

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, November 13, 1957, at 4 o'clock p.m., with Mayor Smith presiding, and Council members Albea, Baxter, Brown, Dellinger, Evans, Foard and Wilkinson being present.

ABSENT: None.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Brown, seconded by Councilman Wilkinson, and unanimously carried, the Minutes of the last Council Meeting on November 6, 1957, were approved as submitted.

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BOND ELECTION AUTHORIZED FOR EXTENSION OF SERVICES IN PERIMETER AREA TO BE ANNEXED JANUARY 1, 1960.

Councilman Baxter moved that the City Manager be instructed to confer with Mecklenburg County Board of Commissioners and Charlotte Board of Education as to the date of the School Bond Election in January and advise the City Attorney and that he be instructed to draw the necessary papers for a Bond Election on the same date on the issuance of \$4,800,000. for the extension of services in the perimeter area to be annexed to the City January 1, 1960. The motion was seconded by Councilman Albea, and unanimously carried.

CHAMBER OF COMMERCE COMMENDED FOR PROMOTION OF SIDEWALK IMPROVEMENT PROGRAM.

Councilman Dellinger moved that the Council go on record commending the Chamber of Commerce for promoting the program of sidewalk improvements in the uptown area. He stated the promotional work they are doing, together with the work the City is doing, is improving the appearance of the sidewalks. The motion was seconded by Councilman Brown, and unanimously carried.

STORE SIGNS OVERHANGING SIDEWALKS DISCUSSED.

Councilwoman Evans asked if the Chamber of Commerce is also sponsoring a program for the removal of signs overhanging the sidewalks?

Councilman Brown replied that the Chamber of Commerce has a Committee promoting these matters.

Mr. Shaw, City Attorney, stated if the City is looking for an additional source of revenue, companies can be leased the privilege of erecting signs that overhang the City's sidewalks.

Mr. Yancey, City Manager, stated the type of overhanging sign should be the question - that some Cities have such requirement; however, he has never seen a City that doesn't have hanging signs and they certainly provide additional lighting for the streets and sidewalks.

Mr. Shaw, City Attorney, suggested that it be considered, if the Council desires, next spring when the budget is made.

RESOLUTION AMENDING CONTRACT BETWEEN CITY OF CHARLOTTE AND FRANK T. MILLER, CONSULTING ENGINEER, DATED JULY 22, 1949, COVERING GRADE CROSSING ELIMINATION.

Councilman Wilkinson introduced a resolution entitled: "Resolution Amending Contract between the City of Charlotte and Frank T. Miller, Consulting Engineer, dated July 22, 1949, Covering Grade Crossing Elimination", and following the reading thereof moved its adoption. The motion was seconded by Councilman Albea.

Councilman Dellinger stated he understood the original contract with Mr. Miller was to be a four-way one and that the City, Southern Railway, State and Federal Governments are each to pay one-fourth of the cost. That he understands under the amended contract the City will pay \$40,000.00 more and will not have to furnish any extra engineering.

Mr. Yancey, City Manager, stated he believes that much of the confusion in one's mind as to the financing, is that the project has never been financed as a whole. That the City has hoped all along to secure Federal funds, and he has been advised by Congressman Jonas that funds have been made available by the Federal Government for grade crossing elimination in urban areas if the projects are properly presented to the Government. That the Federal Bureau of Roads has looked with favor on this project but it has never gotten far enough for them to consider it. That under the amended contract, Mr. Miller will prepare and present the proper plans etc to the Federal Government, for which work he will be paid under the new contract.

Councilwoman Evans asked just what plans for the "west side" of Charlotte grade crossing elimination were made that have become obsolete?

Mr. Yancey replied that for example, in 1949 when the original plans were drawn, the railroad used steam locomotives and now they use mainly diesel engines which carry more cars and the grade of the roadbed is different.

Councilwoman Evans said that the original contract calls for the payment of \$16,000.00 to Mr. Miller for such plans and therefore, why should he be paid twice for the same thing?

Mr. Yancey replied that the original plans were accepted as drawn by Mr. Miller and he was paid for the work, but now that those plans are not applicable, they must be redrawn, for which Mr. Miller must be paid. That were the other plans adaptable to meet present conditions they would be used, of course.

