

September 30, 1953
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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, September 30, 1953, at 11:00 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 Wilkinson, and unanimously carried, the minutes of the last meeting on September 16th were approved as submitted.

REQUESTED REZONING DENIED ON PROPERTY AT SOUTHWEST CORNER OF BRANDYWINE ROAD AND SELWYN AVENUE.

At the scheduled hearing on the petition of Mr. W. L. Nichols for a change in zoning from Residence-1 to Business-1 on property at the southwest corner of Brandywine Road and Selwyn Avenue, Mr. Harry Hewson, Attorney, spoke for the petitioner, and Mr. Frank McCleneghan, Attorney, representing the opposition. Following the presentation of statements both for and against the proposed rezoning, the petition for the change was denied by Council upon motion of Councilman Baxter, seconded by Councilman Brown, and unanimously carried.

Mr. Hewson contended that since the northwest corner is presently zoned B-1, and the property diagonally across Selwyn Avenue is also so zoned, the state law makes it mandatory upon the Council to rezone the property in question under the proviso that where two or more corners of an intersection are zoned alike, the remaining corner lots shall be similarly zoned.

The City Council having recently viewed the property expressed the view that as Brandywine Road intersects Selwyn Avenue only on the west side, this is not a true four-corner intersection and the specific law is not applicable. Mr. Hewson contended that the proviso is not confined to four corner intersections, and that similar situations will arise all over the city.

Councilman Albea expressed the opinion that the property is suitable for residential purposes, and was so classified by the Zoning Commission and he does not believe that a hardship is being imposed upon the property owner under the present R-1 zoning.

Mr. McCleneghan filed three petitions opposing the zoning change; one signed by all the residents of the block bounded by Selwyn Avenue, Brandywine Road and Hassell Place in which the lot in question is located; the second petition signed by residents within the vicinity who would be indirectly affected by the zoning change, and the third by members of Selwyn Avenue Presbyterian Church which fronts 325 feet on Selwyn Avenue across from the lot in question. Mr. McCleneghan stated further that the lot requested rezoned is a part of Lot 7 of the old Mecklenburg Farm property which was purchased by Mr. Nichols and sold off in lots, and this is the remaining lot; that the deeds covering all of the other lots contained the provision that they were restricted to residential purposes and it is unfair to these property owners to permit the encroachment of business in this one lot.

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PUBLIC HEARING ON REQUESTING REZONING OF LOTS AT INTERSECTION OF JEWELL AND ALEXANDER STREETS TO BE PLACED ON AGENDA FOR NEXT MEETING.

Mr. W. J. Crosby, petitioner for a change in zoning from Residence-2 to Business-1 on three lots at the intersection of Jewell and Alexander Streets in Griertown, advised that as suggested by the Council at the hearing on July 22nd he took the request back to the Zoning Board of Adjustment and again his petition was denied. He requested the Council to again consider his request and fix a date for a public hearing.

The City Manager read a letter from the Zoning Board of Adjustment in which it was stated that at their meeting on September 10th Mr. Crosby's petition was again presented and reviewed and they found no change in his plans for the proposed shopping center that would justify a reversal of their previous decisions on several occasions.

Councilman Dellinger moved that the City Attorney draw the necessary papers to provide for a public hearing on the request and that the matter be docketed for next Council Meeting. The motion was seconded by Councilman Baxter, and unanimously carried.

HOUR FOR REGULAR COUNCIL MEETINGS CHANGED TO FOUR O'CLOCK P.M. FOR PERIOD FROM OCTOBER THROUGH MARCH, 1954.

Councilman Brown moved that beginning with next Wednesday, the hour for the regular Council Meetings be changed to 4 o'clock p.m., and remain so through March, 1954 and beginning with the first meeting in April through September, 1954 the meetings be held at 11 o'clock a.m. The motion was seconded by Councilman Baxter, and unanimously carried.

CITY TREASURER COMPLIMENTED ON PUBLICATION OF BOOKLET ON THE PROGRESS OF CHARLOTTE.

