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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, September 10, 1946, with Mayor Baxter presiding, and Councilmen Childs, Hinson, Johnston, McIntyre, Newson, Puette and White present.

INVOCATION.

The invocation was given by Councilman Hinson.

RESOLUTION APPROVING IN SUBSTANCE PLAN TO BUILD CROSS-TOWN HIGHWAY AND AGREEING TO HEAR INTERESTED PERSONS BEFORE FINAL ADOPTION OF ROUTE.

Mr. Frank Sims, Attorney, representing a large delegation of residents of the eastern section of the city who were present, expressed disapproval of the construction of a cross-town highway to connect Monroe Road with Wilkinson Boulevard, over the route now proposed, without the citizens effected being fully informed relative to the route and their rights as property owners being respected. He requested in particular that the Council go on record that before a definite route, or alteration in the present route, is decided upon, that the matter be made public and all interested citizens given an opportunity to express their opinions.

The Reverend J. G. Garth, a resident of Sunnyside Avenue, expressed his concern over the route as reported proposed. He recommended that in lieu of the proposed route, that a highway be constructed from Monroe Road down Briar Creek to Providence Road, thence down Queens Road to Morehead Street and Morehead Street to Wilkinson Boulevard.

Mayor Baxter stated the Major Street Plan for Charlotte was in substance approved as an initial step towards laying plans for the improvement of traffic conditions in Charlotte. That the route under discussion had not been definitely decided upon, however, the Council definitely approved the construction of a highway to connect the Monroe Road and Wilkinson Boulevard. He stated that all information at the City Hall relative to the Major Street Plan was open to all interested citizens.

The Mayor presented the following resolution, and upon inquiry was advised by Mr. Sims that he had no objections to its passage:

BE IT RESOLVED, That this Council approves in substance the plan of the Bureau of Public Roads, State Highway Commission, and Planning Board of the City of Charlotte to build a cross town highway connecting the new Monroe Road with South Boulevard and Morehead Streets in this City to aid in assisting the City of Charlotte in the handling of traffic problems. And agrees to give notice of and hear any delegation interested in this project before passing it.

Councilman Childs moved the adoption of the resolution as read. Motion seconded by Councilman Newson, and unanimously carried.

TAXICAB DRIVER'S PERMIT REFUSED C. L. DUNN.

Mr. W. A. McCall, Taxicab Inspector, gave his reasons for not desiring to issue a taxicab driver's permit to Mr. C. L. Dunn. He recited the police record against Mr. Dunn, and also read a letter signed by Mr. Dunn on August 8, 1946, at the time he assigned his Permit to Mr. Isenhour of the Victory Cab Company for \$600.00, in which it was stated that Mr. Dunn would not again request a Taxicab Driver's permit.

Motion was made by Councilman McIntyre that Mr. McCall's recommendation be approved and a Permit be refused Mr. Dunn. Motion seconded by Councilman Puette, and unanimously carried.

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SALE OF TAX FORECLOSED PROPERTY AT 113-115 SOUTH BREVARD STREET REJECTED.

Councilman Newson moved that since a year had elapsed since Council approved the sale of tax foreclosed property at 113-115 South Brevard Street, and real estate had advanced in price, that the bid of Mr. P. D. Alexander at public auction on August 19, 1946, in the amount of \$7,500.00, be rejected, and the property be readvertised with the starting bid at \$8,000.00. Motion seconded by Councilman Johnston, and unanimously carried.

CONTRACT WITH M. R. MARSH, FOR DRAWING PLANS FOR NEW FIRE STATIONS.

Councilman Hinson moved that contract be authorized with Mr. M. R. Marsh, Architect, for drawing plans for the proposed two fire stations, one at the intersection of Commonwealth Avenue and The Plaza, and one on South Boulevard, at a fee of 6 percent of the cost of the stations, which has been estimated to approximate \$80,000.00. Motion seconded by Councilman Johnston, and unanimously carried.

