

December 31, 1962  
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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 Monday, December 31, 1962, at 3 o'clock p.m., with Mayor Brookshire presiding, and Councilmen Albea, Bryant, Dellinger, Jordan, Smith, Thrower and Whittington present.

ABSENT: None.

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INVOCATION.

The invocation was given by the Reverend W. J. Nolan, Jr., Assistant Pastor of the First Baptist Church.

MINUTES APPROVED AS CORRECTED.

Upon motion of Councilman Jordan, seconded by Councilman Dellinger, and unanimously carried, the Minutes of the last meeting on December 17th were approved as submitted with the following corrections: On Pages 363 and 364 in the items regarding bids on two Chassis and Cabs, change the name of "Mr Frank West" to "Mr Frank Wentz", at the request of Councilman Albea, and on Page 373 in the item regarding the Provisions of the Zoning Ordinance relative to Parking Lots in the Downtown Area, change the name "City Chevrolet Company" to "LaPointe Chevrolet Company", at the request of Councilman Smith.

ACTION ON PETITION FOR LOCAL IMPROVEMENTS ON CINDERELLA ROAD, FROM SUGAW CREEK ROAD TO YUMA STREET, DEFERRED ONE WEEK.

The public hearing was held on the Petition of 75% of the property owners abutting <sup>on</sup> Cinderella Road, from Sugaw Creek Road to Yuma Street, representing 50.6% of the lineal feet of frontage, for improvements by installing storm drainage and constructing roll type curb and gutter and base and surface course, for a distance of 700 feet. The estimated cost of the improvements being \$7,355.00, of which \$6,780.00 will be assessed against the four abutting properties, at \$4.85 per front foot.

Mr. John D. Shaw, representing Mr. E. J. Rust who is a property owner on Sugaw Creek Road, stated he does not have a copy of the map from which the petition was drawn, and in fact only got into the case this morning due to a conflict in attorneys, but has the old zoning petition map, and he pointed out Sugaw Creek Road, Mr. George Goodyear's Hidden Valley Subdivision, and the Rust property, which was petitioned for rezoning sometime ago. He advised that Mr. Goodyear's property was rezoned, with a buffer zone left, and Mr. Rust has 500 to 700 feet zoned for business. That he is advised by the Planning Director, Mr. McIntyre, that in April 1959 Mr. Goodyear developed his property and at that time it was not required that curb and gutter be installed but the property was paved and in December 1959 the Subdivision Law was amended to require curb and gutter. That they do not know who Mr. Beachum is, who signed the petition for the improvements, and if he is a property owner inside Hidden Valley he has nothing to do with the land in question. The owners of the property abutting on Cinderella Road, from Sugaw Creek Road to Yuma Street, are Mr. Rust on one side and Mr. Goodyear and the Sibarco Corporation on the other side. There is a 40 foot right of way for a street, Sugaw Creek Road coming back to the property that

Mr. Goodyear bought from Mr Rust and Mr. Goodyear has now added to his frontage 50 more feet, which they contend is making a new street that has never been approved by the Planning Board and it is a street connecting Sugaw Creek Road with Hidden Valley. Now it develops that Mr Rust is asked to pay some \$3,500.00 to get a street paved which is for Mr. Goodyear's benefit. He advised that Mr. Rust is willing to pay for black-topping the road if Mr. Goodyear will do all the rest, which is by way of compromise. That they contend this is a new street and has never been approved by the Planning Board. That they also contend this is a corner and under the new provisions of the Charter, Paragraph 51, is exempted, and coming back 200 feet would eliminate any benefit to Mr. Rust. To come in and say the Petition bears the required percentage of signers when they do not know who Mr. Beachum is, is incorrect.

Mayor Brookshire stated the law requires only 25% of the abutting property owners to sign the petition, and Mr. Shaw advised that is when 75% is owned by one person. Mr. Bobo, Administrative Assistant, advised the total frontage is 1,388 feet and the petitioners represent 703.63 feet, so that is more than 50% of the frontage, and Mr. Beachum owns 59.63 feet.

Councilman Dellinger asked who the signers of the Petition for the improvements are, and Mr. Bobo advised they are Geo S. Goodyear, Sibarco Corporation, and Fred A. Beachum - who are three of the four abutting property owners, Mr. Rust being the fourth. Mr. Shaw advised that Sibarco Corporation owns the Atlantic Service Station on the corner, Mr. Rust has the entire frontage on one side and Goodyear owns the balance of the frontage, and who Mr. Beachum is, unless he has one of these corners inside of Hidden Valley, they do not know. Councilman Dellinger asked Mr. Shaw how much his client is willing to pay, and Mr. Shaw replied he will pay \$2.00 a foot and he has 705.08 frontage and 30 feet of that is in Sugaw Creek Road, and he thinks the Council will find that some of Mr. Goodyear's frontage is also in Sugaw Creek Road. That they say if Mr. Goodyear will install drainage, and curb and gutter and the stone, they will pay their portion of the frontage and will not argue about any corner exemption. That they concede there is a value to Mr Rust on the back part of the property but they should have the corner exemption under the Charter provisions. Mr. Bobo advised that the corner exemption is an old provision applicable where both the side and front streets are being improved, and in this case only the front street is being improved, and it, therefore, would not apply in this case.