Councilwoman Evans stated a contract was made with Mr. Miller and she is not willing to give away the taxpayers money by paying him an additional amount.

Councilman Dellinger stated he was opposed to more funds for Mr. Miller at first, but he has checked into the matter and is convinced that the amended contract with him is only fair and just; that no contractor can do business on the same basis they did eight years ago, when the original contract was made with Mr. Miller.

Mr. Shaw, City Attorney, stated that the very things of which Councilwoman Evans is speaking gave him concern when it was proposed. However, Mr. Miller prepared the preliminary designs and they were accepted by the City, and through no fault of his the program has lagged these several years, and the City cannot now retain his services unless he is paid an additional amount to do something for which he was not obligated before. That Mr. Miller will redesign the plans, and will be responsible for obtaining State and Federal Funds for the project. If he is not able to secure the funds, then he will be paid \$10,000.00 for his work, and if he does secure the funds then the \$10,000.00 will apply against his total fee for the project. That the original contract did not obligate him to secure the project funds, the City was suppose to finance the project.

Councilwoman Evans also stated that the original contract called for Mr. Miller to supply all of the personnel he considered necessary, such as Inspectors, Engineers, etc. She asked if he did this on the cross-line project? Mr. Yancey replied that he did so and paid all of the personnel.

Councilman Foard stated that the Southern Railway, who participates financially in the project, wishes Mr. Miller retained as the engineer and they will pay him their portion.

The vote was then taken on the motion for the adoption of the resolution, and carried, with the votes cast as follows:

YEAS: Councilmen Albea, Baxter, Brown, Dellinger, Foard and Wilkinson.

NAYS: Councilwoman Evans.

The Resolution is recorded in full in Resolutions Book 3, beginning at page 138 and ending at page 139.

BLANKET RIGHT-OF-WAY AGREEMENT AUTHORIZED WITH STATE HIGHWAY COMMISSION FOR CONSTRUCTION OF SANITARY SEWER LINES TO BE INSTALLED IN PERIMETER AREA TO BE ANNEXED JANUARY 1, 1960.

Councilman Dellinger moved approval of a blanket agreement with the State Highway Commission for rights-of-way for the construction of sanitary sewer lines in the perimeter area to be annexed to the City on January 1, 1960. The motion was seconded by Councilman Brown, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER TRUNK IN NORTH COLLEGE STREET AUTHORIZED.

Upon motion of Councilman Wilkinson, seconded by Councilman Brown, and unanimously carried, the construction of 1,442 feet of 12-inch sanitary sewer trunk in North College Street, to replace an old, inadequate trunk line, was authorized at an estimated cost of \$14,575.00 to be paid by the City.

CARLANDA CIRCLE, FROM SELWYN AVENUE TO DEAD-END, TAKEN OVER FOR MAINTENANCE.

Councilman Albea moved that Carlanda Circle, from Selwyn Avenue to dead-end, be taken over by the City for maintenance, The motion was seconded by Councilman Brown, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Motion was made by Councilman Albea, seconded by Councilman Brown, and unanimously carried, authorizing the construction of the following driveway entrances:

- (a) One 20-ft. entrance on Middleton Drive for 815 Providence Rd.
- (b) One 35-ft. and One 24-ft entrance at 200 Providence Rd.
- (c) One 12½-ft. entrance at 2842 Selwyn Avenue.
- (d) One 18-ft. entrance on Twiford Place for 909 Colville Rd.
- (e) Two 15-ft. entrances and One 20-ft. entrance at 2151 Hawkins St.

CONTRACT AWARDED GLENN CONSTRUCTION COMPANY FOR FURNISHING AND INSTALLING LOSS-OF-HEAD AND RATE-OF-FLOW GAUGES AT VEST STATION.

Upon motion of Councilman Wilkinson, seconded by Councilman Dellinger, and unanimously carried, contract was awarded Glenn Construction Company to provide all necessary labor, materials, supervision and equipment necessary to install loss-of-head and rate-of-flow Gauges on the six north filter units at Vest Pumping Station, using Burgess Manning Electrical Equipment, all as specified, at a total installed price of \$11,000.00. The contract was awarded the second-low bidder since the low bidder, Minneapolis Honeywell Regulator Company failed to include requested and necessary detail information in his bid.

