

April 4, 1951
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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, April 4, 1951, at 11 o'clock a.m., with Mayor Shaw presiding, and Councilmen Aitken, Albea, Boyd, Coddington, Daughtry, Jordan and Wilkinson present.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

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

OATH OF OFFICE ADMINISTERED TO FOUR NEW PARK AND RECREATION COMMISSION MEMBERS.

Messrs. J. H. Murnick, R. P. Steffey, D. L. LeFevers and Joe Grier, Jr., newly elected members of the Park and Recreation Commission, were administered the Oath of Office by Mayor Shaw who then addressed the following remarks to them:

"Now there you are, Gentlemen. It is unfortunate that this Body has become involved with the former members of the Park & Recreation Commission over what might have been just a minor little argument. The thing never would have gotten into the newspapers had we been permitted to sit down with them and thrash out the location of a certain recreation building.

I sincerely hope that whoever serves the City in the future will not become involved in such a controversy,

May I suggest to you that any such row can be easily and happily settled if the two opposing groups will get together around a table and discuss the point of issue and reach some harmonious agreement.

It may not be in keeping for me to say this to you because the law is written in such a way that you are appointed by us, and we have no authority after that except to appropriate funds with which to operate. But there is nothing in the law which prohibits our keeping each other advised on matters that affect the people we serve.

I do hope that you gentlemen will investigate the advisability of having your purchases made through the City Purchasing Department which, I believe, and the Council agrees with me, would be a more business like method of making your purchases.

The former Park & Recreation Commission has left behind a good record. On the whole, everything they have done has been approved by the majority of our citizens, and I know that you gentlemen will carry on the work that group has so well planned."

CERTIFICATES OF COOPERATION IN THE MARSHALL PLAN TECHNICAL ASSISTANCE PROGRAM AWARDED LOCAL CONCERNS AND ORGANIZATIONS.

On behalf of the Economic Corporation Administrator, Mayor Shaw awarded Certificates of Cooperation for furnishing technical assistance to the Peoples of the Marshall Plan Countries to aid them in maintaining individual liberty, free institutions and peace, to representatives of the following concerns and organizations:

- To Mr. E. C. Marshall for Duke Power Company, Inc.
- To Mr. E. A. Terrell, for Terrell Machine Company, Inc.
- To Mr. J. A. Scoggins, for Local A-962 International Brotherhood of Electrical Workers (AFL)
- To Mr. G. J. Kendall, for Local 263 International Association of Machinists (AFL).

REQUEST THAT ATANDO AVENUE BE PAVED WITH FUNDS RECEIVED UNDER THE POWELL BILL.

Mr. W. S. Strong was spokesman for a delegation representing business concerns located on Atando Avenue; he expressed appreciation for the City's limited maintenance of the street and urged that it be paved and that funds for the work be provided from monies to be received from the State under the Powell Bill.

Councilman Aitken advised that consideration is being given the establishment of a revolving fund of \$125,000.00 for street paving, to be placed back in the fund by assessment over a 5 year period to be used for paving other streets, which plan has been recommended by the City Manager. He further stated that the Powell Bill provides that such funds received from the State be used on through streets, or highways within cities, and too, that these funds will not be available until October.

Mayor Shaw stated he believes that Atando Avenue will be given first priority when the new budget is adopted.

FINANCIAL AID IN THE ERADICATION OF BEETLES ALONG SUGAW CREEK AREA REQUESTED BY U.S. DEPARTMENT OF COMMERCE, BUREAU OF ENTOMOLOGY.

Mr. H. V. Autrey of the Federal Department of Commerce, Bureau of Entymology, advised that the white-fringed beetle is prevalent along Sugaw Creek and in order to prevent its spreading it is necessary that the area be sprayed with DDT. He advised that the Federal Government has heretofore furnished funds for the purchase of the DDT but it must now be supplied by the local governments; that \$1,200.00 will be needed for the required quantity of DDT and the services of two men for an estimated 20 days period will also be required. He stated that the Chairman of the County Commissioners has advised that half the costs will be furnished by them. At the suggestion of Councilman Alba, the City Manager was directed to work out the details of the matter with Mr. Autrey.

APPROPRIATION FOR CHARLOTTE COLLEGE OPERATION AND EXPANSION REQUESTED BY THE COLLEGE ADVISORY COMMITTEE.

