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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, June 30, 1954, at 11 o'clock a.m., with Mayor pro tem Smith presiding, and Councilmen Albea, Baxter, Boyd, Brown, Dellinger and Wilkinson present.

Absent: Mayor Van Every.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Baxter, seconded by Councilman Wilkinson, and unanimously carried, the Minutes of the last meeting on June 23, 1954, were approved as submitted.

ORDINANCE NO. 218 EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE BY ANNEXING THERETO 11.66 ACRES OF PROPERTY IN CRAB ORCHARD TOWNSHIP.

The scheduled hearing was held in connection with Ordinance No. 218 Extending the Corporate Limits of the City by Annexing thereto 11.66 Acres of Property in Crab Orchard Township, located immediately east of Airlie Street, upon petition of Washburn Printing Company et al. No opposition to the annexation was expressed by the public. Councilman Albea moved the adoption of the ordinance, which was seconded by Councilman Baxter, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 364.

PROTEST OF FOUR NEGRO CITIZENS AGAINST BEING DENIED PRIVILEGE OF DINING IN AIRPORT TERMINAL COFFEE SHOP REFERRED TO CITY ATTORNEY.

Dr. R. A. Hawkins appeared before Council and presented the following statement:

"As Negro citizens and taxpayers of Charlotte, North Carolina, we were denied the privilege of dining in the Coffee Shop and restaurant facilities, June 29, 1954, at the New Douglas Municipal Airport.

This to us presents a particular problem in view of the fact that this airport was built with Federal and municipal funds. This also presents a precedence in view of the recent developments by the Federal government. This is the only airport that denies full privileges to all citizens.

It has been presented to us that the lessee has privilege to serve whomsoever he pleases. This seems to be in error after reading the contracts between Dewitt Brown, T/A Carolina News Stand, item (3) three which stipulate to lessee that he shall not violate any codes or regulations of the United States government, State of North Carolina, Mecklenburg County and City of Charlotte. The City of Charlotte, willfully and in good faith entered into contract with the Federal government, C.A.A., of the Department of Commerce, which is evident by toilet and other public facilities being open to all without discrimination,

We feel that this discrimination in the restaurant 77 is a open and notorious violation of U. S. Code, Title 49, Section 1110, subsection One, which reads as follows, As a condition precedent to his approval of a project under the chapter, the Administrator shall receive assurances in writing satisfactory to him that (1). the airport to which the project relates will be available for public use on a fair and reasonable terms and without unjust discrimination.

It must also be noted that subsection 1118 provide penalties for violation of this act.

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It is our desire that this august group here assembled will feel its moral and just obligation to uphold the rights of all its citizens and will immediately strike down the gross injustice and take action against this violation.

Respectfully Submitted by,

Dr. R. A. Hawkins
Atty., T. H. Wyche
Atty., C. V. Bell
Mr. W. W. Twitty "

Councilman Brown moved that the matter be referred to the City Attorney, which was seconded by Councilman Baxter, and unanimously carried.

Dr. Hawkins asked when the City Attorney would render a ruling in the matter in view of the dedication of the Airport Terminal on July 10th in which the negro citizens wish to participate. Mr. Shaw, City Attorney, stated he would give it his immediate attention and if Dr. Hawkins has the information available as cited in his statement and will furnish it to him in a memorandum, it will tend to expedite the matter.

INVESTIGATION OF COMPLAINT OF MOTOR TRANSPORT DEPARTMENT EMPLOYEES TO BE INVESTIGATED AND COMPARISON OF SALARIES TO BE MADE WITH CITIES IN SOUTHEAST OF COMPARABLE SIZE OF CHARLOTTE.

