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The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4:00 o'clock P. M., on Wednesday, April 18, 1945, with Mayor Baxter presiding, and Councilmen Albee, Atkins, Bullard, Baker, Cope, Daughtry, Price and Ward being present.

Absent: Councilmen Hovis, Painter and Slys.

MINUTES APPROVED.

Upon motion of Councilman Ward, seconded by Councilman Daughtry the minutes of the last meeting were approved as read.

REQUEST FOR BEER LICENSE BY MR. TOM RAWLINGS REFERRED TO CITY MANAGER.

Mr. Henry Strickland, Attorney, requested Council to approve the issuance of a license to sell beer to Mr. Tom Rawlings at his place of business on East 10th Street, which the Police Department had advised could not be recommended for issuance due to a petition having been filed by residents of the area protesting the sale of beer at this location. The matter was referred to the City Manager for investigation.

TITLE TO SEWER LINE RIGHT-OF-WAY IN CLUB ACRES ACCEPTED BY CITY.

Mr. Carol Taliferro, Attorney for Mr. Lee Heath, reviewed the history of the installation of a sanitary sewer line in the Club Acres Section and requested that the City not accept title to the sewer line as proposed by residents responsible for its construction. Mr. Frank Kennedy, representing the residents of the Club Acres Section, urged the Council to accept title to the sewer line right-of-way, which connects with the City Sewerage System in Belvedere Avenue. Councilman Baker referred to the action of Council on January 19, 1944, approving the connection of said sewer line with the city system, at the request of Mr. J. J. Cook, resident of the Club Acres Section. Mr. Baker stated he felt the City should now accept title to the sewer line right-of-way. Whereupon, a proposed contract between James J. Cook and others and the City of Charlotte was read, and Councilman Baker moved that the Mayor and City Clerk be authorized to execute on behalf of the City the contract accepting title to the sewer line right-of-way, subject to all the conditions in said contract. Motion seconded by Councilman Atkins, and unanimously carried.

SUPPLEMENTAL CONTRACT APPROVED WITH DELEVAL STEAM TURBINE COMPANY FOR PUMPS.

The City Manager stated that the DeLaval Steam Turbine Company had advised they could ship on May 15th one of the two pumping units which the City purchased on November 1, 1944; that an additional freight charge of \$97.80 would be necessary if the pumps were shipped separately. The City Manager expressed an opinion that it would be wise to have the one pump shipped as early as possible. Whereupon, Councilman Price moved that a supplemental contract be authorized with DeLaval Steam Turbine Company to cover the additional freight costs, amounting to \$97.80. Motion seconded by Councilman Daughtry, and unanimously carried.

CONTRACT AWARDED WESTINGHOUSE ELECTRIC COMPANY FOR COPPER WIRE.

Councilman Baker moved that contract be awarded the low bidder, Westinghouse Electric Company, for 1000 pounds of copper wire, at a net delivered price of \$215.90. Motion seconded by Councilman Ward, and unanimously carried.

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PAYMENT FOR SERVICES IN CASE OF CITY VS. SOUTHERN RAILWAY AUTHORIZED TO MR. PLUMMER STEWART.

Councilman Albea moved that payment of \$350.00 be authorized to Mr. Plummer Stewart, Attorney, for assisting the City Attorneys in the case of the City of Charlotte vs. Southern Railway Company, and that contract to cover be executed by the Mayor and City Clerk. Motion seconded by Councilman Atkins, and unanimously carried.

RESURFACING OF ROADWAYS IN ELMWOOD CEMETERY AUTHORIZED.

In compliance with the request of the City Manager, Councilman Ward moved that the roadways in Elmwood Cemetery be resurfaced and that funds approximating \$3,000.00 be transferred from the Street Maintenance Budget to the Elmwood Cemetery Budget for this purpose. Motion seconded by Councilman Price, and unanimously carried.

NAME OF MOORE AVENUE CHANGED TO DILWORTH DRIVE.

The City Manager presented a petition which had been filed by residents of Moore Avenue, requesting that the name of the street be changed to Dilworth Drive. Councilman Bullard moved that the name of the street be changed as requested. Motion seconded by Councilman Albea, and unanimously carried.

EXTENSION OF NORTH SMITH STREET BY NEW COUNCIL RECOMMENDED.

