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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber of the City Hall, on Wednesday, September 7, 1955, at 4 o'clock p.m., with Mayor Van Every presiding and Council members Albea, Baxter, Dellinger, Evans, Smith and Wilkinson present.

ABSENT: Councilman Brown.

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 August 24th were approved as submitted.

HEARING IN CONNECTION WITH ORDINANCE NO. 258 TO AMEND ZONING ORDINANCE CONTINUED TO NOVEMBER 9, 1955 MEETING.

Upon motion of Councilman Baxter, seconded by Councilwoman Evans, and unanimously carried, the scheduled hearing in connection with Ordinance No. 258 Amending the Zoning Ordinance, to change the zoning from R-2 to Industrial on tract of land located off West Trade Street along Irwin Creek, was continued until the November 9th, 1955 meeting, due to the absence of Councilman Brown, who is ill and the absence of Councilwoman Evans from the next four meetings.

HEARING RELATIVE TO PROTESTS OF BUS ROUTE CHANGES.

Protests on the Bus Route changes, authorized by the City Council on August 24th, were heard from citizens.

Mr. John W. Brooks introduced Mr. Arthur Grier, who was spokesman for the residents of Grier Heights who desire bus service through the area. Mr. Grier stated he had discussed the matter with representatives of the City Coach Lines and was under the impression that the service would be supplied to proceed out Montrose Avenue to Gene Avenue to Fanny Circle to Orange Street to Dunn Street to Monroe Road (or East 7th. Street). He advised this route would serve the residents of the area and would be financially profitable to the Coach Lines. That the present route whereby the residents must board the bus on Monroe Road is hazardous, as the residents must cross Monroe Road.

Councilwoman Evans asked Mr. Grier if the time schedule has been considered in their request? Mr. Grier stated it was assumed that the Bus would come through the area at 7 o'clock a.m. to get people to work.

Mr. A. H. Caze, General Superintendent of the City Coach Lines, stated the request would be taken under advisement and their decision conveyed to the City Officials later.

Mr. William A. Griffin, Mrs. W. H. Hile and Mrs. Eugene Crockett, Jr., requested the discontinuance of the Bus in the 2600 block of Bucknell Avenue, which they stated began one week ago. They advised that the street is narrow and without sidewalks, necessitating people to walk in the street and the Bus creates a hazardous condition. Also, that a petition has been signed by every resident of the block requesting the discontinuance. They suggested that it would be more logical for the Bus to operate on Chilton Place, an adjoining street with sidewalks, and whose residents desire direct bus service.

Thirty-five residents of the East 5th Street area were present, and Mrs. C. C. Thomas, resident of East 5th Street, Miss Irene Mitchell, Kenmore Avenue, Mr. H. L. Miller, Mr. Herbert Choafe, Agent for Martha Washington Homes, Kenmore Avenue, Mr. R. B. Collins, East 5th. Street, Mr. Ed. Gullette, East 5th. Street, Mrs. Albea and Mrs. Jones, East 5th. Street, spoke in opposition to the removal of the Bus from East 5th. Street. It was pointed out that the Bus formerly went out East 7th. Street to its intersection with East 5th. Street

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and returned by East 5th. Street, thereby serving both streets, and the route has now been changed to go out East 7th. Street and return via the same route. It was stated that there are many residents on East 5th. Street without cars, many children who use the Bus, a large number of elderly residents who are unable to walk to East 7th. Street to take the Bus, many nurses reside on the street who return from work late at night and a large number of rooming-houses who must be served with direct bus service if their owners are to realize any financial benefits. Mr. Choate stated there are 82 families in Martha Washington Homes on Kenmore Avenue, who are dependent on the 5th. Street Bus, and urged that it be restored.

