

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, December 19, 1956 at 4 o'clock p.m., with Mayor Van Every presiding and Council members Albea, Baxter, Brown, Dellinger, Evans, Smith and Wilkinson being 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 un-
animously carried, the Minutes of the meetings on December 10th and 12th were
approved as submitted.

ORDINANCE NO. 351 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE
MAP OF THE CITY OF CHARLOTTE BY CHANGING ZONING ON PROPERTY LOCATED AT THE
SOUTHEASTERLY CORNER OF COMMONWEALTH AVENUE AND THE PLAZA FROM R-2 TO B-1,
ON PETITION OF JAMES G. MCLAUGHLIN AND WIFE, ADOPTED.

Councilman Brown moved the adoption of Ordinance No. 351 amending the Zoning
Ordinance to Amend the Building Zone Map of the City of Charlotte by changing
zoning on property located at the southeasterly corner of Commonwealth Avenue
and The Plaza from R-2 to B-1, on petition of Mr. James G. McLaughlin and
wife. The motion was seconded by Councilman Dellinger, and unanimously
carried. The ordinance is recorded in full in Ordinance Book 12, at Page 94.

ORDINANCE NO. 353 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE
MAP OF THE CITY OF CHARLOTTE BY CHANGING ZONING ON PROPERTY LOCATED AT
HUTCHINSON AVENUE AND KESWICK AVENUE, FROM R-2 TO INDUSTRIAL, ON PETITION
OF ELECTRICAL CONTRACTING & ENGINEERING COMPANY, INC. ADOPTED.

Upon motion of Councilman Brown, seconded by Councilman Wilkinson, and un-
animously carried, Ordinance No. 353 Amending the Zoning Ordinance to Amend
the Building Zone Map of the City of Charlotte by changing zoning on property
located at Hutchinson and Keswick Avenues, from R-2 to Industrial, on peti-
tion of Electrical Contracting & Engineering Company, Inc., was adopted. The
ordinance is recorded in full in Ordinance Book 12, at Page 95.

ORDINANCE NO. 354 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE
MAP OF THE CHARLOTTE PERIMETER AREA BY CHANGING THE ZONING ON PROPERTY
LOCATED ON ROZZELLS FERRY ROAD AND CAROTHERS ALLEY, FROM R-2 TO INDUSTRIAL,
ON PETITION OF HELEN IRBY THREADGILL, BUSTER WALLACE AND ALLEN WALLACE, WAS
ADOPTED.

Motion was made by Councilman Dellinger, seconded by Councilman Wilkinson,
and unanimously carried, adopting Ordinance No. 354 Amending the Zoning
Ordinance to amend the Building Zone Map of the Charlotte Perimeter Area
by changing the zoning on property located on Rozzells Ferry Road and
Carothers Alley, from R-2 to Industrial, on petition of Helen Irby Thread-
gill, Buster Wallace and Allen Wallace. The ordinance is recorded in full
in Ordinance Book 12, at Page 96.

ORDINANCE NO. 356 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE
MAP OF THE CHARLOTTE PERIMETER AREA BY CHANGING THE ZONING ON PROPERTY ON
WEST SIDE OF PARK ROAD AT THE INTERSECTION OF REECE ROAD, FROM R-2 TO B-1,
ON APPEAL OF R. L. MCGINN AND OTHERS DENIED.

Councilman Brown moved that Ordinance No. 356 Amending the Zoning Ordinance
to amend the Building Zone Map of the Charlotte Perimeter Area by changing
the zoning on property on the west side of Park Road at the intersection of
Reece Road, from R-2 to B-1, on appeal of R. L. McGinn and others, be denied.
The motion was seconded by Councilman Wilkinson, and unanimously carried.



