

A regular meeting of the City Council was held in the Council Chamber, City Hall, on Wednesday, August 16, 1950, at 11 o'clock a.m., with Mayor Shaw presiding, and Councilmen Aitken, Boyd, Coddington, Daughtry, Jordan and Wilkinson present.

Absent: Councilman Albea.

INVOCATION.

The invocation was given by Mr. Francis Clarkson.

MINUTES APPROVED.

Upon motion of Councilman Aitken, seconded by Councilman Coddington, and unanimously carried, the Minutes of the last meeting were approved as submitted.

ORDINANCE (NO. 115) EXTENDING THE CORPORATE LIMITS OF CHARLOTTE BY ANNEXING TERRITORY CONTIGUOUS TO THE NORTHEASTERN BOUNDARY OF THE CITY, UPON PETITION OF HEATH-SANDERS COMPANY AND THE BOYD FAMILY.

An ordinance entitled, "An Ordinance Extending the Corporate Limits of the City of Charlotte by Annexing thereto Certain Property Upon Petition of Heath-Sanders Company and Mrs. W. R. Boyd, Anna Belle Boyd, G. Russell Boyd and Mattie Hill Boyd," was introduced and read.

Mayor Shaw stated that interested persons would be heard relative to the proposed annexation. No objections were expressed; whereupon, Councilman Aitken moved the adoption of the ordinance. Motion was seconded by Councilman Coddington, and unanimously carried. Ordinance is recorded in full in Ordinance Book 11, at Pages 170-171.

ORDINANCE (No. 116) AMENDING THE ZONING ORDINANCE ADOPTED.

An ordinance entitled, "Ordinance Amending the Zoning Ordinance of the City of Charlotte", to change the Building Zone Map from R-2 to B-1 on lot fronting 50-feet on the northerly side of West Boulevard and extending back to a 10-foot alley, was introduced and read.

Mayor Shaw called for the scheduled hearing on the proposed ordinance, as advertised. No objections were expressed, and Councilman Wilkinson moved the adoption of the ordinance, which was seconded by Councilman Daughtry, and unanimously carried. Ordinance is recorded in full in Ordinance Book 11, at Page 172.

ORDINANCE (NO. 117) AMENDING THE ZONING ORDINANCE ADOPTED.

An ordinance entitled, "Ordinance Amending the Zoning Ordinance of the City of Charlotte", to change the Building Zone Map from R-2 to Industrial, on One Lot on the west side of Turner Avenue, adjoining the Old Dominion Box Company property, was introduced and read. Following which, the Mayor invited interested persons to be heard on the proposed amendment. No objections were registered. Councilman Aitken moved the adoption of the ordinance, which motion was seconded by Councilman Wilkinson, and unanimously carried. Ordinance is recorded in full in Ordinance Book 11, at Page 173.

RESOLUTION ADOPTED PROVIDING FOR A PUBLIC HEARING ON SEPTEMBER 6th ON AN AMENDMENT TO THE ZONING ORDINANCE TO REZONE LOTS ON EAST MOREHEAD STREET.

An ordinance entitled, "Ordinance (No. 120) Amending the Zoning Ordinance of the City of Charlotte", to change the Building Zone Map from R-2 to B-1 on lots located at 1001-23 East Morehead Street, was introduced and read. Following which a Resolution Providing for a Public Hearing thereon, on September 6, 1950, was presented and read, and upon motion of Councilman Jordan, seconded by Councilman Daughtry, was unanimously adopted. Resolution is recorded in full in Resolutions Book 1, at Page 313.

PROTEST REGISTERED AGAINST CHANGE IN WESLEY HEIGHTS BUS ROUTE.

Mrs. Neal Williams, 520 Walnut Avenue, was spokesman for a group of residents of Wesley Heights section who were present, in protest of the change in the Bus route through that area as proposed in the Bus Survey prepared by the Traffic Engineer and submitted to Council last week. A petition was filed by Mrs. Williams urging that the present bus route over Walnut and Summit Avenues be continued, in lieu of new routes via each end of Walnut Avenue. Mrs. Paul Monte of Tuckaseegee Road, also submitted a petition from the approximately 100 employees of General Electric Supply and Distribution Company who use the Wesley Heights Bus daily, against a change in route. She also requested additional bus service over Tuckaseegee Road to serve the Glenwood section of the City.