A group of employees of the Motor Transport Department appeared before Council relative to a salary increase and better working conditions. Mr. Mendall L. Knight advised that the employee turn-over in the department is terrific because of low salaries and working conditions; he stated they work from 8 to 10 hours per day, or until their garbage collections are completed, and that during the fall season they usually come in with the car lights turned on. That the starting pay for the drivers is \$249.50 per month and they feel that under the new job classification the salary scale should start with a salary of \$265.00 and be increased at the rate of \$10.00 per month each year until it reaches \$325.00 in the fifth year; that the present starting salary of helpers is \$241.00 and they feel that job classification should provide for an increase of \$10.00 per month each year until it reaches \$301.00 in the fifth year. That the longevity pay could be added as the Council desired. He stated further that the work is hard, and hazardous in that they collect glass, chemicals, etc. and they feel their salary scale should equal that of Water Department truck drivers, who simply haul gravel and do not have to get on and off their trucks.

Mr. E. L. Plummer spoke for the three operators and three helpers, of the heavy equipment who work at the land-fill operation. He advised they work in the dust and mud and the operation of this equipment is quite dangerous. That their work has doubled within the last few months since they began handling the disposal of all the County's garbage. He asked that their salaries be equal to that of Police and Firemen.

Mr. Alonzo Reid advised he has worked with the Sanitary Division for five years and has had four vacation periods of one week each, instead of the two weeks authorized. The City Manager advised this was brought about by some confusion as to the workers being paid on a daily basis, and he is getting it straightened out in accordance with the instructions of the City Council.

Mr. James Heilig advised he has been a Sanitary Division truck driver for four years, driving a small truck on which it is necessary that the driver get off and on the truck and assist the helpers, and he feels that all truck drivers should receive the same pay whether they leave the trucks or not.

Mr. Warren Martin stated he has been with the Sanitary Division for seven years and has had only one-week vacation periods with the exception of last year when he was allowed two weeks vacation. He asked if he and others would receive back pay for the vacation periods they did not receive. Councilman Boyd stated he thinks that extra vacations should be given these men. Mayor pro tem Smith stated that the City Manager will check into the matter and adjust it.

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Mr. Ernest McCoy, Sanitary Division truck driver, advised that after the regular routes are covered, they must go back out into other areas and assist with hauling limbs; that it means extra and overtime work for which they receive no overtime pay.

Mr. E. T. Sharpe, operator of a Street Sweeper, advised that some of the equipment operators receive \$14.99 per month more salary, while the Sweeper equipment is much more expensive and of heavier construction and harder to handle, and he feels that the Sweeper operators should receive the same salary as that of the other operators.

Councilman Boyd stated these are typical examples of the unfairness of the job classification; that he was in favor of such classification provided it would work fairly for all employees. That he commended these men for bringing the matter to the City Council, and he thinks this matter should be straightened out and they should be paid more money. That, in his opinion, theirs are among the hardest jobs with the City of Charlotte.

Councilman Brown stated that the City had inequities before the job classification, and he does not think the inequities are worse under job classification.

Mayor pro tem Smith stated he believes these employees realize that the only way to work out the problems is through a system, and that no system can be a cure-all but the Council hopes the job classification will do it. That it is the desire of the Council to be fair to all employees and at the same time to the citizens.

Councilman Albea stated that in his opinion the greatest inequity is that a man should have to work for the City for 25 years before he reaches his maximum efficiency - that it is not true in private business and cannot be true with the city government.

Councilman Albea moved that the City Manager make a thorough investigation of the Motor Transport Department and make a comparison of their salaries with other cities in the southeast of comparable size, and give the Council a report of his findings at the earliest possible time. The motion was seconded by Councilman Brown, and unanimously carried.

REQUEST OF MRS. BESSIE WORTHY RELATIVE TO CONDEMNED HOUSE REFERRED TO CITY ATTORNEY.

Mrs. Bessie Worthy, 612 North Davidson Street, advised that when the Housing Project was constructed near Shuman Avenue, her house was condemned and she was forced to vacate it. That she had put all of her savings in the house, which is of concrete block construction, and that it is standing there deteriorating and being carried off piece by piece. That she wants to move back in it if the City will permit it and will provide some kind of a roadway, as the former roadway was closed.