ORDINANCE NO. 357 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF THE CITY OF CHARLOTTE BY CHANGING THE ZONING FROM R-1 TO B I-A ON PROPERTY LOCATED IN THE 2500 and 2600 BLOCKS OF INDEPENDENCE BOULEVARD, ON APPEALS OF MRS. STEWART MARTIN, JR. AND MR. GEORGE MCMANUS, DENIED.

Councilman Wilkinson moved that Ordinance No. 357 Amending the Zoning Ordinance to amend the Building Zone Map of the City of Charlotte by changing the zoning from R-1 to B I-A on property located in the 2500 and 2600 blocks of Independence Boulevard, on appeals of Mrs. Stewart Martin, Jr. and Mr. George McManus, be denied. The motion was seconded by Councilman Brown, and carried, with the votes cast as follows:

YEAS: Councilmen Albea, Baxter, Brown, Dellinger, Smith and Wilkinson.
NAYS: Councilwoman Evans.

WITHDRAWAL OF REQUEST BY PETITIONERS ACCEPTED BY COUNCIL FOR CHANGE IN ZONING UNDER ORDINANCE NO. 359 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF THE PERIMETER AREA, BY CHANGING THE ZONING ON PROPERTY ON INDEPENDENCE BOULEVARD NEAR WALLACE ROAD FROM RURAL TO B-1, ON APPEAL OF MCARN AND GWYNN COMPANY AND CONSOLIDATED THEATRES.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, the request of McArn & Gwynn Company and Consolidated Theatres to withdraw their petition for a change in zoning on property located on Independence Boulevard near Wallace Road from Rural to B-1, under Ordinance No. 359 Amending the Zoning Ordinance, was accepted by the City Council

BIDS REJECTED FOR FURNISHING AND INSTALLING TEMPERATURE CONTROL SYSTEM IN THE MINT MUSEUM OF ART BUILDING, RECEIVED ON SEPTEMBER 21, 1956, AND CITY MANAGER AUTHORIZED TO EMPLOY AN INDEPENDENT ENGINEER TO DRAW NEW PLANS AND SPECIFICATIONS FOR THE TEMPERATURE CONTROL SYSTEM.

Upon motion of Councilman Brown, seconded by Councilman Albea, and unanimously carried, all bids received on September 21, 1956 for furnishing and installing a Temperature Control System in the Mint Museum of Art Building were rejected, in accordance with the judgment handed down by the Superior Court for Mecklenburg County on December 10, 1956, and the City Manager was authorized to employ an independent engineer to draw new plans and specifications for the said Temperature Control System.

ENGINEERING DEPARTMENT CONGRATULATED ON FINE WORK IN EXPEDITING OPENING OF EAST 3RD STREET AND TRAFFIC ENGINEER'S REPORT OF TRAFFIC CONTROL PLAN AND PARKING RESTRICTIONS FOR EAST 3RD STREET APPROVED.

Councilman Baxter congratulated the City Engineering Department on their fine work in expediting the opening of East Third Street, from College to Brevard Streets, and moved that the traffic control plan and parking restrictions for East 3rd Street as outlined in memorandum from the Traffic Engineer to the City Manager under date of December 17, 1956, be approved.

INSTALLATION OF SEMI-ACTUATED TRAFFIC SIGNALS AT PARK ROAD AND HILLSIDE AVENUE, AND AT DILWORTH ROAD WEST AND EAST BOULEVARD, AND TRANSFER OF FUNDS TO COVER EXPENSE OF SIGNALS FROM THE EMERGENCY FUND.

Councilman Brown moved that the Traffic Engineer be instructed to have semi-actuated traffic signals installed at Park Road and Hillside Avenue, to take care of St. Ann's Catholic School and Park Road School, and at Dilworth Road West and East Boulevard, and that \$3,600.00 be transferred from the Emergency Fund (Code 110) to Traffic Engineering Department, Traffic Signal Account (Code 1518 G-47) to cover the expenses of the two signals.

