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Regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 o'clock P. M., Wednesday, July 15, 1942.
Present: Mayor Currie, Councilmen Albea, Baker, Beasley, Daughtry, Hovis, Painter, Ross and Ward.

Absent: Councilmen Little, Price and Slye.

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When the meeting opened, the Mayor and Mayor Pro Tem had not arrived, and on motion of Councilman Baker, duly seconded by Councilman Daughtry and carried, Councilman Ross was appointed Chairman Pro Tem and thereupon, took charge of the meeting.

COLORED RESIDENTS OF WASHINGTON HEIGHTS ASKED FOR RELIEF FROM CONDITIONS IN THAT NEIGHBORHOOD .

A delegation of colored citizens of the Washington Heights section of the City, headed by John F. Davidson, negro undertaker, and Prof. I. M. Martin, appeared before the Council in protest of conditions in that neighborhood, stating that the operation of a poolroom, wine shop and restaurant were disturbing the peace and quiet of that section to the point where it is frequently necessary to call the police, and they asked for relief from these conditions. The places complained of are on Beattys Ford Road, adjoining a barbershop, (on which there are no complaints,) at 1116 Beattys Ford Road.

After hearing this delegation, Councilman Daughtry moved that the matter be referred to the Police Committee and the City Manager. Motion was seconded by Councilman Albea (who had just come into the meeting) and was carried.

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At this point, the Chair was turned over to the Mayor Pro Tem.

PROTESTS ON CONDITIONS EXISTING AT "DICK'S TAVERN" ON SOUTH BOULEVARD.

Attorney E. E. Foster headed a delegation of citizens, as well as a representative of the U. S. Army, to ask for relief from the situation now existing at a beer place on South Boulevard, known as "Dick's Tavern".

Rev. R. B. Owens, of the Church of the Holy Comforter, on South Boulevard, was introduced and told of conditions which disturb the neighborhood nightly due to this place, stating that on one particular night it was necessary to call the police at 2:30 a.m. to stop a row in which women were screaming and men were cursing, etc.

Lieut. Wade, of the Provost Marshall's office, Morris Field, gave a vivid picture of the trouble the Vice Squad has encountered due to soldiers frequenting this place, and in the course of his talk, asked the Council to take some action that will prohibit the sale of beer in Charlotte after midnight, stating that most Army towns have adopted this policy.

After hearing the various members of the delegation, the following resolution was introduced by Councilman Beasley, who moved its adoption:

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RESOLUTION RELATING TO THE LICENSE OF "DICK'S TAVERN".

WHEREAS, evidence has been presented to the Council that at the premises on South Boulevard in the City of Charlotte, known as "DICK'S TAVERN", unlawful, disorderly and immoral conduct is taking place, and that the place is being conducted so as to constitute a nuisance and a menace to good order, public health, safety and morals; and,

WHEREAS, it appears that the said "DICK'S TAVERN" is being operated by one R. C. Platt, who has already obtained a license to sell beer at said premises but has not obtained any other license to operate any other business on said premises;

NOW, THEREFORE, BE IT RESOLVED: That the Collector of Revenue be, and he is, directed not to issue to the said R. C. Platt, or any other person, firm or corporation, for use at the said premises, any license of any kind or character until there has been a hearing with respect to the issuance of said license before the City Council;

RESOLVED, FURTHER: That the said R. C. Platt be, and he is, directed to appear before the City Council at the City Hall at 4:00 P. M. on the 22nd day of July, 1942, and show cause why the license already issued to him to sell beer at said premises should not be revoked;

RESOLVED, FURTHER: That the Police Department shall serve a copy of this resolution upon the said R. C. Platt by delivering such copy to him, or by leaving a copy of said resolution at the aforesaid premises on or before the 21st day of July, 1942; service of copy of the said resolution to be notice to the said Platt to appear before the Council at the time and place above stated and for the above stated purpose.

Councilman Ross seconded the motion to adopt the above resolution, and same was carried unanimously. The Clerk was instructed to furnish copy to the Chief of Police to be served on the said R. C. Platt, as directed in the resolution.

COMMITTEE TO PASS ON LICENSES FOR POOLROOMS, BEER PARLORS ETC.

Along the line of the above, Councilman Baker made a motion that the Mayor appoint a Committee from the City Council to pass on all licenses to be issued in the future to operate beer parlors, poolrooms, etc. and that this Committee consider the feasibility of the enactment of an ordinance which will prohibit the sale of beer after midnight; and that the Collector of Revenue issue no licenses for such places of business until this Committee has acted upon the application. This motion received a second by Councilman Hovis and carried, the committee to be appointed later.

MAYOR TAKES OVER CHAIR AT 4:52 P.M.

Mayor Currie, who had previously come into the meeting, took over the chair at 4:52 p.m.

REQUEST FOR FREE LICENSE TO OPERATE CRIME MUSEUM REFERRED TO POLICE COMMITTEE.

Parks C. Johnson, a world war veteran, from Gastonia, asked for free license to exhibit a crime museum in Charlotte, at which a free-will donation will be taken, but this was referred by the Mayor to the Police Committee for investigation with the City Attorneys as to the legality of same, and report back at the next meeting.

