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A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Tuesday, October 15, 1946, with Mayor Baxter presiding, and Councilmen Childs, Hinson, Johnston, McIntyre, Newson, Puette and White present.

#### INVOCATION.

The invocation was given by the Reverend Alfred C. Cole, Rector Saint Martin's Episcopal Church.

#### MINUTES APPROVED.

Upon motion of Councilman White, seconded by Councilman Johnston, the minutes of the last meeting, on October 8th, were approved as read.

#### COMPLAINT REGISTERED AGAINST JUVENILE DELINQUENTS REFERRED TO SPECIAL COMMITTEE.

Mrs. Culver Batson, 1216 East 7th Street, registered a complaint against juvenile delinquents breaking into stores and automobiles in the vicinity of East 7th Street, and upon arrest being turned loose. She stated Judge Redd advised no quarters were available to which to send convicted juveniles.

The matter was referred to the Council Committee on Juvenile Delinquency, who stated they would confer with Judge Redd immediately.

#### OPPOSITION EXPRESSED BY PROPERTY OWNERS OF PINEVILLE, N.C., AGAINST CONSTRUCTION OF NEW SUGAW CREEK DISPOSAL PLANT.

Mr. Carol Taliferro, Charlotte Attorney, and Mr. Barnette Garrison, Pineville, N. C., were spokesmen for a delegation of property owners from Pineville, who registered opposition to the construction of the new Sugaw Creek Disposal near Pineville, due to offensive odors and, also, that the lands selected for the Plant site are very fertile and the owners do not wish to dispose of it. They urged the selection of another site, and suggested a site approximately two miles beyond Pineville, <sup>where four creeks converge and</sup> where the land is barren; also, that by constructing the Plant beyond the town, the full impact of the odors would not be felt by the residents.

The Mayor advised that the matter would be thoroughly investigated with J. N. Pease & Company Engineers employed to erect the new plant, and that everything possible would be done to benefit the town of Pineville.

#### REQUEST OF FEDERAL PUBLIC HOUSING AUTHORITY FOR RELAXING PLUMBING AND ELECTRICAL CODE REQUIREMENTS.

Request was made by Mr. John M. Gates, Representative of the Federal Public Housing Authority, Atlanta, that local plumbing and electrical code requirements be relaxed sufficiently to allow the installation of water and electrical facilities, in conformity with government requirements, in fifty (50) trailers at Johnson C. Smith University, for use by veteran students.

It was stated by Mr. B. A. Skinner, Chief Building Inspector, that the matter had been referred to the City Plumbing and Electrical Advisory Boards, who had approved the installation under the minimum requirements for safety and health, under the Code.

Following the discussion, Councilman Newson moved that the Plumbing and Electrical Codes be waived in this instance at the direct request of the Federal Public Housing Authority. Motion seconded by Councilman Childs, and

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carried, with the following vote recorded:

AYE: Councilmen Childs, Hinson, Newsom and Fvette and Justice.  
NAY: Councilmen Johnston and McIntyre.  
Councilman White not voting.

ORDINANCE NAMING AND PROVIDING RULES FOR NEW CEMETERY ON ALBEMARLE ROAD.

An ordinance entitled: "AN ORDINANCE NAMING AND PROVIDING RULES AND REGULATIONS GOVERNING THE NEW CITY CEMETERY ON ALBEMARLE ROAD" was presented and read. Motion was made by Councilman Childs that the ordinance be adopted as read. Motion seconded by Councilman White, and unanimously carried. Ordinance is recorded in full in Ordinance Book 9, at page 405.

RESOLUTION REGARDING PAVING WESTOVER STREET.

Councilman White moved that the following resolution be adopted to the extent permitted by the City Charter. Motion seconded by Councilman Childs, and the resolution was adopted upon its final reading:

RESOLUTION REGARDING PAVING  
WESTOVER STREET.

WHEREAS, the Veterans Administration proposes to build a Veterans Hospital in the City of Charlotte, and

WHEREAS, it is deemed by the City Council to be in the public interest that Westover Street, from Central Avenue to Commonwealth Avenue, be paved with penetration macadam, with curb and gutter, in order to connect such hospital with a nearby paved street.

NOW, THEREFORE, BE IT RESOLVED, that the City of Charlotte pave Westover Street, as above provided, and pay for the same without levying assessments therefor upon abutting property.

ORDINANCE GRANTING NORFOLK-SOUTHERN RAILROAD COMPANY RIGHT OF WAY ACROSS NORTH BREVARD STREET.

An ordinance entitled: "AN ORDINANCE GRANTING NORFOLK-SOUTHERN RAILROAD COMPANY RIGHT-OF-WAY ACROSS NORTH BREVARD STREET" was presented and read. Councilman McIntyre moved it's adoption. Motion seconded by Councilman Hinson, and the ordinance was unanimously passed upon its final reading. Ordinance is recorded in full in Ordinance Book 9, at Page .

CONTRACT AWARDED SOUTHERN BELL TELEPHONE COMPANY FOR FIRE ALARM SYSTEM AT AIRPORT RESCINDED AND NEW CONTRACT AUTHORIZED.

Councilman White moved that contract awarded Southern Bell Telephone Company on Sept. 24, 1946 for putting into service the Fire Alarm System at Airport at a monthly charge of \$117.36 be rescinded, and a new contract authorized to said Company at a monthly charge of \$133.86, together with a guarantee of payment of pro rata part of installation of key turrents and annunciator cabinet in the amount of \$960.00 should the contract be terminated within 5 years. Motion seconded by Councilman Hinson, and unanimously carried.

COLEMAN W. ROBERTS APPOINTED SPECIAL LICENSE CLERK FOR SELLING 1947 AUTOMOBILE LICENSE STICKERS OF CITY.