Councilman Dellinger asked the City Attorney where the City stands in this, and Mr. Morrisey replied that the Charter authorizes the Council to determine in the first place whether or not the corner exemption will be granted, that the Charter provision necessarily operates prospectively only, and in his opinion is in contemplation of the improvement of two streets. That with respect to a lot on the corner of those two streets, the Council may in its wisdom grant an exemption up to 75% of one of the two frontages. Mr. Shaw stated they contend this is a new street and Mr. Goodyear has added to it and it has never been approved. Councilman Bryant asked the City Attorney to comment on this. Mr. Morrisey advised it is his understanding that these matters are all determined by the Engineering Department before the assessment petition arrives in his office, at least, and he does not check after the Engineering Department determines these matters. That he is advised this was a dedicated right of way prior to the time it was taken into the city limits, and at that time it was 40 feet. That we are not considering this matter under the 25% provision.

Councilman Bryant stated that under the circumstances, and since some things have been brought to light that might not have been taken into consideration by the Engineering Department and also with the possibility of some negotiations between the two parties involved, he moved that the matter be deferred until next week. The motion was seconded by Councilman Dellinger, and unanimously carried.

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RESOLUTION CLOSING AN ALLEY OFF MORROW STREET, ADOPTED.

The public hearing was held on the Petition of Mr. Stuart A. and Joseph A. Elliott, Jr., Trustees under the Will of Joseph A. Elliott, Sr., to close an Alley off Morrow Street.

No objections were expressed to the closing of the Alley.

Mr. Bobo, Administrative Assistant, advised the alley is located on South Morrow Street and the petitioner owns all of the property fronting on both sides of the alley.

Councilman Thrower moved the adoption of a Resolution Closing the Alley off Morrow Street, which was seconded by Councilman Jordan, and unanimously carried. The resolution is recorded in full in Resolutions Book 4, at Page 257.

PETITION NO. 62-59 FOR CHANGE IN ZONING OF 12 LOTS ON THE NE SIDE OF BROWN ROAD, DENIED.

Upon motion of Councilman Thrower, seconded by Councilman Albea, and unanimously carried, Petition No. 62-59 by Curtis Cunningham, Willie Elder and Jacob A. Davis for a change in zoning from R-6 to B-1 of 12 lots on the northeast side of Brown Road, beginning at Rockwell Boulevard and extending to within 100 feet of Patton Street, was denied as recommended by the Planning Board.

PETITION NO. 62-60 FOR CHANGE IN ZONING OF LOT AT THE SE CORNER OF FREELAND LANE AND HERIOT AVENUE, DENIED.

Councilman Albea moved that Petition No. 62-60 by Arthur L. Daniels, for change in zoning from R-6MF to B-1 of a lot at the southeast corner of Freeland Lane and Heriot Avenue, be denied as recommended by the Planning Board. The motion was seconded by Councilman Jordan, and unanimously carried.

ORDINANCE NO. 145-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY FRONTING 288.33 FEET ON THE EAST SIDE OF DONALD ROSS ROAD, ADOPTED.

Motion was made by Councilman Jordan, seconded by Councilman Bryant, and unanimously carried, adopting Ordinance No. 145-Z Amending Chapter 23, Section 23-8 of the City Code, changing the zoning from R-6MF to O-15 of tract of land fronting 288.33 feet on the east side of Donald Ross Road on petition of Mrs Louise W. Dunavant, as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 13, at Page 380.

PETITION NO. 62-62 FOR CHANGE IN ZONING OF PROPERTY AT 118 AND 124 SOUTH BALDWIN AVENUE, AND AT 119, 123 AND 127 SOUTH TORRENCE STREET, DENIED.

Upon motion of Councilman Albea, seconded by Councilman Bryant, and unanimously carried, Petition No. 62-62 for a change in zoning from O-6 to B-1 of property at 118 and 124 South Baldwin Avenue, and at 119, 123 and 127 South Torrence Street, by Mrs Vivian B. Gettys, W. E. Jones and Mrs Etta D. Bassett and O & O Realty Company, was denied as recommended by the Planning Board.

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PETITION NO. 62-63 FOR CHANGE IN ZONING OF PROPERTY AT THE SE CORNER OF BEATTIES FORD ROAD AND SAINT PAUL STREET.

Councilman Jordan moved that Petition No. 62-63 by Mrs Beatrice S. Wilson, for change in zoning from R-6 to B-1 of a tract of land at the southeast corner of Beatties Ford Road and Saint Paul Street, be deferred one week. The motion was seconded by Councilman Dellinger, and unanimously carried.

ORDINANCE NO. 146-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY BEGINNING 520 FEET WEST OF SHARON ROAD AND 250 FEET SOUTH OF FAIRVIEW ROAD, ADOPTED.

Motion was made by Councilman Albea, seconded by Councilman Thrower, and unanimously carried, adopting Ordinance No. 146-Z Amending Chapter 23, Section 23-8 of the City Code, changing the zoning from O-15 to B-1 of a tract of land beginning about 500 feet west of Sharon Road and 250 feet south of Fairview Road, as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 13, at Page 381.

ORDINANCE NO. 147-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF A 3.8 ACRE TRACT OF LAND FRONTING ON BELLHAVEN BOULEVARD (HIGHWAY 16) AND ON CROSS STREET, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilman Albea, and unanimously carried, Ordinance No. 147-Z Amending Chapter 23, Section 23-8 of the City Code, was adopted as recommended by the Planning Board, changing the zoning of a 3.8 acre tract of land fronting 454 feet on Bellhaven Boulevard (Highway 16) and 315 feet on Cross Street, from R-6MF to B-1 Shopping Center District, and Plans for the Shopping Center District were approved as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 13, at Page 382.

