

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, June 16, 1948, with Mayor Baxter presiding, and Councilmen Albea, Childs, DeLaney, Jordan, Lambeth, McKee and White present.

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#### INVOCATION.

The invocation was given by the Reverend Mr. E. L. Kirk, Pastor, of the Brevard Street Methodist Church.

#### MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman DeLaney and unanimously carried, the minutes of the last meeting on June 9th were approved as submitted.

#### ORDINANCE (NO. 42) AMENDING ZONING ORDINANCE ADOPTED.

The hearing was held on an ordinance, introduced on May 19th and referred back to the Zoning Board of Adjustment, and continued on June 2nd, to amend the Zoning Ordinance by changing the Building Zone Map from R-2 district to B-1 district in the area on the east side of Plaza Road between Eastway Drive and 35th Street.

Mr. Francis Clarkson, representing Mr. R. J. Blalock, petitioner for the change, again presented a plea that the change in zoning be approved and the recommendation of the Board of Adjustment both initially and at the hearing before them on June 15th, be sustained.

Mr. William Abernethy, representing the residents opposing the change, reaffirmed the objections as registered at the meeting on May 19th.

Councilman DeLaney moved the adoption of the amendment as recommended by the Zoning Board of Adjustment. Motion seconded by Councilman Childs.

A substitute motion was made by Councilman Albea that the change in zoning be opposed by Council in this particular case. Motion did not receive a second.

The vote was then taken on the main motion for adoption of the ordinance, and carried, with the following votes cast:

AYE: Councilmen DeLaney, Childs, Jordan, Lambeth, McKee and White.

NAY: Councilman Albea.

Ordinance is recorded in full in Ordinance Book 11, at Page 3.

#### PROVISIONS FOR FLUORINATION OF CITY WATER SUPPLY URGED BY JUNIOR CHAMBER OF COMMERCE AND ASSOCIATES.

That the Council reconsider the decision of last week not to provide funds in the 1948-49 budget for the fluorination of the city water supply was urged by Mr. Art Jenkins, President of the Junior Chamber of Commerce. His appeal was supported in discussions by Dr. Dale Arthur, Dr. Henry Parker and Dr. L. V. Grady and endorsed by Mrs. H. B. Thieling, Chairman Health Committee of the Charlotte Council of Parents and Teachers.

In his remarks, Mr. Jenkins stated that over a year ago the

the Mecklenburg Medical Association endorsed the fluorination of the Charlotte water supply and urged that it be done. Mr. Jenkins presented among other letters, and filed with the Council a letter from Dr. John W. Knutson, Chief, Dental Public Health Section of the United States Public Health Service, stating that many fluorination projects were now under way; that the Charlotte project should be encouraged and expressing regret that Federal funds appropriated for dental demonstrations were fully obligated and no direct financial assistance for the Charlotte project was available.

At the invitation of Mr. Jenkins, Dr. Burk Fox, a member of the Charlotte Dental Society, who had expressed through the press disapproval of the fluorination program, presented his views on the subject. Among his remarks he stated that while a member of a Committee of the State Dental Society last year a study of the fluorination of water supplies was made and the Committee advised against it until full tests were completed and it was recommended by the proper health authorities. He also stated that he was not opposed to fluorination as an experiment with a definite check kept as to its reactions and dental value.

Mr. Jenkins then stated that the Junior Chamber of Commerce desired the project put into effect as an experiment along with the many similar ones that were being made throughout the country.

Mayor Baxter expressed his personal approval of the fluorination program, and advised that the City's 1948-49 budget would not be adopted until July 7th and in the meanwhile the matter would be given careful consideration.

#### PAYMENT FOR RIGHTS-OF-WAY FOR WATER LINE TO HOSKINS RESERVOIR.

Upon motion of Councilman Childs, seconded by Councilman Albea, and unanimously carried, payments for rights-of-way for the water line to Hoskins Reservoir were authorized as follows:

- \$2,600 to Edwin L. Sloan and Katherine B. Sloan.
- \$500 to Annie L. Parker.
- \$200 to Florence Dunn.
- \$200 to J. A. Allison and Sarah E. Allison.

#### PLAT OF TRYON HILLS AND BEECH NUT SUBDIVISIONS APPROVED.

Motion was made by Councilman McKee, seconded by Councilman Albea, and unanimously carried, approving the following subdivision plats, as recommended by the Planning Board:

- (a) Plat of Tryon Hills Subdivision, located between 28th Street, 24th Street, Graham Heights Subdivision and North Church St. being developed by C. D. Spangler.
- (b) Plat of Beech Nut Subdivision, located between Wilmount Road and Cowles Road, off Shuman Avenue, developed by Osmond L. Barringer.

#### SUPPLEMENTARY CONTRACT WITH REALTY DEVELOPMENT COMPANY FOR WATER MAIN IN DOWD HEIGHTS SUBDIVISION.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, a supplementary contract was approved with Realty Development Company for the construction of 160-feet of water main in Dowd Heights Subdivision at an estimated cost of \$176.00; the applicant to bear all costs and the City to maintain and operate the mains for the revenue produced.

## CONTRACTS WITH STATE HIGHWAY &amp; PUBLIC WORKS COMMISSION FOR RIGHTS-OF-WAY FOR WATER LINES.

Councilman Albea moved that contract-agreements be authorized with the State Highway and Public Works Commission for rights-of-way across the following property for the laying of water lines. Motion seconded by Councilman McKee, and unanimously carried:

- (a) Contract for right-of-way in Briar Creek Road for mains to serve the property of F. G. Stephenson.
- (b) Contract for right-of-way in Old Pineville Road and Exmore Street to serve the property being developed by J. C. Baugh Company.

