

July 2, 1946  
Book 31 - Page 425

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Tuesday, July 2, 1946, with Mayor Baxter presiding, and Councilmen Childs, McIntyre, Newson, Puette and White present.

Absent: Councilmen Hinson and Johnston.

-----

INVOCATION.

The invocation was given by Mayor Baxter.

MINUTES APPROVED.

Upon motion of Councilman Childs, seconded by Councilman Puette, the minutes of the meetings of June 4th, 11th and 25th were unanimously approved.

REQUEST FOR REDUCTION IN PRIVILEGE LICENSE TAX FOR RETAIL GROCERS REFERRED TO SPECIAL COMMITTEE.

Mr. J. B. Vogler appeared before Council and filed a request for the reduction in the privilege license tax for retail grocers.

Mayor Baxter appointed Councilmen Newson and McIntyre as a Special Committee to make a study of the Privilege Tax Ordinance and report back to Council.

REQUEST FOR TEMPORARY PERMIT TO DISREGARD SET-BACK ORDINANCE.

Mr. A. B. Schnedl requested permission to disregard the set-back ordinance in the construction of a building at the corner of Alexander and Fifth Streets.

Mayor Baxter advised that a hearing on the Zoning Ordinance, which contains the set-back line provision, would be held on July 16th, and recommended that Council action on the request be delayed until after said hearing.

PAYMENT FOR LEASE ON BASE HOSPITAL AND ADJACENT BUILDINGS FROM THE STATE HEALTH DEPARTMENT NOT ACCEPTED.

The City Manager read a communication from Mr. Carl V. Reynolds, State Health Officer, in which a check for \$1.00 was tendered in payment for lease on the base hospital and adjacent buildings at Morris Field, now used by the Western Medical Center, for the fiscal year July 1, 1946 through June 30, 1947. Upon motion of Councilman Childs, seconded by Councilman Puette, the City Manager was directed to return the check to Dr. Reynolds and advise him that matters concerning the proposed lease had not yet been determined.

GIFT OF HUTMENT AT MORRIS FIELD TO BOY SCOUTS RATIFIED, AND SALE OF REMAINING HUTMENTS AUTHORIZED.

Upon motion of Councilman White, seconded by Councilman Childs, Council unanimously ratified the action of the City Manager in delivering one additional hutment at Morris Field to the Boy Scouts, making a total of seven hutments given them, and authorized the sale of the remaining hutments at \$25.00 each, preference to be given to charitable organizations.

July 2, 1946  
Book 31 - Page 426

ADOPTION OF AN ORDINANCE TO REGULATE THE CLOSING HOUR FOR THE SALE OF BEER AND/OR WINE.

An ordinance entitled, "AN ORDINANCE TO REGULATE THE CLOSING HOUR FOR THE SALE OF BEER AND/OR WINE" was presented and read. Councilman McIntyre moved the adoption of the ordinance as read. Motion seconded by Councilman Puette, and unanimously carried. Ordinance is recorded in full in Ordinance-Book 9, on Page 379.

ADOPTION OF A RESOLUTION REAPPOINTING SPECIAL PEACE OFFICERS.

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, Frank N. Littlejohn, Chief of Police, has recommended that Armistead Houston, George T. Nash, John Albert Lyles, James Taylor, James S. Ross and Ray Booton be reappointed as special peace officers.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte:

Section 1. That Armistead Houston, George T. Nash, John Albert Lyles, James Taylor, James S. Ross and Ray Booton be, and they hereby are, appointed special peace officers under Section 66 of the Charter of the City of Charlotte, being Chapter 366 of the Public-Local Laws of 1939;

Section 2. That they shall hold said positions during the pleasure and at the discretion of the Council, but not longer than one year from July 21, 1946, under this appointment.

Section 3. Their compensation, to be paid by the City, shall be and it is hereby fixed at \$184.00 per month each, payable semi-monthly.

Section 4. They shall, subject to the general supervision and direction of the Chief of Police of the City, police and guard the public and private premises within the area and boundaries set forth and described in the aforesaid Resolution of July 9, 1941, to which Resolution reference is hereby made and the descriptions therein contained are incorporated herein by reference.

Councilman Childs moved that adoption of the foregoing resolution. Motion seconded by Councilman Puette, and unanimously carried.

ENCROACHMENT AGREEMENT WITH STATE HIGHWAY DEPARTMENT.

Councilman Childs moved that a Contract-Agreement be authorized with the State Highway Department for encroachment under West Trade Street for the construction of a water line. Motion seconded by Councilman Puette, and unanimously carried.