The City Manager advised that the house is near the incinerator, and was never on a city street, merely a path or dirt roadway. That he is of the opinion that she has no equity in the grounds on which the house is located, and doubts if she can bring the house up to standard.

Councilman Albea moved that the City Attorney look into the matter and that the City Manager advise her. The motion was seconded by Councilman Brown, and unanimously carried.

ORDINANCE NO. 223-X RELATIVE TO THE APPROPRIATION BUDGET FOR THE FISCAL YEAR 1954-55.

The Ordinance Relative to the Appropriation Budget for the Fiscal Year 1954-55 was presented and read. Councilman Baxter moved its adoption, which was seconded by Councilman Dellinger.

Councilman Boyd stated that all salaries are, of course, included in the budget. That he would like to ask the amount of salary set for the proposed new job of Personnel Director and Building Superintendent, and if

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the Council by formal action now, or at any time, has set up a department of Building Superintendent and Personnel Director. The City Manager replied that these positions were authorized several years ago and that he recommended that the Council increase the salary of the position of Personnel Director and it would be combined with that of Building Superintendent and he would appoint Mr. Joe Greenlee to the position. That the salary will be whatever Mr. Greenlee is now being paid plus the amount he would receive under job classification.

Councilman Boyd then stated if this proposal is carried out the Personnel Director, with limited duties as Building Superintendent, without any expenses whatsoever, will receive \$8,400.00 per year or more. That he submits that the City of Charlotte should not pay any such salary for a Personnel Director without any experience as to the job. That in the first place the City of Charlotte should not be called upon to pay for a Personnel Director at all, the various department heads are, and should be personnel directors of their departments, working under the advice and supervision of the City Manager, and they should be able to handle any employee-employer relations that might arise, and he declares that the payment of this salary is an unnecessary expense to the City of Charlotte. That, in his opinion, Mr. Greenlee will not get very far as Personnel Director as he is starting off with a handicap.

Councilman Boyd offered a substitute motion that the salary for the Personnel Director, included in the budget, be eliminated. The motion did not receive a second, and lost.

Councilman Albea stated he is opposed to the increase in the water rates included in the revenue in the budget.

Councilman Boyd stated he must, necessarily, approved the appropriation of funds for the operation of the City during the fiscal year 1954-1955; however, he is reluctant to do so because of the lack of proper salaries and salary adjustments for a great number of city employees.

Councilman Albea stated he is not satisfied with the salary adjustments but the Council has agreed to try to improve them.

The vote was then taken on the motion for the adoption of the ordinance, and was unanimously adopted.

The Ordinance is recorded in full in Ordinance Book 11, at Pages 365-366.

ORDINANCE NO. 227 AMENDING CHAPTER 14 OF THE CITY CODE RELATIVE TO INCREASING CHARGES AT EVERGREEN CEMETERY.

An Ordinance entitled: "Ordinance No. 227 Amending Chapter 14 of the City Code Relative to Increasing Charges at Evergreen Cemetery" was introduced and read. Councilman Baxter moved the adoption of the ordinance, which was seconded by Councilman Brown, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 368.

ORDINANCE NO. 228 AMENDING CHAPTER 14 OF THE CITY CODE RELATIVE TO INCREASING CHARGES AT NORTH PINWOOD CEMETERY.

An Ordinance entitled: "Ordinance No. 228 Amending Chapter 14 of the City Code relative to Increasing Charges at North Pinewood Cemetery" was introduced and read. Councilman Brown moved the adoption of the ordinance, which was seconded by Councilman Baxter, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 369.

ORDINANCE NO. 229 AMENDING CHAPTER 14 OF THE CITY CODE RELATIVE TO INCREASING CHARGES AT ELMWOOD AND PINWOOD CEMETERIES.

