

The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4:00 o'clock P. M., Wednesday, May 31, 1944, with Mayor Baxter presiding, and Councilmen Albea, Atkins, Baker, Bullard, Cope, Daughtry, Hovis, Painter, Price and Ward being present.

Absent: Councilman Slye.

MINUTES APPROVED.

Upon motion of Councilman Albea, duly seconded by Councilman Atkins, the minutes of the meeting on May 24th were approved as read.

ADOPTION OF RESOLUTION AUTHORIZING SALE OF REAL ESTATE TO FREDRICKSON MOTOR EXPRESS CORPORATION.

Upon motion of Councilman Baker, seconded by Councilman Atkins, the following resolution was unanimously adopted:

WHEREAS, by deed dated July 21, 1943, and recorded in Book 1094, page 277, of the Registry for Mecklenburg County, the City of Charlotte acquired title, pursuant to foreclosure sale in Tax Suit No. 387 against Olin P. Wearn et al., to Lot 9 in Block 11 of Graham Heights, as shown on map recorded in Map Book 3, page 102, of said Registry, which is located at Nos. 2209-11 Hutchinson Avenue in the City of Charlotte; and whereas, Fredrickson Motor Express Corporation has made an offer to purchase said real estate at the price of \$983.64, which amount covers all liens enforced in said tax suit due the City and County, court costs and all other costs incident to said foreclosure sale; and whereas, the former owners of said real estate have consented and agreed in writing that the City may sell said real estate to whomsoever it may see fit and at such price as it may see fit, free and clear of any claim of said owners; and whereas, it appears that \$983.64 is a fair and reasonable price for said real estate;

RESOLVED, That the Mayor and City Clerk of the City of Charlotte be, and they hereby are, authorized and directed to execute a deed conveying said real estate to Fredrickson Motor Express Corporation at the price of \$983.64, said deed to contain full covenants of warranty except as to the lien of any taxes for the year 1944 and subsequent years and as to the right of way, if any, of the Southern Railway Company (formerly A.T. & O.R.R. Co.) and to be delivered upon the payment in full of said purchase price, and that the City Treasurer and City Accountant be, and they hereby are, authorized and directed to issue check of the City of Charlotte to J. Lester Wolfe, C.S.C., in the amount of \$1.10 in payment for the revenue stamp to be affixed to said deed.

APPROVED AS TO FORM:

H. B. Campbell, City Attorney.

REJECTION OF BID ON OLD AUDITORIUM PROPERTY AT EAST 5th AND NORTH COLLEGE STREETS/

Councilman Hovis moved the rejection of the bid of \$50,000. on the Old Auditorium Property at East 5th and North College Streets, made by Clyde A. Duckworth, as Agent, at the advertised sale on April 17, 1944; and that check submitted by him be returned. Motion seconded by Councilman Ward and unanimously carried.

CONSTRUCTION OF SANITARY SEWER EXTENSION IN LATTA PARK.

Councilman Price moved that the request of the Charlotte Park & Recreation Commission be granted for the construction of a sanitary sewer

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extension in Latta Park for a distance of 1,150 feet, at an approximate cost of \$2,000.00, in order to provide toilet facilities, and that funds be provided from the Sewer Bond Fund. Motion seconded by Councilman Albea and unanimously carried.

CONTRACT AUTHORIZED WITH CALDWELL CONSTRUCTION COMPANY FOR AN ESTIMATED TONNAGE OF 450 TONS OF SPONE.

Councilman Albea moved that contract be awarded Caldwell Construction Company for an estimated tonnage of 450 tons of stone at \$952.50, for use in street improvements. Motion seconded by Councilman Painter and unanimously carried.

PURCHASE OF REPAIR PARTS FOR CHLORINATOR AND CARBON MACHINE FROM WALLACE & TIERNAN COMPANY, INC.

Councilman Albea moved that repair parts for Chlorinator and Carbon Machine at \$123.00 be purchased from Wallace & Tiernan Co., Inc., f.o.b. Newark, N. J. Motion seconded by Councilman Daughtry and unanimously carried.

CONTRACT AUTHORIZED WITH N. C. EQUIPMENT COMPANY FOR REPAIR PARTS FOR ELGIN SWEEPER.

Upon motion of Councilman Price, seconded by Councilman Atkins and unanimously carried, contract was awarded North Carolina Equipment Company for repair parts for the Elgin Sweeper, at \$317.35.

CONTRACT WITH THE BARRETT COMPANY FOR 10,000 GALLONS OF TAR RESCINDED AND CONTRACT FOR APPROXIMATELY 8,000 GALLONS AWARDED.

Councilman Albea moved that supplement to contract with The Barrett Company, awarded on May 24, 1944, and calling for 10,000 gallons of Tar, be rescinded, and ~~supplemental contract~~ contract be awarded for approximately 8,000 gallons of Tar, at a unit price of 10.77 cents per gallon. Motion seconded by Councilman Daughtry, and unanimously carried.

RENEWAL OF LEASE (No. W-231-eng-600) WITH U.S. GOVERNMENT FOR LAND AT AIR BASE FOR SEWER OUTFALL RIGHT OF WAY; AND AUTHORIZATION TO EXECUTE SUPPLEMENTAL AGREEMENT TO DISPENSE WITH FUTURE NOTICE OF RENEWAL AND FOR CANCELLATION PRIVILEGES ON SAID LEASE.