Councilman Baker moved that recommendation be made to the new City Council that funds be provided in the budget for 1945-46 for the extension of North Smith Street. Motion seconded by Councilman Price, and unanimously carried.

RESOLUTION ADOPTED WITH RESPECT TO THE CONSTRUCTION OF HOUSES UNDER THE H-2 PROGRAM.

The following resolution was presented by Mayor Baxter:

WHEREAS, The National Housing Authority, the Federal Housing Administration, and the War Production Board have approved the construction of two hundred thirty-five houses in Charlotte under the H-2 Program; and

WHEREAS, The War Manpower Commission is willing to likewise approve the construction of said houses and allocate available labor for said construction on condition that such new units will be sold or rented to persons engaged in essential war services and war activities (as defined by War Manpower Commission and War Production Board);

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

THAT City of Charlotte cooperate with the War Manpower Commission to the end that permits for construction of houses under the H-2 Program be granted only in those cases where it is shown under oath by the applicant that the house to be constructed will be sold or rented to persons engaged in essential war services and war activities;

THAT as a condition precedent to the issuance of a permit, the applicant shall present to the City a statement under oath that the houses to be constructed will be sold or rented to persons engaged in essential war services or war activities and certified as such through the local office of the War Manpower Commission;

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THAT the conditions set out herein shall be abrogated upon the certification by the North Carolina Manpower Priority Committee that the need for limiting the occupancy and sale of said houses have passed.

Councilman Albea moved the adoption of the foregoing resolution Motion seconded by Councilman Bullard, and carried, with Councilman Cope voting against the motion.

APPROPRIATION FROM EMERGENCY FUND FOR UNIFORMS FOR LOCAL COMPANY OF STATE GUARDS APPROVED BY CITY ATTORNEYS.

Mr. H. B. Campbell, City Attorney, stated the City Manager had requested a ruling as to the legality of the City appropriating \$523.00 for uniforms for the local company of State Guards, which appropriation was approved by the Council on February 21, 1945, if legal. Mr. Campbell advised he had taken the matter up with the Attorney General and recited his opinion to the effect that a court would probably sustain such a payment. The payment of the appropriation was then approved.

SPECIAL OFFICER PERMIT GRANTED FRED D. MCGRAW ON THE PREMISES OF RAILWAY EXPRESS AGENCY AND SOUTHERN RAILWAY.

Councilman Albea moved that a Special Officer Permit be granted Mr. Fred A. McGraw for one year on the premises of the Railway Express Agency and the Southern Railway. Motion seconded by Councilman Bullard, and unanimously carried.

CEMETERY DEEDS APPROVED FOR TRANSFER.

Upon motion of Councilman Baker, seconded by Councilman Albea, the following cemetery deeds were approved for transfer:

W. M. Ledbetter and wife Nancy Ledbetter, Lot 358, in Section Y, Elmwood Cemetery, \$42.35.
Thomas Ransom Horton and wife Alice A. Horton, Lot 167, in Section Y, Elmwood Cemetery, \$63.00.
C. Hoover Black and wife Bessie H. Black and Wm. F. and R. Mable Bradshaw, Lot 166, in Section Y, Elmwood Cemetery, \$63.00.
Helen Horton Downer, Lot 168, in Section Y, Elmwood Cemetery, \$63.00
R. E. Evans, Lot No 119 and North Half of Lot No 120, in Section X, Elmwood Cemetery, \$210.00.
Perpetual Care on Lot No 119 and North Half of Lot No 120, in Section X, Elmwood Cemetery, R. E. Evans, \$180.00.
P. M. Camp, East Half of Lot No 15, in Section Z, Elmwood Cemetery, \$17.50.
Perpetual Care on East Half of Lot No 15, in Section X, Elmwood Cemetery, at \$12.50, P. M. Camp.
Mrs. C. A. Cross, Lot 361, in Section Y, Elmwood Cemetery, \$52.85.
Perpetual Care on Lot 361, in Section Y, Elmwood Cemetery, Mrs. C. A. Cross, at \$37.75.

ADJOURNMENT.

Upon motion of Councilman Ward, seconded by Councilman Albea, the meeting was adjourned.

Lillian R. Hoffman
City Clerk