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A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, February 4, 1948, with Mayor Baxter presiding, and Councilmen Albea, Childs, Jordan, Lambeth, McKee, and White present.

Absent: Councilman DeLaney.

INVOCATION.

The invocation was given by the Reverend Mr. W. Chester Keller, Pastor, Tenth Avenue Presbyterian Church.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the minutes of the last meeting, on January 28th, were approved as submitted.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON PRINCETON AVENUE, FROM WILLOW OAK ROAD TO QUEENS ROAD WEST.

A resolution entitled, RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON PRINCETON AVENUE, FROM WILLOW OAK ROAD TO QUEENS ROAD WEST was presented and read, pursuant to notice published in The Charlotte Observer on January 31, 1947. Motion was made by Councilman Childs that the resolution be adopted as read. Motion seconded by Councilman White, and unanimously carried. Resolution is recorded in full in Resolutions Book 1, at Page 81.

APPOINTMENT OF BOARD OF APPRAISERS OF PROPERTY FRONTING ON PRINCETON AVENUE.

Councilman Albea moved the appointment of Messrs. Kirby Smith, James H. Carson, Frank E. Harlan, J. E. Barrentine and John F. Durham to the Board of Appraisers to appraise the property fronting on Princeton Avenue, from Willow Oak Road to Queens Road West, and to recommend the awards and/or assessments, if any, in connection with the permanent improvements to Princeton Avenue. Motion seconded by Councilman McKee, and unanimously carried.

RESOLUTION PERMITTING MELBOURNE COURTS SEWER LINE TO BE ATTACHED TO THE CITY SYSTEM.

A resolution entitled, RESOLUTION PERMITTING MELBOURNE COURTS SEWER LINE TO BE ATTACHED TO THE CITY SYSTEM, was presented and read. Councilman Albea moved the adoption of the resolution as presented. Motion seconded by Councilman Jordan, and unanimously carried. Resolution recorded in full in Resolutions Book 1, at Page 81.

ORDINANCE AMENDING ZONING ORDINANCE INTRODUCED, AND RESOLUTION PROVIDING FOR HEARING ON FEBRUARY 25, 1948 ADOPTED.

The following ordinance was presented and read:

ORDINANCE NO. 36. AN ORDINANCE AMENDING
CHAPTER 21 OF THE CITY CODE WITH RESPECT
TO THE ZONING ORDINANCE.

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

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.10) be amended by having "Building Zone Map, City of Charlotte, North Carolina" amended by changing from Residence-2 district

to Industrial district, the following described area:

"Property bounded on the north by Charles Avenue, and running southwest along the west side of Yadkin Ave. to Cordelia Park; thence in a westerly direction toward Davidson Street to the presently zoned industrial area; thence in a northeasterly direction with the easterly edge of the presently zoned industrial area to Charles Avenue; thence in a southeasterly direction to the point of beginning."

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith.

Whereupon, the following resolution was presented and read:

RESOLUTION PROVIDING FOR A PUBLIC HEARING
ON A PROPOSED AMENDMENT TO THE ZONING
ORDINANCE.

WHEREAS, the Board of Adjustment has recommended that Zoning Ordinance, Chapter 21 of the City Code of the City of Charlotte (Zoning Ordinance) be amended as hereinafter set out; and, whereas, at the meeting of the City Council held on February 4, 1948, the following amendment to the City Code was introduced:

"Ordinance No. 36. AN ORDINANCE AMENDING
CHAPTER 21 OF THE CITY CODE WITH RESPECT
TO THE ZONING ORDINANCE.

Be it ordained by the City Council of the City of Charlotte:

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.10) be amended by having 'Building Zone Map, City of Charlotte, North Carolina' amended by changing from Residence-2 district to Industrial-district the following described area:

Property bounded on the north by Charles Ave., and running southwest along the west side of Yadkin Ave. to Cordelia Park; thence in a westerly direction toward Davidson Street to the presently zoned Industrial area; thence in a northeasterly direction with the easterly edge of the presently zoned Industrial area to Charles Avenue; thence in a southeasterly direction to the point of beginning."

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith".

AND WHEREAS, under the law no amendment to the Zoning Ordinance can be adopted until a public hearing thereon is held, of which public hearing notice is required to be given by publication not less than 15 days immediately preceding the date of such public hearing.

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

1. That February 25, 1948 at 4 o'clock P.M., be fixed as the time in the Council Chamber in the City Hall as the place for the public hearing on the proposed amendment as above set out.
2. That this resolution be published in The Charlotte News not later than February 6, 1948 and again one week later.

Councilman Lambeth moved the adoption of the resolution as read. Motion seconded by Councilman Albea, and unanimously carried.

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TRANSFER OF FUNDS FROM RESERVE FOR PURCHASE OF OIL EMERGENCY -GENERAL FUND TO RESERVE FOR CONSTRUCTION OF SANITARY SEWERS - WATER & SEWER FUND.

Upon motion of Councilman McKee, seconded by Councilman Jordan, and unanimously carried, the transfer of \$15,000.00 from "Reserve for Purchase of Oil Emergency - General Fund" to "Reserve for Construction of Sanitary Sewers - Water & Sewer Fund" was authorized.

NAME OF GOLD HILL AVENUE CHANGED TO MORNINGSIDE DRIVE.

