

January 9, 1957
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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, January 9, 1957, 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 last Council Meeting on January 2, 1957, were approved as submitted.

CITY ATTORNEY INSTRUCTED TO CONTACT BOND ATTORNEYS TO PREPARE NECESSARY PAPERS FOR AN ELECTION ON THE ISSUANCE OF \$9,000,000 BONDS AND CITY TREASURER INSTRUCTED TO FILE PROPER NOTICE OF ELECTION WITH LOCAL GOVERNMENT COMMISSION.

Mr. James J. Harris, Chairman of the Executive Committee of Charlotte Memorial Hospital Authority, was spokesman for the Committee members and members of the Authority who were present, and requested that the City Council approve a bond issue in the amount of \$4,000,000 for Memorial Hospital for the enlargement of its facilities.

Councilman Dellinger moved that the City Attorney be instructed to contact the City's Bond Attorneys to secure the necessary papers for bond election on the City Primary date as follows:

Water Bonds	\$1,500,000
Street Bonds	\$1,500,000
Grade Crossing Elimination or Grade Separation Bonds	\$1,500,000
Sanitary sewer extension bonds	\$ 200,000
One Fire Station and Equipment	\$ 300,000
Memorial Hospital Bonds	\$4,000,000

and that the City Treasurer be authorized and instructed to file proper notices with the Local Government Commission concerning such election. The motion was seconded by Councilman Baxter, and unanimously carried.

ORDINANCE NO. 352 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF THE CITY OF CHARLOTTE BY CHANGING ZONING FROM R-1 TO B-1 ON PROPERTY AT THE EXTREME END OF SHENANDOAH AVENUE, ON PETITION OF W.M. BUTLER, ADOPTED.

Upon motion of Councilman Wilkinson, seconded by Councilman Brown, and un-animously carried, an ordinance entitled: "Ordinance No. 352 Amending the Zoning Ordinance to Amend the Building Zone Map of the City of Charlotte by changing Zoning from R-1 to B-1 on Property at the Extreme End of Shenandoah Avenue, on Petition of W.M. Butler" was adopted. The ordinance is recorded in full in Ordinance Book 12, at Page 99.

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SIGNS REQUESTED ERECTED ON PARKING METERS IN RESTRICTED AREAS NOTIFYING PUBLIC THAT CARS FOUND PARKED FROM 8 TO 9 O'CLOCK A.M., AND 5 TO 6 O'CLOCK P.M. WILL BE TOWED IN.

Councilman Brown stated that he has received several complaints from out-of-town persons in Charlotte on business regarding the towing in of cars parked illegally from 8 to 9 a.m., and 5 to 6 p.m.; that the complaint is not based on the amount that must be paid to get cars out of storage but rather the shock of finding their cars gone without any knowledge of the regulation. He stated it seems to him that the City is creating ill-will unnecessarily and that if some type of sign was erected on the parking meter to notify the public that cars will be towed away if found parked during the restricted hours. He requested the City Manager to look into the matter and see if such signs cannot be erected.

Councilman Albea stated he agrees with Councilman Brown and thinks that people should know what will happen,

Councilman Dellinger stated he is opposed to towing in anyone's car unless it is necessary.

Mr. Yancey, City Manager, stated he would be glad to look into the matter and have such signs erected if possible.

CONSTRUCTION OF SANITARY SEWER MAINS IN SELWYN PARK NO. 9 AUTHORIZED.

Upon motion of Councilman Wilkinson, seconded by Councilman Smith, and unanimously carried, the construction of 2,555 feet of sanitary sewer mains in Selwyn Park No. 9, to serve 65 vacant lots, at the request of Geo. S. Goodyear Company, at an estimated cost of \$10,650.00. All costs to be borne by the City and the refund of applicant's deposit of the entire amount according to the terms of the contract.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 8 1/2 foot driveway entrance at 1586 Clayton Drive.
- (b) One 10-foot driveway entrance at 1519-21 Statesville Avenue,
- (c) Two 35-foot driveway entrances and one 30-foot entrance at 2900 Central Avenue.
- (d) Two 35-foot driveway entrances on Freedom Drive and one 28-foot entrance on Enderly Road, all for 2736 Freedom Drive.