Councilman Smith presented a petition signed by 618 citizens requesting the reinstatement of the Bus on East 5th. Street as formerly. He addressed his remarks to Mr. Caze and asked if he did not remember correctly that Mr. Caze advised the Council on August 24th, when the Bus Route Changes were requested by him, that if the Council would approve the Route Changes so that they could be made effective at once for the opening of schools, the Coach Line would be willing to change the route back as formerly if the Council should so request if after full consideration of the route? Mr. Caze stated that was correct. Councilman Smith then moved that the City Coach Lines be requested to reinstate the Bus Route on East 5th. Street as formerly in operation. The motion was seconded by Councilwoman Evans, and unanimously carried.

Mrs. S. I. Alexander, 517 Beaumont Avenue and Mrs. M. A. Pierce, Oakland Avenue, protested the removal of the Bus on Independence Boulevard from East 7th. Street to Hawthorne Lane. They advised that the Bus Route was changed to proceed out East 7th. Street thence on Hawthorne Lane to Independence Boulevard, depriving the residents along Independence Boulevard from 7th to Hawthorne Lane from direct Bus service. That it is now necessary to walk two blocks to a bus line.

Mrs. Brice Robinson, representing the staff of Hillcrest Nursing Home on Briarwood Road requested that the Bus Route be extended out Briarwood Road to Brandon Circle, to prevent citizens having to board the Bus at the Briar Creek Bridge, which is a low area and which, during rainy weather, is covered with water. She advised that Hillcrest Nursing Home employs a large staff, coming on duty at various hours and by extending the Bus Lines to Brandon Circle, a short distance beyond Briar Creek Bridge, it would provide a badly needed service to these workers.

Mrs. Aiken of Hoskins area stated that the changes in the Mr. Holly Bus and Thrift Road Bus have caused great inconvenience to the residents; that both busses have heretofore crossed the railroad, which they now do not; that it is hazardous for school children and more so because there is no Traffic Signal; also, there is no street light nor sidewalk nor shelter at the present stop. She asked that Bus service be restored on Mt. Holly Road as it was.

Mrs. Aiken also advised that the bus connection was so bad since the change, that she, who works on East 28th. Street, reaches home 35 minutes later than heretofore.

Mr. John D. Shaw, City Attorney, stated his mother and her cook state that the bus the cook takes is not running on schedule and the Bus Driver says it does not make any difference.

Councilman Albea advised that it was his understanding from the City Coach officials there would be no reduction in service. That he has information that 22 to 24 drivers have been cut off, which would not be possible unless the service has been reduced.

Mr. Caze stated they have made an extensive service check; that they have printed schedules; they are having telephones installed at the end of each bus route and at the Square, and the drivers will report the schedules they are maintaining by phone at the end of each run; that they do not believe it will be necessary to add more busses when the system gets into operation. He stated further that as to the rumor that a large number of men have been laid off or put on a temporary basis, that is not so.

Councilman Dellinger moved that the City Coach Lines officials be requested to come back next Wednesday afternoon at 2 o'clock for a further conference on the requests that have been registered today. The motion was seconded by Councilman Wilkinson, and unanimously carried.

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REQUEST FOR EXTENSION OF McDONALD AVENUE DEFERRED FOR STUDY AND COST ESTIMATE.

The Reverend W. F. Mitchell was spokesman for a group of residents of McDonald Avenue, and requested the extension of McDonald Avenue to the Sedgefield Elementary School, a distance of 385 yards. He advised that a petition, signed by 65 residents, has been filed with the City Manager. Mr. Mitchell stated the City School Board cut a path from McDonald Avenue to the School, which is the area they desire opened, and built a small foot-bridge; however, the children will not be able to use the path during bad weather and they must walk a distance of two miles around South Boulevard to the school.

Councilwoman Evans moved that the request be studied and an estimate of the cost of the extension of McDonald Avenue be made. The motion was seconded by Councilman Albea, and unanimously carried.