Councilman Baxter moved that Mr. L. L. Ledbetter, City Treasurer, be complimented on the booklet prepared and published by him for the purpose of conveying to holders of City Bonds and prospective bond purchasers a true picture of the progress of Charlotte. The motion was seconded by Councilman Dellinger, and unanimously carried.

RESOLUTION FIXING DATE OF HEARING ON OCTOBER 21ST ON ORDINANCE NO. 188 AMENDING THE ZONING ORDINANCE TO CHANGE BUILDING ZONE MAP FROM RESIDENCE-1 TO BUSINESS-1 ON PROPERTY ON INDEPENDENCE BOULEVARD.

An ordinance entitled: "Ordinance No. 188 Amending the Zoning Ordinance" to change the building zone map from Residence-1 to Business-1 on a strip of property located on the north side of Independence Boulevard between Waterman Avenue and Hickory Nut Street, was introduced and read. Following which, a Resolution Fixing the Date for a Public Hearing on October 21st was introduced, and following the reading thereof was unanimously adopted upon motion of Councilman Albea, and seconded by Councilman Smith. The resolution is recorded in full in Resolutions Book 2, at Page 131-132.

RESOLUTION FIXING DATE OF HEARING ON OCTOBER 21ST ON ORDINANCE NO. 189 AMENDING THE ZONING ORDINANCE TO CHANGE BUILDING ZONE MAP FROM RESIDENCE-2 TO LIGHT INDUSTRIAL ON LOT AT 118 BRUNS AVENUE.

An ordinance entitled: "Ordinance No. 189 Amending the Zoning Ordinance" to change the building zone map from Residence-2 to Light Industrial on a portion of lot at 118 Bruns Avenue, was introduced and read. Following which a Resolution Fixing the Date for a Public Hearing Thereon on October 21st was introduced. Councilman Albea moved the adoption of the resolution, which was seconded by Councilman Baxter, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 133.

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RESOLUTION PROVIDING FOR THE ISSUANCE OF \$9,225,000 BONDS.

Councilman Albea introduced a resolution which was read, entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$2,000,000 WATER BONDS". Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, the foregoing resolution was passed by the following vote:

Yeas: Councilman Albea, Baxter, Boyd, Brown, Dellinger,
Smith and Wilkinson.

Nays: None.

The resolution is recorded in full in Resolutions Book 2, at Page 134.

Thereupon Councilman Albea introduced the following resolution which was read, entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$1,200,000 PUBLIC IMPROVEMENT BONDS". Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, the foregoing resolution was passed by the following vote:

Yeas: Councilmen Albea, Baxter, Boyd, Brown, Dellinger,
Smith and Wilkinson.

Nays: None.

The resolution is recorded in full in Resolutions Book 2, at Page 135.

Thereupon Councilman Albea introduced the following resolution which was read, entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$3,000,000 AUDITORIUM BONDS". Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, the foregoing resolution was passed by the following vote:

Yeas: Councilmen Albea, Baxter, Boyd, Brown, Dellinger,
Smith and Wilkinson.

Nays: None.

The resolution is recorded in full in Resolutions Book 2, at Page 137.

Thereupon Councilman Albea introduced the following resolution which was read, entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$375,000 STREET WIDENING AND IMPROVEMENT BONDS". Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, the foregoing resolution was passed by the following vote:

Yeas: Councilmen Albea, Baxter, Boyd, Brown, Dellinger,
Smith and Wilkinson.

Nays: None.

The resolution is recorded in full in Resolutions Book 2, at Page 139.

Thereupon Councilman Albea introduced the following resolution which was read, entitled: "RESOLUTION FIXING THE DETAILS OF \$5,000,000 SANITARY SEWER BONDS". Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, the foregoing resolution was passed by the following vote:

Yeas: Councilmen Albea, Baxter, Boyd, Brown, Dellinger,
Smith and Wilkinson.

Nays: None.

The resolution is recorded in full in Resolutions Book 2, at Page 141.

