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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, March 4, 1953, at 4 o'clock p.m., with Mayor pro tem Van Every presiding and Councilmen Albea, Baxter, Coddington, and Dellinger present.

Absent: Mayor Shaw and Councilman Boyd.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Dellinger, seconded by Councilman Baxter, and unanimously carried, the minutes of the last meeting on February 25th were approved as submitted.

ORDINANCE NO. 173 AMENDING THE ZONING ORDINANCE CHANGING BUILDING ZONE MAP FROM R-2 TO B-1 ON TWO LOTS AT SHORTER AVENUE AND INDEPENDENCE BOULEVARD, ADOPTED.

The scheduled hearing was held in connection with the Ordinance to Amend The Zoning Ordinance to change the Building Zone Map from R-2 to B-1 on two lots at the southeast corner of Shorter Avenue and South Independence Boulevard, upon the petition of Mr. W. S. Stewart and Elsie Pegram Estate.

No objections were expressed to the proposed change. Thereupon, Councilman Baxter moved the adoption of the ordinance affecting the change in zoning, which was seconded by Councilman Dellinger, and unanimously carried.

The ordinance is recorded in full in Ordinance Book 11, at Page 294.

HEARING AUTHORIZED ON REQUEST FOR REZONING OF FOUR LOTS AT 1308-22 SEIGLE AVENUE, DENIED BY ZONING BOARD OF ADJUSTMENT UPON PETITION OF J. C. GRIFFIN.

Mr. Fred Hasty, Attorney for Mr. J. C. Griffin, advised that his client petitioned the Zoning Board of Adjustment for a change from a residential zone to an industrial zone on his four lots at 1308-22 Seigle Avenue, as he desired to construct a trucking terminal on the property; that the Zoning Board of Adjustment denied his petition, and Mr. Griffin was now requesting the City Council to consider it.

Councilman Albea moved that the City Attorney draw up the necessary ordinance and resolution on the request in order that a hearing be held. The motion was seconded by Councilman Coddington, and unanimously carried.

INSTALLATION OF TRAFFIC LIGHT AT PROVIDENCE AND WENDOVER ROADS AUTHORIZED.

Councilman Baxter moved that a traffic light be installed at Providence Road and Wendover Road and that funds be allocated from the Emergency Fund to cover the cost thereof. The motion was seconded by Councilman Dellinger, and unanimously carried.

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ACTION DEFERRED INDEFINITELY ON RECOMMENDATION THAT CONDEMNATION PROCEEDINGS BE AUTHORIZED ON PROPERTY AT 319 FLINT STREET FOR WEST FIFTH STREET RIGHT-OF-WAY.

Councilman Coddington moved that action be deferred indefinitely on the recommendation that condemnation proceedings be authorized on the property of the Reverend L. B. Washington at 319 Flint Street required as right-of-way for the extension of West Fifth Street. The motion was seconded by Councilman Dellinger, and unanimously carried.

SUBDIVISION PLATS APPROVED.

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

- (a) Plat of Darby Acres Subdivision, located on the Albemarle Road approximately one mile outside the city limits.
- (b) Plat of Purnell Court Subdivision, located on Vernon Drive.

CONSTRUCTION OF SANITARY SEWERS IN COUNTRY CLUB HILLS AND DALEHURST DRIVE.

Motion was made by Councilman Albea, seconded by Councilman Baxter, and unanimously carried, authorizing the construction of sanitary sewer mains at the following locations:

- (a) 5,833 feet of 8 inch trunk sewer mains in Country Club Hills, at an estimated cost of \$14,360.00, to serve 42 family units and 29 vacant lots. All costs to be borne by the City, and deposit of \$2,100.00 by Ervin Construction Company to be refunded as per terms of the contract
- (b) 535 feet of 8 inch sewer mains in Dalehurst Drive, at an estimated cost of \$1,330.00, to serve 7 family units. All costs to be borne by the City.

RELOCATION OF MYERS PARK SCHOOL SANITARY TRUNK SEWER TO SERVE CELANESE PLANT.

Councilman Coddington moved that the Council authorize the relocation of the 10-inch Myers Park School sanitary trunk sewer, outside the city limits, so that it may also serve the Celanese Plant, at an estimated cost of \$1,045.00 to be borne by the City. The motion was seconded by Councilman Albea, and unanimously carried.

CONTRACT AWARDED STEEL & TANK SERVICE COMPANY FOR CLEANING & PAINTING TWO ELEVATED STEEL WATER TANKS.

Councilman Dellinger moved that contract be awarded the low bidder, Steel and Tank Service Company to clean and paint the two 500,000 gallon capacity elevated steel water tanks at Marguerite Avenue & Plaza Road, and at Magnolia Street & Euclid Avenue, furnishing all necessary machinery, equipment, tools, apparatus, labor and materials, in accordance with the specifications, for the total price of \$7,257.00. The motion was seconded by Councilman Albea, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 30-ft. entrance at 300 Stonewall Street.
- (b) One 10-ft. entrance at 217 N. Torrence Street.
- (c) One 28-ft. entrance at 3014 New Thrift Road.
- (d) One 14-ft. entrance at 1010 S. Church Street.
- (e) One 35-ft. entrance on Graham Street for 500 West Morehead St.
- (f) Two 35-ft. entrances on The Plaza, One 30-ft. entrance and One 35-ft. entrance on Shamrock Drive, all for 3100 The Plaza.

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RENEWAL OF SPECIAL OFFICER PERMIT TO FRANK W. HASS.

Councilman Coddington moved that the renewal of the Special Officer Permit held by Frank W. Hass for use on the premises of the City's Cemeteries be approved. The motion was seconded by Councilman Dellinger, and unanimously carried.

