

September 19, 1956  
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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber in the City Hall, on Wednesday, September 19, 1956, at 4 o'clock p.m., with Mayor Van Every presiding, and Council members Albea, Baxter, Brown, Dellinger, Evans, Smith and Wilkinson being present.

ABSENT: None.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Smith, seconded by Councilman Brown, and unanimously carried, the Minutes of the last meeting were approved as submitted.

EMPLOYMENT OF TWO ADDITIONAL SCHOOL CROSSING GUARDS AUTHORIZED.

Mrs. James A. Crowell presented a petition, bearing twenty-six signatures, requesting that a Policeman be posted at Providence Road and Middleton Drive, during the hours of 8 to 9 a.m. on school days for the purpose of protecting their children on their way to Eastover School.

Councilman Brown moved that two additional School Crossing Guards be employed to serve at Providence Road and Middleton Drive, and at Park Road and Hillside Avenue. The motion was seconded by Councilwoman Evans, and unanimously carried.

REQUEST OF W. E. LOVE THAT CITY TAKE OVER FOR MAINTENANCE THE REMAINDER OF FIRTH COURT WEST REFERRED TO CITY MANAGER FOR INVESTIGATION AND REPORT.

Mr. W. E. Love stated the City has taken over the lower section of Firth Court West for maintenance and stopped the pavement at his property line and advised him it would be necessary that he give two feet of his property for the proper street width in order that the remainder of the street to be taken over for maintenance. He stated he is anxious for the entire street to be taken over and is willing to give five feet if it is necessary. Mr. Yancey, City Manager, stated he would investigate the matter to see if the remainder of the street is in condition to be taken over for maintenance, and will make a report to Council.

CITY MANAGER COMPLIMENTED ON TEN YEARS SERVICES TO CITY.

Councilman Baxter called attention to the editorials in both The Charlotte News and Charlotte Observer commending Mr. Yancey, City Manager on his very fine services to the City of Charlotte since assuming the office ten years ago. He moved that the Council compliment Mr. Yancey on his outstanding record with the City of Charlotte, of which they are very proud, indeed. The motion was seconded by Councilman Brown, and unanimously carried.

Mr. John D. Shaw, City Attorney, spoke for the Departmental Heads and stated that it has been a pleasure to work with Mr. Yancey during his service as City Manager.

Mr. Yancey expressed his appreciation for the remarks, stating they were particularly gratifying coming from the Council and Departmental Heads with whom he is daily associated.

CONFERENCE TO CONSIDER EXTENSION OF CITY LIMITS SET FOR OCTOBER 2ND AT 7:30 P.M.

Councilman Baxter urged that the Mayor fix a date for a conference relative to the extension of the city limits. Following the discussion as to whether the Council should first confer with the Mecklenburg Representatives to the General Assembly, Councilwoman Evans moved that a conference be held in the office of the Mayor on Tuesday night, October 2nd, at 7:30 o'clock p.m., and that Mr. McIntyre, Planning Director and the members of the Charlotte Board of School Commissioners be invited to be present. The motion was seconded by Councilman Baxter, and unanimously carried.

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STUDY OF NEED FOR TRAFFIC SIGNAL AT GRAHAM AND TENTH STREETS REQUESTED.

Councilman Dellinger requested the City Manager to have a study made of the need for the installation of a traffic signal at Graham and Tenth Streets.

CAPITAL INVESTMENT OF \$8,600.00 AUTHORIZED AT AUDITORIUM-COLISEUM FOR NUMEROUS SMALL CAPITAL ITEMS.

Councilman Wilkinson moved approval of the request of the Auditorium-Coliseum Authority to make a capital investment of \$8,600.00 at the Auditorium and Coliseum for numerous small capital items. The motion was seconded by Councilman Brown, and unanimously carried.

LEASE WITH YELLOW CAB COMPANY FOR GROUND TRANSPORTATION SERVICE FROM AIRPORT TERMINAL TO CHARLOTTE AUTHORIZED.

Councilman Smith moved approval of a lease with Yellow Cab Company for ground transportation service from the Airport Terminal to Charlotte, effective January 1, 1957, subject to the approval of the City Attorney as to form of lease. The motion was seconded by Councilman Baxter, and unanimously carried.