CONTRACT AWARDED GEORGE G. SCOTT & COMPANY FOR ANNUAL AUDIT OF THE BOOKS OF ACCOUNT AND RECORDS FOR THE FISCAL YEAR ENDING JUNE 30, 1963.

Councilman Albea moved the award of contract to George G. Scott and Company for the annual audit of the books of account and records of the City of Charlotte for the fiscal year ending June 30, 1963, at a cost not to exceed \$14,000.00. The motion was seconded by Councilman Thrower, and unanimously carried.

CONNECTION OF PRIVATE SANITARY SEWER LINES TO THE CITY'S SANITARY SEWERAGE SYSTEM AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Dellinger, and unanimously carried, the connection of private sanitary sewer lines to the City's Sanitary Sewerage System was authorized as follows:

- (a) Connection of private sewer lines in Starmount Subdivision #8 owned by Ervin Construction Company to the City's Sanitary Sewerage System.
- (b) Connection of private sewer lines owned by Atlantic Cement Company, Inc., to the City's Sanitary Sewerage System in North Hoskins Road.

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CONSTRUCTION OF SANITARY SEWER LINES AUTHORIZED.

Motion was made by Councilman Albea, seconded by Councilman Thrower, and unanimously carried, authorizing the construction of sanitary sewer lines as follows:

- (a) Supplementary Contract to contract dated July 30, 1962 with Hidden Valley Builders, Inc., for construction of 600 feet of sanitary sewer mains in portion of Hidden Valley Development, at an estimated cost of \$2,080.00.
- (b) Construction of 180 feet of sanitary sewer main in New Hope Road at request of Paway, Inc., at an estimated cost of \$815.00. All cost to be borne by the Applicant whose deposit will be refunded as per terms of the agreement.

AGREEMENT BETWEEN PILOT FREIGHT CARRIERS, INC. AND N. C. STATE HIGHWAY COMMISSION FOR RIGHT OF WAY ENCROACHMENT FOR CONSTRUCTION OF SANITARY SEWER LINE ACROSS WILKINSON BOULEVARD AUTHORIZED COSIGNED BY CITY.

Councilman Bryant moved that the Mayor and City Clerk be authorized to co-sign an Agreement between Pilot Freight Carriers, Inc. and the N. C. Highway Commission for right of way encroachment for the construction of a sanitary sewer line across Wilkinson Boulevard, 450-ft west of Mulberry Road. The motion was seconded by Councilman Thrower, and unanimously carried.

CONTRACT AUTHORIZED WITH CRESTMONT BUILDERS, INC. FOR INSTALLATION OF WATER MAINS IN ORCHARD ACRES SUBDIVISION.

Upon motion of Councilman Bryant, seconded by Councilman Dellinger, and unanimously carried, contract was authorized with Crestmont Builders, Inc., for the installation of 5,700 feet of water mains and 5 hydrants, in Orchard Acres Subdivision, at an estimated cost of \$18,122.00. The City to finance all construction costs and the applicant to guarantee an annual gross water revenue equal to 10% of the construction cost.

TRANSFER OF FUNDS FROM GENERAL FUND CONTINGENCY ACCOUNT TO TRAFFIC CONTROL BUDGET OF TRAFFIC ENGINEERING DEPARTMENT FOR INSTALLATION OF TRAFFIC SIGNAL AT WOODLAND DRIVE, INDEPENDENCE BOULEVARD AND DRIVEWAY AT AMITY GARDENS SHOPPING CENTER.

Motion was made by Councilman Jordan, seconded by Councilman Bryant, and unanimously carried, authorizing the transfer of \$2,200.00 from the General Fund Contingency Account to the Traffic Control Budget of the Traffic Engineering Department, for the installation of a Traffic Signal at the intersection of Woodland Drive, Independence Boulevard and the Driveway at Amity Gardens Shopping Center.

LEASE OF AIRPORT BUILDINGS AUTHORIZED.

Upon motion of Councilman Dellinger, seconded by Councilman Albea, and unanimously carried, the lease of the following Airport Buildings was authorized:

- (a) Lease to Otis L. Johnson, Jr., doing business as Queen City Oil Equipment Company, of Building #252, for a period of two years, at a monthly rental of \$37.50.

- (b) Lease to G. S. Patton, doing business as G. S. Patton & Associates, of Rooms A, B and C of the FAA Office Building, for a period of two years, at a monthly rental of \$75.00.
- (c) Supplemental Lease to Lease dated March 31, 1955 to Cannon Aircraft Sales & Service, In., of an area containing approximately 0.17 acres of land adjacent to the present leased boundary, to be used for parking cars, at a monthly rental of \$15.00 to run concurrently with the terms of the existing lease, which is a 15 year lease with a 10 year option.
- (d) Lease to R. H. Sims, of Building #49 for a period of one year, at a monthly rental of \$32.50, and of Building #50 for a period of two years, at a monthly rental of \$37.92.

PAYMENT AUTHORIZED TO F. E. HARLAN AND E. S. DELANEY FOR APPRAISAL OF 90 PARCELS OF RIGHT OF WAY IN THE KENILWORTH AVENUE EXTENSION PROJECT.

