

A regular meeting of the City Council was held in the Council Chamber, City Hall, on Wednesday, October 4, 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 Councilman Basil M. Boyd.

MINUTES APPROVED.

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

APPEAL OF MERRY OAKS CIVIC CLUB FOR BUS SERVICE TO MEET EMERGENCY NEED.

Representatives of the Merry Oaks Civic Club appeared before Council with regard to bus service in the Central Avenue Extension and Chantilly areas. Mrs. L. B. Andrews stressed the urgency of the need for bus service in the eastern area of the city, which she stated is and has been a state of emergency since the extension of the city limits in 1949 to include this area. She discussed at length the efforts of the Club to secure bus service for the area, the hardships realized by citizens of the area in getting to and from work because of the lack of busses, the inability of their children to reach schools, the dangers to the children using bicycles on congested highways enroute to schools due to no busses being available, the attitude of the City Officials in not cooperating with the citizens in their efforts to secure needed busses and the inefficiency of Duke Power Company in not providing needed service. She stated the citizens of the area are entitled to being adequately served by the City's public transportation system and that they demand such service.

Mayor Shaw stated that he had attempted to secure temporary bus service for the area and was advised by Duke Power Company that it could not be provided; that the Power Company stated the Shuttle Bus placed in operation within the area last year did not produce sufficient revenue to justify its existence. The Mayor further stated that a sincere attempt is being made by the City to secure adequate bus service for all areas; that the matter must be handled in a manner that the City's request for service to Duke Power Company may be presented to them in an intelligent and proper form; that should the Power Company then not meet the needs, the City will then present their request for service to the State Utilities Commission. That a proper survey of the needs for extended and additional service had to be made, which has been done, and was reviewed by the Council last night; that adjustments were made in the Survey by the Council, which must be incorporated in the Survey Report, which will take about two weeks, after which the Survey will again be reviewed and discussed with Duke Power Company officials. The Mayor appealed to the delegation for patience and cooperation with the City in its efforts to meet the needs of the city at large.

Councilman Boyd suggested that since the delegation advises that some 200 children of the eastern section of the City are affected by the lack of bus service to schools, that the Council and the Mayor might make a formal request to Duke Power Company to take care of the emergency in this area. Councilman Daughtry expressed the opinion that the Council must have an overall picture of the bus situation and work out a plan to meet the needs of all citizens of the city, which can only be done after all adjustments are included in the Survey and a thorough knowledge of the bus situation is had by the Council.

Mr. John D. Shaw, City Attorney, explained that the Merry Oaks Civic Club could take their request directly to the State Utilities Commission if they desired but an answer would probably not be immediately forthcoming.

Councilman Daughtry assured the delegation that the City was handling the bus matter to the best of its ability, that the City is powerless to relieve the situation except by the process of the proper survey of the situation, its study, an appeal to Duke Power Company for cooperation in meeting the need, and if necessary on to the State Utilities Commission. That the Council assures the citizens that it will do everything within its power to meet the bus needs in Charlotte.

Mrs. Andrews stated it was her opinion that the residents of the eastern area of the city had been abandoned and were being left to "hike it"; however, they will still work with the City if the City will work with them to meet their emergency.

PROPOSED MOTION RELATIVE TO BUS SURVEY HELD IN ABEYANCE BY COUNCILMAN BOYD UNTIL MAP OF NEW PROPOSED ROUTES RECEIVED.

Councilman Boyd stated that since an agreement was reached by the Council, at a conference last night, to make a request for the extension of bus service to various sections of the City now without service, and, also, to make substantial changes in the original proposal so as to apparently continue most of the bus service as it has been, that he will hold in abeyance his proposed motion to reject the proposal to abandon certain bus routes until the Council receives the amended map showing the new proposed routes.

COUNCILMAN BOYD NOT PRESENT FOR REMAINDER OF MEETING.

Councilman Boyd left the meeting at this time and was not present for the remainder of the session.

RESOLUTION ABANDONING PART OF ST. JULIAN STREET.

