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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber of the City Hall, on Wednesday, December 7, 1955, at 4 o'clock p.m., with Mayor Van Every presiding and Council members Albea, Baxter, Dellinger, Evans, Smith and Wilkinson present.

Absent: Councilman Brown.

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Smith, seconded by Councilman Albea, and unanimously carried, the Minutes of the last meeting on November 30th were approved as submitted.

ORDINANCE NO. 283 AMENDING ZONING ORDINANCE, CHANGING ZONING FROM R-1 TO R-2 ON LOTS 6, 7, 8 AND 9 OF GLENN STREET.

The hearing was held on Ordinance No. 283 Amending the Zoning Ordinance, proposing the change from R-1 to R-2 on Lots 6, 7, 8 and 9 of Glenn Street, requested by Mr. C. T. Brown, and recommended by the Zoning Board of Adjustment. No objections were expressed to the change. Councilman Smith moved the adoption of the ordinance, which was seconded by Councilman Wilkinson, and unanimously carried. The ordinance is recorded in full in Ordinance Book 11, at Page 449.

ORDINANCE NO. 284 AMENDING ZONING ORDINANCE, CHANGING ZONING FROM R-2 TO LIGHT INDUSTRIAL ON 8.96 ACRES OF PROPERTY ON FREEDOM DRIVE.

The scheduled hearing was held in connection with Ordinance No. 284 Amending the Zoning Ordinance, proposing to change the zoning from R-2 to Light Industrial on 8.96 acres of property on Freedom Drive. No opposition was expressed to the proposed change. Upon motion of Councilman Smith, seconded by Councilman Wilkinson, and unanimously carried, the ordinance was adopted, and is recorded in full in Ordinance Book 11, at Page 450.

PAYMENT FOR CLOTHING DAMAGED BY CITY TRASH BOX MOUNTED ON UTILITY POLE REQUESTED BY JOHN SCROGGS, DENIED.

Mr. John Scroggs stated that in passing the City's Trash Box mounted on a utility pole at the intersection of West Trade and North Tryon Street, he tore his trousers on a protruding edge of the Box. He stated both the price of the trousers, which were new, and the principle of the thing is involved. That he contacted the City Manager regarding the matter, he referred his claim to the City Attorney, who in turn referred it to the Engineering Department for investigation of the Box. That the City Attorney advised him later that the City could not make restitution for the damages. Councilwoman Evans asked Mr. Scroggs if the Box was not mounted high on the pole, in the usual manner? Mr. Scroggs stated it was mounted approximately 3½ feet from the ground, but the protruding edge caught in his trousers pocket. The City Attorney stated the Engineering Department reported to him that the Box was properly mounted and there was nothing wrong with it; that there is a little flange on the box that protrudes where the lid fits. Councilman Wilkinson asked the City Attorney if he recommends that the claim be denied, and Mr. Shaw, City Attorney, stated that he does as the City has no liability in the matter. Councilman Wilkinson moved that the request for payment for damages be denied, which was seconded by Councilman Dellinger, and unanimously carried.

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RESOLUTION PROVIDING FOR PUBLIC HEARING ON DECEMBER 28TH ON ORDINANCE NO. 286 AMENDING ZONING ORDINANCE, TO CHANGE ZONING ON MIMOSA AVENUE.

Ordinance No. 286 Amending the Zoning Ordinance, to change the zoning from R-1 to R-2 on Lots 6, 7, 8 and 9, in Block 8, of Mimosa Avenue, requested by Mrs. Jim Armstrong, was introduced. Following the reading thereof, a Resolution Providing for a Public Hearing on December 28th on said Ordinance was presented and read. Councilman Wilkinson moved the adoption of the resolution, which was seconded by Councilman Smith, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 380.

SUBDIVISION PLATS APPROVED.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, Plats of Harrow Place Subdivision and of Sharonwood Acres Subdivision were approved, as recommended by the Planning Commission.

CONSTRUCTION OF SANITARY SEWER MAINS AUTHORIZED.

Motion was made by Councilman Smith, seconded by Councilman Wilkinson, and unanimously carried, authorizing the construction of sanitary sewer mains at the following locations:

- (a) Construction of 1,073 feet of 8 inch sewer main in Rachel Street, at an estimated cost of \$2,200.00, requested by W. I. Henderson, 121 E. 3rd Street. All costs to be borne by the City.
- (b) Construction of 838 feet of 8 inch sewer main in Triple Oaks Subdivision, at an estimated cost of \$2,360.00, requested by Investments, Inc. All costs to be borne by the City.
- (c) Construction of 560 feet of 8 inch sewer main in Bancroft Street, at an estimated cost of \$1,390.00, requested by Trotter & Allen Construction Company. All costs to be borne by the applicant, and the refund of their deposit to be made in accordance with the terms of the contract.

CONSTRUCTION OF DRIVEWAY ENTRANCES APPROVED.

Upon motion of Councilwoman Evans, seconded by Councilman Smith, and unanimously carried, the construction of driveway entrances were authorized as follows:

- (a) One 25-ft. entrance on Hutchinson Avenue and Two 30-ft. entrances on West 24th St., all for 2050 Hutchinson Avenue.
- (b) One 31-ft. and One 32-ft. entrance on Central Avenue, and One 30-ft. and one 35-ft. entrance on Eastway Dr., all for 3801 Central Avenue.
- (c) One 25-ft. entrance on Leota Street, for 600 Atando Avenue.
- (d) One 9-ft. entrance at 2910 Westfield Road.
- (e) One 9-ft. entrance at 2914 Westfield Road.
- (f) One 28-ft. and One 35-ft. entrance at 1039 Bond Street.
- (g) One 8-ft. entrance at 2700 Sharon Road.