SUPPLEMENTARY CONTRACT, TO CONTRACT DATED SEPTEMBER 19, 1946, AUTHORIZED WITH B. A. NEAL FOR INSTALLATION OF WATER MAIN IN CRESTMERE STREET.

Councilman Wilkinson moved approval of a Supplementary Contract, to contract dated September 19, 1946, with B. A. Neal for the installation of 200 feet of additional water mains in Crestmere Street, outside the city, at an estimated cost of \$320.00. The applicant to pay all costs of the installation and own the mains until the territory is taken into the city. The motion was seconded by Councilman Dellinger, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER MAIN & TRUNK IN OAKLAWN PARK APPROVED.

Motion was made by Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, authorizing the construction of 4,277 feet of sanitary sewer main and trunk in Oaklawn Park, at request of Ervin Construction Company, to serve 10 family units, at an estimated cost of \$12,090.00. All costs to be borne by the City and applicant's required deposit of \$8,628.00 to be refunded as shown in the contract.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, the construction of driveway entrances at the following locations, was approved.

- (a) One 10 ft. driveway entrance at 2059 Briarwood Road.
- (b) One 35 ft. driveway entrance at 2111 Statesville Road.
- (c) Two 20 ft. driveway entrances at 1200 Hutchinson Avenue.

TRANSFER OF \$1,800.00 FROM EMERGENCY FUND (CODE 110) TO TRAFFIC ENGINEERING DEPARTMENT, TRAFFIC SIGNAL ACCOUNT (CODE 1518 G-47) FOR THE PURCHASE OF SEMI-ACTUATED TRAFFIC SIGNAL TO BE INSTALLED AT INTERSECTION OF BREVARD AND THIRD STREETS.

Motion was made by Councilman Albea, seconded by Councilman Brown, and unanimously carried, authorizing the transfer of \$1,800.00 from the Emergency Fund (Code 110) to the Traffic Engineering Department Traffic Signal Account (Code 1518 G-47) for the purchase of a semi-actuated signal to be installed at the intersection of Brevard and Third Streets.

CONTRACT AWARDED ADDRESSOGRAPH-MULTIGRAPH CORPORATION FOR GRAPHOTYPE MACHINE FOR WATER DEPARTMENT.

Upon motion of Councilwoman Evans, seconded by Councilman Albea, and unanimously carried, contract was awarded Addressograph-Multigraph Corporation, for One Class-6340 Graphotype Machine, at a total net delivered price of \$1,454.30.

CONTRACT AWARDED AMERICAN CYANAMID COMPANY FOR 288 TONS ALUMINUM SULPHATE.

Councilman Dellinger moved that contract be awarded the low bidder, American Cyanamid Company for 288 tons Aluminum Sulphate, as specified, to be shipped in 90,000# cars as ordered, on a unit price basis of \$44.40 per ton, representing a total net delivered price of \$12,787.20. The motion was seconded by Councilman Wilkinson, and unanimously carried.

Bids submitted, were as follows:

American Cyanamid Co.	Net delivered price	\$12,787.20
General Chemical Division		
of Allied Chemical & Dye Corp.	Net delivered price	\$13,017.60

BIDS REJECTED ON 480 TONS CHEMICAL HYDRATED LIME RECEIVED ON NOVEMBER 21, 1956, DUE TO NOT MEETING SPECIFICATIONS.

Councilman Dellinger moved that all bids submitted on 480 Tons Hydrated Lime on Nov. 21, 1956, be rejected, due to not meeting the specifications in all respects. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONTRACT AWARDED PEEBLES CHEMICAL COMPANY FOR 10 TONS ANHYDROUS AMMONIA.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, contract was awarded the low bidder, Peeble Chemical Company for 10 Tons Anhydrous Ammonia, as specified on a unit price basis of \$246.80 per ton, representing a total price of \$2,468.00, subject to cash discount of \$24.68, or a net delivered price of \$2,443.32.

