

February 25, 1963  
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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, February 25, 1963, 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 Rommie Pierce, Pastor of Plaza Baptist Church.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and unanimously carried, the Minutes of the last meeting on February 18th were approved as submitted.

CITY'S MEDAL FOR HEROISM PRESENTED ALFRED ALEXANDER FOR SAVING LIFE OF THOMAS RATCLIFFE FROM DEATH BY FIRE.

Mayor Brookshire read the following Resolution, Bestowing the City of Charlotte Medal for Heroism upon Alfred Alexander, which was adopted by the City Council:

WHEREAS, Alfred Alexander, citizen of Charlotte, by prompt and heroic action, without regard to his own life and safety, saved one Thomas Ratcliffe from certain death by burning on February 5, 1963, when Thomas Ratcliffe became enflamed by burning gasoline, and Alfred Alexander, facing the danger of explosion, wrenched away the burning clothing, extinguished the flames and summoned aid, and

WHEREAS, such prompt and heroic action exemplifies the highest order of courage, loyalty and selflessness deserving of public acclaim and recognition,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 25th day of February, 1963, that the

CITY OF CHARLOTTE  
MEDAL FOR HEROISM

is hereby bestowed upon Alfred Alexander in recognition of his courageous, loyal and selfless action in saving the life of a fellow man at the risk of his own life.

Unanimously adopted this 25th day of February, 1963.

The Mayor then presented a framed copy of the resolution to Mr. Alexander.

Mayor Brookshire then presented the City's Medal for Heroism, to which the resolution referred, to Mr. Alexander, and stated it was a pleasure and honor to present this Medal to him, with the thanks of the City for his heroic action.

Mr. Alexander expressed his thanks to the Mayor and Council and everyone who had a part in it.

VISITORS FROM IRAQ AND THE PHILIPPINES PRESENTED THE CITY'S SCROLL TO DISTINGUISHED VISITORS.

Mayor Brookshire recognized Mr. Abdal Jalil Khalil from Iraq and Mr. Alberto Dominguez from the Philippines, who are representing their national governments and studying the financial operations of the City of Charlotte and other cities. The Mayor welcomed each of the gentlemen to Charlotte and presented them the City's Official Scroll to Distinguished Visitors.

Mr. Dominguez stated he is from the General Auditing Office of the Philippine Government and he was sent to the United States to make a study of fiscal operations of local governments; that he had heard of Charlotte and was anxious to see the city and to talk with the people who had helped build this wonderful city, and the City Officials have been most gracious to him today in talking about the city and telling him of its financial operations.

Mr. Khalil stated it is a great pleasure to be in Charlotte and to meet its Mayor and Governing Body; that his friend has expressed his feeling at being here and he wished to thank the City for the kindnesses shown him; that it will be his pleasure to carry back to his country the memorial presented him by the Mayor.

Mayor Brookshire asked that they both convey the greetings of this Council to their fellow countrymen upon their return.

ORDINANCE NO. 161-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY ON SOUTHWEST SIDE OF BRIARDALE DRIVE IN SHARON FOREST SUBDIVISION, ADOPTED.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, adopting Ordinance No. 161-Z Amending Chapter 23, Section 23-8 of the City Code, changing the zoning from R-9 and B-2 to R-9MF of all lots on the southwest side of Briardale Drive in Sharon Forest Subdivision, on petition of Ervin Construction Company, and recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 13, at Page 397.

ORDINANCE NO. 162-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF TRACT OF LAND LOCATED WEST OF STATESVILLE ROAD AND SOUTH OF INTERSTATE 85, ADOPTED.

Upon motion of Councilman Alba, seconded by Councilman Whittington, and unanimously carried, Ordinance No. 162-Z Amending Chapter 23, Section 23-8 of the City Code, was adopted as recommended by the Planning Commission, changing the zoning of tract of land 100' x 350' located approximately 300 ft. west of Statesville Road and 385 ft. south of Interstate 85, on petition of Mr. F. G. Templeton. The ordinance is recorded in full in Ordinance Book 13, at Page 398.

