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A regular meeting of the City Council was held in the Council Chamber, City Hall at 4 p.m., on Wednesday, November 12, 1947, with the following members present: Mayor Baxter, Councilmen Albea, Childs, DeLaney, Jordan, Lambeth, McKee and White, with Mayor Pro Tem Lambeth presiding until the arrival of the Mayor, following the vote on the item entitled, "Contracts for Purchases".

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the minutes of the meeting on November 5th were approved as submitted.

RESOLUTION REVOKING BUILDING PERMIT ISSUED TO REALTY SYNDICATE, INC.

Mr. Carol Taliáferro, Attorney, representing Mr. Lex Marsh, stated that the property at Providence and Cherokee Roads was purchased by Mr. Marsh for the definite purpose of erecting an apartment, and that when the building permit was secured on December 20, 1946 plans for the apartment had been drawn, and approximately \$15,000 spent towards the project. However, that Mr. Marsh did not wish to run counter to the desires of the residents of the neighborhood and therefore did not oppose the revocation of the building permit as proposed by the Council; however, Mr. Marsh did wish the Council to be assured that the permit was taken out in good faith.

Thereupon, the following resolution was introduced by Councilman White, who moved its adoption following the reading thereof. Motion was seconded by Councilman McKee, and unanimously carried:

RESOLUTION REVOKING BUILDING PERMIT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

That Building Permit No. 2783 of the City of Charlotte heretofore issued to Realty Syndicate, Inc., be, and the same is hereby revoked; and

BE IT FURTHER RESOLVED that the fee of \$70.00 heretofore paid in connection therewith be refunded by the City Treasurer to Realty Syndicate, Inc.

REQUEST OF CAROL TALIAFERRO THAT TRAFFIC SIGNAL LIGHT BE REPLACED AT EAST MOREHEAD AND SOUTH COLLEGE STREETS.

Mr. Carol Taliáferro, 808 South College Street, requested that the traffic signal light be replaced at East Morehead and South College Streets. He stated it was quite difficult since the removal of the light for pedestrians to cross at this location, as well as practically impossible for residents to get out of their driveways on College Street.

The matter was referred to the City Manager for handling.

CONFIRMATION OF SALE OF TAX FORECLOSED PROPERTY AT 120-24 STATE STREET.

Upon motion of Councilman White, seconded by Councilman Childs, the sale of tax foreclosed property at 120-24 State Street at public auction on October 20th, was unanimously confirmed to the high bidder, Ira B. Turner, at \$925.00.

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TREE REMOVAL AT 328-330 EAST BOULEVARD.

Councilman Albea moved that permission be granted Mr. Bill Karras to remove a tree from the planting strip in front of his property at 328-330 East Boulevard, in order to construct a driveway. Motion seconded by Councilman McKee, and unanimously carried.

PAYMENT TO MITCHELL & PERSHING FOR PROFESSIONAL SERVICES IN CONNECTION WITH AUDITORIUM BOND ELECTION.

Motion was made by Councilman Jordan, seconded by Councilman McKee, and unanimously carried, authorizing payment of \$409.06 to Mitchell & Pershing, Bond Attorneys, for professional services in connection with the Special Auditorium Bond Election on October 28th.

LEASE OF AIRPORT BUILDING NO. 204 TO MORRIS FIELD POST NO. 380, AMERICAN LEGION.

Upon motion of Councilman Childs, seconded by Councilman Jordan, and unanimously carried, Building No. 204 at Douglas Municipal Airport was authorized leased to Morris Field Post No. 380, American Legion, to be used for conducting gymnasium programs, for a period of five years, from November 1, 1947, at a rental of \$1.00 per annum.

NAME OF HIGHLAND AVENUE CHANGED TO VANDERBILT ROAD.

Councilman Jordan moved that the name of Highland Avenue be changed to Vanderbilt Road, as requested by the residents thereof. Motion seconded by Councilman McKee, and unanimously carried.

SANITARY SEWER CONSTRUCTION IN STATE STREET.

Motion was made by Councilman Albea, seconded by Councilman White, and unanimously carried, authorizing the construction of a sanitary sewer in State Street for a distance of 102-feet, to serve two buildings, at an estimated cost of \$244.20, at the City's expense.

RENEWAL OF CONTRACT WITH STATE BOARD OF HEALTH FOR LOCAL HEALTH WORK FOR FISCAL YEAR ENDING JUNE 30, 1948.

Upon motion of Councilman Childs, seconded by Councilman Jordan, and unanimously carried, contract was authorized with the State Board of Health with regard to local health work for the City of Charlotte for the fiscal year ending June 30, 1948.

CONTRACTS AND PURCHASES.

Councilman Albea moved that the following contracts for purchases, and the allocation of funds therefor, if necessary, be authorized. Motion seconded by Councilman Jordan, and unanimously carried:

- (a) Contract with Lynchburg Foundry Company, for 36,400 feet of Cast Iron Pipe and 50 tons of miscellaneous Fittings, in the amount of \$95,902.40, for the Water Department.
- (b) Contract with Atlas Supply Company, for 40,000-feet of Genuine Wrought Iron Pipe, in the amount of \$13,110.00, for the Water Department.
- (c) Contract with Grinnell Company, for 133 Gate Valves and 50 Fire Hydrants, at a net delivered price of \$11,617.90, for the Water Department.
- (d) Contract with Queen City Foundry Company, for 500 Valve Boxes, at a net delivered price of \$4,000.00, for the Water Department.