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Thereupon Councilman Albaea introduced the following resolution which was read, entitled: "RESOLUTION PROVIDING FOR THE ISSUANCE OF \$2,650,000 SANITARY SEWER BONDS, SERIES A". Upon motion of Councilman Albaea, seconded by Councilman Brown, and unanimously carried, the foregoing resolution was passed by the following vote:

Yeas: Councilmen Albaea, Baxter, Boyd, Brown, Dellinger,
Smith and Wilkinson.
Nays: None

The resolution is recorded in full in Resolutions Book 2, at Page 143.

Thereupon Councilman Albaea introduced the following resolution which was read, entitled: "RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF BONDS TO BE ISSUED UNDER DATE OF NOVEMBER 1, 1953, RATIFYING APPLICATION TO LOCAL GOVERNMENT COMMISSION TO ADVERTISE AND SELL SAID BONDS, AND RATIFYING ACTION OF LOCAL GOVERNMENT COMMISSION IN ASKING FOR SEALED BIDS FOR SAID BONDS". Upon motion of Councilman Albaea, seconded by Councilman Brown, and unanimously carried, the foregoing resolution was passed by the following vote:

Yeas: Councilmen Albaea, Baxter, Boyd, Brown, Dellinger,
Smith and Wilkinson.
Nays: None.

The resolution is recorded in full in Resolutions Book 2, at Page 144.

SETTLEMENT OF CLAIM OF EULA MOORE.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, the claim of Eula Moore for personal injuries caused by falling in an open meter box on Maple Street, was authorized settled for \$400.00, as recommended by the City Attorney.

PURCHASE OF LAND ON SOUTH TRYON STREET & GOLD STREET FOR WIDENING OF GOLD STREET.

Councilman Albaea moved authorization for the purchase of a strip of land fronting 40 feet on the northwesterly side of South Tryon Street and 146.47 feet along the southwesterly side of Gold Street, from Mrs. Lucetta B. Kennedy and husband, for the sum of \$13,700.00, for the widening of Gold Street. The motion was seconded by Councilman Baxter, and unanimously carried.

SUBDIVISION PLATS APPROVED.

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

- (a) Plat of portion of Walnut Hills Subdivision, situated between Chantilly Section, and Briar Creek.
- (b) Plat of portion of Myers Park Subdivision, situated between Princeton Avenue, Westfield Road and Sugaw Creek.

REMOVAL OF TREES AT 328 WORTHINGTON AVENUE.

Upon motion of Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, permission was granted Mrs. Charles P. Howell to remove two trees from the planting strip at her residence at 328 East Worthington Avenue.

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STREETS TAKEN OVER FOR MAINTENANCE.

Motion was made by Councilman Albea, seconded by Councilman Baxter, and unanimously carried, authorizing the following streets to be taken over for maintenance:

- (a) Credenza Road, from Enderly Road west to its dead-end.
- (b) Bonaire Drive, from Enderly Road West to Credenza Road.
- (c) Arty Avenue, from W. Morehead Street to Berryhill Street.

CONSTRUCTION OF SANITARY SEWER MAINS APPROVED.

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

- (a) 1,218 feet of sewer main and trunk in Beachwood Acres, at an estimated cost of \$4,150.00, to serve one family unit and 12 vacant lots. All cost to be borne by the City and applicant's required deposit of \$3,750.00 to be refunded as per terms of the contract.
- (b) 60 feet of sewer main in Cumberland Avenue, at an estimated cost of \$230.00, to serve two family units. All cost to be borne by the City.
- (c) 2,030 feet of sewer main in Miller and Gold Streets, at an estimated cost of \$7,950.00, to serve 56 family units. All cost to be borne by the City.

CONTRACTS FOR CONSTRUCTION OF WATER MAINS AUTHORIZED.

