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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 29, 1954, at 11 o'clock a.m., with Mayor Van Every presiding, and Councilmen Albea, Baxter, Boyd, Brown, Dellinger, Smith and Wilkinson present.

Absent: None.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Smith, seconded by Councilman Wilkinson, and unanimously carried, the minutes of the last meeting on September 22nd were approved as submitted.

APPOINTMENT OF TREE COMMISSION AUTHORIZED.

Councilman Albea moved that the Council go on record approving the appointment of a Tree Commission to have charge of existing trees and looking to the future, and that an ordinance to this effect be drawn up at a later time. The motion was seconded by Councilman Brown, and unanimously carried.

CONTRACT AWARDED GENERAL ELECTRIC COMPANY FOR RADIO EQUIPMENT.

Mr. Yancey, City Manager, advised that bids on two mobile radio units and receiver for the Fire Department and equipment for the installation of a new radio system in the Water Department, have been received from Link Radio Corp. at \$6,546.76, General Electric Co. at \$7,500.00, Motorola Communications & Electronics Co. at \$7,740.81 and Radio Corporation of America at \$8,795.48. That the low bid of Link Radio Corp. is not acceptable due to their financial difficulties; being unable to secure repair parts for their equipment and the literature submitted with their proposal being a year old and not specifically showing all items required in our specifications. Therefore, after a canvass of all bids with the Purchasing Agent and Mr. Helms, the City's Radio Technician, it is their recommendation that the equipment be purchased from the second low bidder, General Electric Corporation.

Mr. John Blanton, representative of the Motorola Communications and Electronics Company, stated it appears to his Company that the bid of General Electric Corporation is a conditional bid, and the equipment should be purchased from his Company, who has submitted a firm bid. He explained in detail the operation of the Motorola equipment, stating it is interchangeable and self-calibrating; that his Company is well-known; parts are always available, and it is best suited to meet the City's needs and if all features of the two equipments are evaluated, the price difference would be negligible. That the Radio Department is at present using some of their equipment and state it is entirely satisfactory.

Mr. Shaw, City Attorney, advised that the contingency of the General Electric Company's bid has been eliminated; that the question was if the frequency could be established, which it has. He stated further that the G. E. monitor cost is \$250.00 and that of Motorola is \$600.00.

Mr. Helms, the City's Radio Technician was present and at the suggestion of the City Manager, expressed his views on the recommended award of contract. He stated it was not in the best interest of the City to consider the Link Corp.'s bid, as stated by Mr. Yancey. That the City is now using some Motorola equipment and has parts for it and from his standpoint it would be satisfactory to purchase this equipment but their price is higher than that of G. E. He stated further, at the question of Councilman Smith, that he would prefer having the Motorola equipment as he is familiar

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with its operation. Mr. Yancey advised that this is the first he has heard of Mr. Helms preference for the Motorola equipment; that the bids were thoroughly discussed with Mr. Helms and Mr. Beatty, Purchasing Agent and the recommendation to purchase the G. E. equipment was made by Mr. Helms at that time.

Councilman Smith recommended that the contract be awarded the Motorola Company.

Mr. Clyde Penny, representative of the General Electric Company stated their bid meets the City's specifications, and is not a conditional bid from the City Attorney's standpoint. That if the lower bid price is eliminated merely because the City has a few units of the type submitted by a higher bidder, then it must be assumed that the City intends to hereafter purchase only that equipment, which would eliminate all other reputable bidders. That he would think it very well for the City to put into operation the General Electric equipment for the purpose of comparison of the merits of various equipments.

Councilman Baxter moved that the contract be awarded General Electric Company for the Schedule of 25 items of radio equipment, for delivery within 45 days, at a net delivered price of \$7,500.00. The motion was seconded by Councilman Wilkinson, and carried, with the votes cast as follows:

YEAS: Councilmen Albea, Baxter, Brown, Dellinger and Wilkinson.

NAYS: Councilmen Boyd and Smith.

**RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON GOLD STREET AND ARGONNE DRIVE.**

A resolution entitled: "Resolution Authorizing Permanent Improvements on Gold Street and Argonne Drive" was introduced and read. Upon motion of Councilman Albea, seconded by Councilman Baxter, and unanimously carried, the resolution passed. The resolution is recorded in full in Resolutions Book 2, at Page 240.