CONTRACT WITH THE STEPHENS COMPANY FOR SANITARY SEWER IN HAMPTON AVENUE.

Motion was made by Councilman McIntyre, seconded by Councilman Childs, and unanimously carried, authorizing a contract with The Stephens Company for the construction of a sanitary sewer in Hampton Avenue, at an estimated cost of \$254.10.

CONTRACT WITH D. E. DRYE FOR WATER MAIN CONSTRUCTION IN CHESTERFIELD AVENUE, ET AL.

Motion was made by Councilman McIntyre that contract be authorized with D. E. Drye for the construction of a water main in Chesterfield Avenue, Briar Creek Road and Shenandoah Avenue, estimated to cost \$7,400.00. Motion seconded by Councilman Childs, and unanimously carried.

July 2, 1946  
Book 31 - Page 427

PLAT OF SEDGEFIELD SUBDIVISION APPROVED.

Upon motion of Councilman Childs, seconded by Councilman White, unanimous approved was given a plat of a subdivision known as Sedgefield, submitted by the Marsh Land Company.

PETITION REQUESTING PERMISSION TO OPERATE TAXICAB REFUSED JAMES H. CASON.

A petition on behalf of James H. Cason for a permit to drive a taxicab was presented and Mr. Elbert Foster, Attorney, was heard in it's support. Lieut. McAll of the City Police Department presented the reasons for the Police Department having refused to grant the permit to Mr. Cason. Upon motion of Councilman White, seconded by Councilman Puette, the action of the Police Department was unanimously sustained and Mr. Cason was refused the permit.

CONTRACT FOR TRANSFORMERS AUTHORIZED WITH WAR ASSETS ADMINISTRATION.

Upon motion of Councilman White, seconded by Councilman Childs, a contract was unanimously authorized with the War Assets Administration for the purchase of fifty 40 watt, 60 cycle Type 1 Transformers, at \$8.70 each, plus freight, totaling \$446.71.

COMMUNICATION FROM VETERANS WELFARE ASSOCIATION FILED REQUESTING APPOINTMENT OF NEGRO VETERANS.

Copies of a communication from the Veterans Welfare Association were presented each Councilman by T. W. Anderson, Acting Chairman of the Association, relative to negro veterans.

UNANIMOUS CONSENT GIVEN TO PRESENT MATTERS NOT ON DOCKET.

Upon motion of Councilman White, seconded by Councilman Puette, the City Manager was unanimously granted permission to present the following two items not on today's Council Docket.

CONTRACT WITH DIXIE BAG COMPANY, INC. FOR CONSTRUCTION OF SEWER.

Councilman Childs moved that a contract be entered into with the Dixie Bag Company, Inc., for the construction of a sanitary sewer along N. Tryon Street to Atando Avenue and along Atando Avenue to the city limits, as recommended by the City Manager, at an estimated cost of \$1,810.82. Motion seconded by Councilman Puette, and unanimously carried.

DUKE POWER COMPANY REQUESTED TO REMOVE BUSES FROM FOURTH STREET.

Councilman McIntyre moved that the Duke Power Company be requested to remove their busses from Fourth Street as of August 1, 1946. Motion seconded by Councilman Puette, and unanimously carried.

SPECIAL OFFICER PERMIT RENEWED TO MRS. STELLA PATTERSON.

Upon motion of Councilman White, seconded by Councilman Childs, the special officer permit held by Mrs. Stella Patterson on the premises of J. B. Ivey & Company was unanimously renewed for one year.

JUDGE REDD COMPLIMENTED ON WORK WITH DOMESTIC RELATIONS COURT.

Mayor Baxter called attention to the splendid work being done by Judge Marion Redd with the Domestic Relations Court. Councilman Childs moved that the Council go on record as complimenting Judge Redd upon the fine service he is rendering with the Domestic Relations Court. Motion seconded by Councilman Puette, and unanimously carried.

July 2, 1946  
Book 31 - Page 428

SALE OF CEMETERY LOTS.

Councilman Newson moved that the Mayor and Clerk be authorized to execute deeds for the sale of the following cemetery lots and perpetual care thereon. Motion seconded by Councilman Childs, and unanimously carried:

H. L. Fort and wife, Mrs. Cora Lee Fort, Lot 100, Section L-Annex, Elmwood Cemetery, \$90.00.

Perpetual Care on above lot, \$50.00.

Perpetual Care on Lot 12, Section P. ~~Elmwood~~ Cemetery, Arch Wakefield, at \$144.00.

ADJOURNMENT.

Upon motion of Councilman Newson, seconded by Councilman Childs, the meeting was adjourned.

Lillian R. Hoffman  
City Clerk