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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber on Wednesday, November 9, 1955, at 4 o'clock p.m., with Mayor Van Every presiding, and Council members Albea, Baxter, Dellinger, Evans, Smith and Wilkinson being present.

Absent: Councilman Brown.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Dellinger, seconded by Councilman Wilkinson, and unanimously carried, the Minutes of the last meeting on November 2nd were approved as submitted.

CONSIDERATION OF ORDINANCE NO. 258 AMENDING THE ZONING ORDINANCE, TO CHANGE THE ZONING ON TRACT OF LAND LOCATED OFF WEST TRADE STREET ALONG THE WESTERLY BORDER OF IRWIN CREEK, CONTINUED TO JANUARY 11, 1955.

At the scheduled hearing in connection with Ordinance No. 258 Amending the Zoning Ordinance, to change the zoning from R-2 to Industrial on tract of land located off West Trade Street along the westerly border of Irwin Creek, Councilman Baxter moved that the hearing be continued to January 11, 1956, due to the absence of Councilman Brown, who is interested in the proposal. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CHAMBER OF COMMERCE REQUESTED TO APPOINT COMMITTEE TO WORK WITH PLANNING COMMISSION IN THE INTEREST OF NEW HOTEL FACILITIES FOR CHARLOTTE.

Councilman Baxter stated that he feels the city government should aid in the promotion of one of the city's greatest needs, and he moved that the Chamber of Commerce be requested to appoint a Committee to work with the Charlotte-Mecklenburg Planning Commission in the interest of securing new hotel facilities for the metropolis area of Charlotte, and to report to the City Council their findings. The motion was seconded by Councilman Wilkinson, and unanimously carried.

MOTION WITHDRAWN TO REQUEST CHAMBER OF COMMERCE TO APPOINT COMMITTEE TO WORK WITH CITY MANAGER AND AIRPORT COMMITTEE IN INTEREST OF CONSTRUCTING AN AIRTEL AT THE AIRPORT.

Councilman Baxter moved that the Council request the Chamber of Commerce to appoint a Committee to work with the City Manager and Airport Committee in the interest of the construction of an Airtel at Douglas Municipal Airport. The motion was seconded by Councilman Dellinger.

Councilman Albea stated he thought the motion should be ruled out of order by the Mayor, as the City Manager and Airport Advisory Committee have been and are working on the proposal and do not need extra assistance. Councilman Baxter stated he has talked with the Aviation Committee of the Chamber of Commerce and they are interested in the proposal and want to help. Councilwoman Evans asked the City Manager if the proposal has not been dealt with and are not various city department heads now working with the City Manager in this connection? Mr. Yancey, City Manager, stated the proposal has been dealt with and, in his opinion, is being ably handled and he is sure the Aviation Committee of the Chamber of Commerce, of which Mr. McAlister Carson, Jr. is Chairman, will furnish any requested assistance needed while a new Committee would only mean that many additional people to deal with; that he feels that the proper progress is being made on the proposal.

Councilman Baxter then withdrew his motion.

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**RESOLUTION REQUESTING STATE HIGHWAY COMMISSION TO ELIMINATE CENTER DIVIDING STRIP IN INDEPENDENCE BOULEVARD EAST FROM THE AUDITORIUM-COLISEUM TO COMMONWEALTH AVENUE AND EASTWAY DRIVE INTERSECTION.**

A resolution entitled: "Resolution Requesting State Highway Commission to Eliminate Center Dividing Strip in Independence Boulevard East from the Auditorium-Coliseum to Commonwealth Avenue and Eastway Drive Intersection" was introduced by Councilman Baxter, and following the reading thereof, he moved its adoption. The motion was seconded by Councilman Dellinger, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 360.

**CONTRACT AUTHORIZED WITH DUKE POWER COMPANY FOR AUXILIARY AND ADDITIONAL POWER AT AIRPORT.**

Councilman Dellinger moved that the Mayor and City Clerk be authorized to execute a contract with Duke Power Company for auxiliary and additional power at Douglas Municipal Airport at a cost of \$3,320.00. The motion was seconded by Councilman Wilkinson, and unanimously carried.

**RESOLUTION PROVIDING FOR PUBLIC HEARING ON NOVEMBER 30TH ON ORDINANCE NO. 281 AMENDING THE ZONING ORDINANCE.**

Ordinance No. 281 Amending the Zoning Ordinance, to change the zoning from R-1 and R-2 to B I-A on property on N. Independence Boulevard bounded on the west by Briarcreek Road, on the south by Margaret Street and the Washburn property, on the east by the D. L. Phillips property and on the north by the rear lot lines of lots facing Shenandoah Avenue, was introduced and read. A Resolution Providing for a Public Hearing on the Ordinance on November 30th was presented and read. Councilman Albea moved the adoption of the resolution, which was seconded by Councilman Wilkinson, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 357-358.

**RESOLUTION PROVIDING FOR PUBLIC HEARING ON NOVEMBER 30TH ON ORDINANCE NO. 282 AMENDING THE ZONING ORDINANCE.**

Ordinance No. 282 Amending the Zoning Ordinance, to change the zoning from R-2 to B I-A on property located at the rear of and adjacent to the Auditorium-Coliseum property, belonging to Miss Margaret Washburn was introduced and read. A Resolution Providing for a Public Hearing on the Ordinance on November 30th was presented and read. Councilman Dellinger moved the adoption of the resolution, which was seconded by Councilman Wilkinson, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 359.

