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A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, March 24, 1948, with Mayor Baxter presiding, and Councilmen Albea, Childs, DeLaney, Jordan, Lambeth, McKee and White present.

INVOCATION.

The invocation was given by the Reverend Mr. Guy Helms, Pastor, Statesville Avenue Baptist Church.

MINUTES APPROVED.

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

ORDINANCE (NO. 39) AMENDING ZONING ORDINANCE ADOPTED.

The hearing on the proposed amendment to the Zoning Ordinance, to change from Residence-2 district to Business-1 district an area in the vicinity of Baldwin Avenue at the rear of lots facing Henley Place was continued from the meeting on March 17th.

Request that the amending ordinance (No.39) be referred back to the Zoning Board of Adjustments for further consideration was made by Mr. Guy Beatty, who stated his reason as being that the map referred to in the description of the area was not a recorded map, and, too, that the owners of lots facing on Henley Place desired the area at the rear of said lots to remain for residential purposes only.

Following the discussion, Councilman DeLaney moved the adoption of the Ordinance (No.39). Motion seconded by Councilman White, and unanimously carried, and the ordinance was adopted. Ordinance is recorded in full in Ordinance Book 9, at Page 484.

CONTRACT WITH WALTER HOOK & ASSOCIATES, INC. FOR ARCHITECTURAL SERVICES FOR ADDITION TO HEALTH DEPARTMENT BUILDING.

Councilman McKee moved that contract be entered into with Walter Hook & Associates, Inc., for architectural services for an addition to the Health Department Building, on a basis of 6% of the cost. Motion seconded by Councilman Childs, and unanimously carried.

AGREEMENT WITH A.M. HUTCHINSON FOR RIGHT-OF-WAY EASEMENT FOR WATER LINE.

Motion was made by Councilman Childs, seconded by Councilman Jordan, and unanimously carried, approving an Agreement with A. M. Hutchinson for easement to property for right-of-way for water line to Hoskins Reservoir, at an amount of \$600.00.

NASSAU BOULEVARD, BETWEEN PLAZA COURT AND BELLE TERRE AVENUE TAKEN OVER FOR MAINTENANCE.

Upon motion of Councilman Albea, seconded by Councilman McKee, and unanimously carried, Nassau Boulevard, between Plaza Court and Belle Terre Avenue, was taken over for city maintenance.

CONTRACT WITH SHARON WATER COMPANY FOR WATER MAIN CONSTRUCTION IN VERNON DRIVE.

Motion was made by Councilman Jordan, seconded by Councilman McKee, and unanimously carried, authorizing contract with The Sharon Water Company for the construction of a water main in Vernon Drive, for a distance of 400 feet, at an estimated cost of \$480.00, to be paid by the applicant.

SANITARY SEWER CONSTRUCTION IN MARGUERITE AVENUE, AND IN ARDEN STREET.

Upon motion of Councilman Albea, seconded by Councilman McKee, and unanimously carried, authorization was given the construction of a sanitary sewer at the following locations:

- (a) In Marguerite Avenue, from The Plaza for a distance of 150 feet, at an estimated cost of \$198.00, at the request of J. B. Reid, 2712 The Plaza.
- (b) In Arden Street, from near Vanderbilt Road to Lomond Ave., Lomond Avenue back to near Vanderbilt Road, a distance of 735 feet, to serve 11 houses under construction and 7 vacant lots, at an estimated cost of \$1,608.20, at the request of Central Builders, Inc.

CONTRACTS FOR PURCHASES.

Motion was made by Councilman Albea, seconded by Councilman Childs, and unanimously carried, authorizing the following contracts, and the allocation of funds therefor, if necessary:

- (a) Contract with Badger Meter Company, for 1,200 water meters, at a net delivered price of \$17,100.00.
- (b) Contract with Pomona Terra Cotta Company, for 2,103 feet of pipe, at a net delivered price of \$846.46, for the Engineering Department.
- (c) Contract with Patterson Coal & Oil Company, for 33.50 tons of Furnace Coal at a net delivered price of \$453.26.
- (d) Contract with H. V. Johnson & Son, for 55.25 tons of Stoker Coal, at a net delivered price of \$663.00.
- (e) Contract with Dixie Culvert & Metal Division, Armco Drainage & Metal Products, Inc., for 775 feet of pipe, at a net delivered price of \$479.71, for the Engineering Department.
- (f) Contract with Newton & Newton, for furnishing and installing 54 Window Shades at Fire Station #1, at a net price of \$224.59.