Councilman Albea moved approval of the payment of \$4,850.00 each to Mr. F. E. Harlan and Mr. E. S. DeLaney, for the appraisals of 90 parcels of right of way in the Kenilworth Avenue Extension Project. The motion was seconded by Councilman Thrower, and unanimously carried.

Councilman Bryant asked for clarification if this completes the appraisal of all the property involved, and the amount per appraisal? Mr. Bobo advised this completes all of the appraisal work but not the acquisition, and the amount is \$50.00 per tract per Appraiser or a total of \$100.00 per tract, that the two appraisers worked independently of the other and each tract was appraised by each of the two appraisers. Councilman Bryant then asked how much the City is paying per man when the negotiations have been completed. Mr. Bobo advised that the City's Right of Way Agent is buying most of the property, with some help, and Councilman Dellinger asked Mr. Bobo to ascertain the rate being paid the Agent's assistants.

Councilman Smith advised that he has requested the City Manager to review the procedure used in the Kenilworth Project and to check with the Board of Realtors on the appraisal fees and he will probably have some recommendations to Council. That he is of the opinion we should have a written contract with appraisers rather than just a verbal arrangement, and the rate to be paid the Appraisers should be approved by Council.

DISCUSSION OF KENILWORTH AVENUE EXTENSION PROJECT REQUESTED AT NEXT WEEK'S MEETING.

Councilman Jordan asked that at next week's meeting the Kenilworth Avenue Project be discussed with the City Manager, and a list of the Appraisers appointed to appraise the property be submitted, as it appears some of the persons available to make appraisals are unhappy at not getting any of this appraisal work.

COUNCILMAN WHITTINGTON ATTENDS REMAINDER OF COUNCIL MEETING.

Councilman Whittington who had been absent from the meeting, arrived at this time and attended the remainder of the Council Meeting.

CONTRACT AWARDED INTERNATIONAL HARVESTER COMPANY FOR TWO 25,000 G.V.W. CHASSIS AND CABS WITH HEIL BODIES.

At the request of Mayor Brookshire, Mr. Davis, Superintendent of the Motor Transport Department, made his recommendations on the bids for two 25,000 G.V.W. Chassis and Cabs, on which action was deferred at the meeting on December 17th.

Mr. Davis stated the department has had experience with all packer units that were in this bid opening and their recommendation in favor of the second low bid instead of the low bid of the Daybrook people, is based purely on that experience. That they feel the Heil unit which they have had for several years will haul considerable more garbage per cubic yard of body space than any unit they have ever used, which is due primarily to the double compaction feature that is unique in the industry and is standard equipment on this unit, thereby saving them time and labor cost. Also, they find that the Heil Unit will readily compact any material normally placed in such units very quickly, and also, the Heil Unit will eject its load without the usual hoisting of the body, which again is a unique feature among such units, and they believe it adds to the safety, less maintenance and also completely eliminates the need for counter-balancing body weights. That on the contrary, they have used the Daybrook packer and found they had difficulty with two things - it is slow, the packing mechanism works continuously and it does a good job on certain types of garbage, but they had difficulty in accommodating bulky materials like limbs, Christmas Trees, cardboard boxes, etc and it requires considerable hand action by the people who use it, and this is time consuming and he questions whether or not this is purely an automatic machine. That they also find the Daybrook requires an area underneath the packing mechanism to be cleaned out by hand after most loads to do away with fine materials that have slipped in around the belt arrangement. To further prove their point on this from the standpoint of operation, they have interchanged the routes of the Heil and Daybrook units and without going into details as to poundage etc they have found that the Heil will carry up to at least 25% more pay load and accomplish it in approximately 25% less time. That they feel from the standpoint of economics in operating the department, they need the best equipment they can get that will do the best job and with the amount of money involved, they feel the initial expense is worth the investment. That they feel, and in fact know, that the Heil Unit will best serve their purpose.

Councilman Thrower asked if the Daybrook Body meets the specifications? Mr. Davis replied that it does, and Councilman Thrower asked if it meets them in every respect and Mr. Davis replied that it does. Councilman Thrower then asked if they were invited to bid? Mr. Davis replied that we invited any and all who were interested to bid. Councilman Dellinger asked if Mr. Davis believes that over a long period of time the savings will far offset the savings in the cost? Mr. Davis replied that he does. Councilman Bryant stated he thought it would be well for the City Attorney to state the provisions of the Code as far as purchasing and accepting the low bid is concerned. Mr. Morrissey advised that the State Law requires the Council to award bids to the lowest responsible bidders, but permits them to take into consideration quality, performance and the time of performance of the contract.

Councilman Whittington advised that he asked Mr. Davis to come before the Council and state his position and that of the department with regard to this piece of equipment and he has satisfied the questions that he has, and he moves that the contract be awarded International Harvester Company for the Two 25,000 G.V.W. Chassis and Cabs with Heil Bodies, at their bid price of \$17,646.28. The motion was seconded by Councilman Dellinger.