An Ordinance entitled: "Ordinance No. 229 Amending Chapter 14 of the City Code Relative to Increasing Charges at Elmwood and Pinewood Cemeteries" was introduced and read. Councilman Brown moved the adoption of the ordinance, which was seconded by Councilman Baxter, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 370.

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REQUEST OF U. S. DEPARTMENT OF AGRICULTURE FOR CONTRIBUTION FOR CONTROL OF WHITE FRINGE BEETLE DENIED.

Councilman Brown moved that the request of the U. S. Department of Agriculture for a contribution of \$300.00 by the City for the control of the white fringe beetle be granted. The motion was seconded by Councilman Wilkinson, and lost, with the votes cast as follows:

YEAS: Councilmen Albea, Brown and Wilkinson.

NAYS: Councilmen Baxter and Dellinger.

Councilman Boyd requested that he be recorded as not voting.

PUBLICATION AND SALE OF PROPERTY FOR NON-PAYMENT OF 1953 TAXES.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, the publication and sale, if necessary, of property for the non-payment of 1953 taxes was authorized.

PURCHASE OF PROPERTY FROM DOLPH YOUNG ET AL FOR WIDENING OF EAST 11TH STREET.

Councilman Dellinger moved approval of the purchase of a strip of land 276.28 feet by 17.71 feet from Dolph Young and others, for the sum of \$7,000.00, for the widening of East 11th Street. The motion was seconded by Councilman Baxter, and unanimously carried.

PAYMENT OF ONE-HALF OF OVER-RUN IN CONTRACT OF THOMAS & MCGOWAN FOR REMODELING ELECTION BOARD OFFICES.

Motion was made by Councilman Wilkinson, seconded by Councilman Brown, and unanimously carried, authorizing the payment of \$100.00, being one-half the amount of the over-run in the contract of Thomas & McGowan for the remodeling of the Election Board Offices.

STREETS TAKEN OVER FOR MAINTENANCE.

Upon motion of Councilman Baxter, seconded by Councilman Albea, and unanimously carried, the following streets were taken over for City Maintenance:

- (a) Norland Road, from Dresden Drive west to city limits.
- (b) Chamberlain Avenue, from Turner Avenue to Gardner Avenue.
- (c) Edinburgh Avenue, from Windsor Avenue to Sunset Drive.
- (d) Brookside Avenue, from Lennox Ave. west about 250 ft. to dead-end.

PRIVATE SANITARY SEWER LINES AUTHORIZED CONNECTED TO CITY'S SANITARY SEWERAGE SYSTEM.

Councilman Wilkinson moved that the following privately owned sanitary sewer lines be connected to the City's Sanitary Sewerage System, which was seconded by Councilman Baxter, and unanimously carried:

- (a) 6,235 feet of sewer lines and 510 feet of sewer trunk, in Markham Village Subdivision, owned by Ervin Construction Company.
- (b) 6,215 feet of sewer lines and 1,166 feet of sewer trunk, in Royal Manor Subdivision, owned by Talbert Construction Company.

CONSTRUCTION OF NEW SANITARY SEWER LINES APPROVED.

Motion was made by Councilman Brown, seconded by Councilman Baxter, and unanimously carried, authorizing the construction of new sanitary sewer lines as follows:

- (a) 400 feet of sewer lines in Gibbs Street, at an estimated cost of \$1,200.00, to serve 6 family units and 12 vacant lots, at

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request of T. R. Burroughs, 1632 Beverly Drive. All costs to be borne by the City.

- (b) 130 feet of sewer lines in Creighton Drive, at an estimated cost of \$390.09, to serve 2 family units, at request of P. C. Rodwell, 214 East Park Avenue. All costs to be borne by the City.
- (c) 540 feet sewer lines and trunk sewer in Traditional Lane, at an estimated cost of \$1,480.00, to serve 2 family units and 1 vacant lot, at request of Mrs. Virginia Belle Rhodes, 318 Cherokee Road. All costs to be borne by the City and applicant's deposit of \$680.00 to be refunded in accordance with the terms of the contract.

