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A regular meeting of the City Council was held in the Council Chamber, City Hall, on Tuesday, February 4, 1947, at 4 p. m., with Mayor Baxter presiding, and Councilmen Childs, Hinson, Johnston, Newson, Puette and White present.

Absent: Councilman McIntyre.

INVOCATION.

The invocation was given by Councilman J. S. Hinson.

MINUTES APPROVED.

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

REQUEST FOR BEER AND WINE LICENSE REFERRED TO CITY MANAGER.

Mr. Ray Farris, Attorney, representing Messrs. Lawrence McBrayer, Lester Bevins and E. L. Smith, stated that the Police Department had refused to approve the issuance of a license to his clients to sell beer and wine at the Boulevard Grill, located on South Boulevard. He requested Council to approve the issuance of the license.

Mayor Baxter referred the matter to the City Manager for further handling.

APPLICATION TO STATE HIGHWAY & PUBLIC WORKS COMMISSION FOR FUNDS FOR TRAFFIC AND PARKING SURVEY.

Motion was made by Councilman Johnston that an application be made to the State Highway & Public Works Commission for the allocation of \$5,000.00 from federal and state funds for a comprehensive traffic and parking survey, recommended by the Planning Board. Motion seconded by Councilman Puette, and carried, with the following votes cast:

AYE: Councilmen Childs, Hinson, Johnston, Puette and White.
NAY: Councilman Newson.

ORDINANCE AMENDING RE-ASSESSMENT ORDINANCE - CUMBERLAND AVENUE.

An ordinance entitled, "AN ORDINANCE AMENDING RE-ASSESSMENT ORDINANCE - CUMBERLAND AVENUE" was presented and read. Councilman Newson moved the adoption of the ordinance. Motion seconded by Councilman Childs, and unanimously carried. Ordinance is recorded in full in Ordinance Book 9, at Page 428.

RECONSTRUCTION OF WATER MAIN IN WEST 5TH AND WEST 6TH STREETS.

Upon motion of Councilman Puette, seconded by Councilman Childs, and unanimously carried, the water main which crosses from West 5th Street to West 6th Street, immediately west of the Southern Railway, was authorized reconstructed in West 5th and West 6th Streets, at an estimated cost of \$7,800.00.

CONTRACT FOR WATER MAINS IN SMALLWOOD HOMES SUBDIVISION.

Motion was made by Councilman Johnston, seconded by Councilman Hinson, and unanimously carried, authorizing a contract with C. D. Spangler, President, Smallwood Homes, Inc., for the construction of water mains in Smallwood Homes Subdivision, at an estimated cost of \$10,662.00, on a revenue guarantee basis.

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TRANSFER OF FUNDS FROM WATER MAIN CONSTRUCTION ACCOUNT TO WATER DISCOUNTS.

Councilman Childs moved that \$12,000.00 be transferred from the Water Main Construction Account (Code 1610 G-31) to Water Discounts (Code 605 E-12). Motion seconded by Councilman Puette, and unanimously carried.

SUBDIVISION PLAT OF MELBOURNE COURTS.

Councilman Childs moved the approval of the plat of Melbourne Courts Subdivision, located outside the city limits between Marsh Road, Selwayn Avenue Farms and South Boulevard, and owned by Charlotte Lumber & Manufacturing Company. Motion seconded by Councilman Hinson, and unanimously carried.

LEASE WITH CIVIL AERONAUTICS ADMINISTRATION FOR OFFICE SPACE AT AIRPORT.

Upon motion of Councilman Hinson, seconded by Councilman Johnston, a lease was unanimously authorized entered into with the Civil Aeronautics Administration for four offices on the second floor of the old Administration Building at the Airport, for the Airway Communication Station and Workshop for Maintenance Technicians, beginning February 15, 1947 and ending June 30, 1947, at an annual rental of \$123.75.

CONTRACTS AND PURCHASES.

Upon motion of Councilman Hinson, seconded by Councilman Childs, the following contracts and purchases, and allocation of funds therefor, were unanimously authorized:

- (a) Contract with Pettit Motor Company for One Tudor Ford, at \$1,221.25, which was purchased under Council authority on January 28, 1947, for use by the Police Department.
- (b) Contract with The News Printing House, Inc. for 500 copies of the new City Code, at a price of \$5,580.30.
- (c) Contract with Ross Electric Company for material, fixtures and labor for wiring the Radio Building, in the sum of \$376.60.
- (d) Contract with The News Printing House, Inc., for the publication of the Zoning Map, in the sum of \$211.20.
- (e) Payment to The Charlotte Observer in the amount of \$114.26 for the publication of the Zoning Ordinance.
- (f) Contract with Pomona Terra Cotta Company for 1,401 feet 8 inch pipe and 21 feet 8-inch with 1/4 bends, in the sum of \$579.82, for use by the Engineering Department.
- (g) Contract with A. F. Dancy Company for an Adding Machine for the Health Department, in the sum of \$229.50.