SICK LEAVE EXTENSION GRANTED TO PAT MUNGO, WATER DEPARTMENT EMPLOYEE.

Councilman Albea moved that the sick leave previously granted Mr. Pat Mungo, Water Department employee, be extended through March, 1957, as requested by the Superintendent of the Water Department. The motion was seconded by Councilman Wilkinson, and unanimously carried.

SUPPLEMENTARY CONTRACT WITH J. A. JONES CONSTRUCTION COMPANY FOR INSTALLATION OF WATER MAINS IN ROBIN HOOD DELL, AUTHORIZED.

Upon motion of Councilman Wilkinson, seconded by Councilman Smith and unanimously carried, a supplementary contract, to contract dated September 30, 1953, was authorized with J. A. Jones Construction Company for the installation of 2,620 feet of additional water mains in Robin Hood Dell, to serve residential property, at an estimated cost of \$6,500.00. All costs to be paid by the applicant, who will own the mains until the area is taken into the city.

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RIGHT-OF-WAY AGREEMENT BETWEEN STATE HIGHWAY COMMISSION AND D. E. ALLEN FOR INSTALLATION OF WATER MAINS IN PROGRESS LANE, AUTHORIZED CO-SIGNED BY CITY.

Councilman Brown moved that the Mayor and City Clerk be authorized to co-sign an agreement between the State Highway Commission and D. E. Allen for the installation of water mains in Progress Lane, outside the city limits. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONTRACT AWARDED CROWDER CONSTRUCTION COMPANY FOR STREET IMPROVEMENTS ON CENTRAL AVENUE AND TUCKASEEGEE ROAD.

Councilman Dellinger moved the award of contract to the low bidder, Crowder Construction Company, for the construction of street improvements on Central Avenue and Tuckaseege Road, as specified, on a unit price basis, representing a total price of \$122,336.50. The motion was seconded by Councilman Baxter, and unanimously carried.

Bids submitted on the above project were as follows:

Crowder Construction Company	\$122,336.50
Blythe Bros. Company	\$126,251.70
Meeks Construction Company	\$136,810.55
Rea Construction Company	\$159,683.89

SPECIAL OFFICER PERMIT AUTHORIZED ISSUED TO J. C. CHRISTENBURY ON PREMISES OF EAST FOURTH STREET SALES COMPANY.

Upon motion of Councilwoman Evans, seconded by Councilman Brown, and unanimously carried, the issuance of a Special Officer Permit to Mr. J. C. Christenbury for use on the premises of East Fourth Street Sales Company was authorized.

LEASE OF AIRPORT BUILDINGS #270 AND #44 TO DISPLAY FIXTURES COMPANY.

The City Manager advised that leases had been concluded with the Display Fixtures Company for Airport Buildings #270, at \$102.00 per month and for Building #44, at \$89.50 per month, for a period of seven months, effective December 1, 1956.

TRANSFER OF CEMETERY LOTS.

Upon Motion of Councilman Wilkinson, seconded by Councilman Dellinger, 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. Philip Dimos, for Lot 120, Section 4-A, Evergreen Cemetery, at \$126.00.
- (b) Deed with Mr. James M. Henry, for Grave #3, Lot 160, Section 3, Evergreen Cemetery, at \$40.00.
- (c) Deed with Mrs. R. E. Kennington, for east half of Lot 161, Section 3, Evergreen Cemetery, at \$52.00.
- (d) Deed with Mr. Perry Hilewitz, for Grave #3, Lot 143, Section 3, Evergreen Cemetery, at \$26.00.
- (e) Deed with Estate of Mrs. Dixie Housel, for Grave #6, Lot 111, Section 3, Evergreen Cemetery, at \$40.00.
- (f) Deed with Mrs. Sadie Rion, for Grave #3, Lot 115, Section 3, Evergreen Cemetery, at \$40.00.
- (g) Deed with J. M. Harry & Bryant Company for Graves #7 and #8, Section 3, Evergreen Cemetery at \$80.00.
- (h) Deed with Mr. Loyd Eppers, Jr. for Lot 332, Section 7, Oaklawn Cemetery, at \$438.00.
- (i) Deed with Mrs. Jessie L. Poag-Clarke, for Lot 3, Section D, Pinewood Cemetery, at \$13.53.

