

September 10, 1952
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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, September 10, 1952, at 4 o'clock P. M., with Mayor pro tem Van Every presiding, and Councilmen Albea, Baxter, Boyd, Coddington, Dellinger and Jordan present.

Absent: Mayor Shaw.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Baxter, seconded by Councilman Jordan, and unanimously carried, the minutes of the last meeting, on September 3rd, were approved as submitted.

RESOLUTION PRESENTED BY CHAMBER OF COMMERCE TAX STUDY COMMITTEE REQUESTING ADOPTION BY COUNCIL OF CITY EMPLOYEES JOB EVALUATION AND CLASSIFICATION METHOD OF COMPENSATION AND AMENDMENT TO CITY CHARTER TO PERMANENTLY ESTABLISH RATES OF PAY FOR EMPLOYEES.

The Chamber of Commerce City Tax Study Committee appeared before the Council and Mr. H. S. Strawn, Chairman, presented the following resolution, which, he stated, has been adopted by the Board of Directors of the Chamber of Commerce:

A RESOLUTION PRESENTED TO THE CHARLOTTE
CITY COUNCIL BY THE BOARD OF DIRECTORS
CHARLOTTE CHAMBER OF COMMERCE, INC.
SEPTEMBER 10, 1952

Whereas, the across the board percentage-wise increase in salaries of City employees now in effect by the City is not in the best interest of the employees or the taxpayers and

Whereas, it is the recommendation of this board that a competent firm be employed by the City to make an analysis of the various jobs in each city department and set compensation for each and

Whereas, it is the further recommendation of this board that when the City Council adopts the job evaluation and classification method of compensation that the members of the Mecklenburg delegation to the State Legislature of 1953 amend the City Charter to permanently establish the rates of pay as developed by a job analysis and evaluation survey and

Whereas, there is less than six months available before the meeting of the General Assembly to make a detailed survey that immediate action is urged upon the Council and

Be it further resolved that this resolution be presented to the Mayor and the City Council in person by a delegation composed of members of the Charlotte Chamber of Commerce Board of Directors.

Mr. Strawn advised that it is their belief that the horizontal method of increasing salaries of City employees is unfair to the employee and the taxpayer alike, and he urged the adoption of the resolution.

Councilman Boyd stated that he is opposed to the North Carolina Legislature setting salaries of the employees of the City of Charlotte. He moved that the resolution be received by the Council as information. The motion was seconded by Councilman Baxter.

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Councilman Baxter raised the question as to whether cost-of-living salary increases, as have been allowed employees in the past several years, would be permissible under such a plan. Mr. E. A. Terrell replied that such schedule of increases could be arranged under the plan and stated further that he has such arrangement in his own company.

Mr. Strawn stated that it is not proposed that the Legislature fix salaries, that the floor and ceiling salaries would be set by the Engineers making the Job Classification and by local City Officials, but such increases would not be allowed on a horizontal basis.

Councilman Coddington stated that in his opinion, the Council has delegated too much of its authority to other people and he is opposed to the State Legislature setting salaries for our City employees; that he favors a job classification plan as he believes it would provide a better basis of employment, salaries, etc.

The vote was then taken on the motion of Councilman Boyd and unanimously carried.

PARKING RESTRICTIONS MODIFIED ON EAST SEVENTH STREET FROM McDOWELL STREET TO INDEPENDENCE BOULEVARD.

Mr. C. R. Trimble was spokesman for a delegation of owners and operators of business concerns located on East Seventh Street from McDowell Street to Central Avenue, who requested that the "No Parking" restrictions recently imposed be removed. He was advised by the Council that they have, today, directed the City Manager to modify the parking restrictions so as to prohibit parking on the north side of Seventh Street between McDowell and Independence Boulevard only from 7:30 a.m. to 9:30 a.m. and on the south side only from 4:30 p.m. to 6:30 p.m.

The owner of the Mower Equipment and Scooter Service Repair Shop, 1111 E. Seventh Street, requested that the "Bus Stop Sign" in front of his shop be removed. Councilman Boyd moved that the City Manager be requested to investigate the matter and see if some arrangement can be worked out to correct the situation. The motion was seconded by Councilman Albea and unanimously carried.

RESOLUTION FIXING DATE OF HEARING ON AMENDMENT TO ZONING ORDINANCE.

An Ordinance entitled, "Ordinance No. 153 Amending the Zoning Ordinance to Change the Building Zone Map From R-1 to R-2, on the Rear Portion of a Lot facing Independence Boulevard, near Fugate Avenue", was introduced. Following the reading thereof, a Resolution entitled, "Resolution Providing for a Public Hearing on the Proposed Amendment to the Zoning Ordinance", on October 1, 1952, was presented and read.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the resolution was adopted. The resolution is recorded in full in Resolutions Book 2, at Page 14.