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Mr. Frank Wentz, Executive Vice-President of Twin States Equipment Company, advised that he and Mr. Bill Johnson, Vice President and Sales Manager, were here two weeks ago, and with all due respect to the remarks made by Mr. Davis who states the Heil Body will pack more than the Daybrook Body, he would like someone to tell him how you can take a 16 cubic yard body in both the Heil and Daybrook and precrush the material before it goes into the Body, and one haul more than the other. Mayor Brookshire stated that would, of course, be a matter of compaction. Mr. Bill Johnson stated he has been selling packers for 15 years and since the first year he has heard the same story every day that one can outpack the other; that their Daybrook Packer is a good unit and not a piece of junk, and they submitted their bid in good faith and expected to get the order upon being the low bidder. Mr. Wentz stated as far as the Daybrook not taking Christmas trees etc, Mr. Beatty's request was for bids on a Garbage Packer, not a Trash Packer, and as he has said before, no one on the Council nor the City Manager nor anyone has given them a legitimate reason for not purchasing their Body.

Mayor Brookshire stated the Council appreciates their bidding and he believes they realize that it is the responsibility of the Council to purchase what they consider will best serve the City, and the Council has recommendations from the Department Heads and City Manager for guidance, and the City Attorney has pointed out the legal aspects of the matter, therefore the decision is that of the Council.

The vote was taken on the motion and carried by the following recorded vote:

YEAS: Councilmen Whittington, Dellinger, Bryant, Smith and Jordan.  
NAYS: Councilmen Albea and Thrower.

The following bids were received:

International Harvester Co.		
International Chassis & Cab with:	Daybrook Body	\$ 17,444.68
	Heil Body	17,646.28
	Garwood Body	17,930.68
	Leach Body	18,432.68
Courtesy Motors, Inc.		
Ford Chassis & Cab With:	Daybrook Body	17,654.78
	Heil Body	17,936.78
	Garwood Body	18,122.78
	Leach Body	18,638.78
Hutton-Scott Company		
Dodge Chassis & Cab with:	Daybrook Body	17,721.94
	Heil Body	17,969.94
	Garwood Body	18,118.00
	Leach Body	18,237.94
Young Motor Company		
Ford Chassis & Cab with:	Daybrook Body	17,704.78
	Heil Body	17,952.78
	Garwood Body	18,172.78
	Leach Body	18,630.78
LaPointe Chevrolet Company		
Chevrolet Chassis & Cab with:	Daybrook Body	17,784.14
	Heil Body	18,032.14
	Garwood Body	18,252.14
	Leach Body	18,710.14
GMC Truck Div - Gen Motors Corp.		
GMC Chassis & Cab with:	Daybrook Body	18,970.70
	Garwood Body	19,438.70
	Leach Body	19,896.70



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TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the Mayor and City Clerk were authorized to execute the following cemetery deeds:

- (a) Deed with J. E. Clanton and W. S. Clanton II, for Lot 193, Section 3, Evergreen Cemetery, at \$745.50.
- (b) Deed with Mrs Ruby R. Skipper, for Lot 20-B, Graves 2 and 6, Section 3, Evergreen Cemetery, at \$120.00.

CONTRACT AWARDED MARBELITE COMPANY, INC. FOR 92 TRAFFIC SIGNALS.

Councilman Thrower moved the award of contract to Marbelite Company, Inc., the low bidder meeting the specifications, for 92 traffic signals, as specified, on a unit price basis, at their bid price of \$5,727.29. The motion was seconded by Councilman Albea, and unanimously carried.

The following bids were received:

Marbelite Company, Inc.	\$ 5,727.29
Wilmington Electrical Supply Co.	5,783.35
Mill-Power Supply Co.	5,796.32
Graybar Electric Company, Inc.	5,803.58
General Electric Supply Company	5,859.24
Westinghouse Electric Supply Co.	5,915.95
Traffic Engineers Supply Corp.	5,992.03
Traffic Signals, Inc.	5,155.42
(Did not meet specifications)	

CONTRACT AWARDED AUTOMATIC SIGNAL DIVISION, LABORATORY FOR ELECTRONICS, INC., FOR TRAFFIC CONTROL EQUIPMENT.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, contract was awarded the only bidder, Automatic Signal Division, Laboratory for Electronics, Inc., for 18 Items of Traffic Control Equipment, as specified, on a unit price basis, at their bid price of \$19,695.74.

CONTRACT AWARDED DILLON SUPPLY COMPANY FOR CONVEYOR BELT.

Motion was made by Councilman Albea, seconded by Councilman Whittington, and unanimously carried, awarding contract to the low bidder, Dillon Supply Company, for a Conveyor Belt, as specified, at their bid price of \$1,832.39.

The following bids were received:

Dillon Supply Company	\$ 1,832.39
Matthews-Morse Supply Company	1,846.44
E. P. Alexander & Son	1,855.81
Shelby Supply Company	1,860.50
Link Belt Company	2,173.30
Henry Walke Company	2,020.00
Tidewater Supply Company, Inc.	1,710.54
(Did not meet specifications)	

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CONSIDERATION OF APPOINTMENT TO FILL VACANCY ON THE AIR POLLUTION CONTROL AND ADVISORY BOARD DEFERRED ONE WEEK.

Councilman Albea nominated Dr. Lucius G. Gage, Jr., for reappointment to the Air Pollution Control and Advisory Board for a period of 5 years from the expiration of his present term on January 1, 1963.

Councilman Whittington moved that the appointment to fill the vacancy on the Air Pollution Control and Advisory Board be deferred one week, as is the usual practice with regard to such vacancies. The motion was seconded by Councilman Albea, and unanimously carried.