CONTRACT AWARDED CONCRETE PRODUCTS COMPANY FOR 950 CONCRETE METER BOXES.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson, and unanimously carried, contract was awarded Concrete Products Company for the purchase of 950 concrete meter boxes with covers, City of Charlotte standard pattern, as specified, on a unit price basis of \$4.40 each, representing a total price of \$4,180.00, subject to 1% cash discount.

CONTRACT AWARDED JOHN WILEY JONES COMPANY FOR 15 TONS LIQUID CHLORINE.

Motion was made by Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, awarding contract to John Wiley Jones Company for 15 tons Liquid Chlorine, as specified, on a firm net delivered price of \$.0587, representing a total net delivered price of \$1,761.00.

CONTRACT AWARDED CHICAGO PUMP COMPANY FOR AIR-DIFFUSER TUBE CLEANING EQUIPMENT.

Councilman Albea moved that contract be awarded Chicago Pump Company for One Item of Air-Diffuser Tube Cleaning Equipment, consisting of 16-items of equipment and material, all as specified, at a net delivered price of \$1,952.00. The motion was seconded by Councilman Baxter, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson, and unanimously carried, the construction of driveway entrances at the following locations was authorized:

- (a) One 20 ft. driveway at 1001 East 36th Street.
- (b) One 10 ft. driveway at 2541-43 East 7th Street.
- (c) One 10 ft. driveway at 3012 N. Caldwell Street.
- (d) One 9 ft. driveway at 1030 Bolling Road.

RENEWAL OF SPECIAL OFFICER PERMIT AUTHORIZED TO HENRY D. PRICE.

Motion was made by Councilman Wilkinson, seconded by Councilman Baxter, and unanimously carried, authorizing the renewal of Special Officer Permit to Henry D. Price for use on the premises of Lance, Inc.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Brown, seconded by Councilman Albea, 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. Pearl V. Carter, for Lot 278, Section 2, Evergreen Cemetery, at \$104.00.
- (b) Deed with Mrs. Della Brown, for Grave #4 on Lot 109, Section 3, Evergreen Cemetery, at \$26.00.
- (c) Deed with Mrs. Loraine B. Holden, for Graves #1 & #2 on Lot 143, Section 3, Evergreen Cemetery, at \$52.00.

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- (d) Deed with Mrs. Ruby Hundley, for Grave #4 on Lot 144, Section 3, Evergreen Cemetery, at \$26.00.
- (e) Deed with Charles J. Miller, for Grave #6 on Lot 158, Section 3, Evergreen Cemetery, at \$26.00.
- (f) Deed with Jack Trull, for Grave #6 on Lot 159, Section 3, Evergreen Cemetery, at \$26.00.
- (g) Deed with Mrs. Nora Adams, for Lot 167, Section 4-A, Evergreen Cemetery, at \$81.90.
- (h) Deed with B. O. Thompson, for Lot 240, Section 4-A, Evergreen Cemetery, at \$81.90.
- (i) Deed with J. C. Barnhardt, for Lot 182, Section 3, Evergreen Cemetery, at \$509.15.
- (j) Deed with James H. Barnhardt, for Lot 181, Section 3, Evergreen Cemetery, at \$509.15.
- (k) Deed with F. A. Fridell, for Lot 184, Section 3, Evergreen Cemetery, at \$467.50.
- (l) Deed with F. Terrell Fridell, for Lot 183, Section 3, Evergreen Cemetery, at \$467.50.
- (m) Deed with Roland Andrews and wife, for Lot 368, Section 4-A, Evergreen Cemetery, at \$81.90.
- (n) Deed with Mrs. Mary S. Lomax, for north half of Lot #7, Section "Q", Elmwood Cemetery, transferred from Mrs. Faye S. Caddell, at \$1.00 for transfer deed.