The following bids were received:

Minneapolis Honeywell Regulator Co.	\$11,468.60
" Alternate Bid	\$ 9,450.00
Glenn Construction Company	\$11,487.00
" Alternate Bid	\$11,000.00
Roberts Filter Mfg. Company	\$11,755.00
" Alternate Bid	\$12,875.00
A. P. White & Associates	\$11,880.00
" Alternate Bid	\$10,900.00

CONTRACT AWARDED CITY CHEVROLET COMPANY FOR FIVE CHASSIS & CABS FOR EQUIPMENT DEPOT.

Councilman Dellinger moved that contract be awarded the low bidder, City Chevrolet Company, for Five Chassis & Cabs, 16,000 G.V.W. Chevrolet Model 6403, as specified, at a total net exchanged price of \$12,155.70. The motion was seconded by Councilman Brown, and unanimously carried.

The following bids were received:

City Chevrolet Company	\$12,155.70
International Harvester Company	\$12,263.70
Don Allen Chevrolet Company	\$12,263.70
Courtesy Motors	\$12,654.40

CONTRACT AWARDED CHEVROLET COMPANY FOR ONE CHEVROLET CHASSIS & CAB FOR EQUIPMENT DEPOT.

Motion was made by Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, awarding contract to the low bidder, City Chevrolet Company, for One Chevrolet 6403, Chassis & Cab, Manley WC-6-E WRECKER Crane, as specified, at a total net exchanged delivered price of \$4,776.47.

Bids were received as follows:

City Chevrolet Company	\$4,776.47
" Alternate Bid	\$5,601.32
Courtesy Motors	\$5,081.00
International Harvester Company	\$5,164.44
Don Allen Chevrolet Company	\$5,497.53
" Alternate Bid	\$5,933.53

CONTRACT AWARDED CITY CHEVROLET COMPANY FOR THREE CHEVROLET PICK-UP TRUCKS FOR EQUIPMENT DEPOT.

Upon motion of Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, contract was awarded the low bidder, City Chevrolet Company, for Three Chevrolet Pick-up Trucks, 3/4-ton capacity, with conventional bodies, as specified, at a total net exchanged delivered price of \$4,289.87.

The following bids were received:

City Chevrolet Company	\$4,289.87
Don Allen Chevrolet Company	\$4,639.73
Courtesy Motors	\$4,644.00
International Harvester Company	\$4,781.09
Hollingsworth's GMC Trucks, Inc.	\$5,451.63

CONTRACT AWARDED CITY CHEVROLET COMPANY FOR ONE CHASSIS & CAB FOR ENGINEERING DEPARTMENT.

Councilman Dellinger moved the award of contract to the low bidder, City Chevrolet Company, on their Alternate Bid, for One Chassis & Cab, Chevrolet Model 6103 with Powers Compartment Body, Model 44-104, as specified, at a total net exchanged delivered price of \$3,018.28. The motion was seconded by Councilman Brown and unanimously carried. The lowest bid, in the amount of \$2,832.78, of City Chevrolet Company was not acceptable as the "Stahl Body" was not considered equal to the specifications submitted.

All bids received were as follows:

City Chevrolet Company	\$2,832.78
" Alternate Bid	\$3,018.28
International Harvester Company	\$2,921.13
" Alternate Bid	\$3,116.10
Don Allen Chevrolet Company	\$3,049.22

CONTRACT AWARDED INTERNATIONAL HARVESTER COMPANY FOR ONE CHASSIS & CAB FOR ENGINEERING DEPARTMENT.

Upon motion of Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, contract was awarded the low bidder, International Harvester Company for One International Chassis & Cab, with Daybrook Body, as specified, at a total net exchanged delivered price of \$2,877.03

Bids received were as follows:

International Harvester Company	\$2,877.03
City Chevrolet Company	\$2,895.28
" Alternate Bid	\$2,943.28
Don Allen Chevrolet Company	\$2,954.64
" Alternate Bid	\$2,904.64

CONTRACT AWARDED CITY CHEVROLET COMPANY FOR ONE CHEVROLET CHASSIS & CAB FOR ENGINEERING DEPARTMENT.

Motion was made by Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, awarding contract to the low bidder, City Chevrolet Company, for One Chevrolet 6403 Chassis & Cab, as specified, at a total net delivered price of \$2,429.07.