## CONTRACTS FOR PURCHASES.

Upon motion of Councilman Albea, seconded by Councilman Lambeth, and unanimously carried, the following contracts for purchase and the allocation of funds therefor, if necessary, were authorized:

- (a) Contract with Concrete Supply Company, for two carloads of Sand at a price of \$223.83, for street maintenance.
- (b) Contract with Crawford Sprinkler Company, for three 8-inch Automatic Check Valves, at a price of \$843.00, for the Water Department.
- (c) Purchase of 75,000 Postal Cards from the Charlotte Post Office at a price of \$750.00, for the Water Department.

## RULES GOVERNING VACATION AND SICK LEAVE FOR CITY EMPLOYEES APPROVED.

Upon motion of Councilman Childs, seconded by Councilman White, and unanimously carried, the Rules Governing Vacation and Sick Leave for City Employees, as submitted by the City Manager, were approved.

These Rules recorded on pages 375 and 376

## SPECIAL OFFICER PERMIT GRANTED TO J. W. THOMASSON.

Motion was made by Councilman Jordan, seconded by Councilman Albea, and unanimously carried, authorizing the issuance of a Special Officer Permit to J. W. Thomasson for use on the premises of the A & P Tea Company.

## RENEWAL OF LEASE OF VARIOUS AIRPORT BUILDINGS CONCLUDED.

The City Manager reported that renewal leases on the following Airport buildings had been concluded:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE & TERM OF LEASE	
287	Atlas Cleaning Service	\$20.16	5-1-48	1 year
89	Valley Card Company	\$75.00	6-1-48	1 year
119	Pure Oil Company	\$27.00	5-15-48	1 year
118	Pure Oil Company	\$27.00	5-15-48	1 year

## CEMETERY DEED APPROVED FOR TRANSFER.

Upon motion of Councilman Albea, seconded by Councilman Childs, and unanimously carried, the Mayor and City Clerk were authorized to execute a deed with C. P. Heindel and wife, Mrs. Alma K. Heindel, for the transfer of the south half of Lot 124, Section 3, in Evergreen Cemetery, at a price of \$78.00.

## ADJOURNMENT.

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

*Lillian D. Hoppman*  
City Clerk

June 23, 1948  
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RULES GOVERNING VACATIONS AND SICK LEAVE

Approved by City Council June 16, 1948-See Page 374

VACATIONS

1. a. Vacation shall be considered as earned by the employee at the rate of one working day per month, and shall not be cumulative in excess of twelve (12) working days. Vacations may be taken only at such times as may be approved by the Department Head and the City Manager.
- b. Sundays, and such holidays as may be granted by the Council, falling within the normal vacation period shall not be considered as part of the vacation.
- c. Police, Firemen, Plant operators, and other employees who by the nature of their work are required to work Sundays, shall be allowed fifteen (15) days annual vacation, which shall include Sundays, and such holidays as may be allowed by the Council, falling within the normal vacation period.
2. a. No employee shall be considered as having earned a vacation until such employee shall have been in the service of the City for twelve (12) months.
- b. Employees who have been in the service of the City for less than twelve (12) months may, with the approval of the Department Head and the City Manager, anticipate vacation allowances not in excess of that permitted in Article 1 (a) above, but such anticipated vacation shall be charged against the service record of such employee, and shall be deducted from vacation time accruing in the next or subsequent years.
3. a. When an employee shall leave the City service after having served six (6) months, or more, such employee may, with the approval of the Department Head and the City Manager, be allowed vacation time in accordance with the provisions of Article 1 (a) above.
- b. Should any employee leave the City service, after having anticipated vacation time, as provided in Article 2 (b) above, in excess of that permitted in Article 1 (a), an amount shall be deducted from such employee's final pay check, at the regular rate per diem, for each day of such excess vacation.

SICK LEAVE

4. a. Sick leave with pay is not a right for which City employees may make demands, but is a privilege granted by the City Council, only in cases of actual illness and incapacity. Sick leave may accrue in the same manner as set forth in Article 1 (a) above, except that sick leave may be cumulative up to sixty (60) days.
  - b. Sick leave which has already accumulated, to the credit of the employee as provided in Article 4 (a) above, may be allowed the employee, in case of the serious illness or death of any member of the immediate family or dependent of such employee, when approved by the Department Head and the City Manager; but such sick leave granted under this paragraph shall in no case exceed twelve (12) days.
  - c. The same general provisions as set forth in the preceding articles governing vacations shall control sick leave insofar as they may be applicable.
  - d. Any employee absent on account of sickness for more than forty-eight (48) hours, will be required to present a certificate from a reputable physician attesting such illness.
  - e. Any employee, absent on account of illness twice in any calendar month, may by the Department Head and City Manager, be required to present a certificate from a reputable physician attesting such illness.
5. a. Any employee who has been in the City's service for five (5) years or more, may be granted sick leave in excess of that provided in Article 4 (a), with the approval of the Department Head and the City Manager, in cases involving hospitalization (other than in an institution for mental illness) operations, broken bones, and similar obvious incapacities.
  - b. In all other cases involving sick leave in excess of that provided in Article 4 (a) above, such cases must be reported by the Department Head and the City Manager to the City Council for consideration and approval.