

February 19, 1946
Book 31 - Page 314

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Tuesday, February 19, 1946, with Mayor Baxter presiding, and Councilmen Childs, Hinson, Johnston, McIntyre, Newson and White present.

Absent: Councilman Puette.

INVOCATION.

The invocation was given by the Reverend A. P. Wilson, pastor of the First Christian Church.

REQUEST TO REGAIN TAX FORECLOSED PROPERTY AT 1704 UNION STREET DENIED.

A Mr. Wilson appeared before Council and stated that the property at 1704 Union Street owned by his uncle, Mr. W. B. Blount, had been foreclosed for taxes and street assessments; that he would like to pay the amounts due and regain the property.

Mr. Ledbetter, City Treasurer, explained that the amount due was approximately \$430.00; that the property was foreclosed on February 12, 1943 and following the waiting period was advertised for sale and sold at public auction on February 4, 1946, the high bid being \$605.00. Mr. Wilson stated that he was not able to pay as much as \$605.00 for the property.

Following the explanation of the policy adopted by the Council relative to the disposition of tax foreclosed property, a motion was made by Councilman Newson that Mr. Wilson's request be denied and the bid of \$605.00 be confirmed. Motion seconded by Councilman Johnston, and unanimously carried.

SALE OF TAX FORECLOSED PROPERTIES CONFIRMED.

Councilman Newson advised that the following tax foreclosed properties were sold at public auction on February 4, 1946, and moved the confirmation of sale to the high bidders, and that the Mayor and Clerk be authorized to sign the deeds:

1704-06 Union Street, high bid of H. C. Baker	\$605.00
1308 Pegram Street, high bid of C. L. Russell	\$640.00
401-03 West Kingston Ave., high bid of I. S. Parker, Agent	\$925.00
1605 Seigle Avenue, high bid of J. V. Barrett	\$600.00
1218-20 Asheville Place, high bid of Waverly G. Jones	\$1,555.00
717-29 East Eleventh St., high bid of G. L. Russell	\$1,550.00
409-11 West Kingston Ave., high bid of Mrs. Pauline Belton	\$1,090.00
530-34 Beatties Ford Road, high bid of Wayne A. Todd	\$400.00

Motion seconded by Councilman McIntyre, and unanimously carried.

TAX FORECLOSED PROPERTY AUTHORIZED FOR SALE.

Upon motion of Councilman Newson, seconded by Councilman Childs and unanimously carried, the following tax foreclosed property was authorized advertised for sale on receipt of the usual deposit, and no bids be accepted for less than the amounts herein indicated:

February 19, 1946
Book 31 - Page 315

Lot 8, Map Book 230, Page 13, Independence Guaranty Co. to City in extinguishment of all liens, known as 252-54 Balch Lane	\$ 75.00
Deed August 30, 1943, Tax Suit 294 vs Margaret Wearn et al, being known as 937-47 North Myers Street	450.00
Lots 10 and 11, Block 1, Tax Suit 563 vs. Margaret M. Brown, being known as Nos. 717-19 and 721-23 East 13th Street	200.00
Lot 9, Block 4, Mecklenburg Co. vs. T. W. Aldred, being known as 1522-24 Kennon Street	400.00
Lots 5 and 6, Block 11, Tax Suit 299 vs. G. A. Cochran, being known as 1717-19 and 1721-23 North Davidson Street	900.00
Lot 8, Block 11, Tax Suit 302 vs. W. G. Newell, being known as 512-14 East 21 Street	350.00
Deed May 31, 1943, Tax Suit 375 vs. W. Davidson Pharr et al being known as 400 East 9th Street	2,000.00
Un-numbered lots Maxwell Street, between Mine, Maxwell and Sycamore Sts, Tax Suit 563 vs. Margaret M. Brown	40.00
Lots 1,2,3,4 in Block 3, Tax Suit 563 vs. Margaret M. Brown being known as Caton Street (Clinton Street)	300.00
Lots 6,7,8 in Block 4, Tax Suit 563 vs Margaret M. Brown, being known as Caton Street (Clinton Street)	135.00
Deed July 22, 1945, Tax Suit 680 vs. Beatrice Wilson , et al being known as 614-16 French Street	100.00
Deed July 26, 1944, Tax Suit 563 vs. Margaret M. Brown, et al being known as 432 Solomon Street	40.00
Deed July 2, 1945, Tax Suit 663 vs. H. H. Baxter et al, being known as Off Down Road	390.00
Lots 22 and 23, Block 35 Cathey Property, Tax Suit 576 vs. O.G. Thomas, being known as Cathey's Row	63.00
Lots 27 and 28, Block 2, Tax Suit 508, Mecklenburg County vs. L. R. Furr, being known as 2641-43 Baltimore Ave.....	40.00
Lot A, Block 4, Tax Suit 199 vs. Jo Ella Hutchinson, being known as 1318 Jefferson Ave	800.00
Lot 28, Block 4, Tax Suit 101 vs. H. C. Wall, being known as 2213 Avondale Avenue	1,000.00
Lot 1, Block 11, Tax Suit 202 vs. H.C. Sherrill Company, being known as 1332-34 Romany Road	575.00
Lot 8, Block 7, Tax Suit 202 vs. H. C. Sherrill Company, being known as 1331-33 Greenwood Cliff	600.00
Lot 9, Block 7, Tax Suit 202 vs. H.C. Sherrill Company, being known as 1335-37 Greenwood Cliff	600.00
Lot 10, Block 7, Tax Suit 202 vs. H. C. Sherrill Company, being known as 1339-41 Greenwood Cliff	600.00
Lot 11, Block 7, Tax Suit 202 vs. H. C. Sherrill Company, being known as 1343-45 Greenwood Cliff	600.00