RADIO STATION W.W.O.K. TO TEMPORARILY DISCONTINUE BROADCASTING COUNCIL MEETINGS

Mr. Carter S. Jones, Director of Radio Station W.W.O.K. advised that the Federal Communications Commission, which controls the hours of operation of radio stations, has fixed 6:30 p.m. as the time for the discontinuance of their daily programs; therefore, with the change of the Council Meetings to 4 o'clock in the afternoon, they will not be able to continue the broadcasts of the Council Meetings. Mr. Carter asked that they be allowed to take a hiatus and continue the broadcasts next spring. He expressed his appreciation for the cooperation of the Council for permitting the tape-recordings to be made for broadcasting.

Mayor Van Every suggested that Mr. Jones present his request in the spring when the Station is in position to continue the broadcasts.

RESOLUTION TO ADVANCE MONEY FROM GENERAL FUND TO FIRE STATION BOND FUND TO BE PAID BACK NOT LATER THAN JANUARY 21, 1956.

A resolution entitled: "Resolution To Advance Money From The General Fund to Fire Station Bond Fund To Be Paid Back Not Later Than January 21, 1956" was introduced and read. Councilman Dellinger moved the adoption of the resolution, which was seconded by Councilman Albea, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 335.

RESOLUTION PROVIDING FOR THE ISSUANCE OF \$698,000 AUDITORIUM BOND ANTICIPATION NOTES.

A resolution entitled: "Resolution Providing For The Issuance of \$698,000 Auditorium Bond Anticipation Notes" was introduced and read. Councilman Barter moved the adoption of the resolution which was seconded by Councilman Dellinger, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, beginning at Page 335, and ending at Page 339.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON CHIPLEY AVENUE.

A resolution entitled: "Resolution Authorizing Permanent Improvements on Chipley Avenue" was introduced and read. Councilwoman Evans moved the adoption of the resolution which was seconded by Councilman Albea, and unanimously passed on its first reading. The resolution is recorded in full in Resolutions Book 2, at Page 340.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON WASHBURN AVENUE.

A resolution entitled: "Resolution Authorizing Permanent Improvements on Washburn Avenue" was introduced and read. Councilman Albea moved the adoption of the resolution, which was seconded by Councilman Wilkinson, and unanimously passed on its first reading. The resolution is recorded in full in Resolutions Book 2 at Page 341.

SUPPLEMENT TO LEASE WITH U. S. GOVERNMENT FOR LAND AND BUILDINGS AT DOUGLAS MUNICIPAL AIRPORT FOR USE OF NATIONAL GUARD AIR FORCE.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, Supplement No. 6 to Lease (No. W-09-133-Eng-1097)

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with the U. S. Government for land and buildings at Douglas Municipal Airport, for use by the National Guard Air Force, was authorized, deleting a portion of Tract #2 and of Building #309.

RESULTS OF SPECIAL ELECTION ON AUGUST 22, 1955 ON PROPOSED EXTENSION OF THE CHARLOTTE CITY LIMITS TO INCLUDE A PORTION OF THOMASBORO.

The City Manager reported that the Board of Elections reports that in the Special Election held on August 22, 1955 in Paw Creek Township, on the proposed extension of the Charlotte city limits to include a portion of Thomasboro, 93 votes were cast for the extension and 359 votes were cast against the extension, and the said extension of the corporate limits of Charlotte was not approved and is not in effect. Councilman Albea moved that the report be accepted as information, which was seconded by Councilman Baxter, and unanimously carried.

SALE OF AIRPORT BUILDINGS TO (1) GOSPEL CHAPEL CHURCH, AND (2) THOMASBORO CHURCH OF GOD, AUTHORIZED.

Motion was made by Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, authorizing the sale of Airport Buildings as follows:

- (a) Sale of Building No. 19 to Gospel Chapel Church, at a price of \$175.00, to be used for church purposes.
- (b) Sale of Buildings No. 2, 7, and 12 to Thomasboro Church of God, at a price of \$175.00 each.

SETTLEMENT OF CLAIMS OF (1) W. M. BURNETTE, AND (2) DIXON AND TOM-A-TOE, INC.