Councilman Boyd stated the Council has hoped to improve the Charlotte Bus service and therefore authorized the Survey. That, personally, he does not agree with all of the recommendations contained in the Survey Report and that he does not believe the Council should have any part in taking away established bus routes, such as those presently operating in Wesley Heights.

Mayor Shaw stated the Council took no action on the Survey Report when presented by the Traffic Engineer, and no decision will be made until a public hearing is held at which time citizens will be given an opportunity to voice their opinions.

RELOCATION OF SEWER LINE FROM CROSSING FERGUSON RESIDENTIAL PROPERTY ON FAIRFAX DRIVE REQUESTED AND REFERRED TO CITY ENGINEER FOR STUDY AND REPORT.

Mr. Uhlman Alexander, Attorney, representing Mr. and Mrs. George Ferguson, requested the relocation of a proposed sewer line across the residential property of Mr. and Mrs. Ferguson on Fairfax Drive, which he stated will greatly damage the property, besides being unsightly and interfere with their plans for the development of their yard. He stated that Mr. Ferguson wishes to cooperate with the City in the location of the said sewer line and believes that condemnation proceedings may be avoided by a more thorough study of the matter. During the discussion, the City Engineer advised Council that the proposed location of the sewer line is the logical and correct one. Mr. Alexander stated that Mr. Ferguson will bear the additional expense to the City in the relocation of the line to avoid having it cross the immediate rear yard of his property. The matter was referred to the City Engineer for study and report.

COUNCILMAN BOYD ABSENT FROM MEETING FOR REMAINDER OF SESSION.

At this time Councilman Boyd left the meeting, and was absent for the remainder of the session.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS TO HILLSIDE AVENUE.

A resolution entitled, "Resolution Authorizing Permanent Improvements to Hillside Avenue, extending in a Westerly Direction from Westfield Road, Crossing Sugaw Creek to Avondale Avenue", was introduced and read, and upon motion of Councilman Jordan, seconded by Councilman Wilkinson, passed on its first reading. Resolution is recorded in full in Resolutions Book 1, at Page 314.

RESOLUTION AUTHORIZING ADVERTISEMENT OF NOTICE OF SECOND READING OF RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS TO HILLSIDE AVENUE AND CONSIDERATION THEREOF.

A resolution entitled, "Resolution Authorizing Advertisement of Notice of Resolution Authorizing Permanent Improvements to Hillside Avenue", was introduced and read, and upon motion of Councilman Aitken, seconded by Councilman Coddington, was unanimously adopted. Resolution is recorded in Resolutions Book 1, at Page 315.

REPORT OF AUDITORIUM STUDY COMMITTEE.

The report of the Auditorium Study Committee was submitted to Council by Mr. J. P. McMillan, Co-Chairman, with Messrs. Frank Dowd, Ivey W. Stewart, Frank Sherrill and Claude Cochran, Committee members present. Mr. McMillan advised that the Committee Chairman, Mr. David Ovens and the Vice-Chairman, Mr. Henry Allison, are both out of the City.

The Report is as follows:

"The Honorable Victor Shaw
and Members of the City Council.

Gentlemen:

At long last your Auditorium Committee is ready to report on the progress made on its assignment.

The greatest difficulty encountered was the securing of a suitable site, giving ample space both for building as well as for parking a considerable number of cars, and having facilities for rapid ingress and egress. The Committee canvassed all properties in all areas of the City, and now recommends to the Council that a tract known as "The Dwight Phillips Tract" on Independence Boulevard be secured. This property gives the City ample space for an Auditorium seating not less than 2,500 and a Coliseum with not less than 10,000 permanent seats, with sufficient floor space for the largest trade shows and other exhibits. These figures were arrived at by your Committee after long study of similar projects in cities comparable to Charlotte in size, activity, productivity, growth and drawing capacity.

It is impossible to get adequate space for the project immediately adjacent to the downtown area. In their study of this problem, your Committee has received valuable assistance from many interested Charlotte citizens. Numerous sites have been suggested. On some of these, your Committee was unable to secure option; others were inadequate in size; and many of these sites, while desirable, had to be abandoned because of their prohibitive cost. Your Committee, it is thought, has been fortunate to secure a 90-day option on the property it now recommends. This tract extends along Independence Boulevard for 1,000 feet and has a depth of approximately 1,000 feet. The land lies well, is well elevated, and will be as nearly perfect for our uses as it is possible to acquire. It is readily accessible from all sections of our city. Your Committee has had invaluable help in its work from both its Architect and Real Estate Representative. Much information has been secured from other cities for the guidance of those who will be charged with the final plans for the project, and this property, which we have under option, is, we think, the best selection that could be made for the City for its present and future needs.