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MILK ORDINANCE AMENDMENT AGAIN SUBMITTED.

Councilman Hovis again introduced the proposed amendment to the Milk Ordinance, which was presented at the last meeting, and moved its adoption. Motion seconded by Councilman Albea.

Councilman Baker offered a substitute motion that the matter again be deferred one week, due to copies of this proposed amendment not having been received in time to study same thoroughly. This motion was seconded by Councilman Ross and carried.

RESOLUTION EMPLOYING COLORED PEACE OFFICERS RE-INTRODUCED FOR ADOPTION BUT NOT ADOPTED.

Councilman Beasley moved that the resolution adopted in 1941, appointing two colored peace officers for one year, this term having expired on July 9th., be re-adopted at this time. This resolution was again read by the Clerk, the term to run at the discretion of the Council. After the reading of the resolution, Councilman Ross seconded the motion to adopt, but when put to a vote, it failed to carry, there being five votes cast for adoption and three against.

Councilman Baker then moved that the City Manager be authorized to pay these two officers from July 9th. through 15th., which motion was seconded by Councilman Beasley and carried.

RESOLUTION RELATIVE TO DEATH OF POLICE OFFICER WILLIAM H. ALEXANDER.

Upon motion of Councilman Beasley, seconded by Councilman Ross, the following resolution was unanimously adopted and ordered spread upon the minutes of the City Council:

WHEREAS, in the Providence of the Almighty God and in His Divine Wisdom, He has called William H. Alexander from the Church Militant to the Church Triumphant, and

WHEREAS, Mr. Alexander has loyally and faithfully served the City of Charlotte for fourteen years in the Police Department, it is with deep appreciation and respect that we honor his memory.

NOW, THEREFORE, BE IT RESOLVED That we, the members of the City Council of the City of Charlotte extend to his family our sympathy and pray God's blessings to rest upon them.

Further, that a copy of this Resolution be spread upon the minutes of the City Council, a copy be sent to the family of the deceased, and copies be furnished to the newspapers in the City of Charlotte.

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RESOLUTION AUTHORIZING POLICE COMMITTEE TO MAKE RECOMMENDATIONS FOR THE EMPLOYMENT OF A CHIEF OF POLICE.

RESOLVED: That the Police Committee be, and it is, authorized and directed to make an effort to locate one or more persons capable of serving as Chief of Police, with instructions to report the names of such persons and their qualifications to the Council, with the recommendations of the Committee.

The foregoing resolution was introduced by Councilman Baker, who moved its adoption. Motion seconded by Councilman Ward and unanimously carried.

PURCHASE OF LETTERHEADS OF CITY OF CHARLOTTE FOR ALL DEPARTMENTS.

Bids having been received on 78 boxes of City of Charlotte stationery for the various departments, as follows:

Palmer Printing Company	\$156.00
Huneycutt Printing Co.	165.25
News Printing House	159.60
Pound & Moore Company	174.50
Economy Printing Company	178.30
Southern Printing Co.	190.00
Carolina Printing Co.	202.45

Upon motion of Councilman Baker, seconded by Councilman Painter, order was authorized to be placed with the lowest bidder, Palmer Printing Company at a net delivered price of \$156.00.

WATER TAP ON WILKINSON BOULEVARD.

The City Manager reported that request had been received by the Superintendent of the Water Department from the Manager of Carolina Pines Club for permission to have a 3/4" water tap placed on the 8-inch main in Wilkinson Boulevard, leading to the Air Base, and that this installation was recommended by the Superintendent as well as the City Manager. In this connection, Mr. Flack advised that there are now approximately 20 taps on this line, using 1% of the capacity of the line.

Thereupon, Councilman Ross made a motion that permission be given for this tap, which was seconded by Councilman Ward and carried.

SANITARY SEWER IN SOUTH TRYON STREET TO SHUMAN AVENUE.

On April 15, 1942, the Council approved the construction of a trunk sanitary sewer from South Tryon Street to Shuman Avenue, which connects the previously laid sewer in South Tryon Street to the City sewage system. Due to the unforeseen larger quantity of rock encountered in the trench, a supplemental estimate of additional construction necessary has been submitted by the City Engineer, amounting to \$1324.00, and on motion made by Councilman Ward, seconded by Councilman Ross, this additional construction was approved.

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INSTALLATION OF DRAIN PIPE IN TOOMEY AVENUE.

Upon motion of Councilman Daughtry, seconded by Councilman Baker, authority was given for the installation of an 8-inch drain pipe along the branch from Toomey Avenue 170 feet west of Wilmore Drive to a present 8-inch drain, at an estimated cost of \$193.05. This is for the purpose of carrying waste water from the old quarry and is recommended by the Sanitary Department, the Engineering Department and the City Manager.

RESOLUTION AUTHORIZING RAILROADS TO REMOVE RAILS BETWEEN TRACKS.

