings at Douglas Municipal Airport:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE AND TERM OF LEASE
283	S. H. Kirkpatrick	\$35.00	4-1-55 1 yr. renewal
201	Halls Textile Machinery Co.	\$25.00	4-1-55 month to month

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Mrs. J. B. Daniles, for Graves #2 and #3, Lot 121 Section 3, Evergreen Cemetery, at \$80.00.
- (b) Deed with Mrs. George M. Weitz, for Graves #2 and #3, Lot 119, Section X, Evergreen Cemetery, at \$80.00.
- (c) Deed with Geo. S. Crouch & wife, for Lot 229, Section 2, Evergreen Cemetery, at \$240.00.
- (d) Deed with Mrs. Elizabeth B. Woodside, transferred from S. O. Bolton and wife, for Lot 80, Section X, Elmwood Cemetery, at \$1.00 for deed.
- (e) Deed with Sam O. Bolton and wife, for Lot 81, Section X, Elmwood Cemetery, at \$112.00.

CONTRACT AWARDED TOOMEY BROTHERS FOR INSTALLATION OF PACKAGE UNIT TYPE HEATING PLANT AT CITY GARAGE.

Councilman Wilkinson moved award of contract to Toomey Brothers for furnishing labor, materials, equipment and supervision to install package unit type Heating Plant at the City Garage, as specified, for the lump sum of \$8,761.00. The motion was seconded by Councilman Dellinger, and unanimously carried.

APPOINTMENT OF J. LLOYD TODD AS ALTERNATE MEMBER OF THE ZONING BOARD OF ADJUSTMENT.

Councilman Wilkinson moved the appointment of Mr. J. Lloyd Todd, 2501 Tuckaseegee Road, as an Alternate Member of the Zoning Board of Adjustment. The motion was seconded by Councilman Albea, and unanimously carried.

AIRPORT BUILDING NO. 55 SOLD TO EATON OIL COMPANY.

Motion was made by Councilman Albea, seconded by Councilman Baxter, and unanimously carried, accepting the offer of Eaton Oil Company for the purchase of Airport Building No. 55, at a price of \$125.00, as recommended by the City Manager.

CITY ATTORNEY AUTHORIZED TO ENFORCE ZONING LAW AT 2822 HANSON DRIVE.

Upon motion of Councilman Baxter, seconded by Councilman Albea, and unanimously carried, the City Attorney was authorized and empowered to take such steps as may be necessary to carry out and enforce the provisions of the Zoning Ordinance with reference to the property at 2822 Hanson Drive.

May 4, 1955
Minute Book 36 - Page 23

CONTRACT AWARDED FARIS TRAILER COMPANY FOR TWO TRAILERS FOR WATER DEPARTMENT

Councilman Baxter moved that contract be awarded Faris Trailer Company for Two Trailers, as specified, at a net delivered price of \$2,554.86, for use by the Water Department. The motion was seconded by Councilman Albea, and unanimously carried.

CONTRACT AWARDED HERSEY MANUFACTURING COMPANY FOR WATER METERS.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, awarding contract to Hersey Manufacturing Company for Four 6-inch Water Meters, Compound Type, as specified, at a net delivered price of \$5,324.80.

ADJOURNMENT.

Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the meeting was adjourned until 10 o'clock a.m., on Thursday, May 5, 1955, in the Commissioners Room, Mecklenburg County Court House, for the purpose of canvassing the returns of the Bonds Election held on May 3, 1955.

Lillian R. Hoffman
City Clerk