PLATS OF CEDAR PARK SUBDIVISION APPROVED.

Motion was made by Councilman McIntyre that approval be given the plats of Cedar Park Subdivision, owned by W. H. and H. M. Spoon and located on the Pineville Road about one-fourth mile outside the city limits, and approved by the Planning Board. Motion seconded by Councilman Puette, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER IN BURKE STREET, REED STREET AND CREST STREET.

Councilman McIntyre moved that authority be given for the construction of a sanitary sewer in Burke Street from Irwin Creek Trunk Sewer to Crest Street, and Reed Street from Burke Street south, and Crest Street from Burke Street, a total distance of 588 feet, to serve seven houses and twelve vacant lots, estimated to cost \$1,396.78, as requested by Roosevelt Johnson, owner. Motion seconded by Councilman Hinson, and unanimously carried.

CONTRACT WITH M. LEE AND D. MORGAN HEATH FOR WATER MAINS IN RICHLAND DRIVE AND HUDSON AVENUE.

Councilman Johnston moved that contract be authorized with M. Lee and D. Morgan Heath for the construction of water mains in Richland Drive, approximately 1000 feet long, and in Hudson Avenue, approximately 2350 feet long, the applicant to pay all costs of construction. Motion seconded by Councilman Hinson, and unanimously carried.

PAYMENT OF OVERRUN IN CONTRACT FOR SEWER CONSTRUCTION IN ATANDO AVENUE TO GLENN CONSTRUCTION COMPANY.

Motion was made by Councilman Hinson that payment of an overrun in contract with the Glenn Construction Company, in the amount of \$134.02, for sewer construction in Atando Avenue, dated July 30, 1946, whose estimated cost was \$1,906.70, be authorized and charged to Capital Outlay Sewer Construction. Motion seconded by Councilman Johnston, and unanimously carried.

AN ORDINANCE PRESCRIBING HOURS FOR DUMPING GARBAGE AT CITY DISPOSAL FACILITIES.

An ordinance entitled, "AN ORDINANCE PRESCRIBING HOURS FOR DUMPING GARBAGE AT CITY DISPOSAL FACILITIES" was presented and read. Councilman Puette moved the adoption of the ordinance as read. Motion seconded by Councilman Hinson, and unanimously carried. Ordinance is recorded in full in Ordinance Book 9, at page 402.

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AN ORDINANCE GRANTING RELIEF FROM BUILDING SET-BACK LINE REQUIREMENT TO WACHOVIA BANK AND TRUST COMPANY.

An ordinance entitled, "AN ORDINANCE GRANTING RELIEF FROM HARDSHIP UNDER THE ORDINANCE ESTABLISHING A BUILDING SETBACK LINE FOR THE CITY OF CHARLOTTE WITHIN ITS CONGESTED AREA" was presented and read. Councilman Puette moved the adoption of the ordinance as read. Motion seconded by Councilman Hinson, and unanimously carried. Ordinance is recorded in full in Ordinance Book 9, at page 403.

AN ORDINANCE GRANTING RELIEF FROM BUILDING SET-BACK LINE REQUIREMENT TO THE BARRINGER HOTEL COMPANY.

An ordinance entitled, "AN ORDINANCE GRANTING RELIEF FROM HARDSHIP UNDER THE ORDINANCE ESTABLISHING A BUILDING SETBACK LINE FOR THE CITY OF CHARLOTTE WITHIN ITS CONGESTED AREA" was presented and read. Councilman Childs moved the adoption of the ordinance as read. Motion seconded by Councilman Hinson, and unanimously carried. Ordinance is recorded in full in Ordinance Book 9, at page 403.

RESOLUTION RELATIVE TO METHOD OF LEASING STADIUM FOR FOOTBALL GAMES BY CITY SCHOOLS.