SETTLEMENT FOR RIGHT OF WAY FOR KENILWORTH AVENUE EXTENSION PROJECT.

Upon motion of Councilman Thrower, seconded by Councilman Bryant, and unanimously carried, payment of \$926.00 was authorized made to Mr. Thomas P. Willard and wife, Mozelle G. Willard, 809 Kenilworth Avenue, for 408 square feet of property for right of way for the Kenilworth Avenue Extension Project.

ORDINANCE NO. 148-X CHANGING THE NAMES OF "MCCORD STREET" FROM BRADFORD DRIVE TO CANTWELL STREET TO "ROADWAY STREET", AND OF "FORNEY COURT" FROM CENTRAL AVENUE TO KENSINGTON DRIVE TO "LANDIS AVENUE" ADOPTED.

Councilman Albea moved the adoption of Ordinance No. 148-X changing the names of "McCord Street", from Bradford Drive to Cantwell Street to "Roadway Street", and of "Forney Court", from Central Avenue to Kensington Drive to "Landis Avenue", as requested by the property owners on the streets. The motion was seconded by Councilman Bryant, and unanimously carried. The ordinance is recorded in full in Ordinance Book 13, at Page 383.

BEAUTIFICATION PROGRAM SPONSORED BY CITY APPEARANCE COMMITTEE OF CHAMBER OF COMMERCE AND LOCATIONS IN STREET RIGHTS-OF-WAY TO BE BEAUTIFIED APPROVED.

Plans for a City Beautification Program sponsored by the City Appearance Committee of the Chamber of Commerce was presented by Mr. J. E. Dowd, Committee Chairman, in Conference Session, whereby the Committee proposes to beautify certain locations around the city, as an example of what is needed to be done to improve the appearance of Charlotte, in cooperation with Baucom Nursery and Carolina Nursery who will donate the plants and labor in connection with the planting, as a public service. The City Traffic Engineer having approved the type of planting to be done so as not to adversely affect the sight distance of motorists. The locations selected to be beautified being, (1) the triangular island at the northwest corner of Providence Road and Queens Road, (2) the median strip at the intersection of Queens Road and Selwyn Avenue, (3) the median strip at Independence Boulevard and Eastway Drive, (4) the median strip at Park Road and Montford Drive, and (5) the median strip in The Plaza, between Central Avenue and Hamorton Place.

Councilman Dellinger moved approval of the Program as presented and of the five locations to be beautified, with appreciation to Mr. Dowd and the Committee, and to Baucom Nursery and Carolina Nursery. The motion was seconded by Councilman Jordan, and unanimously carried.

Councilman Whittington expressed his pleasure at this good cooperation between the municipality and these agencies, and stated he for one, and was sure the Council also would like to commend them for what they are doing, and that he wished there would be more such agencies.

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TRAFFIC ENGINEER REQUESTED TO CHECK ON INSTALLATION OF STREET LIGHT ON CLARKSON STREET, BETWEEN WEST TRADE STREET AND WEST FIFTH STREET.

Councilman Smith advised he has requested the Traffic Engineer to look into a street light in the block between West Trade Street and Fifth Street on Clarkson Street, as there have been some accidents in the neighborhood that a street light may help and do more than the Police can do.

MEETING OF LEGISLATIVE COMMITTEE TO BE ARRANGED TO STUDY LEGISLATIVE MATTERS TO BE PRESENTED MECKLENBURG LEGISLATORS.

Councilman Smith called attention that the City's legislative matters should be studied without delay in order to get them to our Representatives to the Legislature within the next 30 days.

Councilman Whittington, Chairman of the Legislative Committee, advised that he has attempted on three occasions through Mr. Veeder to have a meeting and the last time both Mr. Smith and Mr. Bryant, Committee members, could not attend the meeting. That he had intended requesting them today to see him after the Council Meeting to arrange a time for a conference and get the information together for the consideration of the entire Council.

Mayor Brookshire asked if other members of Council have items for consideration to please submit them to the Committee to study promptly. He called attention that the League of Municipalities at the annual meeting in Greensboro adopted certain legislative programs backed by the entire membership of the League, and he would like the Committee to get a copy of those resolutions and give them consideration also, as several of them will vitally affect Charlotte, as well as other cities.

MR. BUCK DAVIS, SUPERINTENDENT OF THE MOTOR TRANSPORT DEPARTMENT COMMENDED ON GOOD WORK BEING DONE BY THE DEPARTMENT.

Councilman Smith stated that since Mr. Buck Davis has taken over the Sanitary and Street Cleaning Division, he has done a commendable job, especially around the holiday season and he, personally, has been well pleased and believes the other members of the Council are also pleased at the operation of the Department and he would like to tell him so as he is present today.

Mayor Brookshire told Mr. Davis they appreciate the good job he is doing.

Mr. Davis stated that just before Christmas, the leaf situation was cleaned up and although they took off Christmas-eve and Christmas Day they have completed twice around the city collecting trash accumulated at Christmas.

Councilman Albea stated to Mr. Davis that he had not heard any criticism from the Council of him or his Department.

Mr. Davis said he appreciates very much the confidence the Council placed in him and he finds that his past experience with city problems in general in engineering work for the City has been a big help to him in this work, and they are doing the very best they can with what they have and he might talk a little more about that at Budget time.