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Bids submitted being as follows:

Peebles Chemical Company	Net delivered price	\$ 2,443.32
Southern States Chemical Company	Net delivered price	\$ 2,450.00
Tesco Chemicals, Inc.	Net delivered price	\$ 2,529.00
F. H. Ross Company	Net delivered price	\$ 2,560.00
John Wiley Jones Company	Net delivered price	\$ 2,798.00

CONTRACT AWARDED SOUTHERN STATES CHEMICAL COMPANY FOR 40 TONS ACTIVATED CARBON.

Motion was made by Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, awarding contract to the low bidder, Southern States Chemical Company for 40 Tons Activated Carbon, as specified, on a unit price basis of \$160.00 per ton, representing a total net delivered price of \$6,400.00.

All bids submitted being as follows:

Southern States Chemical Company	\$ 6,400.00
L. A. Salomon & Brother	\$ 7,344.00
Tesco Chemicals, Inc.	\$ 9,104.00

CONTRACT AWARDED AMERICAN AGRICULTURAL CHEMICAL COMPANY FOR 75 TONS SODIUM FLUORIDE.

Councilman Dellinger moved award of contract to the low bidder, American Agricultural Chemical Company for 75 Tons Sodium Fluoride, as specified, on a unit price basis of \$16.88 cwt. representing a total net delivered price of \$25,320.00. The motion was seconded by Councilman Wilkinson, and unanimously carried.

All bids submitted being as follows:

American Agricultural Chemical Company	\$25,320.00
General Chemical Division of Allied Chemical Company	\$25,380.00

CONTRACT AWARDED SOLVAY PROCESS DIVISION, ALLIED CHEMICAL & DYE CORPORATION FOR 75 TONS LIQUID CHLORINE.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, contract was awarded the low bidder, Solvay Process Division, Allied Chemical & Dye Corporation, for 75 Tons Liquid Chlorine, as specified, on a unit price basis of \$4.79 cwt, representing a net delivered price of \$7,185.00, based on present freight rate of \$0.74 per cwt. to destination. Any increase or decrease in the freight rate will be for the account of the Buyer.

The following bids having been submitted:

Solvay Process Division of Allied Chemical & Dye Corp.	\$ 7,185.00
John Wiley Jones Company	\$ 9,180.00
F. H. Ross & Company	\$ 9,930.00

CONTRACT AWARDED MECKLENBURG IRON WORKS, INC. FOR STRUCTURAL STEEL FOOT-BRIDGE OVER SUGAW CREEK AT TRANQUIL AVENUE.

Motion was made by Councilman Brown, seconded by Councilman Albea, and unanimously carried, awarding contract to the low bidder, Mecklenburg Iron Works, Inc., for One Structural Steel Footbridge in accordance with redesigned plans and specifications, at a total price of \$1,800.00, subject to 1/2% cash discount.

Bids submitted were as follows:

Mecklenburg Iron Works	
Bid #1, Bridge as specified, erected by April, 1957	\$ 3,356.00
Bid #2, Bridge re-designed, erected in 15 days	\$ 4,093.00
Bid #3, Bridge re-designed, erected in 15 days	\$ 1,800.00
Subject to 1/2% discount	

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Soule Steel & Iron Company	
Bid #1, Bridge re-designed, erected in 9 weeks	\$ 2,100.00
Southern Engineering Company	
Bid #1, Bridge as specified, erected by March or April, 1957	\$ 2,662.00
Bid #2, Bridge re-designed, erected in 30 days	\$ 2,953.00
Subject to 1/2% cash discount	

BIDS REJECTED ON RADIO EQUIPMENT RECEIVED ON NOV. 28th, 1956 DUE TO NOT MEETING SPECIFICATIONS.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, all bids on Radio Equipment, received on November 28, 1956, were rejected due to not meeting the specifications in all respects.

LEASE OF AIRPORT BUILDING #217 TO MARVIN PANCE.