A resolution entitled, "Resolution Abandoning Part of St. Julian Street" was introduced and read, and upon motion of Councilman Aitken, seconded by Councilman Jordan, was unanimously adopted. Resolution is recorded in full in Resolution Book 1, at Page 331.

ACQUISITION OF RIGHT-OF-WAY ACROSS MORRISON PROPERTY FOR WENDOVER AND MYERS PARK SEWER LINE HELD IN ABEYANCE.

The City Manager advised that all negotiations leading to the acquisition of right-of-way through the property of the Honorable Cameron Morrison for the construction of the Wendover and Myers Park sewer line had failed, and he wished to be instructed as to how he should proceed in the matter.

The City Attorney stated that he has had several conferences regarding the matter and feels if it is not pushed too much the right-of-way may be acquired without legal action. That the condemnation proceedings for right-of-way across the Ferguson property for a part of this sewer line should be completed next week. He suggested that the matter be held in abeyance for the present.

CONTRACT WITH STATE BOARD OF HEALTH COVERING PUBLIC HEALTH ACTIVITIES OF CITY FOR FISCAL YEAR 1950-51.

Upon motion of Councilman Codrington, seconded by Councilman Aitken, and unanimously carried, a contract was authorized with the State Board of Health covering public health activities of the City of Charlotte for the fiscal year 1950-51.

TRANSFER OF FUNDS FOR BRIDGE AND WALKWAY ACROSS BRIAR CREEK AT END OF BAY STREET.

Motion was made by Councilman Wilkinson, seconded by Councilman Aitken, and unanimously carried, authorizing the transfer of \$1,600.00 from the Emergency Fund (Code 110) to Street Department Outlay, Bridges, Viaducts and Guard-rails Account (Code 1513-G-3) for bridge and walkway across Briar Creek at the end of Bay Street.

SALE OF TAX FORECLOSED PROPERTY AT 1301-05 KENILWORTH AVE. CONFIRMED TO T. S. ORMSBY.

Councilman Wilkinson moved the confirmation of sale of tax foreclosed property located at 1301-05 Kenilworth Avenue, at public auction on September 18, 1950, to Mr. T. S. Ormsby, the high bidder, at \$200.00. Motion was seconded by Councilman Aitken, and unanimously carried.

SETTLEMENT OF CLAIM OF MRS. RUTH W. JONES FOR DAMAGES TO AUTOMOBILE.

Upon motion of Councilman Coddington, seconded by Councilman Jordan, and unanimously carried, the claim of Mrs. Ruth W. Jones for damages to her car was authorized settled in the sum of \$26.50.

CLAIM OF OTTO FREY FOR PERSONAL INJURIES DENIED.

Councilman Coddington moved that the claim of Mr. Otto Frey for injuries alleged to have been caused by falling over a meter box in the 1800 block of Allen Street be denied, as recommended by the City Attorney, as no reasonable settlement could be effected. Motion was seconded by Councilman Aitken, and unanimously carried.

SUBDIVISION PLATS APPROVED.

Upon motion of Councilman Wilkinson, seconded by Councilman Daughtry, and unanimously carried, the following subdivision plats were approved as recommended by the Planning Board:

- (a) Plat of Southside Homes Subdivision, located between Shuman Avenue and South Tryon Street, etc., and being developed by the Housing Authority as a Negro housing project.
- (b) Plat of part of Madison Park Subdivision, located between Woodlawn Road and Park Road, etc., and being developed by Messrs. N. G. Spier and Fred J. Wiggins.
- (c) Plat of part of Wendover Hills Subdivision, located between or near Wendover Hills, Ridgewood Avenue, etc., and being developed by Mr. W. O. Nisbet.

CONTRACT AUTHORIZED WITH STATE HIGHWAY & PUBLIC WORKS COMMISSION FOR RIGHT-OF-WAY FOR WATER MAINS IN PARK ROAD.

Motion was made by Councilman Jordan, seconded by Councilman Aitken, and unanimously carried, authorizing a contract with the State Highway & Public Works Commission for right-of-way for the installation of water mains in and near Park Road.