Motion was made by Councilman McKee, seconded by Councilman Albea, and unanimously carried, authorizing the change of the name of Gold Hill Avenue to Morningside Drive.

CONTRACT WITH EDWIN O. CLARKSON FOR WATER MAINS IN YORK ROAD SUBDIVISION.

Upon motion of Councilman Jordan, seconded by Councilman McKee, and unanimously carried, contract was authorized with Edwin O. Clarkson for the extension of water mains in York Road Subdivision, outside the city limits, at an estimated cost of \$1,600.00, to be paid by the applicant.

SUPPLEMENTARY CONTRACT WITH MARSH LAND COMPANY FOR WATER MAINS IN SEDGEFIELD SUBDIVISION.

Motion was made by Councilman McKee, seconded by Councilman Jordan, and unanimously carried, authorizing a supplementary contract, to the contract dated July 25, 1946, with Marsh Land Company, for the construction of water mains in Sedgefield Subdivision, at an estimated cost of \$3,000.00, to serve 35 lots; the city to finance the cost of construction and the applicant to guarantee 10% revenue of said cost.

CONTRACT WITH LYNCHBURG FOUNDRY COMPANY FOR PIPE & FITTINGS FOR CATAWBA RIVER PUMP STATION RESCINDED, AND NEW CONTRACT AWARDED.

Councilman White moved that action on January 28th awarding contract to Lynchburg Foundry Company for Cast Iron Pipe and Fittings for additions to the Catawba River Pump Station, in the amount of \$13,263.37 be rescinded, and that a new contract be awarded for the same materials at an amount not to exceed \$15,916.04, in order to comply with the legal requirements regarding the 20% escalation clause of their bid. Motion seconded by Councilman Albea, and unanimously carried.

CONTRACTS FOR PURCHASES.

Upon motion of Councilman Childs, seconded by Councilman Jordan, and unanimously carried, the following contracts and the allocation of funds therefor, if necessary, were authorized:

- (a) Contract with Atlas Supply Company, for 36000 ft. of Pipe, on a unit price basis, subject to price at the time of delivery but not to exceed a total price of \$13,750.00, for the Water Department.
- (b) Contract with C.M. Allen & Company, for furnishing and installing 6501 ft. of sewer pipe, 27 manholes, 3 lampholes and appurtenances, in Smallwood Homes Development, at their bid price of \$15,264.92 less the cost of the pipe to be furnished by the City in the amount of \$2,767.22, making a total installed price of \$12,422.74.
- (c) Contract with H. B. Owsley & Son, for One Engine Driven Trailer Mounted Self-Priming 4-inch Centrifugal Water Pump, at a net delivered price of \$501.85, for the Water Dept.
- (d) Contract with Homelite Corp., for One Portable Generator, at a net delivered price of \$395.00, for the Water Dept.

- (e) Contract with General Truck Company, Inc., for trucks to be used in the collection of garbage and street maintenance, as follows:
- | | |
|--|----------------------------|
| Five - 1½-ton Chassis and Cabs, | at \$1,602.95 - \$8,014.75 |
| One - 2-ton Metal Dump Body & Hoist | - 2,397.46 |
| Three- 2-ton GMC Trucks complete with Steel Dump Body and Hoist, | at \$2,292.95 - 6,878.95 |
- (f) Contract with Bill Shaw Company, for One Filing Cabinet, at a net delivered price of \$220.50, for the Water Department.
- (g) Purchase of 10,000 - 3¢ stamped envelopes, from the Charlotte Postmaster, at \$328.00, for the Water Department.

REPORT OF AIRPORT LEASES CONCLUDED.

The City Manager reported that the following leases for Airport buildings has been concluded:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE & TERM
17	Tony's Garage	\$15.00	1-15-48 2 years
331	Eastern Airlines, Inc.	5.00	1-1-48 5 years

CEMETERY DEED.

Upon motion of Councilman Childs, seconded by Councilman Albea, and unanimously carried, the Mayor and City Clerk were authorized to execute deed for the transfer of Lot 23, Section BB, Elmwood Cemetery, from the heirs of Fred N. Hall to John Ropoulos, at a cost of \$1.00.

ALLOCATION OF \$2,500.00 TO THE PUBLIC LIBRARY.

Upon motion of Councilman Lambeth, seconded by Councilman White, the request of the Chairman of the Library Board for payment of \$2,500.00 to the Public Library was presented by unanimous consent.

Councilman White moved that \$2,500.00 be allocated from the Emergency Fund to the Public Library of Charlotte and Mecklenburg County, by virtue of an election held approximately forty years ago, payments having lapsed since 1939 due to no request for same having been made by the Library Board. Motion seconded by Councilman Lambeth, and unanimously carried.

APPOINTMENT OF COMMITTEE TO CONSIDER EMPLOYMENT OF SMOKE ABATEMENT ENGINEER.

Upon motion of Councilman Albea, seconded by Councilman Jordan, the question of Smoke elimination was presented by unanimous consent.

Councilman Albea moved that a Committee of three Councilmen be appointed to consider the feasibility of employing a Smoke Abatement Engineer, and that the Committee work with the City Manager for the enforcement of the Smoke Elimination Ordinance. Motion seconded by Councilman Jordan, and unanimously carried.

Mayor Baxter then appointed Councilmen Albea (Chairman), Jordan and McKee as the Committee.

ADJOURNMENT.

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

Lucian R. Hoffman
City Clerk