The City Manager advised that lease had been concluded with Mr. Marvin Pance, for Airport Building #217, for a term of 3 years from December 1, 1956, at a monthly rental of \$30.00.

TRANSFER OF CEMETERY LOTS.

Motion was made by Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, authorizing the Mayor and City Clerk to execute the following deeds for the transfer of cemetery lots:

- (a) Deed with Mrs. Pattie B. McGee, transferred from the Junior League, for west half of Lot #10, Section D-Annex, Elmwood Cemetery, at \$1.00 for new deed.
- (b) Deed with The Junior League, for east half of Lot #10, Section D-Annex, Elmwood Cemetery, at \$1.00 for new deed.
- (c) Duplicate Deed to D. W. Wilburn and wife, for Lot 318, Section 6, Oaklawn Cemetery, at \$1.00.
- (d) Deed with Mrs. Ella Moseley Long, for Perpetual Care on Lot 27-Fraction, Section H, Elmwood Cemetery, at \$138.60.
- (e) Deed with Mrs. Pattie B. McGee, for Perpetual Care on west half of Lot 10, Section D-Annex, at \$70.00.

PETITION FOR THE ANNEXATION TO THE CITY OF CHARLOTTE OF 65.07 ACRES OF PROPERTY, CONSISTING OF 159 LOTS, LOCATED ON THE NEWELL-HICKORY GROVE ROAD, IN CRAB ORCHARD TOWNSHIP, FILED BY C. D. SPANGLER CONSTRUCTION COMPANY AND FRED DENSON AND WIFE.

The following petition for the annexation of property to the City of Charlotte was submitted, having been filed by C. D. Spangler Construction Company and Fred Denson and wife:

TO THE HONORABLE MAYOR AND
CITY COUNCIL OF THE CITY OF CHARLOTTE:

Pursuant to the provisions of Chapter 725, Section 8, of the 1947 Public Session Laws of the General Assembly of North Carolina, we, the undersigned, do petition for annexation of the property hereinafter described to the City of Charlotte, and do show as follows:

- 1. That the property sought to be annexed to the City of Charlotte, and thereby to be within the boundaries of the said City, is in Crab Orchard Township, particularly described as follows:

BEGINNING at a point in the center line of Norfolk and Southern Railway, a corner formed by the property lines of Civil Development Company, Inc. and W. D. McNaull (now or formerly) and the center line of said Railway, said point being in the northerly line of the property of C. D. Spangler Construction Company; thence with the dividing line between C. D. Spangler property and Civil Development Company property, N. 52-53-20 E. 641.03 feet to a corner of the property of C. D. Spangler Construction Company; thence N. 42-06-50 E. 579.97 feet to a corner of Milton Park; thence with a line of Milton Park, N. 42-46-30 E. 223.34 feet; thence N. 87-58-25 E. 989.29 feet; thence N. 56-26-30 E. 1086.14 feet to a

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point in or near the westerly margin of Milton Road; thence two lines in Milton Road: (1) S. 42-18-55 E. 188.54 feet; (2) S. 33-19-25 E. 340.33 feet; thence S. 58-57-50 W. 430 feet; thence S. 33-19-25 E. 415 feet; thence S. 58-57-50 W. 562.10 feet; thence N. 23-25-10 W. 422.93 feet; thence S. 55-19-20 W. 1279.28 feet to a point in the southerly line of Milton Park, a corner of Milton Park and the property of C. C. Spangler Construction Company; thence with another line of the property of C. D. Spangler Construction Company, S. 32-09-30 E. 933.67 feet to a point in the center line of Norfolk and Southern Railway; thence S. 41-19-40 W. 52.80 feet to the right of way line of the Norfolk and Southern Railway; thence with the southerly right of way line of said Railway, N. 67-25 W. 2085.51 feet, to a point in the aforesaid northerly margin of the property of C. D. Spangler Construction Company; thence with said line, N. 52-53-20 E. 57.97 feet to the point of place of BEGINNING; said property containing 65.07 acres according to a survey of A. V. Blankenship, C.E., dated September, 1956.