ORDINANCE NO. 163-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY WITHIN THE TRIANGLE BOUNDED BY NORTH MCDOWELL STREET, EAST 5TH STREET AND EAST 6TH STREET, ADOPTED.

Councilman Jordan moved the adoption of Ordinance No. 163-Z Amending Chapter 23, Section 23-8 of the City Code, changing the zoning from O-6 to B-2 of all the property within the triangle bounded by North McDowell

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Street, East Fifth Street and East Sixth Street, on petition of the J. P. Carr Estate et al, and recommended by the Planning Commission. The motion was seconded by Councilman Whittington, and unanimously carried. The ordinance is recorded in full in Ordinance Book 13, at Page 399.

ORDINANCE NO. 164-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF THREE LOTS BEGINNING AT THE SOUTHEAST CORNER OF NORTH MCDOWELL STREET AND EAST FIFTH STREET, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilman Bryant, and unanimously carried, Ordinance No. 164-Z Amending Chapter 23, Section 23-8 of the City Code, changing the zoning from O-6 to B-2 on the three lots beginning at the southeast corner of North McDowell Street and East Fifth Street and known as Nos. 120, 124 and 128 North McDowell Street, was adopted, on the petition of Mrs Inez Byers, and recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 13, at Page 400.

DECISION ON PETITION NO. 63-7 FOR CHANGE IN ZONING OF LOT AT 4100 PARK ROAD DEFERRED FOR FURTHER STUDY AND RECOMMENDATION BY THE PLANNING COMMISSION.

Councilman Jordan moved that action be deferred on Petition No. 63-7 by Mr Andrew A. Watts for change in zoning from R-6MF to O-6 of lot at 4100 Park Road, at the request of the Planning Commission for their further study and recommendation. The motion was seconded by Councilman Dellinger, and unanimously carried.

DECISION ON PETITION NO. 63-8 FOR CHANGE IN ZONING OF TRACT OF LAND FRONTING ON ROZZELLS FERRY ROAD AND WEST TRADE STREET, MIDWAY BETWEEN JUDSON AVENUE AND BELLHAVEN BOULEVARD, DEFERRED FOR FURTHER STUDY AND RECOMMENDATION BY THE PLANNING COMMISSION.

Upon motion of Councilman Thrower, seconded by Councilman Smith, and unanimously carried, action on Petition No. 63-8 for change in zoning from R-6MF and B-2 to I-2 of tract of land fronting 450 ft. on Rozzells Ferry Road and 150-ft on West Trade Street, was deferred at the request of the Planning Commission for their further study and recommendation.

DECISION ON PETITION NO. 63-9 FOR CHANGE IN ZONING OF TRACT OF LAND AT SOUTHWEST CORNER OF BEATTIES FORD ROAD AND KELLER AVENUE, DEFERRED ONE WEEK.

Petition No. 63-9 by C. D. Spangler Construction Company for change in zoning from B-1 to B-2 of a tract of land at the southwest corner of Beatties Ford Road and Keller Avenue was presented for consideration, the Planning Commission having recommended that it be disapproved. The Clerk advised that Mr. Calvin Brown, who spoke in opposition to the change in zoning at the hearing on February 18th, had filed a petition signed by 108 residents of the area opposing the change.

Councilman Dellinger stated he would like to go out and see the property and has not had time to do so, and he moved that action be postponed for one week. The motion was seconded by Councilman Thrower, and unanimously carried.

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ORDINANCE NO. 165-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF LOT ON SOUTH SIDE OF EDDLEMAN ROAD EAST OF MARVIN STREET, ADOPTED.

Motion was made by Councilman Smith, seconded by Councilman Whittington, and unanimously carried, adopting Ordinance No. 165-Z Amending Chapter 23, Section 23-8 of the City Code, changing the zoning from R-6MF to I-2 of lot on the south side of Eddleman Road 180 ft. east of Marvin Street, upon petition of M. E. Beatty Estate, and as recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 13, at Page 401.