ASSIGNMENT OF LEASE OF AIRPORT AUTO SERVICE, INC. TO STANDARD OIL COMPANY AUTHORIZED.

Councilwoman Evans moved the authorization of the Assignment of the lease of Airport Auto Service, Inc., to Standard Oil Company. The motion was seconded by Councilman Baxter, and unanimously carried.

CITY MANAGER REQUESTED TO SUBMIT LIST OF EMPLOYEES HAVING FIFTEEN YEARS SERVICE WITH CITY WITH VIEW OF ESTABLISHING INCREASED VACATION PLAN.

Councilwoman Evans stated she thinks the City should consider the establishment of a plan of increased vacation for city employees based on seniority. Several Council members stated they had received requests from various employees that vacation periods be increased for employees with long service records. Mr. Yancey, City Manager, stated one employee from the Motor Transport Department had come to see him with regard to the time he could take his vacation but nothing had been said by him, nor any other employee relative to increased vacation period. Councilman Dellinger requested that as a start toward working out a plan that Mr. Yancey submit to the Council a list of city employees who have had fifteen years and over service with the City.

RESIGNATION OF J. H. ROBINSON FROM CHARLOTTE-MECKLENBURG PLANNING COMMISSION ACCEPTED WITH REGRET.

Councilman Brown moved that the resignation of Mr. J. H. Robinson from the Charlotte-Mecklenburg Planning Commission be accepted with regret and that the appreciation of the Council for his services be expressed to him. The motion was seconded by Councilman Smith, and unanimously carried.

APPOINTMENT OF LAMBERT SCHWARTZ AS MEMBER OF CHARLOTTE-MECKLENBURG PLANNING COMMISSION.

Councilman Brown moved the appointment of Mr. Lambert Schwartz to the Charlotte-Mecklenburg Planning Commission to fill the unexpired term of Mr. J. H. Robinson, resigned. The motion was seconded by Councilman Dellinger, and unanimously carried.

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

Councilman Baxter moved that the resolution adopted by Council on November 9, 1955 requesting the State Highway Commission to eliminate the dividing strip on Independence Boulevard east from the Auditorium-Coliseum to Commonwealth Avenue and Eastway Drive intersection, be rescinded. The motion was seconded by Councilman Dellinger and unanimously carried.

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CITY MANAGER REQUESTED TO HAVE STREET IMPROVEMENT WORK ON COMMONWEALTH AVENUE COMPLETED BECAUSE OF DUST CREATING DISCOMFORT TO RESIDENTS SUFFERING WITH HAY FEVER AND SINUS.

Councilman Brown stated that Commonwealth Avenue is being repaved and that the portion from Our Lady of Assumption School down about five blocks has had raw gravel on it for sometime, and is creating much discomfort to residents of the street who have hay fever and sinus. He moved that the City Manager be requested to see if the work cannot be completed. The motion was seconded by Councilwoman Evans, and unanimously carried.

CITY MANAGER REQUESTED TO REPORT ON COST ESTIMATE OF WIDENING BRIAR CREEK ROAD FROM MONROE ROAD TO INDEPENDENCE BOULEVARD.

Councilman Dellinger requested the City Manager to have a cost estimate made of widening Briar Creek Road, from Monroe Road to Independence Boulevard.

PLANS FOR EXTENSION OF HAVEN DRIVE TO REESE ROAD BEING CONSIDERED.

Mr. Yancey, City Manager, advised that the City owns a lot extending from the city limits on Haven Drive to Reese Road, and it is advisable that Haven Drive be extended. That such extension is usually made upon petition to the City by the property owners; therefore, he is studying means by which the extension may be made.

RESOLUTION ADOPTED PROVIDING FOR PUBLIC HEARING ON OCTOBER 10TH ON ORDINANCE NO. 345 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF THE CITY OF CHARLOTTE BY CHANGING ZONING ON PROPERTY LOCATED AT THE INTERSECTION OF CENTRAL AVENUE AND EASTWAY DRIVE, FROM B I-A TO B-1.

Ordinance No. 345 Amending the Zoning Ordinance to amend the Building Zone Map of the City of Charlotte, by changing zoning on property located at the intersection of Central Avenue and Eastway Drive from B I-A to B-1, on petition of Mr. C. M. Newell, was introduced and read. A Resolution Providing for a Public Hearing on October 10th on the Proposed Amendment, was presented and read. Councilman Smith moved the adoption of the resolution, which was seconded by Councilman Baxter, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 469.

