

A regular meeting of the City Council was held in the Council Chamber, City Hall, on Wednesday, August 30, 1950, at 11 o'clock a.m., with Mayor Shaw presiding, and Councilmen Aitken, Albea, Boyd, Coddington, Jordan and Wilkinson present.

Absent: Councilman Daughtry.

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MINUTES APPROVED.

Upon motion of Councilman Aitken, seconded by Councilman Wilkinson, and unanimously carried, the minutes of the last meeting on August 23rd were approved as submitted.

REPORT OF BOARD OF APPRAISERS CONCERNING BENEFITS AND IMPROVEMENTS ON PRINCETON AVENUE EXTENDING FROM QUEENS ROAD WEST TO WILLOW OAK ROAD.

The City Clerk advised that the Report of the Board of Appraisers of Benefits and/or Damages to Property on Princeton Avenue, between Willow Oak Road and Queens Road West, as a result of extending and improving Princeton Avenue, and dated August 17, 1950, is on file in the office of the City Clerk.

ORDINANCE ASSESSING BENEFITS AND AWARDED DAMAGES IN THE IMPROVEMENT DISTRICT OF PRINCETON AVENUE, FROM QUEENS ROAD WEST TO WILLOW OAK ROAD, ADOPTED, AND ADVERTISEMENT WITH RESPECT THERETO AUTHORIZED.

An ordinance entitled, "Ordinance Assessing Benefits and Awarding Damages in the Improvement District of Princeton Avenue from Queens Road West to Willow Oak Road, and Authorizing Advertisement with Respect Thereto" was introduced and read. Upon motion of Councilman Aitken, seconded by Councilman Wilkinson, and unanimously carried, the ordinance was adopted. Ordinance is recorded in full in Ordinance Book 11, at Page 174.

RESOLUTION AUTHORIZING PERMANENT IMPROVEMENTS ON PROPOSED STREET CONNECTING SOUTH INDEPENDENCE BOULEVARD AND BALDWIN AVENUE.

A resolution entitled, "Resolution Authorizing Permanent Improvements on Proposed Street Connecting South Independence Boulevard and Baldwin Avenue" was introduced and read, and upon motion of Councilman Jordan, seconded by Councilman Coddington, was adopted on its final reading, with the votes cast as follows:

AYE: Councilmen Aitken, Albea, Coddington, Jordan and Wilkinson.  
NAY: Councilman Boyd.

Resolution is recorded in full in Resolutions Book 1, at Page 317.

RESOLUTION APPOINTING APPRAISERS IN CONNECTION WITH IMPROVEMENTS TO BE MADE ON PROPOSED STREET CONNECTING SOUTH INDEPENDENCE BOULEVARD AND BALDWIN AVE.

A resolution entitled, "Resolution Appointing Appraisers in Connection with Improvements to be made on Proposed Street Connecting South Independence Boulevard and Baldwin Avenue" was introduced and read, and upon motion of Councilman Aitken, seconded by Councilman Albea, was unanimously adopted. Resolution is recorded in full in Resolutions Book 1, at Page 322.

COUNCIL TO VIEW PROPERTY OF GEO. H. FERGUSON ON FAIRFAX DRIVE WITH REGARD TO CONSTRUCTION OF SEWER LINE.

Mr. Uhlman Alexander again presented the matter of the location by the City of a sewer line across the property of his client, Mr. Geo. H. Ferguson on Fairfax Drive, which was referred to the City Engineer by the Council on August 16th for study and report.

Mr. Alexander stated an alternate route has been suggested by the City Engineer over the adjoining vacant property; however, the cost of \$900.00 for its construction, together with \$600.00 for maintenance for a period of forty years, is excessive and his client is not willing to pay such an amount in order to prevent the sewer line crossing his property. He advised that Mr. Ferguson will pay \$500.00 of the amount. He further stated that the damages to his client's property, estimated at \$385.00, is entirely too small, in comparison with the estimated \$2,200.00 damages to the adjoining vacant property. Mr. Richey, City Engineer, stated the original route over the Ferguson property is preferable from all view-points and the cost estimates are correct. Too, that there is a time element to be considered, as other property owners are waiting to connect new residences to the sewer line, and if the alternate route is selected that a delay of some four months will be occasioned in order to secure the required materials for the additional length of the sewer line.