APPLICATION OF A. T. WITHROW TO CONNECT PRIVATE SANITARY SEWER LINES TO CITY'S SANITARY SEWERAGE SYSTEM IN ASHLEY CIRCLE APPROVED.

The application of Mr. A. T. Withrow to connect his privately owned sanitary sewer lines to the City's Sanitary Sewerage System in Ashley Circle was presented, and Councilman Dellinger asked what the terms of the agreement are? The City Manager stated there are three duplexes involved and the estimated average daily flow from these premises by the Water and Engineering Departments is one gallon per minute. That this would connect into the Taggart Creek Pumping Station. Both Departments have reviewed it and see no reason why it should not be permitted. This will be entirely at Mr. Withrow's expense.

Councilman Albea moved that the application be approved, which was seconded by Councilman Thrower, and unanimously carried.

APPOINTMENT OF HAL MCKEE AS APPRAISER FOR THE E. J. WEBB PROPERTY AT NORTH GRAHAM AND ELEVENTH STREETS.

Upon motion of Councilman Bryant, seconded by Councilman Jordan, and unanimously carried, Mr. Hal McKee was appointed as Appraiser for the E. J. Webb property at North Graham and Eleventh Streets, Mr. W. I. Henderson, who was appointed as Appraiser on January 28th having advised he would be unable to serve until after April 1st.

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

Councilman Bryant moved the award of contract to the only bidder, Automatic Signal Division of Laboratory for Electronics, Inc., for 5 PR-402 Controllers, 8 RD2 Radar Detectors, 1 507M Controller and 3 Type G, Wood Pole Cabinets, as specified, at their bid price of \$14,778.27. The motion was seconded by Councilman Smith, and unanimously carried.

CONTRACT AWARDED AUTOMATIC SIGNAL DIVISION OF LABORATORY FOR ELECTRONICS, INC. FOR ONE TWO-PHASE FULL ACTUATED CONTROLLER.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Automatic Signal Division of Laboratory for Electronics, Inc., for One two-phase full actuated Controller, as specified at their bid price of \$1,788.70.

The following bids were received:

Automatic Signal Division, Laboratory for Electronics, Inc.	\$1,788.70
The Marbelite Company, Inc.	1,853.55
Traffic Engineers Supply Corp.	1,914.26
Graybar Electric Company, Inc.	2,115.67
Mill-Power Supply Company	2,155.79
Westinghouse Electric Supply Co.	2,157.85

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RESOLUTION AMENDING THE PERSONNEL RULES BY ADDING A NEW SECTION, NUMBERED 15.

Councilman Thrower introduced the following resolution, and following the reading thereof moved its adoption, which was seconded by Councilman Alba:

RESOLUTION AMENDING THE PERSONNEL RULES  
BY ADDING A NEW SECTION NUMBERED 15.

When a city employee enters into a job related training program with the prior approval of his department head and the City Manager, he will be reimbursed for expenses, such as tuition and books, upon successful completion of the course.

Councilman Dellinger requested that Council be given a report on each expenditure. Councilman Smith suggested that a quarterly report would be sufficient, in which the Council concurred. Mr. Veeder stated he thinks this will be well, as it will give Council an opportunity to recognize initiative on the part of some of the employees. Councilman Bryant stated he thinks it would also be well to recognize that this constitutes an endorsement of the program, and it would be well if the news media could give it such attention that it might induce industries to take such action also.

The vote was then taken on the motion, and unanimously carried.

CITY MANAGER REQUESTED TO FURNISH INFORMATION AS TO REQUEST FOR CONSTRUCTION OF TEMPORARY SIDEWALKS ON NEWLAND ROAD, FROM THE CREEK TO THE SCHOOL.

Councilman Whittington stated this is an old request, but he would like the City Manager to get more information on the construction of temporary sidewalks on Newland Road, from the Creek to the School.

REQUEST FOR ADDITIONAL STREET LIGHTS ON HIDDEN BROOK DRIVE.