Motion was made by Councilman Baxter, seconded by Councilman Smith, and unanimously carried, authorizing contracts for the construction of water mains, as follows:

- (a) Contract with J. A. Jones Construction Company for the construction of 486 feet of 16-inch water main in Monroe Road, to serve industrial and residential property inside the city limits, at an estimated cost of \$3,270.00. The City to finance all costs and applicant will guarantee a gross annual water revenue equal to 10% of the cost.
- (b) Contract with J. A. Jones Construction Company for the construction of 22,270-feet of 2, 6, 8 and 12 inch water mains and 9 fire hydrants, in Monroe Road, Walker Road, McAlway Road, Sharon-Amity Road and various streets within Sherwood Forrest Subdivision, outside the city limits, at an estimated cost of \$97,100.00. The Applicant will pay the cost of construction and will own the mains until the territory is taken into the City.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) Two 35-ft. driveways at 3015 South Boulevard.
- (b) One 10-ft. extension to present driveway at 601 S. Tryon St.
- (c) One 30-ft. driveway at 3040 South Boulevard.
- (d) One 20-ft. driveway at 1609 North Brevard Street.
- (e) One 12-ft. driveway at 2912 Selwyn Avenue.
- (f) One 8-ft. driveway at 3014 Westfield Road.
- (g) Extension of two driveways at 301 South Poplar Street.
- (h) One 30-ft., Two 24-ft. and One 11.4-ft. driveways at 211 West Griffith Street.

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CONTRACT WITH COLUMBIAN BANK NOTE COMPANY FOR PRINTING \$9,225,000 BONDS.

Councilman Brown moved that contract be authorized with the Columbian Bank Note Company for printing the \$9,225,000 City of Charlotte Bonds, at their base price of \$2,860.00 for book form, with an additional charge of \$17.50 for each interest rate per issue. The motion was seconded by Councilman Baxter, and unanimously carried.

CONTRACT AWARDED THOMAS & ALLEN COMPANY FOR SANITARY SEWER CONSTRUCTION IN EASTWAY PARK.

Upon motion of Councilman Baxter, seconded by Councilman Albea, and unanimously carried, contract was awarded the low bidder, Thomas & Allen Company for sanitary sewer construction in the western portion of Eastway Park, as specified, on a unit price basis, representing a total price of \$16,148.15.

AGREEMENT WITH PIEDMONT & NORTHERN RAILWAY COMPANY FOR RIGHT-OF-WAY FOR CONSTRUCTION OF SEWER TRUNK LINE.

Councilman Dellinger moved that contract-agreement be authorized with the Piedmont & Northern Railway Company for right-of-way to cross under their tracks to construct an 8-inch sewer trunk line to serve the Ervin Construction Company property "Beechwood Acres". The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONTRACT AWARDED J. C. McCLAIN TO PAINT INTERIOR AND EXTERIOR OF FIRE STATION NO. 1.

Motion was made by Councilman Brown, seconded by Councilman Baxter, and unanimously carried, awarding contract to the low bidder, J. C. McClain, to furnish all labor and materials and to paint the interior and exterior of Fire Station No. 1, in accordance with the specifications furnished, for the total sum of \$1,751.50.

CONTRACT AWARDED HARDY & NEWSOM, INC. FOR MANHOLE RINGS & COVERS.

Councilman Baxter moved that contract be awarded the low bidder, Hardy & Newsom, Inc., for 150 Manhole Rings and Covers, machined, as specified, on a unit price basis, representing a total price of \$3,592.50 less cash discount of \$71.85, or a net delivered price of \$3,520.65. The motion was seconded by Councilman Dellinger, and unanimously carried.

CONTRACT AWARDED THE CHARLOTTE NEWS FOR PUBLICATION OF 1952 DELINQUENT TAX LIST.

Upon motion of Councilman Smith, seconded by Councilman Baxter, and unanimously carried, contract was awarded The Charlotte News for the publication of the 1952 Delinquent Tax List, amounting to 1,219 3/4 columnar inches, on the basis of \$1.20 per columnar inch, representing a total price of \$1,463.70.