Mayor Shaw requested the Council to view the property in question and the location of the two proposed routes.

REQUEST FOR ANNEXATION OF PROPERTY AT 3501 DARBY AVE. TO CITY OR THAT PROPERTY BE PLACED OUTSIDE CITY.

Mr. T. L. Harmon, stated that the <sup>new</sup> city limits line crossed his property at 3501 Darby Avenue, placing his house in the City and the remainder of his property in the County outside the city. He requested that his entire property be placed outside the city, or if a fire hydrant, water and sewer services would be provided him that all of his property be taken into the City. Following the discussion, the Mayor advised Mr. Harmon that the City has no legal authority to change the city limits so as to place property outside the City. Too, that the Council has recently adopted a ruling that no additional property will be annexed during the remainder of the year. He suggested that Mr. Harmon present his request for the annexation of the remainder of his property to the City in December and that it will be considered along with similar requests.

REQUEST THAT NO CHANGE BE MADE IN BURTON STREET BUS ROUTE.

Mr. W. G. Byers was spokesman for a delegation of negro residents opposing the recommendation in the Bus Survey Report that the Burton Street Bus route be abandoned. He stated that this area of the city has been serviced by the Burton Street Bus for only a year, and that it is badly needed for domestic workers who cannot afford more expensive transportation. That should the present route be removed, then the nearest bus service will be a distance of ten blocks. He advised that a petition, bearing 300 signatures, will be filed urging that the present route be continued.

APPLICATION AUTHORIZED FILED WITH N.C. STATE BOARD OF HEALTH FOR APPROVAL OF PLANS FOR RAW WATER LINE FROM HOSKINS RESERVOIR TO WEST PURIFICATION STATION.

Councilman Aitken moved that the Mayor and City Clerk be authorized to file an application with the North Carolina Board of Health for approval of plans for a new 36-inch Raw Water Line from Hoskins Reservoir to West Purification Station. Motion was seconded by Councilman Jordan, and unanimously carried.

ACTION DEFERRED ON SUBDIVISION PLATS FOR INVESTIGATION AS TO DESIGNATION OF AREAS THEREIN FOR PLAYGROUNDS.

Plats of Part of Devonshire Place, being developed by Mr. Paul R. Younts, of Melbourne Courts being developed by Mr. Marshall Moore, of Brookhill Village being developed by Mr. C. D. Spangler and of Medford Acres Annex #2 being developed by Mr. L. A. Barnes, were submitted by the City Manager from the Planning Board with recommendation for approval.

Councilman Aitken stated he believes that serious consideration should be given the establishment of playgrounds in these large subdivision areas, and suggested that the Planning Board be requested to discuss with the developers, when their plats are submitted to the Board, that a tract of land be set aside for such playgrounds, probably tracts that are not suitable for a house-site due to the terrain, and that such playgrounds be purchased from the developer, and operated by the Parks and Recreation Commission.

Following the discussion, Councilman Aitken moved that action be deferred on the Subdivision Plats until they may be studied with the Park and Recreation Commission as to the establishment of playgrounds therein. Motion was seconded by Councilman Albea, and unanimously carried.

CONTRACT WITH J. H. SPEARMAN, EDWIN W. HAMER AND JOHN M. DUNLAP FOR WATER MAIN IN MARSH ROAD.

Motion was made by Councilman Albea, seconded by Councilman Jordan, and unanimously carried, authorizing a contract with J. H. Spearman, Edwin W. Hamer and John M. Dunlap for the construction of 1,340-feet of 6-inch water main and one fire hydrant in Marsh Road, at an estimated cost of \$2,675.00. The City to finance all construction cost, and applicants to guarantee a gross annual water revenue equal to 10% of the total construction cost.

NORMANDY ROAD TAKEN OVER FOR LIMITED MAINTENANCE.

Upon motion of Councilman Wilkinson, seconded by Councilman Coddington, and unanimously carried, Normandy Road from Roswell Avenue one block east to end of present maintenance was taken over for limited maintenance.