**RESOLUTION AUTHORIZING THE ADVERTISEMENT OF NOTICE OF HEARING IN CONNECTION WITH PERMANENT IMPROVEMENTS ON GOLD STREET AND ARGONNE DRIVE, ON OCTOBER 6th.**

A resolution entitled: "Resolution Authorizing the Advertisement of Notice of Resolution Authorizing Permanent Improvements on Gold Street and Argonne Drive" was introduced 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 241.

**SUBDIVISION PLATS APPROVED.**

Upon motion of Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, the following Subdivision Plats were approved:

- (a) Plat of Westerly Hills Subdivision, property of Ervin Construction Company.
- (b) Plat of Markham Village Subdivision, property of Ervin Construction Company
- (c) Plat of Oaklawn Park Subdivision, property of Ervin Construction Company
- (d) Plat of Northmore Subdivision, property of W. Marshall Moore.
- (e) Plat of Orr Industrial Subdivision, property of Mrs. Parks H. Dalton.

**RIGHTS-OF-WAY AGREEMENTS WITH SEABOARD AIRLINE RAILWAY AND PIEDMONT & NORTHERN RAILWAY COMPANIES FOR INSTALLATION OF WATER MAINS.**

Motion was made by Councilman Wilkinson, seconded by Councilman Brown, and unanimously carried, authorizing the following rights-of-way agreements:

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- (a) Agreement with the SAL Ry Company for right-of-way under their tracks for the installation of a 6-inch water main in Peach Street.
- (b) Agreement with the P & N Ry Company for right-of-way under their tracks for the installation of an 8-inch water main in Lakewood Avenue.

**CONTRACTS WITH E. C. GRIFFITH COMPANY AND TALBERT CONSTRUCTION COMPANY APPROVED FOR THE CONSTRUCTION OF WATER MAINS.**

Upon motion of Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, the following contracts were authorized for the construction of water mains:

- (a) Contract with E. C. Griffith Company for the construction of 1,000 ft. of water main and 1 fire hydrant in Eastover Subdivision, inside the city limits, to serve residential property, at an estimated cost of \$2,800.00. The City to finance all cost and the Applicant to guarantee a gross annual water revenue equal to 10% of the cost.
- (b) Contract with Talbert Construction Co., Inc., for the construction of 7,730 ft. of water main and 7 fire hydrants in Royal Manor, outside the city limits, to serve residential property, at an estimated cost of \$22,700.00. All costs to be borne by the Applicant, who will dedicate the mains to the City upon completion.

**CONSTRUCTION OF SANITARY SEWER TRUNK LINE IN SEDGEWOOD CIRCLE APPROVED.**

Councilman Alba moved approval of the construction of 224 ft. of 8-inch sanitary sewer trunk in Sedgewood Circle, to serve one family unit, at an estimated cost of \$580.00. All costs to be borne by the City and the refund of the deposit of \$180.00 by the Applicant in accordance with the terms of the contract. The motion was seconded by Councilman Wilkinson, and unanimously carried.

**CONTRACT AWARDED BLYTHE BROS. COMPANY FOR RESURFACING SIXTY-THREE CITY STREETS.**

Councilman Brown moved that contract be awarded the only bidder, Blythe Bros. Company for asphalt resurfacing sixty-three streets within the City of Charlotte, all as specified, on a unit price basis, representing a total price of \$181,761.00. The motion was seconded by Councilman Baxter, and unanimously carried.

**CONTRACT AWARDED THE YOUNG COMPANY FOR RE-ROOFING FIREMEN'S HALL.**

Motion was made by Councilman Baxter, seconded by Councilman Alba, and unanimously carried, awarding contract to the low bidder, The Young Company, to furnish all labor, materials and services to install a 20-year bonded built-up roof with all metal work, all as per specifications, at a total price of \$1,750.00.

**CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.**

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

- (a) Two 15-ft. driveways at 1207 Parkwood Avenue.
- (b) One 18-ft. driveway on S. Clarkson St. for 901 W. Morehead St.
- (c) One 30-ft. driveway at 914 S. Clarkson St.
- (d) One 12-ft. driveway at 1716 South Boulevard.
- (e) One 14-ft. driveway at 1627 Scotland Avenue.
- (f) One 20-ft. driveway at 622 East 28th Street.
- (g) One 10-ft. driveway at 2318 Sherwood Avenue.
- (h) Three 15-ft. and One 40-ft. driveways at 2843 Rozzells Ferry Road.