CONTRACT AWARDED MATTHEWS MORSE SALES COMPANY FOR ELECTRIC GENERATING PLANT.

Motion was made by Councilman Baxter, seconded by Councilman Smith, and unanimously carried, awarding contract to Matthews Morse Sales Company for One Model No. 5E21 Kohler 115 Volt AC Electric Plant, gasoline engine, automatic starting, with standard accessories, as specified, at a total price of \$1,137.97, subject to 2% cash discount.

CONTRACT AWARDED BLYTHE BROS. COMPANY FOR RESURFACING AND IMPROVING 77 CITY STREETS.

Councilman Baxter moved that contract be awarded the low bidder, Blythe Bros. Company for street improvements, and asphalt resurfacing of 77 city streets, as specified, on a unit price basis, representing a total price of \$183,480.16. The motion was seconded by Councilman Smith, and unanimously carried.

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CONTRACT AWARDED LYNCHBURG FOUNDRY COMPANY FOR CAST IRON PIPE.

Upon motion of Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, contract was awarded the low bidder, Lynchburg Foundry Company, for 15,000 feet of 6", 2,000 feet of 8", 20,000 feet of 12" and 2,000 feet of 16" Cast Iron Pipe, all as specified, on a unit price basis, representing a net delivered price of \$112,510.00.

CONTRACT AWARDED AMERICAN CAST IRON PIPE COMPANY FOR CAST IRON PIPE FITTINGS.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, awarding contract to the American Cast Iron Pipe Company, the low bidder, for Schedule of 271 Cast Iron Pipe Fittings, as specified, on a unit price basis, representing a net delivered price of \$7,309.87.

CONTRACT AWARDED CRAWFORD SUPPLY COMPANY FOR GATE VALVES.

Councilman Dellinger moved that contract be awarded Crawford Supply Company, the low bidder, for 100- 6", 20- 12", 3- 16" and 2- 20" Gate Valves, as specified, on a unit price basis, representing a total price of \$8,983.30, subject to cash discount of \$179.66, or \$8,803.64. The motion was seconded by Councilman Baxter, and unanimously carried.

BIDS ON TEN DELUXE CARS FOR POLICE DEPARTMENT REJECTED AND NEW ADVERTISEMENT FOR BIDS ON STANDARD CARS AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Smith, and unanimously carried, all bids received for Ten Deluxe 4-door Sedans for use by the Police Department were rejected as recommended, and authorization was given for the readvertising for bids on Standard Cars.

CONTRACT AWARDED HEATH MOTOR COMPANY FOR SEDAN FOR WATER DEPARTMENT.

Motion was made by Councilman Baxter, seconded by Councilman Smith, and unanimously carried, awarding contract to Heath Motor Company, the low bidder, for One Ford Mainline 2D, 6 cylinder, 2-door Sedan, as specified, at a net exchanged delivered price of \$1,024.26, for use by the Water Department.

CONTRACT AWARDED HEATH MOTOR COMPANY FOR ONE SEDAN FOR ENGINEERING DEPARTMENT.

Upon motion of Councilman Baxter, seconded by Councilman Smith, and unanimously carried, contract was awarded Heath Motor Company, the low bidder, for One Ford Mainline 2D, 6 cylinder, 2-door Sedan, as specified, at a net exchanged delivered price of \$1,224.26.

BIDS REJECTED ON TRUCK FOR FIRE DEPARTMENT.

Councilman Brown moved that all bids for a 1/2-ton Truck for use by the Fire Department be rejected, as recommended because of the low trade-in allowance on the 1/2-ton truck presently in use by the Department. The motion was seconded by Councilman Baxter, and unanimously carried.

CONTRACT AWARDED CREECH MOTORCYCLE COMPANY FOR TWO MOTORCYCLES AND TWO SERVI-CARS FOR POLICE DEPARTMENT.

Motion was made by Councilman Brown, seconded by Councilman Baxter, and unanimously carried, awarding contract to Creech Motorcycle Company for Two Motorcycles solo, complete with windshield and radio, and Two three-wheel Servi-Cars complete with windshield and radio, all as specified at a net exchanged delivered price of \$6,500.00.