Councilman Whittington stated he has a request from the residents of Hidden Brook Drive for additional street lights - that they say there are two on the street now and they want more. He asked the City Manager to give this his attention.

IMPROVEMENTS TO MONROE ROAD AND OAKHURST SCHOOL DRAINAGE, DISCUSSED.

Councilman Whittington asked the City Manager if he has a report on the request of Oakhurst School.

At the request of Councilman Whittington, the City Manager reported on the request of Oakhurst School, Monroe Road, Commonwealth Avenue problem, stating there should be work done on the ditches so that the water would flow from both ends of the school property towards the center where there is a drain to carry it off under the road, and at the same time do something about the flow of water to the low point by putting some gravel in there to make the area easier to use on foot. He advised further he has been in touch with the State towards the end of doing some work on the gutters, as this portion of the road is under the State System. He stated he thinks both of these things he noted when he was out there are necessary.

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Councilman Dellinger asked why something cannot be done to Monroe Road from there out, as there is scarcely no drainage and the shoulders of Monroe Road should be improved. Mr. Veeder stated he will be glad to ask the State Highway Department to do some work on the shoulders all the way out.

CITY MANAGER REQUESTED TO CHECK WITH TRAILMOBILE COMPANY RELATIVE TO STEAM AND ACID USED BY THEM RUINING PAINT ON CARS PARKED CLOSE BY.

Councilman Jordan requested the City Manager to check with the Trailmobile Company, 24th and Bancroft Streets, as it seems the steam and acid from the Company's Plant has been ruining some of the cars parked nearby, and it has been suggested that the Company should erect a wall or some protection against ruining many cars. Mr. Veeder advised he will be glad to check into it.

CHANGE IN NAME OF DR CARVER ROAD FOR THIRD TIME TO BEECHNUT ROAD, REFERRED TO CITY MANAGER FOR INVESTIGATION.

Councilman Smith asked if when the names of streets were recently changed, was each property owner notified of the change in the name of his street? Mr. Veeder stated they received a letter notifying them of the hearing at which the change would be discussed - that is each resident was so notified, whether or not he was the property owner. Councilman Smith stated a negro friend of his who lives on Dr. Carver Road told him the street name was changed to McCurrie Avenue, then more recently it was to be changed to Beechnut, and he said he has never received any notification; that it appears to him that changing the name three times is rather ridiculous. Mr. Veeder stated he would check into it.

REQUEST THAT CITY'S ACCIDENT REPORT STATE WHETHER ACCIDENT CAUSED BY VEHICLE OR OTHER CAUSE, BRIEFLY STATED.

Councilman Smith suggested that the Accident Report given Council today should be clarified, to show whether it was vehicular or other accident and the cause of the accident briefly stated. He advised he thinks the Report would serve a more useful purpose if this information is added.

DISCUSSION OF TRAINING PROGRAM OF JUNIOR SAFETY PATROL BOYS AT ELEMENTARY SCHOOLS.

Councilman Smith called attention to the Safety Patrol Boys at Elementary Schools and whether they have any real supervision on the job, as they are quite young. He stated he noted one of these boys at Eastover School this morning, who came out in front of the car with his flag and the little girl came out in the center of the street, with the little boy standing next to the curb, and a car from the opposite direction came up and had to throw on his brakes. That it is frightening to think of giving a traffic flag to a young boy and putting him out in the street, and you wonder how good his judgment is, whether he should have better training or more supervision. He stated he thinks they are doing a good job but we are treating them like adults and we should realize their limitations at that age. He suggested that this might be discussed with the Policeman in charge of the Safety Patrol; that he is not being critical nor is he pointing out any one school, but rather it is a matter of age. That unless they have competent supervision they become lax and

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this does not have to happen but one time. That it seems to him there should be someone over the patrol watching to see how their operations are performed. He advised another day he noticed the tree trimming people were out there at 8:30 trimming the limbs off the trees in front of the school, which was using poor judgment.