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- (e) Contract with Pyramid Chevrolet Company, for one 1947 Chevrolet Chassis and Cab, at a net delivered price of \$1,792.60, for the Water Department.
- (f) Contract with Heath Motor Company, for one 1947 Ford DeLux Tudor Sedan, at a net delivered price of \$1,365.22, for the Sanitary Division.
- (g) Contract with Mecklenburg Iron Works, for a 55-foot Steel Stack to replace the boiler stack at the Motor Transport Department Building, at a net delivered price of \$434.00.
- (h) Contract with Southern Erection and Engineering Company, for the erection of the 55-foot Steel Stack, at the Motor Transport Department Building, at a price of \$325.00.
- (i) Contract with North Carolina Equipment Company, for One Elevator Belt Assembly complete, at a net delivered price of \$396.00, for repairs to the Elgin Street Sweeper.
- (j) Purchase of 6,000 Stamped and Printed Envelopes for the Tax Department, from the Charlotte Post Office at a price of \$335.52.

APPOINTMENT OF DON J. KELLEHER TO THE INSURANCE ADVISORY COMMITTEE.

Councilman Lambeth moved the appointment of Mr. Don J. Kelleher to the Insurance Advisory Committee, to fill the vacancy created by the death of Mr. C. W. Westbrook. Motion seconded by Councilman Albea, and unanimously carried.

APPOINTMENT OF W. HILL SMITH AS ALTERNATE MEMBER TO THE BOARD OF ADJUSTMENT FOR ZONING.

Councilman White moved the appointment of Mr. W. Hill Smith as an alternate member of the Board of Adjustment for Zoning. Motion seconded by Councilman DeLaney, and unanimously carried.

REPORT OF LEASE OF AIRPORT BUILDING.

The City Manager reported that lease had been concluded for Building No. 223 at Douglas Municipal Airport to Piedmont Fixtures Company, at a monthly rental of \$79.65, for a period of one year from November 1, 1947.

REPORT OF SALE OF USED MOTOR VEHICLES.

The City Manager reported the sale of the following used motor vehicles at public auction on November 5th, pursuant to authorization of Council on December 31, 1946:

<u>MAKE AND KIND OF EQUIPMENT</u>	<u>PURCHASER</u>	<u>SELLING PRICE</u>
1940 Ford 4-door Sedan	Clary Motor Company Spartanburg, S.C.	\$455.00
1939 Chevrolet Sedan	Clary Motor Company Spartanburg, S.C.	400.00
1939 Chevrolet Sedan	H. R. London Blacksburg, S.C.	480.00
1937 Ford Coupe	J. C. Clanton Darlington, S. C.	305.00
1937 Ford 4-door Sedan	J. C. Clanton Darlington, S. C.	235.00
1940 Ford 4-Door Sedan	C.W. Myers Trading Post Winston-Salem, N.C.	305.00

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CEMETERY DEED.

Motion was made by Councilman Albea, seconded by Councilman McKee, and unanimously carried, authorizing the Mayor and City Clerk to execute a deed with Mrs. Elizabeth O. Erickson for Lot 243, Section 3, Evergreen Cemetery, at a cost of \$81.90.

RESOLUTION RELATIVE TO PROPOSED INCREASE IN TELEPHONE RATES BY SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY.

Upon motion of Councilman Childs, seconded by Councilman Lambeth the City Manager was unanimously authorized to present the following resolution which was not included in the Council Meeting Docket:

RESOLUTION RELATIVE TO PROPOSED INCREASE
IN TELEPHONE RATES BY SOUTHERN BELL TELEPHONE
AND TELEGRAPH COMPANY.

WHEREAS, the Southern Bell Telephone and Telegraph Company operates in the City of Charlotte under a franchise; and

WHEREAS, said Southern Bell Telephone and Telegraph Company now proposes to increase rates paid for telephone service across the board at the rate of 50 cents for each telephone; and

WHEREAS, the proposed increase in rates for similar service to smaller communities is at a lesser rate; and

WHEREAS, the City Council of the City of Charlotte has not been advertent to such petition for increase in rates as it affects our citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

That the City Manager and/or the City Attorney of the City of Charlotte be, and he or they are hereby instructed to request that an order be entered at a hearing in connection with said petition of the Southern Bell Telephone and Telegraph Company, to be held in Raleigh at 10:00 A.M., on November 13th, granting to the City of Charlotte the privilege of intervening in said case and filing such protest and other pleas as it may deem advisable within two weeks from said November 13th.

AND BE IT FURTHER RESOLVED, that should such order granting such privilege to the City of Charlotte be denied, that a protest in behalf of the City of Charlotte against such increase be entered at the hearing on November 13th.

Councilman DeLaney moved the adoption of the resolution as presented. Motion seconded by Councilman Jordan.

Mr. Sam Youngblood, Acting District Manager, of the Southern Bell Telephone and Telegraph Company, requested that the aforesaid resolution not be adopted and that the Council not protest the increase in telephone rates in the City of Charlotte. He stated that it was necessary to increase the rates for residential service to permit the company to meet increased costs, both in commodities and salaries, and in order to show a fair return on their investment. He estimated that there were 42,000 such telephones in Charlotte. He further stated that the increase in rates would be general in the State.

Mr. Youngblood was advised that the Council was not protesting the increase at this time, but merely asking for permission to intervene if, after studying the proposed new rates, it was seen fit to do so.

The vote was then taken on the motion to adopt the resolution, and was unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Lambeth, seconded by Councilman Jordan the meeting was adjourned.

Lillian R. Hoffman
City Clerk