It is estimated by the Committee, that the entire project, including the price of the land, will require a bond issue of not less than three million dollars (\$3,000,000.00). It must be considered that the Auditorium-Coliseum plans have been made with a view to the needs of the City - not only of the present, but for many years to come. Your Committee learned that many cities had been forced to rebuild or remain handicapped because of the limited capacity of their auditoriums. Studies of other cities also prove the versatility of the project, and the many uses to which it can be put.

We further recommend that all receipts from the operation of the proposed Auditorium-Coliseum be used: (1) for payment of maintenance and operating expenses; (2) for payment of interest on outstanding Auditorium-Coliseum bonds; and (3) for payment on the principal of outstanding bonds; these provisions to be binding so long as any Auditorium-Coliseum bonds remain outstanding, and unpaid.

Your Committee is of the unanimous opinion that this entire project should be managed and operated by a separate AUDITORIUM-COLISEUM AUTHORITY, to be legally established.

Preliminary sketches have been presented to the Committee by the Architect, and a study of these sketches in relation to the property under option, shows that the completed work will make a handsome and highly desirable addition to our city.

Respectfully submitted,

Jas. P. MacMillan - Co-Chairman"

Mr. McMillan emphasized that the Additorium-Coliseum should be located away from the congested area of the City, where parking space is unlimited. He stated that plans are similar to the Auditorium at Daytona Beach, and the Coliseum to the Cincinnati Garden, which is located some eight miles from the city.

Mr. Cochran stated that the Report contains the minimum recommendations for Charlotte's Auditorium and Coliseum, and he asked if the recommendations submitted cannot be approved, then the Committee recommends that the project not be undertaken.

Mr. Arthur Odell, Architect, presented sketches of the proposed building, and a topographical map of the site, the area of which is of a size equal to four city blocks.

Councilman Jordan expressed appreciation to the Committee for their long and hard work on the project and complimented them on the results of their efforts.

Councilman Aitken complimented Mayor Shaw on the selection of the Committee Members, and moved that a letter of appreciation be addressed to Mr. David Ovens, Committee Chairman. The motion was seconded by Councilman Coddington, and was unanimously adopted.

Councilman Daughtry commended Mr. Odell, the Architect, on the very attractive designs for the buildings.

Mayor Shaw stated that the Council took office fourteen months ago, with the hope that they might do something of lasting value for Charlotte during their term. That the Grade-crossing Elimination program has possibly been the No. 1 project, with the Auditorium Project a close second. He further stated that no action would be taken today, as two Councilmen and the City Attorney are absent, but the Council's immediate attention and decision will be given the Report.

PURCHASE OF U. S. SAVINGS SERIES-F BONDS WITH CEMETERY TRUST FUNDS.

Motion was made by Councilman Aitken, seconded by Councilman Jordan, and unanimously carried, authorizing the City Treasurer to purchase with Cemetery Trust Funds, One \$5,000.00 and One \$1,000.00 U. S. Savings Series-F Bonds.

PURCHASE OF FEDERAL, STATE OF N. C., MECKLENBURG COUNTY AND MUNICIPAL BONDS OF N.C., WITH IDLE FUNDS FOR CEMETERY TRUST FUND WITHOUT PRIOR COUNCIL AUTHORIZATION APPROVED.

Councilman Aitken moved that due to the fact that frequently an opportunity presents itself for the City to purchase Federal, State of North Carolina, Mecklenburg County and Municipal Bonds of North Carolina and is lost due to having to wait for Council approval, that the City Treasurer and City Manager be authorized to purchase such bonds with idle funds, for the Cemetery Trust Fund, without prior Council approval. Motion was seconded by Councilman Jordan, and unanimously carried.

REMOVAL OF TREE AT 2025 BURKNELL AVENUE AUTHORIZED.

Upon motion of Councilman Jordan, seconded by Councilman Aitken, and unanimously carried, authority was granted Mr. T. J. Watson to remove a tree from the driveway at his residence at 2025 Burknell Avenue.

PLAT OF EASTWOOD PARK SUBDIVISION APPROVED.