RESOLUTION FIXING DATE OF HEARING ON AMENDMENT TO ZONING ORDINANCE.

An Ordinance entitled, "Ordinance No. 154 Amending the Zoning Ordinance to Change the Building Zone Map From R-2 to B-1 on a Large Lot Located at the Northeasterly Corner of West 5th Street and North Clarkson Street", was introduced. Following the reading thereof, a resolution entitled, "Resolution Providing for a Public Hearing on the Proposed Amendment to the Zoning Ordinance", on October 1, 1952, was presented and read.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, the Resolution was adopted. The resolution is recorded in full in Resolutions Book 2, at Page 15.

RESOLUTION ABANDONING RIGHTS OF THE PUBLIC IN A PORTION OF COMMONWEALTH AVENUE AND WESTMORELAND AVENUE (NOW OR FORMERLY) AND PECAN AVENUE.

Resolution entitled, "Resolution Abandoning Rights of the Public in a Portion of Commonwealth Avenue and Westmoreland Avenue (Now or Formerly) and Pecan Avenue", was introduced and read and upon motion of Councilman Dellinger and seconded by Councilman Jordan, was unanimously adopted. Resolution is recorded in full in Resolutions Book 2, at Page 16.

RESOLUTION ACCEPTING THE DEDICATION OF STREETS, SIDEWALKS, ETC. IN SOUTHSIDE HOMES HOUSING PROJECT.

Resolution entitled, "Resolution Accepting the Dedication of Streets, Sidewalks, Etc. in Southside Homes Housing Project", was introduced and read and upon motion of Councilman Albea, seconded by Councilman Dellinger, was unanimously adopted. Resolution is recorded in full in Resolutions Book 2, at Page 17.

RESOLUTION PROVIDING FOR THE ISSUING OF STREET IMPROVEMENT BONDS IN THE SUM OF \$375,000.00.

A resolution entitled, "Resolution Providing for the Issuing of Street Improvement Bonds in the Sum of \$375,000.00", was introduced by Councilman Baxter, who moved its adoption. The motion was seconded by Councilman Dellinger and unanimously carried. The Resolution is recorded in full in Resolutions Book 2, at Page 18.

PROCEEDS OF PROPOSED \$375,000.00 STREET IMPROVEMENT BOND ISSUE ALLOCATED.

Councilman Baxter moved that the proceeds of the proposed Street Improvement Bond Issue, or as much thereof as may be necessary, be allocated as follows:

- The construction of a new street and bridge across Sugaw Creek from Kings Drive to Memorial Hospital.....\$70,000.
- The widening of East Boulevard from Hillside Drive to the intersection of Queens Road West.....\$50,000.
- The opening and widening of West Fifth Street from Cedar Street to West Trade Street at Beatties Ford Road..... \$255,000.

The motion was seconded by Councilman Albea and unanimously carried.

CLAIM OF MRS. A. P. HILL FOR PERSONAL INJURY REFERRED TO CITY ATTORNEY.

The City Manager advised that Notice of Claim has been received from Mrs. A. P. Hill, 919 N. Pine Street, in the amount of \$1,000.00 plus medical expenses, for personal injury sustained on June 9, 1952, alleged to have been caused by stepping in a hole on Eleventh Street. Upon motion of Councilman Albea, seconded by Councilman Coddington, and unanimously carried, the Claim was referred to the City Attorney for handling.

SUBDIVISION PLATS APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Boyd, and unanimously carried, the following subdivision Plats were approved:

- (a) Plat of Triple Oaks Subdivision, located between Gibbs Street, Oaklawn Avenue and Double Oaks Housing Project.
- (b) Subdivision known as "Industrial Area", located between Fairwood Avenue, the Southern Railway and South Tryon St.

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CONTRACT AUTHORIZED WITH DAVID CLARK FOR CONSTRUCTION OF WATER MAINS IN COUNTRY CLUB HEIGHTS.

Motion was made by Councilman Albea, seconded by Councilman Jordan, and unanimously carried, authorizing a contract with Mr. David Clark for the construction of 2,130 feet of water mains and 2 fire hydrants in Country Club Heights, inside the City Limits, at an estimated cost of \$5,762.00, to serve residential property. All costs to be paid by Applicant, who will be reimbursed if and when the revenue from said mains equals 5% of total cost for a 12 months continuous period.

CONSTRUCTION OF SANITARY SEWER IN CENTRAL AVENUE APPROVED.

Motion was made by Councilman Jordan, seconded by Councilman Albea, and unanimously carried, authorizing the construction of 120 feet of Sanitary Sewer in Central Avenue, at an estimated cost of \$230.00, to serve 2 family units. All costs to be borne by the City.

CONTRACT AWARDED THE J. F. W. DORMAN CO. FOR AUTOMOBILE AND MOTORCYCLE TAGS.