Upon motion of Councilman Wilkinson, seconded by Councilman Smith, and unanimously carried, settlement of the following claims was authorized:

- (a) Claim of W. M. Burnette for injuries from being struck by a Garbage Truck door, settled in full and payment of \$45.00 authorized to Mercy Hospital and of \$111.00 to Dr. Warren W. Sears.
- (b) Claim of Dixon & Tom-A-Toe, Inc., for damages to truck by Garbage Truck No. 30, settled in full and payment of \$30.52 authorized to claimant.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Motion was made by Councilwoman Evans, seconded by Councilman Albea, and unanimously carried, authorizing the construction of driveway entrances at the following locations:

- (a) One 8-ft. entrance at 1146 Andover Drive.
- (b) One 8-ft. entrance at 1600 Twiford Place.
- (c) One 11-ft. entrance at 2310 Queens Road East.

RIGHT-OF-WAY AGREEMENT BETWEEN STATE HIGHWAY COMMISSION AND ERVIN CONSTRUCTION COMPANY FOR SANITARY SEWER LINE CONSTRUCTION AUTHORIZED CO-SIGNED BY CITY.

Councilman Dellinger moved that the Mayor and City Clerk be authorized to co-sign an Agreement between the State Highway Commission and Ervin Construction Company, for right-of-way for the construction of a sanitary sewer line in Wilson Street. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER MAINS IN GRAYMONT DRIVE AND BARRINGER DRIVE AUTHORIZED.

Councilman Wilkinson moved approval of the construction of 2,044 feet of sanitary sewer mains in Graymont and Barringer Drives, at an estimated cost of \$6,100.00. All costs to be borne by the City, and deposit of the full amount of the cost by the applicant, John Crosland Company, to be refunded as per terms of the contract. The motion was seconded by Councilwoman Evans, and unanimously carried.

**CHARLOTTE LUMBER AND MANUFACTURING COMPANY, AND ERVIN CONSTRUCTION COMPANY
AUTHORIZED TO CONNECT PRIVATE SANITARY SEWER LINES TO CITY'S SANITARY
SEWERAGE SYSTEM.**

Upon motion of Councilman Albea, seconded by Councilman Smith, and unanimously carried, the following companies were authorized to connect private sanitary sewer lines 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:

- (a) Charlotte Lumber & Manufacturing Company to connect an 8-inch sewer main, 270 feet long, to the City's system in Banks Street.
- (b) Ervin Construction Company to connect an 8-inch sewer main, 895 feet long, to the City's System in Westerly Hills Sub-division.

**SUPPLEMENTARY CONTRACT AUTHORIZED WITH ERVIN CONSTRUCTION COMPANY FOR ADDITIONAL
WATER MAINS CONSTRUCTION IN BEECHWOOD ACRES SUBDIVISION.**

Councilman Dellinger moved approval of a Supplementary Contract with Ervin Construction Company, to contract dated February 11, 1953, for the construction of additional 5,691-feet of water mains and 2 fire hydrants in Beechwood Acres Subdivision, at an estimated cost of \$13,500.00. All cost to be borne by the applicant, who will own the mains and hydrants until the territory is taken into the City. The motion was seconded by Councilman Baxter, and unanimously carried.

CONTRACT AWARDED C. M. ALLEN COMPANY FOR IMPROVEMENTS TO CANNON SITE AT AIRPORT.

Councilman Smith, moved that contract be awarded the low bidder, C. M. Allen Company for Improvements to the Cannon Site Project at the Airport, all as specified, on a unit price basis, representing a total price of \$19,702.40. The motion was seconded by Councilman Baxter, and unanimously carried.

**RENEWAL OF SPECIAL OFFICER PERMIT TO PAUL A. HOWELL ON PREMISES OF SOUTHERN
RAILWAY.**

Upon motion of Councilman Wilkinson, seconded by Councilman Smith and unanimously carried, renewal of the Special Officer Permit held by Paul A. Howell on the premises of the Southern Railway System, Liddell Street Yard, was authorized.

AIRPORT BUILDINGS LEASES REPORTED CONCLUDED.