Councilman Coddington moved approval of the Plat of Eastwood Park Subdivision, as recommended by the Planning Board. Motion was seconded by Councilman Daughtry, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 8-foot driveway at 12 Hopedale Avenue.
- (b) One 10-foot driveway at 333 West Boulevard.
- (c) One 9-foot driveway at 412 Sylvania Avenue.

Upon motion of Councilman Coddington, seconded by Councilman Aitken, the unanimous consent of Council was given to consider approval of the construction of a 16-foot driveway entrance at 1220 Providence Road. Councilman Coddington then moved the approval of the construction, which motion was seconded by Councilman Jordan, and unanimously carried.

CONTRACTS FOR MATERIALS AND EQUIPMENT AUTHORIZED AWARDED.

Motion was made by Councilman Aitken, seconded by Councilman Coddington, and unanimously carried, authorizing the award of contracts for materials and equipment as follows:

- (a) Contract with Blythe Bros. Company for Asphalt Resurfacing of various streets, as specified, on a unit price basis, representing a total of \$140,456.10.
- (b) Contract with Lynchburg Foundry Company, for 134,586 feet of Cast Iron Pipe, on a unit price basis, representing a net delivered price of \$278,231.54.
- (c) Contract with Glamorgan Pipe & Foundry Company, for 353 Cast Iron Fittings, on a unit price basis, representing a net delivered price of \$7,686.56.
- (d) Contract with Hajoca Corp., for 36,000 feet of Wrought Iron Pipe, on a unit price basis, representing a total delivered price of \$13,736.70, subject to cash discount of \$274.73.
- (e) Contract with Grinnell Company, for 15,000 feet of Copper Tubing, on a unit price basis, representing a total delivered price of \$4,140.00, subject to cash discount of \$20.70.
- (f) Contract with Crawford-Sprinkler Company, for 139 Gate Valves on a unit price basis, representing a net delivered price of \$11,712.75.
- (g) Contract with Carolina Sashweight Company, Inc., for 200 Valve Boxes, on a unit price basis, representing a total delivered price of \$1,140.00, subject to cash discount of \$11.40.
- (h) Contract with Crawford Sprinkler Company, for 10 Tapping Sleeves and Valves, on a unit price basis, representing a net delivered price of \$773.00.
- (i) Contract with Matthews-Morse Sales Company, for 7,250 feet of Fire Hose, on a unit price basis, representing a total of \$6,124.75, subject to cash discount of \$162.50.

CEMETERY LOTS AUTHORIZED TRANSFERRED.

Upon motion of Councilman Aitken, 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 Mrs. Daisy P. Carter, for Lot 78, Section 3, Evergreen Cemetery, at \$156.00.
- (b) Deed to Mr. Burgess O. Johnson and wife, for North-half and South-east quarter of Lot 11, Section A-Annex, Elmwood Cemetery, transferred from Mr. A. H. Guion and wife - at \$1.00 for transfer deed.
- (c) Deed to Mr. John W. Sparrow and wife, for North-part of Lot 139, in Section X, Elmwood Cemetery, transferred from Mrs. Maggie Cobb and husband - at \$1.00 for transfer deed.

RIGHT-OF-WAY FOR SUGAW CREEK SEWER AUTHORIZED PURCHASED FROM GEO. S. GOODYEAR.

Upon motion of Councilman Coddington, seconded by Councilman Wilkinson, the unanimous consent of Council was given the City Manager to present for consideration the purchase of 1,985-feet of land from Geo. S. Goodyear, at a price of \$2,375.00 for right-of-way for Sugaw Creek Sewer. Councilman Wilkinson moved that the purchase be authorized, as recommended. Motion was seconded by Councilman Jordan, and unanimously carried.

ACQUISITION OF RIGHT-OF-WAY THROUGH PROPERTY OF MRS. MARGURITE S. MYERS FOR EXTENSION OF BALDWIN AVENUE INTO INDEPENDENCE BOULEVARD, AUTHORIZED.

Upon motion of Councilman Wilkinson, seconded by Councilman Aitken, the unanimous consent of Council was given the City Manager to present for consideration the recommendation that right-of-way be acquired from Mrs. Margurite S. Myers through her property, at a price of \$5,200.00, for the extension of Baldwin Avenue into Independence Boulevard. Councilman Jordan moved that the right-of-way be acquired as recommended. Motion was seconded by Councilman Wilkinson, and unanimously carried.

ADJOURNMENT.

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

Lillian R. Hoffman
City Clerk