CONTRACT AWARDED CREECH MOTORCYCLE COMPANY FOR MOTORCYCLE FOR TREASURY DEPARTMENT.

Upon motion of Councilman Brown, seconded by Councilman Baxter, and unanimously carried, contract was awarded Creech Motorcycle Company for One Motorcycle, three-wheels, as specified, at a net exchanged delivered price of \$1,150.00, for use by the Treasury Department.

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RESIGNATION OF REDEVELOPMENT COMMISSION ACCEPTED.

The resignation of the members of the Redevelopment Commission was submitted pursuant to their verbal statement to the City Council on August 5, 1953 that it was no longer desirable nor feasible to attempt to carry out an urban redevelopment program under the existing State Legislation. Also, a Report of the history and activities of the Commission was filed.

Councilman Baxter moved that the resignation of the Commission be accepted and letters be addressed to each Commissioner expressing the appreciation of the Mayor and City Council for their splendid cooperation and work, and that the records of the Commission be stored and kept available. The motion was seconded by Councilman Brown, and unanimously carried.

LEASE OF BUILDINGS AT DOUGLAS MUNICIPAL AIRPORT.

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

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE AND TERM OF LEASE
56	Air Reserve Asso.	\$ 1.00	9-1-53 1 yr. renewal
99 & 203	Shields Oil Co.	7.50 each	9-15-53 1 yr. renewal
71	Draco Furnace Co.	91.80	10-1-53 1 yr. renewal
296	Keeter Trailer Co.	134.00	10-1-53 1 yr. renewal
227	Jenks Caldwell	50.00	9-1-53 1 yr.
288	Armstrong & McGinnis	21.30	10-1-53 1 yr. renewal
55	F. L. Simpson	91.80	9-1-53 1 yr. renewal
213	Carolina Machinery Co.	27.15	10-1-53 1 yr. renewal

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Mrs. Flora W. Edwards for Graves #1 & #2 in Lot 145, in Section 3, Evergreen Cemetery, at \$52.00.
- (b) Deed with Mrs. Jessie W. Pennington, for Graves #4 & #5 in Lot 159, in Section 3, Evergreen Cemetery, at \$52.00.
- (c) Deed with Sara Lewis, for Lot C., in front of Rows 7 & 8, in Section A, North Pinewood Cemetery, at \$81.90.

CIVIL DEFENSE BUDGET FOR REMAINDER OF FISCAL YEAR 1953-54 AUTHORIZED SUBJECT TO ADOPTION BY MECKLENBURG COUNTY.

Councilman Albea moved that the budget for the Office of Civil Defense for the remainder of the fiscal year 1953-54 in the amount of \$9,976.63 be approved, subject to the approval of the Mecklenburg County Commissioners, who will pay 40% of the said amount. The motion was seconded by Councilman Brown, and unanimously carried.

LEASE OF OFFICE FOR CIVIL DEFENSE.

Upon motion of Councilman Smith, seconded by Councilman Albea, and unanimously carried, the lease of an office at 1211 South Boulevard for the Civil Defense Director from Younts Realty & Insurance Corp. at a monthly rental of \$80.00 was authorized.

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PURCHASE OF THIRTY-SEVEN TRACTS OF PROPERTY FOR EXTENSION OF INDEPENDENCE BOULEVARD AT COST OF \$369,478.70.

The following report of the Committee appointed to negotiate and secure right-of-way for the widening and extension of Independence Boulevard was submitted by the City Manager, and upon motion of Councilman Baxter, seconded by Councilman Smith, was unanimously accepted and ordered spread upon the minutes of this meeting:

Charlotte, N. C., September 28, 1953

Mr. H. A. Yancey
City Manager
Charlotte, N. C.