Councilman Dellinger moved that contract be awarded the J. F. W. Dorman Co., Baltimore, Maryland, for 38,000 Metal Automobile Tags and 400 Metal Motorcycle Tags, as specified, on a unit price basis, representing a net delivered price of \$3,690.00. The motion was seconded by Councilman Albea, and unanimously carried.

CONTRACT AWARDED B. F. GOODRICH COMPANY FOR FIRE HOSE.

Upon motion of Councilman Coddington, seconded by Councilman Albea, and unanimously carried, contract was awarded the B. F. Goodrich Co. for 1,000 ft. 3", 4,000 ft. of 2½", 1,500 ft. of 1½" Fire Hose double jacket cotton covered and rubber lined, as specified, and 500 ft. of ¾" Rubber Booster Hose, as specified, estimated quantities, on a unit price basis, representing a total price of \$7,855.00, subject to 2% Cash Discount or a total of \$157.10.

ALL BIDS ON 12 AUTOMOBILES FOR POLICE DEPARTMENT REJECTED AND RE-ADVERTISEMENT AUTHORIZED.

Councilman Coddington moved that all bids received on the 12, Four-door Sedans for the Police Department be rejected and request for bids be re-advertised, as recommended by the City Manager, due to a change in specifications. The motion was seconded by Councilman Jordan, and unanimously carried.

CONTRACT AWARDED LEE A. FOLGER, INC. FOR ONE BUICK, FOUR-DOOR SEDAN FOR FIRE DEPARTMENT.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, a contract was awarded the low bidder, Lee A. Folger, Inc. for one Buick, Standard, Four-door Sedan, as specified, at a net exchanged delivered price of \$2,100.00.

CONTRACT AWARDED PYRAMID MOTOR COMPANY FOR ONE CHEVROLET, TWO-DOOR SEDAN FOR WATER DEPARTMENT.

Motion was made by Councilman Jordan, seconded by Councilman Dellinger, and unanimously carried, awarding contract to the low bidder, Pyramid Motor Company, for one Chevrolet, Standard, Two-door Sedan, as specified, at a total exchanged price of \$1,200.00, subject to cash discount of \$150.00 or net exchanged delivered price of \$1,050.00.

CONTRACT AWARDED PYRAMID MOTOR COMPANY FOR TWO CHEVROLET, FOUR-DOOR SEDANS FOR MOTOR TRANSPORT DEPARTMENT.

Councilman Albea moved that contract be awarded the low bidder, Pyramid Motor Company, for two Chevrolet, Standard, Four-door Sedans, as specified, at a total exchanged price of \$3,050.00, subject to cash discount of \$300.00 or a net exchanged delivered price of \$2,750.00. Motion was seconded by Councilman Coddington, and unanimously carried.

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CONTRACT AWARDED PYRAMID MOTOR COMPANY FOR ONE CHEVROLET, TWO-DOOR SEDAN FOR ENGINEERING DEPARTMENT.

Upon motion of Councilman Albea, seconded by Councilman Coddington, and unanimously carried, a contract was awarded the low bidder, Pyramid Motor Company, for one Chevrolet, standard, Two-door Sedan, as specified, at a total exchanged delivered price of \$1,620.00, subject to cash discount of \$150.00 or a net exchanged delivered price of \$1,470.00.

CONTRACT AWARDED DEWEY BROS. INC. FOR 150 MANHOLE RINGS AND COVERS.

Councilman Albea moved that contract be awarded Dewey Bros., Inc., Goldsboro, for 150 Manhole Rings and Covers, machined, as specified, for a total price of \$3,750.00, subject to cash discount of \$37.50 or a net delivered price of \$3,712.50. Motion was seconded by Councilman Jordan, and unanimously carried.

CONTRACT AWARDED THE NORTH CAROLINA EQUIPMENT COMPANY FOR BULLDOZER BLADE COMPLETE.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, contract was awarded the North Carolina Equipment Co. for one (1) Model CE18BW Heil Cable Operated Bulldozer Blade complete with all standard equipment, less power control unit, as specified, at a net delivered price of \$1,941.00.

CONTRACT AWARDED ERVIN CONSTRUCTION COMPANY FOR CONSTRUCTION OF SANITARY SEWERS IN EASTWAY PARK PROJECT.

Motion was made by Councilman Albea, seconded by Councilman Coddington, and unanimously carried, awarding contract to the low bidder, Ervin Construction Co., for the construction of Sanitary Sewers in the Eastway Park Project, as specified, on a unit price basis, representing a total price of \$16,823.20.

SALE OF 12 USED POLICE CARS TO W. E. CRUMP BODY SHOP.

Councilman Albea moved that 12 used Police cars be sold to W. E. Crump Body Shop, Charlotte, N. C., at a price of \$8,400.00, as recommended by the City Manager. Motion was seconded by Councilman Jordan, and unanimously carried.

