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The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Tuesday, August 21, 1945, with Mayor Baxter presiding, and Councilmen Childs, Hinson, Johnston, McIntyre, Puette and White being present.

Absent: Councilman Newson.

MINUTES APPROVED.

Upon motion of Councilman Ehilds, seconded by Councilman Hinson, the minutes of the meeting of August 14, 1945 were approved as read.

CONSIDERATION OF CONDEMNATION PROCEEDINGS FOR SEWER LINE RIGHT-OF-WAY IN CLUB ACRES POSTPONED.

Mr. J. M. Scarborough and Mr. Carol Taliferro, attorneys for Mr. Lee Heath, presented the matter of the condemnation of a right-of-way across the property of Mr. Heath in the Club Acres section, for a sewer line to connect with the city sewerage system. They stated the sewer line was constructed against the wishes of Mr. Heath, and has depreciated the value of the property; that the line could be laid in Hamilton Avenue and connected to the city's sewerage system in Belvedere Avenue, and thereby not cross private property. They requested that the city not proceed with the condemnation of the right-of-way across Mr. Heath's property, and that the sewer line be removed.

Mr. Frank Kennedy, attorney for the property owners who constructed the sewer line, reviewed the history of the construction, and urged that Council uphold the action of the former Council in condemning the right-of-way, and the contract between the City and the property owners, in which the line was conveyed to the City, and in which the City agrees to institute legal proceedings to condemn the right-of-way jointly with the property owners who constructed the line.

Motion was made by Councilman McIntyre that consideration of the matter be deferred until the return of the City Attorney to the city. Motion seconded by Councilman Puette, and unanimously carried.

CONSIDERATION OF BIDS FOR DITCHING MACHINE AND TRAILER DEFERRED 30 DAYS.

Bids received on August 17, 1945 for a Ditching Machine and Trailer were presented and recommendation made that contract be awarded to Carolina Tractor & Equipment Company, at a net delivered price of \$8,375.00. Councilman Johnston moved that consideration of the bids be postponed for 30 days. Motion seconded by Councilman White, and unanimously carried.

COUNCILMAN MCINTYRE APPOINTED TO INVESTIGATE PROPOSED PURCHASES OF MACHINERY AND/OR EQUIPMENT AND MAJOR REPAIR PARTS.

Councilman Johnston moved that Councilman McIntyre be appointed a Committee of One to investigate proposed purchases of machinery and/or equipment, and of repair parts. The Council concurred in the recommendation. Whereupon the appointment was made by Mayor Baxter.

CONSIDERATION OF PURCHASE OF CONTROLLERS FOR TRAFFIC SIGNALS REFERRED TO COUNCILMAN MCINTYRE.

Recommendation was made that Three Co-ordiplex Controllers for traffic signals be purchased from the Eagle Signal Corporation, Moline, Ill. at a net delivered price of \$721.65. Councilman Hinson moved that the matter

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be referred to Councilman McIntyre for approval. Motion seconded by Councilman Johnston, and unanimously carried.

PURCHASE OF ENVELOPES FROM CHARLOTTE POST OFFICE.

Upon motion of Councilman Johnston, seconded by Councilman Hinson, the purchase of 6,000 printed, stamped envelopes at \$197.56 was unanimously authorized from the Charlotte Post Office.

PURCHASE OF TYPEWRITER FROM ROYAL TYPEWRITER COMPANY.

Motion was made by Councilman Hinson, seconded by Councilman Puette, and unanimously carried, that One 14 inch carriage typewriter be purchased from the Royal Typewriter Company, at a net delivered price of \$102.06.

ADOPTION OF REPORT OF APPRAISAL COMMITTEE RELATIVE TO TAX FORECLOSED PROPERTY.

Councilman McIntyre presented the following report of the Appraisal Committee, and moved it's adoption:

That Mr. K. H. McLain be authorized to bid up to \$500.00 on the property located at 149-51 and 153-55 Bruns Avenue.

That Mr. McLain be authorized to bid up to \$350.00 on the property located at 2527-51 South Boulevard.

That the Council confirm the sale of houses at 1205 and 1212 Brown Street for \$400.00 and that they be removed from the property within 30 days.

That the City Treasurer be authorized to advertise the property located at 204-230 State Street at \$450.00 each lot; property at 1617-19 Seigle Avenue at \$500.00, and property at 1400 North Davidson Street at \$350.00.

Motion seconded by Councilman Johnston, and unanimously carried.

SALE OF CEMETERY LOTS AND ISSUANCE OF DEEDS AUTHORIZED.

Upon motion of Councilman Childs, seconded by Councilman Puette, sale of the following cemetery lots, and issuance of deeds for same, were unanimously authorized:

- To - H. C. Johnson, South Half Lot 55, Section A-Annex, Elmwood Cemetery, \$69.30.
- To - H. C. Johnson, perpetual care deed on above lot, \$49.50.
- To - L. J. Johnson, Lot No. 138, Section X, Elmwood Cemetery, \$154.70.
- To - L. J. Johnson, perpetual care deed on above lot, \$132.60.
- To - Mrs. Z. A. Hinson, north half Lot 55, Section A-Annex, Elmwood Cemetery, \$70.00
- To - Mrs. Z. A. Hinson, perpetual care deed on above lot, \$50.00.
- To - Mr. and Mrs. E.E. Queen, transfer of Lot 15, northwest 1/4, Section F, Elmwood Cemetery, from Frank Hovis, at \$1.00.
- To - M. L. Nivens, perpetual care deed on Lot 337, Section X, Elmwood Cemetery, at \$25.00.

ADJOURNMENT.

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

Lillian R. Hoffman
City Clerk