CONTRACTS FOR THE INSTALLATION OF WATER MAINS AUTHORIZED.

Motion was made by Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, authorizing contracts for the installation of water mains, as follows:

- (a) Contract with Southeastern Realty Co. for the construction of 3,142 ft. of water mains in Park Road, outside the city limits, at an estimated cost of \$11,600.00. All costs to be borne by the applicant, who will own the mains until the territory is taken into the city.

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- (b) Contract with Ashcraft Land Company for the construction of 1,100 feet of water mains in Park Road, outside the city limits, at an estimated cost of \$4,200.00. All costs to be borne by the Applicant, who will dedicate the mains to the City upon their construction.
- (c) Contract with Trotter & Allen Construction Company, Inc., for the construction of 670-feet of water mains and one fire hydrant, in Bancroft Street, at an estimated cost of \$1,975.00. All costs to be borne by the City, and applicant will guarantee a gross annual water revenue equal to 10% of the construction cost.
- (d) Supplementary contract, to contract dated November 17, 1954, with J. A. Jones Construction Company, for the construction of 1,510 feet of water mains and 2 fire hydrants, in Robinhood Dell, outside the city limits, at an estimated cost of \$4,475.00. All costs to be paid by the Applicant, who will own the mains and hydrants until the territory is taken into the city.
- (e) Supplementary contract, to contract dated June 10, 1953, with J. A. Jones Construction Company, for construction of 2,400 feet of water mains in J. A. Jones Industrial Development, outside city limits, at an estimated cost of \$11,800.00. All costs to be borne by applicant, who will own the mains until the territory is taken into the city.

CONTRACT AWARDED MOTOROLA COMMUNICATIONS & ELECTRONICS, INC. FOR RADIO EQUIPMENT.

Councilman Smith moved that contract be awarded Motorola Communications & Electronics, Inc., for One base station, 14 mobile units, 30-50 MC, 1-mobile unit, 30 to 50 MC-50 Watts, 1 Console and Microphone, 1 antenna complete with 150 ft. of line and necessary fittings, and 3 station house receivers, all as specified, at a total price of \$9,750.00, less cash discount, or a net delivered price of \$7,067.56.

CONTRACT AWARDED YOUNG MOTOR COMPANY FOR FORD SEDAN FOR POLICE DEPARTMENT.

Motion was made by Councilman Wilkinson, seconded by Councilman Smith, and unanimously carried, awarding contract to Young Motor Company for One 1956 Mainline 4-door sedan, equipped with all the standard equipment including items listed in proposal, all as specified, at a total net delivered price of \$1,583.39.

CONTRACT AWARDED NORTHERN BANK NOTE COMPANY FOR PRINTING CITY OF CHARLOTTE BONDS, \$3,598,000 ISSUE.

Councilman Smith moved that contract be awarded Northern Bank Note Company for printing City of Charlotte Bonds, \$3,598,000 Issue, as specified, for the sum of \$1,475,00, plus an additional charge of \$15.00 for each change of interest rate within each issue. The motion was seconded by Councilwoman Evans, and unanimously carried.

ISSUANCE OF SPECIAL OFFICER PERMITS AND RENEWAL OF PERMIT, AUTHORIZED.

Upon motion of Councilman Smith, seconded by Councilman Wilkinson, and unanimously carried, the issuance of Special Officer Permit and Renewal of Permits were authorized as follows:

- (a) Issuance of Permit to Evan L. Brown, Jr., for use on the premises of Renfrow Distributing Company, 1830 Sunnyside Ave.
- (b) Issuance of Permit to Murrell M. Hannah, for use on the premises of the City's Cemeteries.
- (c) Renewal of Permit to Ernest L. Kale, Charles O. White, Odus H. Turner, Milus Pruett, John E. Pettit, James E. Porter, Cicero L. Ware, John H. Miller, Oliver W. Parks, Edgar H. Dellinger, Joe Lee Puckett, Jr., Wade H. Linker, W. Y. Henderson, Robert H. Horne and Burnie Synder for use on the premises of Federal Reserve Bank.

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REPORT OF LEASE OF AIRPORT BUILDINGS.

The City Manager advised that leases had been concluded for Airport Buildings, as follows:

BUILDING NO.	LESSEE	MONTHLY RENTAL	DATE AND TERM OF LEASE
72	Cotton Mill Machinery Co.	\$91.80	10-1-55 1 yr. renewal
265	S. H. Kirkpatrick	\$52.50	12-1-55 1 yr. renewal
292	S. H. Kirkpatrick	\$30.00	12-1-55 1 yr. renewal
44	Display Fixtures	\$25.00	11-1-55 1 yr. renewal
71	Draco Furnace Co.	\$91.80	10-1-55 1 yr. renewal
288	Armstrong & McGinnis	\$21.30	10-15-55 1 yr. renewal
247	Charlotte Flying Service	\$17.50	1-1-56 1 year

CITY TREASURER COMMENDED ON BROCHURE ON GROWTH OF CHARLOTTE, FOR USE IN PROMOTING SALE OF BONDS.

Councilman Baxter referred to the very fine brochure on the Growth of Charlotte, for use in promoting the sale of bonds, which Mr. Ledbetter, City Treasurer compiled, and moved that Mr. Ledbetter be commended for getting up these interesting facts. The motion was seconded by Councilman Albea, and unanimously carried. Mr. Yancey, City Manager, stated this is a piece of work that Mr. Ledbetter volunteered to do, which was beyond the line of the duties of his position, and there is no doubt that by placing the book in the hands of bond buyers will save the City a large amount of money in the sale of the bonds.

ADJOURNMENT.

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

Lillian R. Hoffman
Lillian R. Hoffman, City Clerk