

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 11 o'clock a.m., on Wednesday, February 15, 1950, with Mayor Shaw presiding, and Councilmen Aitken, Albea, Coddington, Daughtry, Jordan and Wilkinson present.

Absent: Councilman Boyd.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Daughtry, and unanimously carried, the minutes of the last meeting were approved as submitted.

SURVEY OF COST OF SEWER LINE INSTALLATION IN SWEETBRIAR STREET TO BE FURNISHED RESIDENTS.

Mr. C. O. Dellinger, 908 Sweetbriar Street requested the installation of sewer lines in Sweetbriar Street, stating this street had been within the city limits for some twenty years and is still without sewers, while it is noted sewers are being laid in the newer sections of the city.

Mr. Yancey, City Manager, advised that due to the particular location of the street it would be necessary to install a long trunk sewer which would exceed the city's policy of cost of \$200 per house; that sewer lines are laid to serve the greatest number of residents within the established policy of cost to the city.

Mr. Dellinger was advised that an estimate of the cost will be furnished him to determine the cost to the residents over and above that which the city may absorb under its present policy.

CENTRAL LABOR UNION REPRESENTATIVES EXPRESS OPPOSITION TO PROPOSED ORDINANCE PROHIBITING LOITERING.

Messrs. Walter Hooker and John Lovette were spokesmen for a delegation of Central Labor Union members who appeared before Council in opposition to the adoption of a proposed ordinance prohibiting loitering. Mr. Hooker stated the language of the ordinance would prohibit labor's right of peaceful picketing, to which they objected. He expressed the opinion that the ordinance is ridiculous and should not receive the serious consideration of the city government; that general law enforcement regulations can take care of vagrants and panhandlers, without additional legislation that can affect even a school child awaiting its parent. Mr. Lovette expressed strong opposition to the Charlotte Rescue Mission on South Church Street, which he stated housed without cost vagrants, who were permitted to panhandle on the city streets.

Mayor Shaw stated the ordinance was proposed at the request of the City Solicitor, Mr. Lane, to strengthen existing laws governing vagrants, and there was no intention on the part of anyone connected with the City Government to restrict labor's peaceful activities. Councilman Albea suggested that the ordinance might be acceptable if reworded so as not to be construed to apply to peaceful picketing. However, Mr. Hooker stated his organization would oppose the ordinance in any form as it is too far reaching in its implications. Mayor Shaw advised the Council had already decided not to consider the ordinance at today's meeting.

TRANSFER OF TITLE TO TAXICAB KNOWN AS VICTORY CAB #142 BY B. C. BREWER TO LEONARD E. CRUMP APPROVED.

The City Manager presented the written request of Mr. B. C. Brewer for permission to transfer the title to his car, being operated as Victory Cab #142, to Mr. Leonard E. Crump, for operation as a taxicab. Mr. R. A. Isenhour, President of Victory Cab Company, was present and expressed approval of the transfer. Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the transfer was authorized as requested.

AGREEMENT AUTHORIZED WITH NATIONAL CARBON DIVISION, UNION CARBIDE AND CARBON CORPORATION, FOR USE OF WATER OUTSIDE THE CITY.

Councilman Wilkinson moved that the Mayor and City Clerk be authorized to execute an Agreement with the National Carbon Division, Union Carbide and Carbon Corporation, covering use of water outside the city; said agreement being in lieu of the existing one with the National Carbon Company, due to said company's merger with the Union Carbide and Carbon Corp., on January 1, 1950. Motion was seconded by Councilman Jordan, and unanimously carried.

CENTER DRIVE TAKEN OVER FOR LIMITED MAINTENANCE.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson and unanimously carried, Center Drive from Bungalow Road one block east, was taken over for limited maintenance.

FIRTH COURT WEST TAKEN OVER FOR MAINTENANCE.

Motion was made by Councilman Wilkinson, seconded by Councilman Albea, and unanimously carried, taking over Firth Court west, from Peachtree Street south 200 feet for city maintenance.

CURB CUTS APPROVED ON WEST FOURTH STREET, AND ON WOODVALE PLACE.

The following curb cuts were authorized made upon motion of Councilman Jordan, seconded by Councilman Coddington, and unanimously carried:

- (a) 18-foot curb cut at 1714 West Fourth Street.
- (b) 9-foot curb cut at property line adjoining an existing 9-foot cut on the contiguous lot at 411 Woodvale Place.
- (c) 9-foot curb cut at property line adjoining an existing 9-foot cut on the contiguous lot at 907 Lexington Avenue,

CONSTRUCTION OF NEW SANITARY SEWERS AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Wilkinson, and unanimously carried, the construction of new sanitary sewers were authorized, as follows:

- (a) 8-inch sewer in South Cedar Street, Clanton Court, Pitcher Street, and Dunbar Street, a total distance of 852-feet, at an estimated cost of \$1570.00, to serve 35 family units and 15 vacant lots.
- (b) 8-inch sewer in Shenandoah Avenue, from Briar Creek Road west to near North Independence Boulevard, a total distance of 1530-feet, at an estimated cost of \$2820.00, to serve 21 family units.
- (c) 8-inch sewer in St. Paul Street, 555-feet, at an estimated cost of \$1055.00, to serve 6 family units and 8 vacant lots.