Appearing in the interest of Charlotte College were Mr. J. W. Murray Atkins, Chairman, Miss Charlotte Mobley and Mr. W. A. Kennedy of the College Advisory Committee, Miss Bonnie Cone, Director of the College, Messrs. Floyd Kay, W. S. Lupo and Reginald Price of the Chamber of Commerce, and Messrs. E. A. Terrell and Merritt Wheeler of the Engineers Club. Mr. Atkins stated that the College is an outgrowth of the University of N. C. Extension Division, and was established two years ago under the Charlotte School System; that it is being supported entirely by tuitions and student fees, which are not sufficient for its operation to say nothing of its expansion. He advised that the Charlotte School Board has been able to set up only \$10,000.00 from non-tax funds for their use and it is imperative that additional monies be received if the College is to continue to operate. Mr. Adkins further stated that it is their desire to establish a technical division, in which proposal the Charlotte Engineers Club is cooperating. He stated that \$50,000.00 is needed for the operation and expansion of the College, and it is their hope that the City of Charlotte and Mecklenburg County will jointly appropriate the amount, without restrictions as to its use, so that it may be used for other vital needs should sufficient funds not be found for the establishment of the technical division.

Miss Cone explained the courses now offered at the College. She advised that a 5 cent tax levy is made by the City of Wilmington for a similar college located there.

Mr. Lupo and Mr. Terrell each urged that funds be appropriated by the City. Mr. Terrell stated that engineering contracting firms are training their own men in their shops to fill their actual needs but are unable to give the needed basic training.

Councilman Boyd called attention to the fact that the law does not permit the appropriation of funds to schools. Mr. Atkins stated it was their hope that the appropriation could be made from non-tax monies, such as funds received from the ABC System.

Mayor Shaw advised the delegation that the City Attorney will be requested to rule on the legality of such an appropriation.

REQUEST FOR PERMISSION TO COMPLETE CONSTRUCTION OF CAFE IN NON-CONFORMING ZONING AREA REFERRED TO CITY ATTORNEY FOR RULING.

Mr. W. J. Crosby was again present with regard to his request for permission to complete construction of a cafe building in Griertown.

Mr. Yancey, City Manager, advised that the Building Inspector reports that the original permit for the construction was issued by the County on September 1, 1948 and only the walls of the building were constructed and a well dug when the property was sold to Mr. Crosby on April 6, 1949, which date was after the area was annexed to the City and zoned as Residence-2. That the construction was continued by Mr. Crosby in April 1949 and work was stopped by the Building Inspection Department of the City. That an inspection this morning reveals that the walls have been torn down to ground level and materials removed from the lot.

Councilman Boyd stated he did not think a person's property rights should be destroyed and suggested that the matter be referred to the City Attorney for an opinion. The Council requested the City Manager to so advise Mr. Shaw, City Attorney.

CONTRACT AWARDED LINK RADIO CORP. FOR RADIO EQUIPMENT.

Councilman Albea moved that contract be awarded Link Radio Corporation of New York for Three Mobile Units and Two Radio Pack Sets, at a net delivered price of \$1,995.00. Motion was seconded by Councilman Wilkinson, and unanimously carried.

CONSTRUCTION OF NEW SANITARY SEWERS AUTHORIZED.

Upon motion of Councilman Wilkinson, seconded by Councilman Jordan, and unanimously carried, the construction of new sanitary sewers at the following locations was authorized:

- (a) 266 feet of sewer main in Forest Drive, at an estimated cost of \$495.00, to serve one family unit, at request of Mr. E. C. Pearson, Applicant's deposit of \$295.00 not to be refunded.
- (b) 195 feet of trunk sewer in Griertown, at an estimated cost of \$395.00, to serve one family unit, at request of Mr. J. C. Clifton. All costs to be borne by the City.
- (c) 461 feet of trunk sewer and 194 feet of main in Brookside Avenue, at an estimated cost of \$1,550.00, to serve 3 family units and 16 vacant lots, at request of Mrs. Margaret Bennett. All costs to be borne by the City and applicant's deposit of \$374.00 to be refunded as per terms of the contract.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

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

- (a) One 9 foot driveway entrance at 1614 Hertford Road.
- (b) One 15 foot driveway entrance at 920-922 West Trade Street.
- (c) One 18 foot driveway entrance at 1722 Wellesley Avenue.

LEASE OF AIRPORT BUILDINGS.

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

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE AND TERM OF LEASE
249	H. M. Hicks	\$ 30.00	4-1-51 1 year
88	E. P. Nisbet Co.	18.00	1-1-51 1 year renewal
222	Piedmont Fixtures	79.65	10-1-50 month to month
319	Elliott Mfg. Company	10.00	3-1-51 month to month
88	Sam Schwartz Machinery Co.	48.00	12-15-50 1 year

TRANSFER OF CEMETERY DEEDS AUTHORIZED.