CITY MANAGER ASKED TO INVESTIGATE ADVERTISEMENT IN THE CHARLOTTE OBSERVER OF 1960 CITY EQUIPMENT FOR SALE, AND TO REPORT ON THE SALE OF CARS AT AUCTION, AND ENDEAVOR TO EFFECT FURTHER ECONOMY BY TRANSFERRING USED CARS TO OTHER DEPARTMENTS.

Councilman Dellinger advised he noticed yesterday in The Charlotte Observer that we were advertising for sale a 1960 model International Truck and Back Hoe and wondered if we are selling a Truck and Back Hoe only two years old? The City Manager stated he is not familiar with the Advertisement and will check into it. Councilman Dellinger stated this equipment should last longer than two years and if we are buying that type equipment we should look into it, as there is too much money involved. Mayor Brookshire stated he agrees that no city equipment that is usable should be sold without the approval of the Council.

Councilman Dellinger asked the City Manager to also give the Council a report each time there is an Auction on city automobiles, and have a detail price of what each piece of equipment brought. That some economy might be affected by letting some department use these cars that does not put as much mileage on them as the Police Department. He stated further that he thinks the program of selling the cars at auction is good, and we might effect further savings by transferring some of the cars to other departments.

Councilman Dellinger asked the City Manager to contact the proper persons and see what condition the equipment is in before it is sold, that it is advertised for sale this week.

STATUS OF RIGHT OF WAY FOR NORTHWEST AND NORTH-SOUTH EXPRESSWAYS REPORTED BY CITY MANAGER.

Councilman Dellinger asked when the City Manager would start acquiring the right of way for the North-South and Northwest Expressways? Mr. Veeder advised that the State will acquire all of the right of way on the North-South Expressway and the City will acquire all of it on the Northwest Expressway up to the point of the interchange. Councilman Dellinger asked when he would be ready? Mr. Veeder stated we are having some studies made now toward the end of providing some information by which we can base the judgments of the best way to go about making the appraisals and parcelling some of it out, as the services of a number of people will be required to get the program up for Council's review.

PAYMENT AUTHORIZED TO CLERK OF SUPERIOR COURT IN CONNECTION WITH THE CONDEMNATION CASE OF THE KISER PROPERTY AND THE FREEMAN PROPERTY AND COURT COSTS, IN CONNECTION WITH KENILWORTH AVENUE EXTENSION PROJECT.

The City Manager requested approval of payment of \$3,300.00 to Mr. J. Edward Stukes, Clerk of Superior Court, for the Kiser parcel of land, and \$75.00 for the Freeman parcel and court cost of \$29.45 incurred in the cases of the Moore and Poston properties, in connection with the Kenilworth Avenue Extension Project.

Upon motion of Councilman Whittington, seconded by Councilman Bryant, and unanimously carried, payment was authorized made as requested.

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PAYMENT OF LEGAL FEE TO JOHN D. SHAW IN CONNECTION WITH KENILWORTH AVENUE EXTENSION PROJECT AND TO RAY RANKIN IN CONNECTION WITH THE EAST FIFTH AND EAST SIXTH STREET EXTENSION PROJECT.

The City Manager requested approval of the payment of legal fees in the amount of \$150.00 to Mr. John D. Shaw for two limited title certificates in connection with the Kenilworth Avenue Extension Project and payment to Mr. Ray Rankin of \$500.00 for legal services in connection with the Holsey Property in the East Fifth and East Sixth Street Extension Project.

Councilman Smith moved approval of the payments as requested, which was seconded by Councilman Bryant, and unanimously carried.


PAYMENT OF LEGAL FEE TO RAY RANKIN FOR PREPARATION OF CONDEMNATION OF POSTON AND MOORE PROPERTIES.

The City Manager recommended the payment of \$150.00 to Mr. Ray Rankin for legal services in preparation of petitions for condemnation on the Poston and Moore Properties, at \$75.00 each.

Councilman Dellinger moved that the payments be made as recommended, which was seconded by Councilman Bryant, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Whittington, seconded by Councilman Bryant, and unanimously carried, the meeting was adjourned.

  
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Lillian R. Hoffman, City Clerk