TRANSFER OF FUNDS FROM MOTOR EQUIPMENT ACCOUNT TO ACCOUNT FOR PRINTING CITY CODE.

Councilman Puette moved that \$4,580.30 be transferred from the Motor Equipment Account (Code 1507 G-21) to the Account for Printing the City Code (Code 101 C-20-A). Motion seconded by Councilman Childs, and unanimously carried.

CONFIRMATION OF SALE OF TAX FORECLOSED PROPERTY TO J. C. BROOKSHIRE.

Councilman Newson moved that the sale of tax foreclosed property at 1332-34 Romany Road, on January 20, 1947, be confirmed to the high bidder, J. C. Brookshire, at \$603.75. Motion seconded by Councilman Johnston, and unanimously carried.

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TWELVE LOTS IN WASHINGTON TERRACE SECTION DIRECTED ADVERTISED FOR SALE.

Councilman Newson moved that the twelve 25-foot lots in Washington Terrace Section of Biddleville, on an unnamed street between Dawson Avenue and Davis Avenue, (being lots 22 through 25 in Block 7, and Lots 1 through 8 in Block 11), be advertised for sale at a beginning price of \$250.00; said property having been accepted from W. S. Charles, Jr., on March 19, 1946 in extinguishment of taxes and court costs. Motion seconded by Councilman Childs, and unanimously carried.

PERSONNEL APPOINTMENTS.

The City Manager reported the appointment of the following personnel:

- W. M. Franklin, as Superintendent of the Water Department.
- W. E. Vest, as Consultant to the Water Department.
- J. L. Greenlee, as Assistant Superintendent of the Water Department.
- W. J. Costner, as Patrolman in the Police Department.
- J. D. McClellan, as Patrolman in the Police Department.

CEMETERY DEEDS.

Councilman Childs moved that the Mayor and City Clerk be authorized to execute deeds for cemetery lots, as follows. Motion seconded by Councilman Hinson, and unanimously carried:

- (a) To W. L. Varn and wife, Lot 55, Section 3, Evergreen Cemetery, at \$156.00.
- (b) To Miss Cornelia Fore, Perpetual Care on Lot 28, Section R, Elmwood Cemetery, at \$144.00.
- (c) To Mrs. C. F. King, Perpetual Care on Lot 37, Section H, Elmwood Cemetery, at \$144.00.
- (d) To Mr. E. C. Tesh, Perpetual Care on Lot 81, Section Z, Elmwood Cemetery, at \$25.00.

UNANIMOUS CONSENT GIVEN FOR PRESENTING ITEMS NOT ON DOCKET.

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

APPOINTMENT OF E. B. DUDLEY TO BOARD OF ADJUSTMENT.

Councilman Newson moved the appointment of Mr. E. B. Dudley as a member of the Board of Adjustment for Zoning, for a term of three years, in lieu of Mr. W. R. Guthbertson who was unable to accept the appointment due to his serving as a member of the Charlotte Housing Authority. Motion seconded by Councilman Hinson, and unanimously carried.

CONTRACT WITH INDEPENDENCE POST HOUSING CORP. AND W. T. MINOR FOR SANITARY SEWERS IN COUNTRY CLUB HILLS.

Motion was made by Councilman Johnston that contract be entered into with Independence Post Housing Corporation and W. T. Minor, for the installation of sanitary sewers in Country Club Hills Subdivision, in certain streets, and under conditions, as set forth in the contract; the applicants to pay all construction costs, estimated at \$10,558.75. Motion seconded by Councilman Childs, and unanimously carried.

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CONTRACT WITH N. C. HOME BUILDERS, INC. FOR SANITARY SEWERS IN POINDEXTER DRIVE.

Upon motion of Councilman White, seconded by Councilman Puette, Council unanimously consented to the presentation of a request for sewer construction.

Councilman Childs moved that contract be authorized with the North Carolina Home Builders, Inc., for the construction of a sanitary sewer in Poindexter Drive, at an estimated cost of \$7,490.00, less \$800.00 representing the City's portion by virtue of houses constructed, leaving a balance of \$6,690.12, deposited by the applicant; contingent upon the certificate of title for right-of-way meeting the approval of the City Attorney when presented. Motion seconded by Councilman Puette, and unanimously carried.

ADJOURNMENT.

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

Rebecca R. Hoffman
City Clerk