The following bids were received:

City Chevrolet Company	\$2,429.07
Courtesy Motors	\$2,433.00
Don Allen Chevrolet Company	\$2,487.20
International Harvester Company	\$2,566.45

CONTRACT AWARDED DON ALLEN CHEVROLET COMPANY FOR PICK-UP TRUCK FOR AIRPORT DEPARTMENT.

Motion was made by Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, awarding contract to the low bidder, Don Allen Chevrolet Company for One Chevrolet 3104 Pick-up Truck, 1/2-ton capacity, as specified, at a total price of \$1,913.55, subject to cash discount of \$594.32, or a net delivered price of \$1,319.33.

The following bids were received:

Don Allen Chevrolet Company	\$1,319.33
City Chevrolet Company	\$1,329.23
Courtesy Motors	\$1,369.00
International Harvester Company	\$1,448.51
Hollingsworth's GMC Trucks, Inc.	\$1,518.66

CONTRACT AWARDED DON ALLEN CHEV. COMPANY FOR PICK-UP TRUCK FOR CEMETERIES DEPARTMENT.

Upon motion of Councilman Dellinger, seconded by Councilman Brown, and unanimously carried, contract was awarded the second lowest bidder, Don Allen Chevrolet Company, for One Chevrolet 3604 Pick-up Truck, 3/4-ton capacity, as specified, at a total price of \$2,280.45, subject to cash discount of \$685.40, or a net delivered price of \$1,595.05. The low bid of City Chevrolet Company offered a "wood bottom" instead of "metal" which did not meet the specifications.

Bids received were as follows:

City Chevrolet Company	\$1,560.72
Don Allen Chevrolet Company	\$1,595.05
International Harvester Company	\$1,681.24
Hollingsworth's GMC Trucks, Inc.	\$1,728.53

HOLIDAY GRANTED CITY EMPLOYEES ON NOVEMBER 28TH IN OBSERVANCE OF THANKSGIVING DAY.

Councilwoman Evans moved that a holiday be granted city employees on Thursday, November 28th, in observance of Thanksgiving Day. The motion was seconded by Councilman Albea, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with C. Ernest & Mary D. Moore, for Lot 346, Section 4-A, Evergreen Cemetery, at \$126.00.
- (b) Deed with E. H. Aughtry, for Lot 299, Section 2, Evergreen Cemetery, at \$160.00.

EMPLOYMENT OF PUBLIC HEALTH DENTIST AT INCREASED SALARY TO FILL VACANCY AUTHORIZED.

Upon motion of Councilwoman Evans, seconded by Councilman Dellinger, and unanimously carried, the employment of a Public Health Dentist to fill the vacancy in the Health Department at an increase in salary from the \$8,160.00, presently authorized under Job Classification, to \$9,660.00, together with a \$50.00 car allowance.

EMPLOYMENT OF EMERGENCY PERSONNEL IN PET DEPARTMENT AND TRANSFER OF FUNDS FROM EMERGENCY FUND, AUTHORIZED.

Councilman Brown moved that an additional man be employed in the Pet Department temporarily to meet an emergency and that \$66.50 be transferred from the Emergency Fund to the Pet Department to cover his salary for a period of 10 days. The motion was seconded by Councilman Albea, and unanimously carried.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON LISTER DRIVE, PASSED ON FIRST READING.

A resolution entitled: "Resolution Authorizing Permanent Improvements on Lister Drive" was introduced by Councilman Wilkinson, who moved its adoption following the reading thereof. The motion was seconded by Councilman Dellinger, and unanimously carried on the first reading. The resolution is recorded in full in Resolutions Book 3, at Page 140.

WIDENING OF WOODWARD AVENUE AUTHORIZED.

Councilman Dellinger moved that Woodward Avenue, from Hutchinson Avenue to the Southern Railway, be widened at a cost not to exceed \$3,600.00. The motion was seconded by Councilman Baxter, and unanimously carried.

CONSTRUCTION OF FOOT-BRIDGE OVER IRWIN CREEK AT NEWLAND ROAD, AUTHORIZED.

Upon motion of Councilman Baxter, seconded by Councilwoman Evans, and unanimously carried, a foot-bridge over Irwin Creek at Newland Road was authorized constructed at an estimated cost of \$7,960.00.

ADJOURNMENT.

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


Lillian R. Hoffman, City Clerk