Motion was made by Councilman Hinson that Mr. Coleman W. Roberts be appointed a Special License Clerk to handle the sale of 1947 City Automobile License Stickers, for a term of one year beginning Dec. 1, 1946, with compensation fixed at 10 cents per sticker. Motion seconded by Councilman Johnston, and unanimously carried.

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PURCHASE OF MISCELLANEOUS ITEMS FROM CHARLOTTE QUARTERMASTER DEPOT ON SEPT. 17th  
RESCINDED AND PURCHASE AT \$146.06 AUTHORIZED.

Motion was made by Councilman Puette, seconded by Councilman Hinson, and unanimously carried, rescinding action on September 17th, 1946 authorizing purchase of 86 miscellaneous items from Charlotte Quartermaster Depot at \$145.96, and authorization was now given for purchase at \$146.06.

CONSTRUCTION OF SANITARY SEWER IN PLAZA COURT.

Councilman McIntyre moved that authority be given for the construction of a sanitary sewer in Plaza Court, for a distance of 883 feet, at an estimated cost of \$2,061.90, to serve 9 houses now under construction, and applicant to pay excess over \$1,800.00, amounting to \$261.90, without refund. Motion seconded by Councilman Puette, and unanimously carried.

SALE OF SCRAP SHEET METAL AT AIRPORT TO GEORGE E. NORMAN ROOFING COMPANY.

Upon motion of Councilman Hinson, seconded by Councilman McIntyre the sale of scrap sheet metal at the Airport was unanimously authorized to the high bidder, George E. Norman Roofing Company, at \$670.00.

BIDS ON DRAGLINE REJECTED.

Upon motion of Councilman Childs, seconded by Councilman Puette, all bids on the Dragline received on October 10, 1946, were unanimously rejected as recommended by the City Manager.

REFUND OF BEER LICENSE COST TO ELLIS & MCCAIN, 1621 AUSTIN STREET.

Councilman Johnston moved that refund of \$15.00 for beer license purchased on July 16, 1946 be made to Ellis & McCain, 1621 Austin Street, as requested, due to non-use of license because of proximity of church to place of business. Motion seconded by Councilman Hinson, and unanimously carried.

CONTRACTS AND PURCHASES AUTHORIZED.

Upon motion of Councilman Johnston, seconded by Councilman Hinson, the following contract and purchases were unanimously authorized, and funds allocated, if necessary:

- (a) Purchase of typewriter from Royal Typewriter Company, in the sum of \$114.21, for the Health Department, Sanitation Division.
- (b) Purchase of 8,000 stamped envelopes from Charlotte Postmaster, at \$264.68, for the Water Department.
- (c) Contract with Pettit Motor Company for One DeLuxe Ford Sedan, at a net delivered price of \$1,303.06.

SPECIAL OFFICER PERMITS AUTHORIZED RALPH B. BARTON AND W. C. MULKEY.

Upon motion of Councilman Hinson, seconded by Councilman Puette, Special Officer Permits were unanimously authorized issued as follows:

To Ralph B. Barton, for use on premises of Biltmore Dairy Farms located at 2000 West Morehead Street.

To W. C. Mulkey, renewal of permit for one year, for use on premises of Reliance Fruit & Produce Company, located at 227-231 South College Street.

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ITEMS PRESENTED WITH UNANIMOUS CONSENT OF COUNCIL.

Upon motion of Councilman White, seconded by Councilman Childs, the following items not included in the Docket were presented with the unanimous consent of Council.

APPOINTMENT OF E. L. PORTER AS POLICE OFFICER.

The City Manager announced the appointment of Mr. E. L. Porter as a Police Officer, from the Civil Service Eligibility List, effective as of October 16, 1946.

STATE FIRE MARSHAL INVITED HERE RELATIVE TO EMERGENCY HOUSING AT AIRPORT.

Motion was made by Councilman McIntyre that the State Fire Marshal be invited to come to Charlotte with regard to the emergency housing at Morris Field. Motion seconded by Councilman Hinson, and unanimously carried.

LEASE WITH CIVIL AERONAUTICS ADMINISTRATION FOR SPACE IN CONTROL TOWER AND TRANSMITTER BUILDING.

Motion was made by Councilman Johnston, seconded by Councilman Puette, and unanimously carried, authorizing a Lease with the Civil Aeronautics Administration for two rooms in the Radio Control Tower (being Building #83) and the Transmitter Building (being #277) to be used as the Airport Traffic Control Tower, for a term ending June 30, 1947, at a rental of \$1.00 per annum.

SALE OF CEMETERY LOTS.

Motion was made by Councilman Puette, that the Mayor and Clerk be authorized to execute deeds for cemetery lots, and perpetual care, sold to the following persons. Motion seconded by Councilman Hinson, and unanimously carried:

North half Lot 17, Section L-Annex, to Victor Shaw, at \$90.00, Elmwood Cemetery, and perpetual care thereon, \$50.00.

South half Lot 17, Section L-Annex, Elmwood Cemetery, to Harry P. Shaw, at \$90.00 and perpetual care thereon, \$50.00.

Lot 12, Section F, West Pinewood Cemetery, to Mrs. Pearl Vance, at \$47.00

Perpetual Care on South-half Lot 76, Section Q, Elmwood Cemetery, to Miss Elizabeth Boone, at \$50.00.

Duplicate Deed to Fred F. Fletcher, for South 1/2 Lot 142, and North 1/2 Lot 143, Section Q, Elmwood Cemetery, at \$1.00.

ADJOURNEMENT.

Upon motion of Councilman Hinson, seconded by Councilman Johnston, the meeting was adjourned.

Levi R. Huffman  
City Clerk