SPECIAL OFFICER PERMIT RENEWED TO J. G. HASTY, AT MINT MUSEUM OF ART.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, a Special Officer Permit was authorized renewed to J.G. Hasty, on the premises of the Mint Museum of Art.

CLAIM OF TULA LOUISE BATES FILED BY ATTORNEY.

The City Manager reported that claim had been filed by Mr. Elbert Foster, Attorney, in behalf of Tula Louise Bates, in the amount of \$25,000.00 for personal injuries alleged to have been sustained by being struck by a City owned truck on East Park Avenue, on November 12, 1947.

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REPORT OF AIRPORT LEASE.

The City Manager reported that lease had been concluded with Bortz Candy Company for rental of Airport Building No. 108, at a monthly rental of \$30.00, from April 1, 1948 for 5 years.

CEMETERY DEEDS TRANSFERRED.

Upon motion of Councilman Childs, 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) To R. E. Dawson and wife Loretta M., Lot 68, Section 3, Evergreen Cemetery, at \$156.00.
- (b) To Mrs. Zadie Eastwood, Lot 387, Section 3, Evergreen Cemetery, at \$122.85.
- (c) Transfer of Lots 94 and 95, Section A, Elmwood Cemetery, from S. A. Adcock, to Mrs. Marie Hall Adcock, at \$1.00.
- (d) Perpetual Care Deed to Mrs. Dora Shaw Pruette, on Lot 212, Section Q, Elmwood Cemetery, at \$100.00.
- (e) Perpetual Care Deed to Miss Alice Moore, Admx., of Estate of Mrs. Harry A. Franklin, on Lot 58-Fraction, Section L, Elmwood Cemetery, at \$84.38.
- (f) Perpetual Care Deed to E. L. Cornelius, on West Half of Lot 278, Section U, Elmwood Cemetery, at \$25.00.

UNANIMOUS CONSENT GIVEN PRESENTATION OF ITEMS.

Upon motion of Councilman Albea, seconded by Councilman McKee, the unanimous consent of Council was given the City Manager to present the following items not included in the Docket.

RESOLUTION AUTHORIZING SETTLEMENT OF CLAIMS AGAINST P. C. CORBETT AND J. C. GOODMAN.

A resolution entitled, "Resolution Authorizing Settlement of Claims Against P. C. Corbett and J. C. Goodman Arising Under Workmen's Compensation Act", was presented and read. Councilman White moved the adoption of the resolution as presented. Motion seconded by Councilman Jordan, and unanimously carried. Resolution is recorded in full in Resolutions Book 1, at Page 104.

SALE OF AIRPORT BUILDING NO. 218 TO C. E. BAKER.

Motion was made by Councilman Albea, seconded by Councilman Jordan, and unanimously carried, approving the sale of Airport Building 218 to Mr. C. E. Baker, for use either by the Durham Memorial Baptist Church or Boy Scouts, or such other similar use as he may determine, at a price of \$150.00; said building to be removed from the Airport premises.

CANCELLATION OF LEASE WITH BERRYHILL SQUADRON FLYING CLUB FOR AIRPORT BUILDINGS #319 and 348.

Councilman White moved that lease with Berryhill Squadron Flying Club, Inc., on Airport Buildings #319 and 348, dated May 1, 1947, be cancelled due to nonpayment of rent, buildings never having been occupied by lessee and inability of Airport Manager to contact President of Flying Club. Motion seconded by Councilman Childs, and unanimously carried.

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SPCAY

AGREEMENT WITH ADDIE L. HUTCHINSON, ET AL FOR EASEMENT FOR RIGHT-OF-WAY  
FOR WATER LINE.

Upon motion of Councilman Albea, seconded by Councilman McKee, and unanimously carried, agreement was authorized with Addie L. Hutchinson, Et Al, for easement to property for right-of-way for water line to Hoskins Reservoir, in the sum of \$500.00.

ADJOURNMENT.

Upon motion of Councilman Childs, seconded by Councilman McKee, and unanimously carried, the meeting was adjourned.

Lillian R. Hayford  
City Clerk