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HEARING RELATIVE TO OPENING OF PIERCE STREET DEFERRED FROM JANUARY 16TH TO JANUARY 30TH ON REQUEST OF ATTORNEY HENRY FISHER.

The Mayor advised that Mr. Henry Fisher, Attorney for property owners opposing the opening of Pierce Street, advises he must be out of the city on business on the 16th and would like the hearing deferred until January 30th, if the entire Council will be present, and the request is agreeable to the other attorneys.

It was agreeable with the Council to defer the hearing as requested but they could not say at this time if all members would be present at the meeting on that date. The City Clerk was instructed to so advise Mr. Fisher.

SALARY OF JOSEPH ALVAN WEBSTER, ACCOUNTANT IN HEALTH DEPARTMENT, INCREASED TO \$345.00 EFFECTIVE JANUARY 15, 1957.

Councilwoman Evans moved that the salary of Mr. Joseph Alvan Webster, Accountant in the Health Department, be increased from \$320.00 per month to \$345.00, effective January 15th, as recommended by the Chief Health Officer. The motion was seconded by Councilman Wilkinson, and unanimously carried.

SICK LEAVE EXTENDED JAMES BOWMAN, WATER DEPARTMENT EMPLOYEE, THROUGH MARCH, 1957.

Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, sick leave, allowed to James Bowman, Water Department Employee, was extended through March, 1957.

SICK LEAVE EXTENDED RUSSELL ALEXANDER, WATER DEPARTMENT EMPLOYEE, THROUGH MARCH, 1957.

Councilman Dellinger moved that the sick leave being allowed Russell Alexander, Water Department employee, be extended through March, 1957. The motion was seconded by Councilman Baxter, and unanimously carried.

RESOLUTION PROVIDING FOR A REFERENDUM BY THE CITY'S ELIGIBLE POLICEMEN TO DETERMINE WHETHER THE CHARLOTTE LAW ENFORCEMENT OFFICERS BENEFIT & RETIREMENT FUND SHALL BE COORDINATED WITH THE OLD-AGE & SURVIVORS INSURANCE PROVISION OF THE FEDERAL SOCIAL SECURITY ACT, UNDER PROVISIONS OF ARTICLE 2 OF CHAPTER 135 OF THE GENERAL STATUTES OF NORTH CAROLINA AND UNDER PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDER OF DECEMBER 17, 1956.

A resolution entitled: "Resolution Providing for a Referendum by the City's Eligible Policemen to Determine Whether the Charlotte Law Enforcement Officers Benefit and Retirement Fund shall be coordinated with the Old-Age and Survivors Insurance Provision of the Federal Social Security Act, Under Provisions of Article 2 of Chapter 135 of the General Statutes of North Carolina and under Provisions of the Governor's Executive Order of December 17, 1956" was introduced and read, and upon motion of Councilman Albea, seconded by Councilman Brown, was unanimously carried. The resolution is recorded in full in Resolutions Book 3, at Page 19.

ANNUAL REPORT OF JOHN D. SHAW, CITY ATTORNEY, FOR YEAR 1956 FILED.

The City Manager reported that the Annual Report for the year 1956 was today filed by Mr. John D. Shaw, City Attorney. Councilman Baxter moved the acceptance of the Report, which was seconded by Councilman Dellinger, and unanimously carried.

ADJOURNMENT.

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


Lillian R. Hoffman, City Clerk