CONTRACTS AWARDED FOR POLICE AND FIREMEN RAINCOATS AND HELMETS.

Motion was made by Councilman Jordan, seconded by Councilman Aitken, and unanimously carried, awarding contracts for Police and Firemen Raincoats and Helmets, as follows:

- (a) Contract with Efird's Department Store, for schedule of 63 Raincoats for the Police, as specified, on a unit price basis, representing a net delivered price of \$710.10.
- (b) Contract with Efird's Department Store, for schedule of 143 Raincoats for Firemen, as specified, on a unit price basis, representing a net delivered price of \$1,867.45.
- (c) Contract with American-LaFrance-Foamite Corp., for 177 Firemen's Helmets, as specified, on a unit price basis, representing a total of \$2,389.50, subject to a cash discount of \$47.79.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Motion was made by Councilman Albea, seconded by Councilman Jordan, and unanimously carried, authorizing the construction of driveway entrances at the following locations:

- (a) One 8-foot driveway at 1849 Maryland Avenue.
- (b) One 10-foot driveways at 317 West Boulevard.
- (c) Two 30-foot driveways at 3040 South Boulevard.
- (d) One 9-foot driveway at 800 South McDowell Street.
- (e) One 8-foot driveway at 1748 Maryland Avenue.
- (f) One 24-foot and One 12-foot driveway at 2828 S. Boulevard.

SPECIAL OFFICER PERMIT AUTHORIZED ISSUED TO JAMES A. GLENN.

Upon motion of Councilman Albea, seconded by Councilman Aitken, and unanimously carried, a Special Officer Permit was authorized issued to James A. Glenn, on the premises of Queens College at 1900 and 2001 Selwyn Avenue.

TITLE TO PROPERTY ON GARDEN TERRACE OFFERED BY CHARLOTTE SPASTICS ASSO. ACCEPTED AND ADVERTISEMENT FOR LEASE OF SAME FOR EXCLUSIVE USE AS A SPASTICS HOSPITAL AUTHORIZED.

Councilman Albea moved that the title be accepted to the property on Garden Terrace offered by the Charlotte Spastics Asso. Inc., and that the City advertise for a lease of said property for a period of 99 years and 4 months for the exclusive use as a Spastics Hospital. Motion was seconded by Councilman Aitken, and unanimously carried.

CEMETERY LOTS TRANSFERRED.

Upon motion of Councilman Coddington, 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) Transfer to Mr. C. W. Tillett and wife from Mr. Charles H. Stone and wife, Lot 82, Section D, Elmwood Cemetery - cost of transfer \$1.00.
- (b) Transfer to Mrs. Willie J. Henderson from Mrs. Olene W. Brigman, north part of Lot BB, in Section U, Elmwood Cemetery - at \$1.00 for transfer.
- (c) Deed to Mrs. Willie J. Henderson, for south part of Lot BB, in Section U, Elmwood Cemetery, at \$1.00.

CITY MANAGER AND OTHER PERSONNEL AUTHORIZED TO ATTEND N. C. PUBLIC HEALTH ASSOCIATION MEETING.

Motion was made by Councilman Aitken, seconded by Councilman Albea, and unanimously carried, authorizing the City Manager and other personnel of his selection to attend the meeting of the North Carolina Public Health Association in Winston-Salem on September 7th.

RIGHT-OF-WAY FOR STREET AND SIDEWALK THROUGH THOMPSON ORPHANAGE PROPERTY ACCEPTED AND PAYMENT THEREFOR AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Aitken, the unanimous consent of Council was given the City Manager to present for consideration his recommendation that the City accept deed from Thompson Orphanage and Training Institution for right-of-way through their property for street and sidewalk purposes, and authorize the payment of \$6,800.00 therefor. Councilman Aitken moved that the deed be accepted and payment for said right-of-way in the amount of \$6,800.00 be authorized. Motion was seconded by Councilman Coddington, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Coddington, which was unanimously carried, the meeting was adjourned.

Lee Ann R. Hoffman  
City Clerk