The Southern Railway Company requested that the City permit them to replace the present steel rail crossings of their line within the city with asphalt crossings, which matter was presented to the Council on July 1st., and in this connection, the following resolution was presented and adopted on motion made by Councilman Daughtry, seconded by Councilman Baker and unanimously carried:

RESOLVED: That where rails have been placed by railroad companies between their tracks on the traveled portions of streets, where such tracks cross streets within the city, such railroad companies be, and they are, authorized, in cooperation with the salvage program of the United States Government, to remove said rails, provided they replace the same with paving and thereafter maintain the said paving in accordance with specifications and directions of the City Engineer.

NOTICE OF CLAIM GROVER CLONINGER V. CITY OF CHARLOTTE.

Report was made by the City Manager of notice of complaint of Grover Cloninger against the City of Charlotte, et al, through his attorneys, McDougle & Ervin, for alleged injuries received on July 9th. by complainant, from falling on the sidewalk at 1117 Pegram Street due to an alleged imperfection in the paving. Amount claimed \$1500.00. This has been referred to the City Attorneys.

NOTICE OF CLAIM OF MRS. H. P. HARRINGTON AGAINST CITY.

Notice of claim of Mrs. H. P. Harrington against the City of Charlotte was received from her attorney, Elbert E. Foster, alleging that the plaintiff received personal injuries on June 25, 1942, by reason of falling to the sidewalk due to the soft tar thereon. Amount claimed \$5,000.00. This matter was referred to the City Attorneys.

RESOLUTION REGARDING INSTALLMENTS OF STREET ASSESSMENTS BARRED BY THE STATUTE OF LIMITATIONS.

The following resolution was introduced and on motion of Councilman Hovis, seconded by Councilman Baker, was unanimously adopted:

WHEREAS, the Supreme Court of North Carolina, in the case of City of Charlotte v. Kavanaugh, has decided that installments of street assessments more than ten years past due are barred by the statute of limitations and, whereas, a number of property owners are desirous of paying those installments of street assessments against their property which are not barred;

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NOW, THEREFORE, BE IT RESOLVED that in any case where all installments of a street assessment which are past due less than ten years are paid in full, with interest, the Collector of Revenue and the Assistant Collector of Revenue in charge of delinquent taxes and street assessments are authorized to endorse upon the record of the installments which are more than ten years past due a notation to the effect that said installments are barred by the statute of limitations and are transferred to the account of the City, such endorsement to be signed by both the Collector of Revenue and the Assistant Collector of Revenue.

PUBLICATION OF CITY CODE.

The W.P.A. has completed the tentative draft of the proposed revised City Code, which will be examined by the City Attorneys and a determination made as to the approximate cost of its publication. Whereupon, the matter of whether same shall be published or not was referred by the Mayor to the Finance Committee for determining.

LEASE OF PORTION OF CHATHAM BUILDING FOR WPA OFFICES.

City Manager Flack reported that due to the action of Congress in reducing the appropriation for WPA, the local office is not requiring the amount of space previously occupied in the Chatham building, and that the City has exercised its option, as set forth in the lease, to terminate said lease at the expiration of thirty days from July 6, 1942, and will enter into another and similar lease with Mr. Paul Chatham, Agent, for the smaller space required by the WPA.

FENCE FOR FILTRATION PLANT.

Some time ago the Council authorized the erection of a fence around the City's filtration plant on Beatty's Ford Road, but later was informed that it would be unable to secure this fence, and the action in authorizing contract was rescinded. The City Manager reports that it has now been found possible to get a fence one foot lower than the originally desired fence from the Allison Fence Company, at a price of \$1,424.86, and that due to the war emergency, it was the recommendation of the Superintendent of the Water Department and the City Manager that this proposal be accepted and the fence be erected.

Thereupon, Councilman Baker moved that authority be given to the City Manager to have this fence erected at the price of \$1,424.86, and that the Mayor and Clerk execute contract to cover. Motion seconded by Councilman Daughtry and carried.

APPROPRIATION TO MECKLENBURG COUNTY RATIONING BOARD.

Upon motion of Councilman Ward, seconded by Councilman Painter, an appropriation of \$150.00 was made from the Emergency Fund to the Mecklenburg County Rationing Board to carry on their activities through the month of July; Councilman Baker voting against the motion.

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CEMETERY DEEDS.

Upon motion of Councilman Albea, seconded by Councilman Ward the Clerk was authorized to issue the following cemetery deeds;

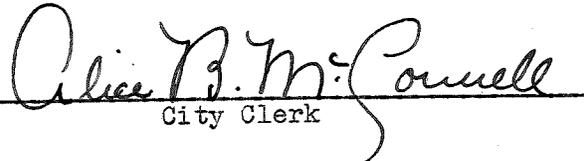
Mrs. W. Guy Barrier, Lot No. 97-B, D-Annex, Elmwood Cemetery	\$101.50
Mrs. Helen Marshall, Lot No. 318, Section "Y" " " "	35.00

MINUTES OF JULY 8TH. MEETING READ AND APPROVED.

Upon motion of Councilman Baker, seconded by Councilman Ross, the minutes of the meeting of July 8th. were approved as read.

ADJOURNMENT.

Upon motion of Councilman Albea, duly seconded and carried, the meeting adjourned.



 City Clerk