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

| BUILDING NO. | LESSEE | MONTHLY RENTAL | DATE AND TERM OF LEASE |
|--------------|-------------------|----------------|------------------------|
| 285 | W.M.P. Industries | \$75.00 | 8-1-55 1 year (renew) |
| 353 | W.M.P. Industries | \$12.00 | 8-1-55 1 year (renew) |
| 354 | W.M.P. Industries | \$ 5.00 | 8-1-55 1 year (renew) |
| 287 | Ruth White | \$22.55 | 8-1-55 1 year (renew) |
| 249 | H. M. Hicks | \$30.00 | 4-1-55 1 year (renew) |

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Wilkinson, seconded by Councilman Baxter, 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. Mozelle J. Reeves, for Lot 326, Section 4-A, Evergreen Cemetery, at \$126.00.
- (b) Deed with B. W. Waldrop and wife, for Lot 48, Section 2, Evergreen Cemetery, at \$240.00.
- (c) Deed with Dr. V. K. Hart and wife, for Lot 99, Section 2, Evergreen Cemetery, at \$160.00.

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- (d) Deed with E. T. McClain, for Lot 263, Section 2, Evergreen Cemetery, at \$160.00.

CONTRACT AWARDED BLYTHE BROS. COMPANY FOR CONSTRUCTION OF CROSS-LINE RAILROAD FROM GRIFFITH STATION TO CROSS-LINE JUNCTION OF SOUTHERN RAILWAY.

Councilman Albea moved the award of contract to the low bidder, Blythe Bros. Company, for the construction of the Cross-line Railroad from Griffith Station to Cross-line Junction on the main line of the Southern Railway, on a unit price basis, for the sum of \$615,428.80. The motion was seconded by Councilwoman Evans, and unanimously carried.

OPTION AGREEMENT WITH SOUTHERN RAILWAY COMPANY FOR RIGHT-OF-WAY FOR CROSS-LINE RAILROAD THROUGH IRWIN CREEK DISPOSAL PLANT PROPERTY.

Upon motion of Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, the Mayor and City Clerk were authorized to execute an Option Agreement with the Southern Railway Company, granting the said Railway Company a right-of-way for the Cross-line Railroad through the Irwin Creek Disposal Plant property, for the sum of \$29,980.00.

ADVANCE OF FUNDS FROM EMERGENCY FUND (NON TAX SOURCES) TO OPERATING COMMITTEE OF AUDITORIUM-COLISEUM, FOR OPERATIONAL EXPENSES SEPTEMBER 15TH TO NOVEMBER 15TH.

Motion was made by Councilman Baxter, seconded by Councilwoman Evans, and unanimously carried, authorizing the advance of \$20,000.00 from the Emergency Fund, from sources other than taxes, to the Operating Committee of the Auditorium-Coliseum, for operational expenses for the period September 15th to November 15th, 1955.

DEED TO EDGHILL PARK ACCEPTED FROM THE STEPHENS COMPANY.

Councilman Wilkinson moved that the Deed to Edg Hill Park be accepted by the City from The Stephens Company. The motion was seconded by Councilwoman Evans, and unanimously carried.

CITY ATTORNEY DIRECTED TO DRAW NECESSARY PAPERS FOR CONDEMNATION OF PROPERTY OF MAURICE NEIMAN ON PROVIDENCE ROAD, FOR SIDEWALK CONSTRUCTION.

Councilman Baxter moved that the City Attorney be directed to draw the necessary resolutions for the condemnation of the property of Mr. Maurice Neiman on Providence Road, for sidewalk construction. The motion was seconded by Councilwoman Evans, and unanimously carried.

CREATION OF POSITIONS AND CHANGES IN JOB CLASSIFICATION IN POLICE DEPARTMENT AND YOUTH BUREAU AUTHORIZED.