RESOLUTION ADOPTED PROVIDING FOR PUBLIC HEARING ON OCTOBER 10TH ON ORDINANCE NO. 346 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF THE CITY OF CHARLOTTE BY CHANGING ZONING ON PROPERTY LOCATED ON THE SOUTH SIDE OF INDEPENDENCE BOULEVARD, BETWEEN PECAN AVENUE AND THE PLAZA, FROM R-1 TO B-1.

Ordinance No. 346 Amending the Zoning Ordinance to amend the Building Zone Map of the City of Charlotte, by changing zoning on property located on the south side of Independence Boulevard, between Pecan Avenue and The Plaza, from R-1 to B-1, on petition of C. C. Dunham, Mrs. Edith H. Autry, Edwin James, L. S. Mallock, Henry Lomax, Mrs. S. F. Lomax, H. N. Snyder, Mildred G. Patton and W. R. Helms, was introduced and read. A Resolution Providing for a Public Hearing on October 10th on the Proposed Amendment, was presented and read. Councilman Smith moved the adoption of the resolution, which was seconded by Councilman Barter, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 470.

RESOLUTION ADOPTED PROVIDING FOR PUBLIC HEARING ON OCTOBER 10TH ON ORDINANCE NO. 347 AMENDING THE ZONING ORDINANCE TO AMEND THE BUILDING ZONE MAP OF THE CITY OF CHARLOTTE BY CHANGING ZONING ON PROPERTY LOCATED AT 1217, 1225 AND 1229 THE PLAZA, FROM R-2 TO B-1.

Ordinance No. 347 Amending the Zoning Ordinance to amend the Building Zone Map of the City of Charlotte, by changing zoning on property located at 1217, 1225 and 1229 The Plaza, from R-2 to B-1, on petition of Edwin L. Lomax and wife, The Methodist Home, Inc., and Anna L. Morton, was introduced and read. A Resolution Providing for a Public Hearing on October 10th on the Proposed Amendment, was presented and read. Councilwoman Evans moved the adoption of the resolution, which was seconded by Councilman Baxter, and unanimously carried. The resolution is recorded in full in Resolutions Book 2, at Page 471.

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PETITION OF DR. MCCHORD WILLIAMS AND WIFE, HELEN A. WILLIAMS FOR THE ANNEXATION OF 1.347 ACRES OF PROPERTY IN LOT 8, BLOCK 9, WENDOVER HILLS, SHARON TOWNSHIP, BEING 3954 CHURCHILL ROAD, TO THE CITY OF CHARLOTTE.

The following petition for the annexation of 1.347 acres of property in Sharon Township to the City of Charlotte from Dr. McChord Williams and wife, was presented:

"PETITION FOR ADMISSION TO THE CHARLOTTE CITY LIMITS

This petition to the City Council of Charlotte, North Carolina, is for the purpose of inclusion of all of Lot 8, Block 9, Wendover Hills, recorded on Map 967-443, Deed 1313-120, into the city limits of Charlotte. At present the front quarter of this lot lies within the city limits of Charlotte and this petition is for the inclusion of the entire lot, including the residence, the address of which is 3954 Churchill Road. It is further petitioned that the residence be included in the Charlotte City School District.

Respectfully submitted,

S/ McChord Williams, M.D.

S/ Helen A. Williams "

RESOLUTION WITH REFERENCE TO PETITION OF DR. MCCHORD WILLIAMS AND WIFE, HELEN A. WILLIAMS FOR THE ANNEXATION OF PROPERTY TO THE CITY OF CHARLOTTE, AND PROVIDING FOR THE PUBLICATION OF NOTICE OF SESSION OF THE CITY COUNCIL ON OCTOBER 17, 1956, TO CONSIDER THE ANNEXATION OF SAID PROPERTY.

A resolution entitled: "Resolution With Reference to Petition of Dr. McChord Williams and Wife, Helen A. Williams for the Annexation of Property To The City of Charlotte, and Providing for the Publication of Notice of Session of the City Council on October 17, 1956, To Consider the Annexation of Said Property" was introduced and read. Councilman Dellinger 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 472.