The following resolution was introduced by Councilman White who moved its adoption. Motion seconded by Councilman Childs, and unanimously carried. Councilman Childs directed that copies of the resolution be mailed to members of the Charlotte Park and Recreation Commission and the Board of School Commissioners of Charlotte:

WHEREAS, it has been called to the attention of this Council that there has arisen a question as to the method of leasing the Legion Memorial Stadium for football games participated in by the Schools of the City, and

WHEREAS, it is the opinion of this Council that a landlord should not require of its tenants as a condition of the lease, especially when they relate to football games participated in by the City Schools, free Passes to such games when there is no concession in the rent therefor.

NOW, THEREFORE, BE IT RESOLVED that the Charlotte Park and Recreation Commission be and it is hereby requested to not insist upon the issuance by such Commission of Passes to football games played in the Stadium for which rentals are paid at the prevailing rate.

ELECTRICAL DISTRIBUTION SYSTEM AT MORRIS FIELD DIRECTED ADVERTISED FOR SALE AND APPRAISED AS TO VALUE.

Councilman McIntyre moved that the City Treasurer be instructed to advertise for sale at public auction the electrical distribution system and right-of-way at Morris Field, and that no bids be accepted for less than \$34,877.86. And that Mr. B. O. Vannort, Engineer, be employed to appraise the value of said System, at a fee not to exceed \$500.00. Motion seconded by Councilman Childs, and unanimously carried.

WHITIN MACHINE COMPANY AUTHORIZED TO CONSTRUCT INTERSECTION TYPE ENTRANCE TO BUILDING ON DOWD ROAD.

Councilman Hinson moved that permission be granted the Whitin Machine Company to construct an intersection type entrance to their building next to the sidetrack on Dowd Road, as requested. Motion seconded by Councilman Childs, and unanimously carried.

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AIRPORT LEASES REPORTED CONCLUDED.

Mr. Ledbetter, Acting City Manager, reported the following leases of airport properties have been concluded and executed by the Mayor and City Clerk:

LESSEE	BUILDING NUMBER	MONTHLY RENTAL	DATE AND TERM OF LEASE.
Monroe Sales Company	252	\$30.00	7-1-46 5 years
Monroe Sales Company	244	\$62.74	7-1-46 5 years
Novelty Mfg. & Sales Corp.	229	\$79.65	9-1-46 5 years
Shipes & Son	259	\$35.00	9-1-46 5 years

CONTRACTS AND PURCHASES.

Councilman Hinson moved that the following contracts and purchases be authorized, and funds appropriated if necessary. Motion seconded by Councilman Johnston, and unanimously carried:

- (a) Purchase of 300 straps for Service Clamps from Mueller-Company, in the amount of \$120.00, for the Water Department.
- (b) Contract with Pomona Terra Cotta Company, for 1401 feet of 8" terra cotta pipe, in the amount of \$490.35, for the Engineering Department.
- (c) Purchase of 4,500 grade A common brick from Kendrick Brick and Tile Company, in the amount of \$114.75, for the Engineering Department.
- (d) Contract with Bradbury & Craft, for one Sound Scriber Recorder, One Transcriber and One Telephone Recording Unit, in the amount of \$500.00, for the Police Department.
- (e) Purchase from the North Carolina Equipment Company of two main drive chains and two Dirt Shoes, in the amount of \$145.70, for the Motor Transport Department.
- (f) Purchase from the North Carolina Equipment Company of Repair Parts for Elgin Sweeper, in the sum of \$138.70, for the Motor Transport Department.

CEMETERY DEEDS.

Upon motion of Councilman Puette, seconded by Councilman Hinson, the following cemetery deeds were unanimously approved for sale and transfer:

Fred J. Kerr and wife, Beatrice McA. Kerr, Lot 91, Section L-Annex, Elmwood Cemetery, \$90.00.
Perpetual Care on above lot, \$50.00.
Transfer of north half Lot 20, Section X, Elmwood Cemetery, to Don Richardson and wife, Laura B. Richardson, from M. H. Courtney and wife, \$1.00.
Perpetual Care on above lot, \$54.85.

ADJOURNMENT.

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

Lillian R. Hayman
City Clerk