Dear Sir:

A deed has been executed and acknowledged by the party or parties named in each group of grantors hereinafter listed in which the consideration tabulated opposite the listing is stipulated and which conveys property for use in connection with the widening of Independence Boulevard from East Hill Street to East Morehead Street, the extension of said boulevard from East Morehead Street to Wilkinson Boulevard and the extensions of South Cedar Street and Walnut Avenue to connect with said boulevard. Except as otherwise noted, all deeds have been executed to City of Charlotte.

Bell Bakeries, Inc.,	\$ 954.00
H. C. Blackman and wife, Margaret A. Blackman,	2,847.00
B. M. Boyd and wife, Irma Ray Boyd,	75.00
Charlotte Pipe and Foundry Company - 303,000 Square feet in area	25,315.70
Elliott Realty Company,	202.00
Albert M. Guillet, Jr., and wife, Margaret M. Guillet,	3,000.00
Elizabeth M. Hunter by D. W. Hunter, her Attorney in Fact, D. W. Hunter, Trustee for Estelle R. Miller, and D. W. Hunter, Individually,	352.00
Otis M. Johnson and wife, Marguerite B. Johnson,	3,250.00
Lewis Justice and wife, Lillie A. Justice,	40.00
Sarah Scott Kelly, unmarried,	2,300.00
M. B. Major and wife, Frances B. Major,	1,127.00
Thomas E. Moore and wife, Easter M. Moore,	67.00
Adele C. Palmer, single, Margaret Palmer, single, Sarah W. Dalton and husband, F. J. Dalton, J. B. Wedenfeller and wife, Dorothy S. Wedenfeller, R. J. Palmer, single, and Mary Wellhouse Spain, widow - 14 buildings to be demolished	60,000.00
Dwight L. Phillips and wife, Louise E. Phillips,	716.00
Frances Smoot Pound and husband, R. M. Pound,	2,471.00
Realty Development Company,	9,324.00
M. L. Rozzelle and wife, Rachel S. Rozzelle,	200.00
Theodore Smith, widower,	6,500.00
Virginia D. Spurrier, widow, Elsie S. Thompson, widow, Ruby S. Hickok and husband, B. P. Hickok, Joe B. Spurrier and wife, Elizabeth T. Spurrier, E. L. Spurrier and wife, Elvaree T. Spurrier, and Wilson D. Spurrier and wife, Dorcas F. Spurrier,	166.00
Rosalie T. Wade and husband, H. M. Wade,	40,000.00
R. M. Webb and wife, Bessie N. Webb,	1,530.00
Page C. Witherspoon, widow, and Lucy C. Haddow and husband, G. D. Haddow,	24,277.00
Helen P. Brooks and husband, Norman S. Brooks - deed to City for land within Boulevard extension stipulating a consideration of \$4,750.00 and deed to The First Colored Baptist Church of Charlotte, Incorporated, for land outside Boulevard extension stipulating a nominal consideration,	4,750.00
The First Colored Baptist Church of Charlotte, Incorporated, - deed to City for land within Boulevard extension in consideration of conveyance procured by City from Helen P. Brooks and husband to Church of land adjacent to church property and a further consideration of	300.00