RESOLUTION PROVIDING FOR A PUBLIC HEARING ON JULY 28, 1954 ON ORDINANCE NO. 231 AMENDING THE ZONING ORDINANCE CREATING A NEW CLASSIFICATION TO BE KNOWN AS "BUSINESS 1-A DISTRICTS".

An ordinance entitled: "Ordinance No. 231 Amending the Zoning Ordinance Creating a New Classification to be known as 'Business 1-A Districts'" was introduced. Following the reading thereof, a Resolution Providing for a Public Hearing on July 28, 1954 on the said ordinance was presented and read. 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 216-218.

RESOLUTION PROVIDING FOR A PUBLIC HEARING ON JULY 28, 1954, ON ORDINANCE NO. 232 AMENDING THE ZONING ORDINANCE TO CHANGE THE BUILDING ZONE MAP FROM R-1 AND B-1 TO B 1-A ON PROPERTY ON INDEPENDENCE BOULEVARD.

An ordinance entitled: "Ordinance No. 232 Amending the Zoning Ordinance by Changing the Building Zone Map from R-1 and B-1 to B 1-A on property on Independence Boulevard" was introduced. Following the reading thereof, a Resolution Providing for a Public Hearing on the aforesaid ordinance, on July 28, 1954, was presented and read. Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the resolution was adopted. The resolution is recorded in full in Resolutions Book 2, at Page 219.

CONSTRUCTION OF SANITARY SEWER IN GREENBRIAR ROAD, IN CLUB COLONY.

Motion was made by Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, authorizing the construction of 275-foot of 8-inch sanitary sewer mains in Greenbriar Road, in Club Colony, at an estimated cost of \$730.00, to serve four family units, with all costs to be borne by the City.

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ORDINANCE NO. 226 AMENDING THE TRAFFIC ORDINANCE TO ELIMINATE DISCOUNTS ON TRAFFIC VIOLATION FEES PAID WITHIN 24 HOURS.

An ordinance entitled: "Ordinance No. 226 Amending the Traffic Ordinance to Eliminate Discounts on Traffic Violation Fees Paid Within 24 Hours" was introduced and read. Councilman Baxter moved the adoption of the ordinance, which was seconded by Councilman Wilkinson, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 367.

LEASE TO EASTERN AIRLINES OF LAND AT DOUGLAS MUNICIPAL AIRPORT FOR ERECTION OF HANGAR, ETC.

Upon motion of Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, the Mayor and City Clerk were authorized to execute a lease with Eastern Airlines for certain ground area at Douglas Municipal Airport for the erection thereon of a hangar, etc.

RESOLUTION WITH RESPECT TO THE RELOCATION BY THE SOUTHERN RAILWAY COMPANY OF ITS FREIGHT DEPOT.

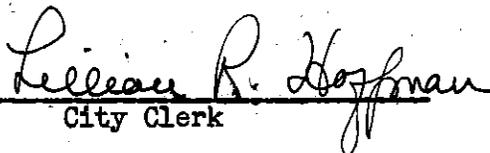
A resolution entitled: "Resolution with Respect to the Relocation by the Southern Railway Company of its Freight Depot" was introduced and read. Councilman Dellinger moved the adoption of the resolution, which was seconded by Councilman Baxter, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 220.

INCREASE BY CITY IN SALARY OF JUDGE OF DOMESTIC RELATIONS AND JUVENILE COURTS TO BE HELD IN ABEYANCE UNTIL AGREEMENT REACHED WITH COUNTY COMMISSIONERS AS TO INCREASE BY COUNTY.

Councilman Boyd stated he understands that the County Commissioners have declined to approve payment of one-half the increase in the salary of the Judge of the Domestic Relations and Juvenile Courts as proposed by the City Council, and that he assumes the City will not pay its share of the increase unless the County also pays its share. Mr. Yancey, City Manager, advised that the City will not pay its share until an agreement has been reached with the County Commissioners.

ADJOURNMENT.

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


City Clerk