CONTRACTS FOR CONSTRUCTION OF WATER MAINS OUTSIDE THE CITY LIMITS AUTHORIZED.

Motion was made by Councilman Wilkinson, seconded by Councilman Albea, and unanimously carried, authorizing the following contracts for the construction of water mains, at the expense of the applicants:

- (a) Contract with L. A. Barnes, 1609 Parkwood Ave., for the construction of 1180-feet of 6-inch mains and 1590-feet of 2-inch mains and one fire hydrant, in Medford Acres Sub-division outside the city limits, at an estimated cost of \$4350.00.
- (b) Contract with Godley Bros. Implement Company, for the construction of 5,300-feet of 8-inch mains and one fire hydrant in Rozzell's Ferry Road, outside the city limits, at an estimated cost of \$15,500.00.

CONTRACT AWARDED M. B. KAHN CONSTRUCTION COMPANY FOR CONSTRUCTION OF SANITARY SEWERS IN CRESCENT AVENUE EXTENSION.

Councilman Albea moved that contract be awarded M. B. Kahn Construction Company, Columbia, S. C., the low bidder, for the construction of sanitary sewers in Crescent Avenue Extension, on a unit price basis, representing a total price of \$19,511.39. Motion was seconded by Councilman Coddington, and unanimously carried.

CLAIM OF F. C. ABBOTT FOR PAYMENT FOR TRACT OF LAND ALONG PARK TERRACE REFERRED TO CITY ATTORNEY.

The City Manager reported that claim had been received from Mr. F. C. Abbott, in the amount of \$14,000.00 for two acres of land along Park Terrace (Rose Garden) over which Independence Boulevard was constructed. Upon motion of Councilman Coddington, seconded by Councilman Albea, and unanimously carried, the claim was referred to the City Attorney for handling.

SPECIAL OFFICER PERMITS AUTHORIZED TO JAMES W. DIXON AND CARL J. EUDY.

Upon motion of Councilman Daughtry, seconded by Councilman Wilkinson, and unanimously carried, a Special Officer Permit was authorized issued to James W. Dixon, Route #2, City, for use on the premises of Lance, Inc., and permit renewed to Carl J. Eudy, for use on the premises of Elmwood and Pinewood Cemeteries.

LEASE OF AIRPORT BUILDINGS REPORTED.

The City Manager reported that leases for the following buildings at Douglas Municipal Airport had been concluded:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE & TERM OF LEASE
70	Morris Theatre	\$75	2-1-50 Month to month
280	Morris Field Cafeteria	\$35	2-1-50 5 years
16	Queen City Foundrys	\$10	1-1-50 3 years

CEMETERY DEEDS TRANSFERRED.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of the following cemetery lots:

- (a) Deed to C. J. Hartis and wife, for Lot 340, Section 3, Evergreen Cemetery, at \$122.85.
- (b) Deed to James B. Kuydendall, Jr. Executor, for Perpetual Care on south half of Lot 84, in Section D-Annex, Elmwood Cemetery, at \$38.25.

UNANIMOUS CONSENT GIVEN PRESENTATION OF UNDOCKETED ITEMS.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the unanimous consent of Council was given the City Manager to present the following undocketed items:

CURB CUT AT 1015 SOUTH TRYON STREET APPROVED.

Motion was made by Councilman Aitken, seconded by Councilman Jordan, and unanimously carried, authorizing a 30-foot curb cut at 1015 South Tryon Street, as requested by Mr. J. L. Newell.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON ROCKWAY DRIVE FROM INDEPENDENCE BOULEVARD TO CHANTILLY SCHOOL PROPERTY.

A resolution entitled, "Resolution Authorizing Permanent Improvements on Rockway Drive Extending in a southwesterly direction from Independence Boulevard to Chantilly School Property" was introduced and read, and upon motion of Councilman Jordan, seconded by Councilman Albea, was unanimously adopted on its first reading. Resolution is recorded in full in Resolutions Book 1, at Page 259.

RESOLUTION AUTHORIZING ADVERTISEMENT OF NOTICE OF RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON ROCKWAY DRIVE.

A resolution entitled, "Resolution Authorizing Advertisement of Notice of Resolution Authorizing Permanent Improvements on Rockway Drive Extending in a southwesterly direction from Independence Boulevard to Chantilly School Property", was presented and read, and upon motion of Councilman Jordan, seconded by Councilman Albea, was unanimously adopted. Resolution is recorded in full in Resolutions Book 1, at Page 260.

VACANCY IN HEALTH ADVISORY COMMITTEE TO BE FILLED.

The City Manager advised there is a vacancy in the Health Advisory Committee due to the resignation of Dr. Monroe Gilmour. That upon his request the Mecklenburg County Medical Society has suggested the following persons from which to select a new member of the Committee:

Dr. W. L. Venning
Dr. W. C. Matthews
Dr. Ernest Franklin

Mr. Yancey advised further that in accordance with legislation establishing the said Committee, he would make a recommendation to the Council at next meeting from the above list for appointment to fill the vacancy.

ADJOURNMENT.

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


City Clerk