Upon motion of Councilman Smith, seconded by Councilman Dellinger, and unanimously carried, requests of the Chief of Police, recommended by the City Manager, were authorized as follows:

- (a) Creation of the position of Lieutenant of Traffic in the Police Department, to carry the same Job Classification level as that of Lieutenant of Patrol, being 520 points, effective September 15, 1955.
- (b) Creation of position of Sergeant of Detectives in the Youth Bureau, to carry the Job Classification level of 460 points, effective September 15, 1955.
- (c) Change in the Job Classification level of the Secretary in the Youth Bureau from 360 points to 400 points, effective September 15, 1955.

PERIMETER STREET AROUND COLISEUM-AUDITORIUM NAMED "COLISEUM DRIVE".

Councilman Baxter moved that the perimeter street around the Coliseum and Auditorium be named "Coliseum Drive", and that it be accepted into the street system of the City of Charlotte. The motion was seconded by Councilwoman Evans, and unanimously carried.

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RESOLUTION AUTHORIZING IMPROVEMENTS TO COLISEUM DRIVE.

A resolution entitled: "Resolution Authorizing Improvements to Coliseum Drive" was introduced by Councilman Baxter and read. Councilman Baxter then moved the adoption of the resolution, which was seconded by Councilman Dellinger.

Councilman Dellinger called the Council's attention to the fact that they were diverting Powell Act Funds to the Coliseum, while there are many streets in the colored area that should be improved; that he does not think it is proper or it would not have been necessary to get authorization to do so from Raleigh. Councilman Baxter stated that the improvements to various streets would be taken care of later.

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

ADVERTISEMENT FOR BIDS FOR PAVING COLISEUM DRIVE AUTHORIZED.

Councilman Baxter moved that the City Manager be authorized to advertise for bids for the paving of Coliseum Drive. The motion was seconded by Councilman Wilkinson, and unanimously carried.

RESOLUTION COMPLIMENTING THE STATE HIGHWAY COMMISSION AND DISTRICT CHAIRMAN ON COMPLETION OF SECOND HALF OF INDEPENDENCE BOULEVARD AND DESIGN OF MOREHEAD STREET INTERSECTION.

A resolution entitled: "Resolution Complimenting The State Highway & Public Works Commission and District Chairman, James A. Hardison, on completion of Second Half of Independence Boulevard and Design of the Morehead Street Intersection", was introduced by Councilman Baxter. Following the reading thereof Councilman Baxter 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 342.

RESOLUTION RELATIVE TO THE DEATH OF WILLIAM HENDRIX PALMER.

A resolution entitled: "Resolution Relative to the Death of William Hendrix Palmer" was introduced by Councilman Baxter. Following the reading thereof, Councilman Baxter moved the adoption of the resolution, which was seconded by Councilman Albea, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 342.

TEMPORARY ADVANCE OF \$200,000 FROM WATER DEPARTMENT TO GENERAL FUND OF CITY TO MEET SEMI-MONTHLY PAYROLL ON SEPTEMBER 15, 1955.

Councilwoman Evans moved the authorization of a temporary advance of \$200,000.00 from the Water Department Fund to the General Fund of the City to meet the semi-monthly payroll on September 15th. The motion was seconded by Councilman Wilkinson, and unanimously carried.

SETTLEMENT OF TAX SUIT AGAINST D. A. WATKINS AUTHORIZED.

Councilman Albea moved the settlement of the tax suit against D. A. Watkins et al, effecting property on Laurel Avenue, at 50 percent of the liability and payment of Court cost; the reason being that the City took over a portion of the property for street purposes. The motion was seconded by Councilman Smith, and unanimously carried.

ACTION ON IMPORTANT ISSUES REQUESTED DEFERRED BY COUNCILWOMAN EVANS DURING HER ABSENCE ATTENDING THE CONGRESS OF INTERNATIONAL UNION OF CITIES IN ROME, ITALY.

Councilwoman Evans requested that action be deferred on important issues, such as the Sunday Observance Law, which may come up during her absence attending the Congress of International Union of Cities in Rome, Italy, which should be for a period of about five weeks. The Council concurred in the request.

ADJOURNMENT.

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

Lillian R. Hoffman
City Clerk