Upon motion of Councilman Daughtry, seconded by Councilman Aitken, and unanimously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of the following cemetery lots:

- (a) Transfer of Lot 74-Fraction in Section M, Elmwood Cemetery, to W. B. Fincher from Mrs. S. B. Moore - at \$1.00 for transfer.
- (b) Transfer of south-half of Lot 74, in Section L-Annex, Elmwood Cemetery, to Edwin W. Henderson from Joseph P. Headen, at \$1.00 for transfer.
- (c) Transfer of north-half of Lot 3-A, in Section D-Annex, Elmwood Cemetery, to Mrs. Prossie N. Fowler from Clifford A. Fowler - at \$1.00 for transfer.

UNANIMOUS CONSENT GIVEN PRESENTATION OF UNDOCKETED ITEMS.

Upon motion of Councilman Albea, seconded by Councilman Jordan, the unanimous consent of Council was given for the presentation of the following undocketed items.

PAYMENT AUTHORIZED TO HARRY P. MURRAY AND WIFE, FOR RIGHT-OF-WAY FOR EXTENSION OF HILLSIDE AVENUE.

Motion was made by Councilman Wilkinson, seconded by Councilman Albea, and unanimously carried, authorizing the payment of \$6,625.00 to Mr. Harry P. Murray, Jr. and wife, for right-of-way for the extension of Hillside Avenue.

RESOLUTION AMENDING THE RESOLUTION ADOPTED MARCH 28th AUTHORIZING AN ELECTION ON MAY 8, 1951 ON THE ENLARGEMENT OF THE BOUNDARY LINES OF THE CHARLOTTE SCHOOL ADMINISTRATIVE UNIT, TO EMBRACE THE PARK ROAD SCHOOL AREA.

A resolution submitted by the Board of School Commissioners petitioning the Council to amend the resolution adopted on March 28th, authorizing the Mecklenburg County Board of Elections to hold an election on May 8, 1951, on the question of enlargement of boundary lines of the Charlotte School Administrative Unit, so as to embrace the Park Road School Area, was presented.

Following the reading thereof, a Resolution was introduced and read, entitled, "Resolution Amending the Resolution Authorizing the Mecklenburg County Board of Elections to Hold an Election on May 8, 1951 on the Question of the Enlargement of Boundary Lines of the Charlotte School Administrative Unit, So as to Embrace the Park Road School Area". Councilman Albea moved the adoption of the resolution, which was seconded by Councilman Aitken, and unanimously carried. Resolutions are recorded in full in Resolutions Book 1, at Pages 397-398.

COMMUNICATION FROM S. C. VAUGHN RELATIVE TO TRAFFIC LIGHT AT SYLVANIA AVENUE AND NORTH TRYON STREET PRESENTED.

A communication, dated April 4th, was presented from Mr. S. C. Vaughn, stating that he will be present at the April 11th Council Meeting and requesting that an answer be given at that time to the petition for the installation of a traffic signal at Sylvania Avenue and North Tryon Street. A letter to Mr. Vaughn, dated March 28th from Mayor Shaw was also read, in which he advised that the Traffic Engineer's report submitted to Council on March 21st did not indicate that a light at this location was justified.

ITEMS FOR COUNCIL CONSIDERATION NOW PENDING DISCUSSED.

Councilman Aitken called attention to the following items that are pending for Council consideration, which were discussed:

1. The City Manager advised he desired the Council to discuss the proposed Trailer-Coach Ordinance with the Health Officer and Building Inspector before consideration is given its adoption.
2. The City Manager stated that the plans for the Airport Administration Building have not yet been received.
3. The City Manager advised that J. N. Pease & Company, Engineers, state that plans for the Sugaw Creek Sewage Treatment Plant will be completed by May 1st.
4. Mr. Yancey, City Manager, advised that the Dog Pound property which was sold to the Housing Authority will not be needed in the erection of their housing project until August, and the construction of a new Pound has been discussed with Mr. McAden and funds will be included in the new City and County budgets to cover the cost.
5. Arrangements were made for the Chief of the Fire Department to personally present his request for additional personnel to operate the new aerial truck.
6. The City Manager reported that the Traffic Engineer has made recommendations to effect the increase in the speed of trains through the City and for proper signs at grade crossings, which was requested by Southern Railway.
7. Mr. Yancey, City Manager, reported that bids will be received on the East Stonewall Street Underpass on April 23rd.

ADJOURNMENT.

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

Rebecca R. Huffman
City Clerk