Councilman Ward moved that Lease with the U.S. Government (No. W-231-eng.-600) covering land at Airbase used for Sewer Outfall right-of-way, be renewed, and that the Mayor and City Clerk be authorized to execute a Supplemental Agreement with the U. S. Government providing for dispensing with future Notice of Renewal of Lease and for Cancellation Privileges of said Lease. Motion seconded by Councilman Hovis and unanimously carried.

OFFERS OF SALE OF LANDS FOR CEMETERY SITE SUBMITTED BY C.E.HOBBS AND LEROY DULIN REFERRED TO EVALUATION COMMITTEE.

The City Manager stated he had received proposals from C.E. Hobbs and Leroy Dulin for the sale of two tracts of land for use as a cemetery site. These proposals were referred to the Council's Evaluation Committee for consideration.

RENEWAL OF SPECIAL OFFICER PERMIT TO MRS. STELLA PATTERSON.

Councilman Albea moved the renewal of the Special Officer Permit held by Mrs. Stella Patterson on the premises of J. B. Ivey & Company. Motion seconded by Councilman Painter and unanimously carried.

REQUEST OF THE MERCHANT PATROL FOR SPECIAL OFFICER PERMIT FOR JOE ALEXANDER HOYLE DENIED.

The City Manager advised that W. R. Stroupe, President of The Merchant Patrol had applied for a Special Officer Permit for Joe Alexander Hoyle, for use on the premises of Apex Transportation, Inc.; 525 North Smith Street. He stated that it was ~~thought~~ ^{thought} unwise by Chief Anderson and himself to issue such permit to an individual under the control of a concern furnishing such service on a fee basis. He stated requests for appointment of Special Officers are required to come directly from the business concern on whose premises the Officer will work. Councilman Baker moved the request be denied. Motion seconded by Councilman Daughtry and unanimously carried.

REQUEST OF CHARLOTTE MOTOR CARRIERS ASSOCIATION TO POLICE DEPARTMENT FOR ASSISTANCE IN DELIVERY OF FREIGHT IN THE BUSINESS AREA RECEIVED AS INFORMATION.

The City Manager advised the Charlotte Motor Carriers Association had requested the Police Department to work out some plan to facilitate the delivery of freight in the business area. That a survey of the situation had been made by city traffic engineers and the Fire Department, and a plan whereby loading and unloading zones might be established on certain streets in the business area had been submitted without recommendation. The City Manager also stated letters had been received from the Carolina Transfer & Storage Company and Railway Express Company expressing disapproval of the establishment of such specific zones. Councilman Price moved that the matter be received as information. Motion seconded by Councilman Baker and unanimously carried.

HOUSE ON WILMOUNT ROAD AUTHORIZED ADVERTISED FOR SALE.

Councilman Painter moved that the city owned four-room house on Wilmount Road be advertised for sale. Motion seconded by Councilman Daughtry and unanimously carried.

ADOPTION OF REVENUE ORDINANCE FOR FISCAL YEAR, JULY 1, 1944 THROUGH JUNE 30, 1945.

The Revenue Ordinance for the fiscal year, July 1, 1944 through June 30, 1945, was presented. Councilman Ward requested that the proposed changes in the ordinance be reviewed and discussed, which was done. Councilman Ward then stated he objected to the proposed increase from \$12.50 to \$50.00 on Automotive Equipment or Supply Dealers at Wholesale or Distributing Agencies or Warehouses, as he felt the increase was unfair and out of line with tax charged on oil or motor fuel. Following a discussion of the matter, Councilman Baker moved that the charge of \$50.00 be made as proposed. Motion seconded by Councilman Cope and carried.

The ordinance was then read, and upon motion of Councilman Hovis, seconded by Councilman Daughtry, was unanimously adopted, and declared by the Mayor to be an ordinance of the City of Charlotte; same to be recorded in Ordinance Book 9, Pages 203 through 216.

CONTRACT AWARDED THE NEWS PUBLISHING COMPANY FOR PUBLICATION AND PRINTING OF REVENUE ORDINANCE.

Councilman Baker moved that contract be awarded the low bidder, The News Publishing Company, for the publication and printing of the Revenue Ordinance for the fiscal year July 1, 1944 through June 30, 1945, at a cost of \$465.01. Motion seconded by Councilman Cope and unanimously carried.

CHAIRMANSHIP OF POST WAR PLANNING COMMITTEE DECLINED BY COUNCILMAN BAKER.

Councilman Baker stated he could not accept the Chairmanship of the Post War Planning Committee as requested by Mayor Baxter, as he would not be able to give the time to the work which would be required and deserved. Mayor Baxter then stated that he would appoint himself Chairman of the Committee since Mr. Baker could not accept the appointment.

CEMETERY DEEDS APPROVED FOR TRANSFER.

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

Boy S. Bigham and wife, Ethel S. Bigham, Lot No. 49, in Section A-Annex, Elmwood Cemetery, \$152.95.

Perpetual Care on the above lot, \$109.25.

ADJOURNMENT.

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

Lillian P. Hoffmann

City Clerk