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**TRANSFER OF CEMETERY LOT AUTHORIZED.**

Councilman Albea moved that the Mayor and City Clerk be authorized to execute a deed with Mrs. Sadie Vance for the transfer of Lot 148, in Section "Y", Elmwood Cemetery, transferred from W. G. Hargett and wife, at a cost of \$1.00 for the transfer deed. The motion was seconded by Councilman Brown, and unanimously carried.

**LEASE OF AIRPORT BUILDING #53 TO WALKER & LUNDBLADE REPORTED.**

The City Manager reported that lease has been concluded on Airport Building No. 53 to Walker & Lundblade, at a monthly rental of \$25.80, for a period of one year, to be used as a Machine Shop.

**APPOINTMENT OF FRANK W. HAAS AS SUPERINTENDENT OF CEMETERIES.**

Mr. Yancey, City Manager, reported the appointment of Mr. Frank W. Haas as Superintendent of Cemeteries, to succeed Mr. John H. Holden who has vacated the position. Councilmen Brown and Albea congratulated Mr. Yancey on his selection of Mr. Haas for the position.

**ELIMINATION OF COUNCIL MEETING ON WEDNESDAY, OCTOBER 20, 1954, DUE TO COUNCILMEN ATTENDING LEAGUE OF MUNICIPALITIES MEETING.**

Upon motion of Councilman Baxter, seconded by Councilman Dellinger, and unanimously carried, the Council Meeting on Wednesday, October 20, 1954, was eliminated so that the Councilmen may attend the N. C. League of Municipalities annual meeting in Winston-Salem.

**RESOLUTION PROVIDING FOR THE ISSUANCE OF \$400,000 LIBRARY BOND ANTICIPATION NOTES.**

A resolution entitled: "Resolution Providing for the Issuance of \$400,000 Library Bond Anticipation Notes" was introduced by Councilman Albea. Following the reading thereof, Councilman Albea moved the adoption of the resolution as read. The motion was seconded by Councilman Brown, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Pages 242 through 245.

**EMPLOYMENT OF ADDITIONAL SANITARIAN OR VETERINARIAN IN HEALTH DEPARTMENT.**

Councilman Brown moved that an additional Sanitarian or Veterinarian be employed in the Health Department at a salary not to exceed \$5,040.00, as recommended by the City Manager and Chief Health Officer. The motion was seconded by Councilman Baxter, and unanimously carried.

**INCREASE IN SALARY OF WILLIAM HAISLIP, SANITARY ENGINEER IN HEALTH DEPARTMENT.**

In view of advice by the City Manager that Mr. William Haislip, Sanitary Engineer in the Health Department, has been offered a similar position in Florida at a salary of \$5,000.00 and the recommendation of the City Manager and Chief Health Officer that he be retained at that salary, Councilman Dellinger moved that Mr. Haislip's salary be increased from \$4,500.00 to \$5,040.00. The motion was seconded by Councilman Baxter, and unanimously carried.

**SETTLEMENT OF CLAIM OF MRS. REBA ROGERS FOR PERSONAL INJURIES.**

Upon motion of Councilman Albea, seconded by Councilman Wilkinson, and unanimously carried, the claim of Mrs. Reba Rogers for personal injuries from falling into a water meter box, was authorized settled in the amount of \$150.00, as recommended by the City Attorney and City Manager.

**ATTENDANCE AND TRAVEL EXPENSES FOR JAMES E. WALKER, CITY SOLICITOR, AT NATIONAL SAFETY CONGRESS, JUDGE AND PROSECUTORS SCHOOL DIVISION, CHICAGO, AUTHORIZED.**

Upon motion made by Councilman Wilkinson, seconded by Councilman Baxter, and unanimously carried, Mr. James E. Walker, City Solicitor, was authorized to attend the National Safety Congress, Judge and Prosecutors School Division, in Chicago, on October 11th through 15th, with travel expenses not to exceed \$200.00

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APPLICATION OF KINGS BAR & GRILLE (FORMERLY BLUE BIRD GRILL), 429 WEST 11TH STREET FOR BEER LICENSE DENIED.

Councilman Dellinger moved that the application for a beer license on the premises of Kings Bar & Grille at 429 West 11th Street (formerly Blue Bird Grill) be denied. The motion was seconded by Councilman Brown, and unanimously carried.

ADJOURNMENT.

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

Lillian B. Hoffman  
City Clerk