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John M. Farrell and wife, Iola R. Farrell - deed to City for land within Boulevard extension stipulating a consideration of \$6,250.00 and deed to Lester A. Furr and wife for land outside said extension stipulating a nominal consideration,..	\$ 6,250.00
Lester A. Furr and wife, Ardenia B. Furr - deed to City for and within Boulevard extension in consideration of conveyance procured by City from John M. Farrell and wife of land outside said extension and a further cash consideration of,..	3,000.00
A. A. Robinson and wife, Jessie Robinson - deed to City for land within Boulevard extension stipulating a consideration of \$1,862.00 and deed to John M. Farrell and wife, Iola R. Farrell, stipulating a nominal consideration, execution of which to them was procured by City in exchange for the conveyance by them to Lester A. Furr and wife of land outside said extension and adjacent to Furr property,	1,862.00
Beulah M. Ross, widow - deed to City for land on Pitcher and South Cedar Streets within extensions of Boulevard and South Cedar Street, in which a consideration of \$30,000.00 is stipulated, and deed to Ida J., A. Louise, J. E., C. C. and W. P. Clanton for land on Pitcher, South Cedar and Post Streets outside of street extensions, in which a consideration of \$25,000.00 is stipulated,	55,000.00
Ida J., A. Louise, W. P. and C. C. Clanton, all single, and J. E. Clanton and wife, Sallie M. Clanton - deed to City for land on Pitcher and West Palmer Streets within extensions of Boulevard and South Cedar Street, from which nine houses are to be removed, for an entire lot on Lexington Avenue and East Palmer Street on which a house to be demolished is located, and for two parcels of land on Independence Boulevard at East Vance Street within widening of said Boulevard, in consideration of conveyance procured by City from Mrs. Beulah M. Ross to Ida J., A. Louise, J. E., C. C. and W. P. Clanton for land on Pitcher, South Cedar and Post Streets outside street extensions and a further cash consideration of..	1,680.00
Thomas H. Gill and wife, Ada M. Gill - deed to E. F. Tyson and wife, Lucile K. Tyson, for house and lot on Liberty Street in rear of Tyson residence, procured by City to provide sufficient area for moving Tyson residence entirely off proposed widening of Independence Boulevard from Hill Street to East Morehead Street	8,600.00
E. F. Tyson and wife, Lucile K. Tyson - deed to City for land within proposed widening of Independence Boulevard from Hill Street to East Morehead Street, in consideration of conveyance procured by City from Thomas H. Gill and wife to them of property on Liberty Street in the rear of their residence on Independence Boulevard and a further cash consideration of..	6,200.00
Mary Westbrook, unmarried - deed to City for land at corner of Post and South Mint Streets, mostly within but partly outside Boulevard extension, in which a consideration of \$13,354.00 is stipulated, and deed to Charles S. Moore for parcel of land outside Boulevard extension and adjacent to his property in which a nominal consideration is stipulated	13,354.00
Charles S. Moore, widower - deed to City for land within Boulevard extension, in consideration of conveyance procured by City from Mary Westbrook to him of parcel of land outside Boulevard extension and a further cash consideration of	269.00
A. Chalmers Hope and wife, Virginia C. Hope - deed to City for entire lot at corner of South Boulevard and Lexington Avenue..	30,000.00
C. D. Spangler Construction Company - deed to City for two entire lots on South Boulevard at Lexington Avenue.....	25,000.00
Nancy F. Ledwell, widow - deed to be executed to City by Guardian pursuant to court order	5,500.00
J. D. Campbell and wife, Virginia Blanche Campbell - deed for entire lot on South Boulevard to be executed by Commissioner pursuant to court order on account of mental incapacity of J. D. Campbell for an agreed consideration of	23,000.00
Total	<u>\$369,478.70</u>

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Eight houses located on the Mrs. Rosalie T. Wade property are to be demolished and a number of houses located on other properties are to be either moved or demolished.

We consider the foregoing amounts fair and reasonable prices for the properties described in the respective deeds and recommend approval thereof by the City Council and payment thereof to the parties entitled thereto as their respective interests may appear from the realstate records of Mecklenburg County.

Lee Kinney and J. E. Barrentine

BY J. E. Barrentine " (signed)

COUNCIL ACTION IN DELIVERING DEED TO T. M. BRYAN FROM PRIVATE SALE FOR PROPERTY ON INDEPENDENCE BOULEVARD RESCINDED, AND PUBLIC SALE OF PROPERTY AUTHORIZED.

Councilman Baxter moved that the action of the Council in authorizing delivery of deed to Mr. T. M. Bryan for a private sale of property located on Independence Boulevard be rescinded, and that the property be advertised for public sale, as provided by law, at \$5,538.00 plus \$25.00 for advertising cost. The motion was seconded by Councilman Dellinger, and unanimously carried.

ADJOURNMENT.

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

Lillian R. Hoffman
City Clerk