APPLICATION OF THE ATLANTIC BUILDING COMPANY FOR PERMIT TO ERECT BUILDING AT 122 LANCASTER STREET TO BE USED AS COUNTY DOG POUND, APPROVED.

Upon motion of Councilman Wilkinson, seconded by Councilman Baxter, and unanimously carried, the application of The Atlantic Building Company for permit to erect building at 122 Lancaster Street, to be used as County Dog Pound, was approved.

SUPPLEMENTARY CONTRACT AUTHORIZED WITH THE AMERICAN INVESTMENT COMPANY FOR CONSTRUCTION OF ADDITIONAL WATER MAINS IN EDMONT SUBDIVISION, IN PROVIDENCE ROAD AREA.

Motion was made by Councilman Baxter, seconded by Councilman Wilkinson, and unanimously carried, authorizing a supplementary contract, to contract dated February 25, 1953, with American Investment Company, for the construction of 1,650 feet of additional water mains in Edgemont Subdivision in the Providence Road area, at an estimated cost of \$3,725.00. All costs to be borne by the applicant, who will own the mains until the territory is taken into the City.

CONSTRUCTION OF SANITARY SEWER MAINS AND TRUNKS AUTHORIZED IN STATESVILLE AVENUE TERRACE SUBDIVISION.

Councilman Albea moved approval of the construction of 4,526 feet of sanitary sewer mains and trunks in Statesville Avenue Terrace Subdivision, at an estimated cost of \$13,190.00, at request of Bob Allen Agency. All costs to be borne by the City and applicant's required deposit of \$1,228.00 to be refunded in accordance with the terms of the contract. The motion was seconded by Councilwoman Evans, and unanimously carried.

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CONTRACT AWARDED SOUTHERN PIPE TOOL COMPANY FOR SEWER RODDING MACHINE.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, contract was awarded Southern Pipe Tool Company for One Sewer Rodding Machine, as specified, at a total net delivered price of \$4,760.90.

CONTRACT AWARDED W. J. COOLEY & COMPANY FOR METAL AUTOMOBILE AND MOTORCYCLE TAGS.

Councilman Brown moved the award of contract to W. J. Cooley & Company for 48,000 metal Automobile Tags and 400 metal Motorcycle Tags, all as specified, on a unit price basis, representing a total price of \$3,868.00, subject to cash discount of \$77.36. The motion was seconded by Councilman Baxter, and unanimously carried.

SPECIAL OFFICER PERMIT AUTHORIZED ISSUED TO JOHN M. SHIPP AND PERMIT RENEWED TO PAUL A. HOWELL.

Motion was made by Councilman Wilkinson, seconded by Councilman Smith, and unanimously carried, authorizing the issuance of a Special Officer Permit to John M. Shipp for use on the premises of Johnson C. Smith University and the renewal of Permit to Paul A. Howell for use on the premises of the Southern Railway Company.

TRANSFER OF CEMETERY LOTS.

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

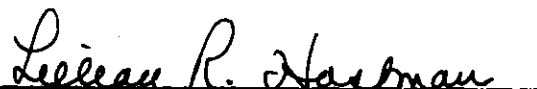
- (a) Deed with Mrs. Geneva Mungo, for Grave #6 on Lot 114, Section 3, Evergreen Cemetery, at \$40.00.
- (b) Deed with Mr. Dewitt Gibson, for Graves #5 and #6, Lot 108, Section 3, Evergreen Cemetery, at \$80.00.
- (c) Deed with Mrs. Virginia B. Dillon, for Lot 111, Section 2, Evergreen Cemetery, at \$160.00.
- (d) Deed with Mrs. Corrie B. Eason, for Lot 228, Section 2, Evergreen Cemetery, at \$240.00.
- (e) Deed with Mrs. Mandani Katsaris, for Lot 401, Section 4-A, Evergreen Cemetery, at \$126.00.

PROPOSED HEATING CODE TO BE SUBMITTED AT NEXT COUNCIL MEETING.

Councilman Smith asked if the proposed Heating Code has been completed. Mr. Yancey stated that he would have a report on the Code ready for the next Council Meeting.

ADJOURNMENT.

Upon motion of Councilwoman Evans, seconded by Councilman Brown, and unanimously carried, the meeting was adjourned.

  
Lillian R. Hoffman / City Clerk