WISH FOR A HAPPY NEW YEAR EXPRESSED BY COUNCILMAN DELLINGER TO THOSE PRESENT AND ALL OF THE CITIZENS OF CHARLOTTE.

Councilman Dellinger expressed his wish for a Happy New Year to those present and to all of Charlotte's citizens.

RESOLUTION ENDORSING THE DISSENTING OPINION OF THE MINORITY GROUP CONCERNING BOND FINANCING IDEAS ADVANCED FOR THE STATE, TO BE INTRODUCED BY COUNCILMAN BRYANT AT NEXT COUNCIL MEETING.

Councilman Bryant advised that on next Monday, he will offer a resolution endorsing the dissenting opinion of the minority group concerning the bond financing ideas that have been advanced for the State and it might be well if the Council is not fully informed on it as of now, that they be at that time in order to vote either yea or nay on next Monday.

ADMINISTRATIVE ASSISTANT REQUESTED TO CHECK ON FEASIBILITY OF INSTALLING GUARD RAILS ON THE BRIDGES AT WOODLAWN AND BRANDYWINE, WHERE CARS ARE SLIDING INTO THE CREEK.

Councilman Bryant called attention that recently six or eight cars have gone off the road at the bridges on Woodlawn and Brandywine, which are both on slight curves and it would seem logical to him to install guard rails on the curve side, as were installed on each side of the bridge on Colony Road. He asked Mr. Bobo to check and see if this is logical.

REDEVELOPMENT COMMISSION TO BE REQUESTED TO MEET WITH COUNCIL AND GIVE A PROGRESS REPORT ON THE WHOLE URBAN RENEWAL PROGRAM TO DATE.

Councilman Whittington asked that the Redevelopment Commission or part of them be requested to come down for a meeting with the Council and make a progress report on the whole Urban Renewal Program; that he rides through the Brooklyn area every day and the houses are being torn down, and it appears to him that the City Council, who ran in favor of this program, with the exception of Mr. Bryant, should get behind this and stop dragging its feet as the program appears to be getting behind, and the Council should see what they can do to help the Commission to get some of the lots redeveloped and new construction gotten into the area, along with new streets, when they can be financed; that until the Council takes some strong initiative he is afraid the program is going backwards instead of forward and he wants it to move forward and thinks it ties in with the downtown area, and if that area is to be revitalized then the Brooklyn area must be given serious thought.

Mayor Brookshire stated he will be glad to ask Mr. Rouser and the Commission and Mr. Sawyer to appear before Council at an early date to give a progress report.

Councilman Smith stated he does not think the Council has dragged its feet, that every call has been answered and conferences have been held with the Commission and the Council knows their problems; it is a matter of getting the people to sell the property rather than condemning it. That he does not think the Council should accept responsibility for the fact that the program is slow, as he thinks it is slow by its own nature.

Councilman Whittington stated he does not imply that the Council is dragging its feet as an individual group, but rather that the whole program, as far as he is concerned, is moving too slow, that there is lots of property in the area that has been demolished and the ground is now leveled and it has been that way for some time and he would like to see something grow or be built when the area is made vacant; that he would feel better about his own responsibility as a Councilman if the Commission were called back in to see if there is anything the Council can do to help them or they can do to help the Council.

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Mayor Brookshire said he thinks we can all appreciate Mr. Whittington's impatience in the matter and we would all like to move faster, however, the wheels of urban renewal are slow as we have seen in other cities, and as far as being brought up to date with a report from the Commission, he will be glad to get that. He stated he can say that the Commission will offer land for sale in the Brooklyn area beginning in February.

Councilman Whittington stated he is thinking of the budget the next Council will face, that we should go ahead and think about extending 3rd Street from Brevard on through the area and also widening streets like Caldwell in the area, and until we do that we are blocked in the Brooklyn area. Mayor Brookshire called attention that the thoroughfare plan has to be integrated with the urban renewal program.

Councilman Thrower stated he has heard that we will get a bill for the fixtures and things of that type that have been stolen out of these houses in the urban renewal area, and he asked the City Attorney if the City is responsible financially for those houses once we have signed the contract for them to be demolished? Mr. Morrissey advised if Mr. Thrower is speaking of houses that the Redevelopment Commission has acquired, then this is the property of the Commission. Mr. Bobo stated the House Demolishing Company has the salvage rights and Mr. Morrissey stated in that case it would depend on the terms of the contract. Councilman Thrower stated he would like for this to be looked into and see just what the situation is. That he understands there is a clause in the contract with the Wrecking Company that says the City will be financially responsible and he understands quite a bit of fixtures and such things are being removed. Mr. Morrissey stated he would be glad to check that out with the attorney for the Redevelopment Commission since it would depend on the terms of their contract with the House Demolisher.

CITY ATTORNEY EXTENDS WISHES FOR A HAPPY NEW YEAR TO THE MAYOR AND COUNCIL.

Mr. Morrissey, City Attorney, advised that today marks the end of his first calendar year as City Attorney, and it has been a full year and he wants to express his appreciation and gratitude to each member of the Council for the splendid and gracious manner in which he has been treated since he has been here and to wish each of them a Happy Election Year and/or a Happy New Year.

Mayor Brookshire thanked Mr. Morrissey for his remarks and stated he is sure he speaks for the Council in saying that his work has been highly satisfactory and he has been most pleasant to work with and to wish him a Happy New Year.