CONTRACTS FOR SUPPLIES AWARDED.

Upon motion of Councilman Wilkinson, seconded by Councilman Aitken, and unanimously carried, contracts for Waste Receptacles and Pipe were awarded as follows:

- (a) Contract with Janitors Supply, Inc., for 100 special built Waste Receptacles, as specified, at a total price of \$1,890.00 subject to 2% cash discount.
- (b) Contract with Noland Company, Inc., for 21,000 feet of Wrought Iron Pipe, as specified, on a unit price basis, representing a total of \$12,257.50, subject to cash discount of \$247.15.

SPECIAL OFFICER PERMIT RENEWED TO W. C. MULKEY.

Councilman Wilkinson moved that the Special Officer Permit held by Mr. W. C. Mulkey for use on the premises of Reliance Fruit & Produce Co., be renewed for one year. Motion was seconded by Councilman Jordan, and unanimously carried.

CONSTRUCTION OF SANITARY SEWERS AUTHORIZED.

Motion was made by Councilman Wilkinson, seconded by Councilman Aitken, and unanimously carried, authorizing the construction of sanitary sewers at the following locations, the construction cost of same to be borne by the City:

- (a) 469-feet of 8-inch sewer in Southview Street, at an estimated cost of \$750.00, to serve 6 family units and 16 vacant lots.
- (b) 70-feet of 8-inch sewer in Rogers Street, at an estimated cost of \$200.00, to serve one family unit.
- (c) 53-feet of 8-inch sewer in Drummond Avenue, at an estimated cost of \$110.00, to serve one family unit.
- (d) 13,385-feet of 8, 10 and 12-inch sewer trunk and main in Glenwood Park and vicinity, at an estimated cost of \$33,390.00, to serve 144 family units.
- (e) 3,055-feet of 8-inch sewer in Arnold Drive and Central Ave., at an estimated cost of \$6,510.00, to serve 29 family units.
- (f) 378-feet of 8-inch sewer in Hempstead Place, at an estimated cost of \$1,115.00, to serve 1 house and 7 vacant lots, at request of E. C. Griffith Company, who will bear all costs and whose deposit of \$915.00 will be refunded as per terms of the contract.

CONSTRUCTION OF DRIVEWAY ENTRANCES.

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

- (a) One 10-foot driveway at 1719 Dilworth Road, East.
- (b) One 9-foot driveway at 2100 Bucknell Place.
- (c) One 10-foot driveway at 1201-02 Parkwood Avenue.
- (d) One 9-foot driveway at 1147 Linganore Place.

DEED TO CEMETERY LOT AUTHORIZED EXECUTED.

Upon motion of Councilman Jordan, seconded by Councilman Wilkinson, and unanimously carried, the Mayor and City Clerk were authorized to execute a deed with Mr. Broadus B. Deaton for Lot 373, Section Y, Elmwood Cemetery, at \$35.00.

N. C. LEGISLATURE TO BE REQUESTED TO PASS BILL AUTHORIZING CREATION OF AUTHORITY TO OPERATE AUDITORIUM-COLISEUM.

Mr. T. E. Thorsen appeared before Council, stating he is very much in favor of the construction of the proposed Auditorium-Coliseum, and asked if it would be operated by an independent authority. Mayor Shaw replied that the Council agreed today to request the next session of the N. C. Legislature to pass a bill creating an Authority to administer the operation of the Auditorium-Coliseum; he stated further that the Auditorium Committee is being advised of the fact..

EMPLOYMENT OF ADDITIONAL TRAFFIC CLERK IN POLICE DEPARTMENT AUTHORIZED.

Upon motion of Councilman Daughtry, seconded by Councilman Coddington, the unanimous consent of Council was given for the presentation of the request of Chief Littlejohn to employ one additional traffic clerk in the Police Department, at a maximum salary of \$200.00 per month. Councilman Daughtry moved that such employment be authorized as requested. Motion was seconded by Councilman Wilkinson, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Jordan, seconded by Councilman Coddington, and unanimously carried, the meeting was adjourned.

Lillian R. Hoffman
City Clerk