February 19, 1946
Book 31- Page 316

Lot 12, Block 7, Tax Suit 202 vs. H. C. Sherrill Company, being known as 1347-49 Greenwood Cliff	\$ 600.00
Lot 13, Block 7, Tax Suit 202 vs H. C. Sherrill Company, being known as 1351-53 Greenwood Cliff	600.00
Lot 14, Block 7, Tax Suit 202 vs. H. C. Sherrill Company, being known as 1355-59 Greenwood Cliff & 1343-45 Harding Place..	600.00
Lot 13, Block 7, Tax Suit 202 vs. H. C. Sherrill Company, et al, being known as 1347-49 Harding Place	300.00
Lot 16, Block 7, Tax Suit 202 vs. H. C. Sherrill Company, et al, being known as 1351-59 Harding Place	300.00

PROPERTY ON EAST 7TH STREET, OPPOSITE PALMER FIRE SCHOOL, AUTHORIZED
ADVERTISED FOR SALE.

Councilman Newson reported that the Appraisal Committee recommended that city property located at East 7th Street opposite the Palmer Fire School, be advertised for sale and no bids be accepted for less than \$250.00. Motion was made by Councilman Childs, seconded by Councilman McIntyre and unanimously carried that the recommendation be authorized.

CONTRACTS AND PURCHASES AUTHORIZED.

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

- a. Contract with Mueller Company for purchase of repair parts for Mueller "B" tapping machine, in the sum of \$182.25.
- b. Purchase from War Assets Corporation of One Grinder at \$32.06 and One Micrometer at \$35.34 for the Fire Department.
- c. Purchase from War Assets Corporation of One Micrometer at \$35.34, One 70-ton Hydraulic Press at \$178.83 and One Delta Emery wheel and stand at \$37.50, for the City Garage.

SPECIAL OFFICER PERMIT GRANTED LUTHER NEAL UNTZ, JR.

Upon motion of Councilman McIntyre, seconded by Councilman Childs, a Special Officer Permit was unanimously authorized issued to Luther Neal Untz, Jr., for use on the premises of Federal Reserve Bank.

CITY MANAGER AUTHORIZED TO PRESENT ITEMS NOT ON DOCKET.

Upon motion of Councilman White, seconded by Councilman Childs, the City Manager was unanimously authorized to present the following four items not included on the Council Docket.

RESOLUTION APPROVING SETTLEMENT OF CITY OF CHARLOTTE VS. D. J. KARNAZES, ET AL - TAX SUIT NO. 444.

WHEREAS, the City of Charlotte instituted tax suit No. 444 entitled "City of Charlotte v. D. J. Karnazes, et al", in September 1942, involving Assessment No. 25669, covering 50 feet of street paving on North

February 19, 1946
Book 31 - Page 317

Tryon Street, to which the defendants filed answer in said suit which was pending and at issue in the Superior Court of Mecklenburg County, and

WHEREAS, the City Attorney of the City of Charlotte has recommended, due to the doubtful validity of said street paving assessment, that the same be settled for one-fourth of said street paving assessment, plus interest and costs, or for \$135.39.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that the street paving assessment involved in said suit, as provided by Section 32(39) of the City Charter of the City of Charlotte, be settled upon the payment of \$135.39, on account of said street paving assessment, together with the costs of this action.

Motion was made by Councilman Childs that the foregoing resolution be adopted. Motion seconded by Councilman McIntyre, and unanimously carried.

PURCHASE OF AIRPLANE LANDING MESH FROM WAR ASSETS CORPORATION FOR LAND FILL GARBAGE DISPOSAL SITE.

Motion was made by Councilman White that purchase of 5,400 square feet of Airplane Landing Mesh, at a cost of \$810.00, be authorized from the War Assets Corporation, for use at the Land Fill Garbage Disposal Site, as requested by the City Manager. Motion seconded by Councilman Hinson, and unanimously carried.

EMERGENCY FUND APPROPRIATION AUTHORIZED TO INSPECTION DEPARTMENT.

Motion was made by Councilman Childs, seconded by Councilman Johnston, and unanimously carried, that \$285.00 be transferred from the Emergency Fund to the Inspection Department Budget, Salaries Account.