PURCHASE OF INSTRUMENT FOR MEASURING RADIO-ACTIVITY OF WATER APPROVED AND TRANSFER OF FUNDS FROM WATER DEPARTMENT CONTINGENCY FUND FOR PURCHASE AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, the purchase of an Instrument for measuring Radio activity of water was authorized, and \$1,600.00 was authorized transferred from the Water Department Contingency Fund Code 630,98 to Capital Outlay for Equipment Code 615.73, for this purchase.

APPOINTMENT OF MEMBERS OF PLUMBING ADVISORY BOARD REPORTED.

The appointment by the City Manager of the following members of the new

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Plumbing Advisory Board, as established in the Plumbing Code recently approved by Council, was reported:

Mr. S. Webb Godfrey	For a 3 years term
Mr. Thomas Hobbs	For a 3 years term
Mr. George N. Payne	For a 2 years term
Mr. Harry C. Siskron	For a 2 years term
Mr. H. E. White	For a 1 year term

**CITY MANAGER REQUESTED TO MAKE RECOMMENDATIONS IN CONNECTION WITH TREE COMMISSION.**

Councilman Smith asked about the status of the Tree Commission, and Councilman Albea advised the Commission members stated they could not work under the present Tree Ordinance, and they stopped meeting. Mr. Bobo stated they are really at a loss right now on the matter, and are handling the tree problem administratively.

Councilman Smith requested that the City Manager bring in his recommendations in this connection, and as to whether the present Commission should be reactivated or dissolved.

Councilman Jordan suggested that the Tree Commission be made a joint Tree and Flower Commission; that while in California he noted the streets and highways are bordered with flowers, and probably the Commission could secure suggestions from the County of Los Angeles as to the type flowers to be planted, which were small so as not to be a traffic hazard, and it would certainly help beautify the city.

**TRAFFIC ENGINEER EXPRESSES APPRECIATION FOR COUNCIL COOPERATION.**

Mr. Hoose, Traffic Engineer, stated he appreciates the cooperation the Council has given him this year, and he is very interested in the flower planting suggested by Mr. Jordan, and he wants Council to keep in mind that he has four miles of median on the Boulevard to be planted with shrubbery; that the median was built on dirt, not concrete, so there is a dirt base and the shrubs should grow very well.

**CITY CLERK COMPLIMENTED ON WORK DONE DURING 1962.**

Councilman Dellinger complimented the City Clerk on the fine job she has done this year, and at the suggestion of the Mayor the Council applauded the remark.

**REPORT OF ACTIVITIES OF HOUSING DIVISION OF THE BUILDING INSPECTION DEPARTMENT MAY 1962 THROUGH DECEMBER 1962.**

Mayor Brookshire stated that the following Report of the Activities of the Housing Division of the Building Inspection Department from May 1962 through December, 1962, submitted to Council today shows the fine progress being made in this connection by the Inspection Department as the result of the New Housing Ordinance itself:

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ACTIVITIES OF HOUSING DIVISION OF BUILDING INSPECTION DEPARTMENT MAY, 1962 - DECEMBER, 1962

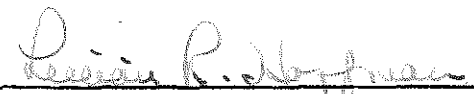
	<u>May</u>	<u>June</u>	<u>July</u>	<u>Aug.</u>	<u>Sept</u>	<u>Oct</u>	<u>Nov</u>	<u>Dec</u>	<u>Total</u>
Inspections Initiated by Building Department	295	352	307	183	314	512	643	598	3,204
Inspections Initiated by Complaints	27	30	120	67	265	187	141	103	940
Re-Inspections	16	70	91	231	423	449	433	586	2,299
<b>Total Inspections</b>	<b>338</b>	<b>452</b>	<b>518</b>	<b>481</b>	<b>1002</b>	<b>1148</b>	<b>1217</b>	<b>1287</b>	<b>6,443</b>
Units Found to be in Violation when inspected			283	169	491	564	572	547	2,626
Units repaired following Inspection	8	9	37	47	96	159	163	157	676
Units repaired Voluntarily (No Formal action taken)	4	10	9	7	187	193	196	166	772
<b>Total Units repaired</b>	<b>12</b>	<b>19</b>	<b>46</b>	<b>54</b>	<b>283</b>	<b>352</b>	<b>359</b>	<b>323</b>	<b>1,448</b>
Units Demolished following Inspection	4	12	57	58	72	47	56	63	369
Units Demolished voluntarily (No formal action required)	2	1	0	1	0	0	0	0	4
<b>Total units Demolished</b>	<b>6</b>	<b>13</b>	<b>57</b>	<b>59</b>	<b>72</b>	<b>47</b>	<b>56</b>	<b>63</b>	<b>373</b>
<b>Total units repaired and demolished</b>	<b>18</b>	<b>32</b>	<b>103</b>	<b>113</b>	<b>355</b>	<b>399</b>	<b>415</b>	<b>386</b>	<b>1,821</b>

MAYOR EXTENDS HIS NEW YEAR WISHES.

Mayor Brookshire expressed his sincere wish for a Happy and Prosperous New Year to the Council and members of the City Hall family.

ADJOURNMENT.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and unanimously carried, the meeting was adjourned.


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 Lillian R. Hoffman, City Clerk