**SETTLEMENT OF CLAIM OF MRS. LILLIAN BURNS FOR PERSONAL INJURY.**

Councilman Albea moved approval of the settlement of the claim of Mrs. Lillian Burns for personal injuries on October 1952, in the amount of \$150.00. The motion was seconded by Councilman Wilkinson, and unanimously carried.

**CITY MANAGER AND CITY ENGINEER DIRECTED TO MAKE SURVEY OF SIDEWALKS IN NEED OF REPAIR.**

Councilman Dellinger referred to the foregoing settlement of claim for injury from falling on a sidewalk in need of repair, and stated he has noted a number of sidewalks in poor condition and asked if a campaign could not be instituted to have the property owners repair the sidewalks. The City Attorney explained that the City's policy is that the City will furnish labor for such repairs if the property owner furnishes the material; if the owners will not do so, then the City has the legal power to repair the sidewalk and assess the owner the full cost. The City Manager stated that he doubts that many injuries can be attributed to dangerous sidewalks.

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Councilman Dellinger moved that the City Manager and City Engineer make a survey and locate those places in sidewalks that are dangerous and advise the property owner that they must be put in good condition and the City will furnish the labor and the property owner the material. The motion was seconded by Councilman Smith, and unanimously carried.

**STREET NAME CHANGES AUTHORIZED.**

Upon motion of Councilman Smith, seconded by Councilwoman Evans, and unanimously carried, the names of the following streets were changed as requested:

- (a) Potters Road, from Eastway Drive in a northwesterly direction in Markham Village #3, changed to Kilborne Drive.
- (b) Blackburn Street, from Eastway Drive west to Dunlavin Way, changed to Townsend Avenue.

**FLAT OF TREMORE, INC. SUBDIVISION APPROVED.**

Councilman Dellinger moved approval of the Plat of Tremore, Inc. Subdivision, as recommended by the Planning Commission. The motion was seconded by Councilman Baxter, and unanimously carried.

**CONSTRUCTION OF SANITARY SEWER IN HUNTER AND IRMA STREETS AUTHORIZED.**

Motion was made by Councilman Wilkinson, seconded by Councilman Albea, and unanimously carried, authorizing the construction of 1,150 feet of sanitary sewer mains in Hunter Street and Irma Street, to serve 14 family units, at an estimated cost of \$2,200.00. All costs to be borne by the City.

**SUPPLEMENTARY CONTRACT WITH CROWDER CONSTRUCTION COMPANY FOR OVERRUNS IN CONTRACT FOR IMPROVEMENTS TO INDEPENDENCE BOULEVARD.**

Councilman Albea moved approval of a Supplementary Contract with Crowder Construction Company for overruns in the amount of \$2,054.00, in his contract for improvements to Independence Boulevard, dated October 5, 1955. The motion was seconded by Councilwoman Evans, and unanimously carried.

**CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.**

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

- (a) One 12-ft. driveway at 2001 Chatham Avenue.
- (b) One 16-ft. and One 24-ft. driveway at 1416 South Boulevard.
- (c) One 20-ft. driveway on Central Avenue, and One 15-ft. driveway on Heath Court, both for 1101 Central Avenue.

**CONTRACT AWARDED CHICAGO PUMP COMPANY FOR TUBE CLEANING EQUIPMENT.**

Upon motion of Councilman Smith, seconded by Councilwoman Evans, and unanimously carried, contract was awarded Chicago Pump Company for One Item of Tube Cleaning Equipment consisting of schedule of 14 items of equipment and material, all as specified, at a net delivered price of \$1,758.00.

**CONTRACT AWARDED HAJOCA CORP. FOR CAST IRON SOIL PIPE.**

Councilman Wilkinson moved the award of contract to Hajoca Corp., for 15,000 linear feet of single-hub and 1,500 linear feet of double-hub Cast Iron Soil Pipe, 4-inches, as specified, on a unit price basis, representing a total of \$9,815.00, subject to cash discount of \$196.31, or a net delivered price of \$9,619.09. The motion was seconded by Councilman Smith, and unanimously carried.

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TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Mr. W. L. Varn and wife, for the east half of Lot 55, Section 3, Evergreen Cemetery, at \$1.00 for new deed.
- (b) Deed with Mr. Davis Robinson and wife, for the west half of Lot 55, Section 3, Evergreen Cemetery, at \$1.00 for new deed.

SUPPLEMENTARY CONTRACT WITH CROWDER CONSTRUCTION COMPANY FOR OVERRUNS IN CONTRACT FOR IMPROVEMENTS TO PROVIDENCE ROAD.

Councilman Alba moved approval of a supplementary contract with Crowder Construction Company for overruns for extra stone base and sewers, in the amount of \$9,212.69, in his contract for improvements to Independence Boulevard, dated July 22, 1955. The motion was seconded by Councilman Baxter, and unanimously carried.

SALE OF AIRPORT BUILDING NO. 58 TO BERRYHILL BAPTIST CHURCH.


Upon motion of Councilwoman Evans, seconded by Councilman Smith, and unanimously carried, the sale of Airport Building No. 58 was authorized sold to Berryhill Baptist Church, at a price of \$200.00.

LEASE OF VACANT LAND ON SOUTH BOULEVARD AUTHORIZED TO C. D. SPANGLER COMPANY.

Motion was made by Councilman Dellinger, seconded by Councilwoman Evans, and unanimously carried, authorizing the lease of vacant land on South Boulevard, to C. D. Spangler Company, for a period of 5 years, at an annual rental of \$150.00 and an option for 5 additional years at \$180.00 per annum.

ADJOURNMENT.

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

  
Lillian R. Hoffman, City Clerk