RESOLUTION APPOINTING RAY ANDRE BOOTON A SPECIAL PEACE OFFICER IN POLICE DEPT.

Upon motion of Councilman Childs, seconded by Councilman White, the following resolution was unanimously adopted:

WHEREAS, the necessity for having special peace officers who are negroes, in certain areas of the city, as set out in a Resolution adopted on the 9th day of July, 1941, and recorded in Minute Book 9, beginning at page 98, and following, and

WHEREAS, Walter F. Anderson, Chief of Police, has recommended that Ray Andre Booton be appointed as special peace officer.

NOW, THEREFORE, BE IT RESOLVED:

1. That Ray Andre Booton be, and he hereby is, appointed special peace officer under Section 66 of the Charter of the City of Charlotte - being Chapter 366 of the Public-Local Laws of 1939;
2. That he shall hold said position during the pleasure and at the discretion of the Council, but not longer than July 21, 1946 under this appointment.
3. His compensation, to be paid by the City, shall be and it is hereby fixed at \$140.00 per month, payable semi-monthly;

He shall, subject to the general supervision and direction of the Chief of Police of the city, police and guard the public and private

February 19, 1946
Page 318 - Book 31

premises within the area and boundaries set forth and described in the afore-said Resolution of July 9, 1941, to which Resolution reference is hereby made and the descriptions therein contained are incorporated herein by reference.

APPOINTMENT OF ZONING COMMISSION.

Councilman Childs reported that the Special Committee had chosen the following persons to be appointed as Zoning Commissioners:

Fred N. Thompson
409 Queens Road

D. C. Staten
3125 North Caldwell Street

J. H. Saxon
2101 Dilworth Road, East

Alexander Schenck
P. O. Box 1095

H. S. Strawn
Poplar Apartments

Councilman Newson moved that the nominations be closed. Motion seconded by Councilman Hinson, and unanimously carried.

Councilman Childs moved that the nominees recommended by the Committee be appointed. Motion seconded by Councilman Hinson, and unanimously carried.

COMMITTEE APPOINTED TO CONFER WITH STATE HIGHWAY REPRESENTATIVE RELATIVE TO RIFLE RANGE SITE.

Mayor Baxter appointed Councilmen McIntyre, Childs and Johnston as a Committee to confer with Mr. Ben E. Douglas, State Highway Commissioner relative to the use of State Highway property in the vicinity of the York Road as a Rifle Range for the Police Department.

RESIGNATION OF EVERETT BIERMAN FROM PLANNING BOARD ACCEPTED.

Motion was made by Councilman McIntyre that the resignation of Mr. Everett Bierman from The Planning Board be accepted, and that a letter be mailed to him expressing the appreciation of the Council for his splendid service on the Planning Board. Motion seconded by Councilman Newson, and carried, with Councilman White recorded as voting against the motion.

MAYOR BAXTER RECOMMENDS HAVING A CITY WIDE CLEAN-UP CAMPAIGN.

Mayor Baxter recommended that a city-wide Clean-Up Campaign be sponsored by the city, and that all city facilities be used in an endeavor to improve the appearance of the streets and sidewalks through out the city. He requested the cooperation of the Press in urging uptown property owners, in particular, to keep the sidewalks adjacent to their business houses clean.

FEBRUARY 19, 1946
Book 31 - Page 319

CEMETERY LOTS AUTHORIZED SOLD.

Upon motion of Councilman Childs, seconded by Councilman Hinson, cemetery lots were authorized sold as follows:

- To - J. F. McCoy, Lot 37, Section Z, Elmwood Cemetery, at \$31.50.
- To - Mrs. Celeste Bangel, Lot 82, Section Z, Elmwood Cemetery, at \$35.00.
- To - Mrs. Lawrence Huffman, Lot 36, Section Z, Elmwood Cemetery, at \$31.50.
- To - Mrs. R. H. Stephens, Lot 344, Section Y, Elmwood Cemetery, at \$35.00.
- To - Mrs. C. B. Fetner, Lot 174, Section Y, Elmwood Cemetery, at \$63.00.
- To - Mrs. Annie Garner, North part Lot 141, Section L-Annex, Elmwood Cemetery, at \$56.70.
Perpetual Care Deed on lot of Mrs. Annie Garner, north part Lot 141, Section L-Annex, Elmwood Cemetery, at \$48.60.
- To - Chas. D. Moretz and wife, Nina F. Moretz, Lots 19 and 45, Section L-Annex, Elmwood Cemetery, at \$333.45.
Perpetual Care Deed on lot of Chas. D. Moretz and wife, Lots 19 and 45, Section L-Annex, Elmwood Cemetery, at \$185.25.
- To - A. K. McLeod and wife, Birdie C. McLeod, Lot 15, Section L-Annex, Elmwood Cemetery, at \$180.00.
Perpetual Care Deed on lot of A. K. McLeod and wife, Lot 15, Section L-Annex, Elmwood Cemetery, at \$100.00.

ADJOURNMENT.

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

Lillian R. Hoffman
City Clerk