RENEWAL OF SPECIAL OFFICER PERMIT TO ROBERT H. STYRON.

Councilman Jordan moved that Special Officer permit, held by Robert H. Styron, be renewed for one year for use on the premises of the Southern Railway Company. Motion was seconded by Councilman Coddington, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 10 ft. driveway entrance at 2316 N. Independence Blvd.
- (b) One 8 ft. driveway entrance at 1649 Sterling Road.
- (c) One 8 ft. driveway entrance at 1001 West Trade Street.
- (d) Widening of present 9 ft. driveway entrance at 825 S. Mint St.
- (e) One 10 ft. driveway entrance at 1901 Crescent Avenue.

STREETS TAKEN OVER FOR MAINTENANCE.

Motion was made by Councilman Coddington, seconded by Councilman Albea, and unanimously carried, taking over the following streets for maintenance:

- (a) Oehler Lane, from Brandon Circle to Harris Road.
- (b) Baltimore Avenue, from end of present pavement north 650 feet.

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TRANSFER OF CEMETERY LOT.

Upon motion of Councilman Coddington, seconded by Councilman Albea, and unanimously carried the Mayor and City Clerk were authorized to execute a deed with J. N. Kerns for the transfer of lot #70, in Section 4-A, Evergreen Cemetery at \$81.90.

PLAN FOR PAVING AREA AT SOUTHERN FLIGHT EXECUTIVE TERMINAL BUILDING AT AIRPORT APPROVED.

Mr. Yancey advised that the Southern Flight Service, Inc. desires to have the area paved adjacent to the old Troy Whitehead Hangar, into which they recently moved, and they advise it is their understanding that if the paving is subsequently done in the regular airport improvement project, the C.A.A. will bear 50% of the cost. However, they wish the paving done immediately and, therefore, wish to bear 50% of the cost themselves and desire to pay the entire cost of \$1,600.00 and deduct \$50.00 per month from their rent to the City until 50% of the cost of the paving is paid by them. Councilman Coddington moved that the arrangement be approved, which was seconded by Councilman Albea and unanimously carried.

SICK LEAVE EXTENSION TO NOVEMBER 1, 1952 FOR W. R. HOPKINS IN TAX DEPARTMENT APPROVED.

The City Manager advised that Mr. W. R. Hopkins, an employee of the Tax Department, is ill and his accumulated sick leave will be exhausted on September 15th and it is recommended that the sick leave be extended to November 1, 1952. Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, the extension was approved.

CITY ATTORNEY REQUESTED TO SUBMIT WRITTEN OPINION AS TO LEGALITY OF REFUND OF LICENSE FEE TO TAXICAB OPERATORS.

Mr. Yancey, City Manager, submitted a communication from Messrs. Robert C. Brown, L. N. Suddreth, and A. W. Kilpatrick in which they request the refund of \$35.00 each of the \$50.00 Taxicab Operators' License Fee for 1951 paid to the City and stating further that it is their understanding that a similar refund was made to all taxicab operators other than those operating under the Baker Cab Company for which Mr. Baker did not apply.

The City Attorney advised that a refund of \$35.00 was made to all cab drivers whose License Fee was paid under protest and who were parties to the test suit which was decided in their favor by the Courts and that the City is without legal authority to make refund to cab operators not involved in the said suit.

Following the discussion, Councilman Boyd moved that the City Attorney be requested to give the City Manager a written opinion as to the legality of making the refund, prior to the next Council meeting. The motion was seconded by Councilman Albea and unanimously carried.

CITY MANAGER DIRECTED TO INQUIRE INTO MATTER OF BUS SERVICE ON BURTON STREET.

Councilman Boyd advised that it is his understanding that bus service has been eliminated on Burton Street and that he understood in conversation with Duke Power representatives that service would only be limited in this area. Councilman Baxter stated that this was his understanding. Councilman Boyd moved that City Manager be requested to inquire into the matter and advise the Council at their next meeting. The motion was seconded by Councilman Baxter and unanimously carried.

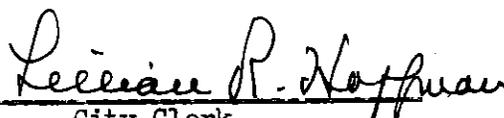
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STATE UTILITIES COMMISSION TO BE ADVISED OF CURTAILMENT OF BUS SERVICE IN CHARLOTTE.

Councilman Boyd moved that the Council request the City Manager to write a letter to the State Utilities Commission, calling to their attention the fact that the Duke Power Company has curtailed its bus service in Charlotte, so that the Commission will officially have the benefit of this information when the Power Company presents their petition for a rate increase in Charlotte. The motion was seconded by Councilman Jordan and unanimously carried.

ADJOURNMENT.

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



City Clerk