2. That the undersigned comprise all of the owners of all of the property described above and sought to be annexed to the City of Charlotte

WHEREFORE, the petitioners pray that notice be given as provided by Section 1, Chapter 725, of the 1947 Public Session Laws of the General Assembly of North Carolina, and that an Ordinance be adopted at a Session of the City Council of the City of Charlotte called for that purpose extending the corporate limits of the City of Charlotte by annexing thereto the property described in this petition as therein provided.

This the 19th day of December, 1956.

Attest:

C. D. SPANGLER CONSTRUCTION CO.

Thomas G. Dornon
Asst. Secretary

By: W. W. Cornwell
Vice-President

Witness:

Mildred Reid

Fred Denson (Seal)

Mildred Reid

Letha B. Denson (Seal)

I do hereby certify that I have examined the records of Mecklenburg County & that C. D. Spangler Construction Company, Fred Denson and Letha B. Denson constitute all of the owners of the property described in the foregoing petition.

I do hereby certify that the property described in the foregoing petition is contiguous to the present corporate limit boundary of the City of Charlotte.

Ray W. Bradley, Jr.
(Attorney)

R. T. James
City Engineer "

RESOLUTION RELATIVE TO PETITION OF C. D. SPANGLER CONSTRUCTION COMPANY AND FRED DENSON AND WIFE, FOR THE ANNEXATION TO THE CITY OF CHARLOTTE OF 65.07 ACRES OF PROPERTY, CONSISTING OF 159 LOTS, ON THE NEWELL-HICKORY GROVE ROAD IN CRAB ORCHARD TOWNSHIP, AND PROVIDING FOR THE PUBLICATION OF NOTICE OF SESSION OF THE CITY COUNCIL TO CONSIDER THE ANNEXATION OF SAID PROPERTY.

A resolution entitled: "Resolution Relative To Petition of C. D. Spangler Construction Company and Fred Denson and Wife, For the Annexation to the City of Charlotte of 65.07 Acres of Property, Consisting of 159 Lots, on the Newell-Hickory Grove Road in Crab Orchard Township, and Providing for the Publication of Notice of Session of the City Council to Consider the Annexation of Said Property," was introduced and read. Upon motion of Councilman Albea, seconded by Councilman Smith, and unanimously carried, the resolution was adopted. The resolution is recorded in full in Resolutions Book 3, at Page 15.

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INCREASE AUTHORIZED IN SALARY OF E. BURKE PETERSON, PLANNING BOARD EMPLOYEE.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, the salary of Mr. E. Burke Peterson, Planning Board employee, was increased from \$5,313.60 to \$6,072.00

REPAIRS TO PARKWAY AVENUE BRIDGE, OVER BRANCH BETWEEN THE P & N RAILWAY AND LAKEVIEW STREET, AUTHORIZED AND \$8,925.00 OF POWELL BILL FUNDS ALLOCATED TO TAKE CARE OF EXPENSES.

Motion was made by Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, authorizing repairs to the Parkway Avenue Bridge, over the branch between the P & N Railway and Lakeview Street, and \$8,925.00 of Powell Bill Funds were allocated to take care of the expense.

SEASON'S GREETINGS EXTENDED BY MAYOR.

Mayor Van Every extended the Season's Greetings to the City Council, City Manager, City Clerk, City Attorney, Mr. Young, Reporter for The Charlotte News, and expressed his good wishes to Mr. Larry Jinks, Reporter for The Charlotte Observer, on the eve of his departure to Europe on a Travel Scholarship awarded to him by Columbia University.

ADJOURNMENT.

Upon motion of Councilman Albae, seconded by Councilwoman Evans, and unanimously carried, the meeting was adjourned.

Lillian R. Hoffman
Lillian R. Hoffman, City Clerk.