TRANSFER OF CEMETERY LOT.

Upon motion of Councilman Dellinger, seconded by Councilman Coddington, and unanimously carried, the Mayor and City Clerk were authorized to execute a deed with Mrs. Ann H. Bailey for the transfer of the southwest quarter of Lot 134, in Section 3, Evergreen Cemetery, at a cost of \$26.00.

PURCHASE OF PROPERTY AT 331-33 WEST FLINT STREET AS RIGHT-OF-WAY FOR EXTENSION OF WEST FIFTH STREET AUTHORIZED.

Councilman Dellinger moved that the property at 331-33 West Flint Street be purchased from Mr. J. Dwight Martin, Jr., at a price of \$2,500.00 as right-of-way for the extension of West Fifth Street. The motion was seconded by Councilman Coddington, and unanimously carried.

CHANGE ORDER AUTHORIZED ON CONTRACT WITH V. B. HIGGINS COMPANY FOR THE GENERAL CONSTRUCTION OF THE SUGAW CREEK DISPOSAL PLANT.

Councilman Albea moved that Change Order #3, in the amount of \$29,075.00, on the Contract with V. B. Higgins Company for the general construction of the Sugaw Creek Disposal Plant be authorized as recommended by the City Manager. The motion was seconded by Councilman Baxter, and unanimously carried.

RESOLUTION WITH REGARD TO PLACING FOOTINGS UNDER THE SIDEWALK ADJACENT TO BUILDING OF SOUTHERN BELL TELEPHONE & TELEGRAPH COMPANY ON NORTH CALDWELL STREET.

A resolution entitled: "Resolution with regard to placing footings under the sidewalk adjacent to the building of Southern Bell Telephone & Telegraph Company on North Caldwell Street", was introduced and read, and upon motion of Councilman Baxter, seconded by Councilman Dellinger, was passed on its first reading. The resolution is recorded in full in Resolutions Book 2, at Page 64.

EXTENSION OF CONTRACTS WITH J. N. PEASE & COMPANY FOR ENGINEERING SERVICES IN CONNECTION WITH WATER WORKS IMPROVEMENTS AND SANITARY SEWER SYSTEM IMPROVEMENTS.

Councilman Albea moved that the Mayor and City Clerk be authorized to execute contracts with J. N. Pease & Company for the extension of their contract dated September 20, 1945 for engineering services in connection with improvements and additions to the City's Catawba and Vest Station Plants and general improvements to the water works system, and their contract dated March 28, 1945 in connection with improvements and additions to the City's sanitary and sewerage system. The motion was seconded by Councilman Baxter, and unanimously carried.

SALE OF WRECKED POLICE CAR TO NOVA KELLY, CORYDON, IOWA AT \$435.00.

The City Manager advised that one of the Police Department cars was wrecked on February 4, 1953 near Corydon, Iowa while enroute to pick up a prisoner for the Charlotte Police Department; that the cost of repairs to the car is prohibitive and that bids for the sale of the car have been received from four companies in Corydon, Iowa. He recommended that the car be sold to the highest bidder, Nova Kelly, Corydon, Iowa at a price of \$435.00. Councilman Dellinger moved that the car be sold as recommended. The motion was seconded by Councilman Albea, and unanimously carried.

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RESOLUTION WITH RESPECT TO THE FIREMEN'S RETIREMENT SYSTEM.

Councilman Coddington introduced the following resolution, and after the reading thereof moved its adoption:

RESOLUTION WITH RESPECT TO
FIREMEN'S RETIREMENT SYSTEM

BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CHARLOTTE Approves the Plan as submitted by the City Manager on January 26, 1953 when there has been added to the same a proviso reading as follows:

"That upon retirement such retired firemen shall be entitled to receive such retirement pay as the fund will produce in the way of benefits instead of 50% pay as now provided in the Act."

The motion for adoption was seconded by Councilman Baxter, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 65.

RESOLUTION RELATIVE TO THE PASSING OF JAMES W. ARMSTRONG.

The following resolution was introduced by Councilman Baxter:

RESOLUTION RELATIVE TO THE PASSING
OF JAMES W. ARMSTRONG

WHEREAS, in the Providence of the Almighty God and in his Divine Wisdom, He has called James William Armstrong from the Church Militant to the Church Triumphant; and

WHEREAS in the passing of Jim Armstrong, the city government lost one of its most efficient, valuable and popular officials. His devotion to his duties as Collector of Revenue, his kindly consideration and tact with the taxpayer raised the standard of his office and earned for him the title of ambassador of good will for the city government; and

WHEREAS, he carved for himself a lasting place in the minds of the citizens of Charlotte in all walks of life through his deep interest in his fellow-man and his eagerness to lend a helping hand where needed; and

WHEREAS, he possessed in a marked degree all of the qualities and characteristics that go to make up a good, honest, successful politician; a highly valuable public servant; a friend of the people and a Christian gentleman; and

WHEREAS, it is with a deep knowledge of the great loss to Charlotte, and to each of us personally, that we mourn his passing and honor his memory.

NOW, THEREFORE, BE IT RESOLVED that we, the members of the City Council of the City of Charlotte, North Carolina extend to his family our deepest sympathy and pray God's blessings to rest upon them.

AND FURTHER, that a copy of this resolution be spread upon the Minutes of this meeting of the City Council, a copy sent to his family, and copies furnished to the newspapers in the City of Charlotte.

Upon motion of Councilman Baxter, seconded by Councilman Albea, the resolution was unanimously adopted.

ADJOURNMENT.

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

Lucian R. Haybman
City Clerk