

October 30, 1945
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The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Tuesday, October 30, 1945, with Mayor Baxter presiding, and Councilmen Childs, Hinson, Johnston, McIntyre, Newson, Puette and White being present.

MINUTES APPROVED.

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

PETITION FILED PROTESTING THE ERECTION OF A DISPOSAL PLANT OR INCINERATOR ON NEWLAND ROAD.

A petition protesting the erection of a disposal plant or incinerator on Newland Road, signed by twenty-seven citizens of Charlotte Township, was presented by Mr. A. C. Bennett and Mr. O. C. Taylor, 2400 Statesville Road. Messrs. Bennett and Taylor stated they felt such erection would devalue the property in the Newland Road section, and they objected to having an incinerator so near their homes, due to the odors and smoke.

Councilman Newson explained that the proposed method of ~~sewage~~ disposal at this location would be entirely different from that employed at present in Charlotte.

The petition was accepted and ordered filed.

HEARING AGAINST EXTENSION OF SEWER LINE IN MIDWOOD SECTION, AND ADOPTION OF RESOLUTION RELATIVE THERETO.

The Mayor announced this was the time and place set for hearing reasons for and against the extension of a sewer line in Midwood Section, as passed by the City Council at its meeting on October 18, 1945, and due notice of same having been duly published in The Charlotte Observer.

No one appeared in opposition thereto. Thereupon, the following resolution was read: .

FINAL RESOLUTION REGARDING PROPOSED
EXTENSION, CONSTRUCTION, OPERATION
AND MAINTENANCE OF SAID SEWER SYSTEM.

WHEREAS, in accordance with the resolution adopted by the City Council October 18, 1945, duly recorded in Minute Book 31, at Page 245 of the Minutes of the City Council, there has been published as required by law, a notice that on the 30th day of October, 1945, at 4:p.m., in the Council Chamber of the City Hall, the Council would hear reasons for and against the extension, construction, operation and maintenance of said sewer system over, under and across "Space Reserved" and over, under and across Lot 34 to Hamilton Avenue and the condemnation of the right-of-way and such restrictions, if any, therefor, and

WHEREAS, no one has appeared or asked to be heard in reference to the said proposal;

NOW, THEREFORE, IT IS RESOLVED, ORDERED, ORDAINED AND DECREED AS FOLLOWS:

1. The Council does finally determine to extend, construct, operate and maintain said sewer system in the manner stated in the aforesaid

Note:
Minutes of
11-6-45
Page 259
corrected
this item
to change
word
"sewage"
to "garbage"

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resolution, to which reference is hereby made, and to condemn the right-of-way and restrictions, if any, which prevent the construction, operation and maintenance of said sewer extension which is particularly described herein; the assessment district for damages and benefits consisting of the property claimed to be owned by M. Lee Heath and D. Morgan Heath, William H. Livie and Edna R. Livie, and James J. Cook, Individually, and James J. Cook, trustee, over which the said extension shall be construed, operated and maintained and adjacent thereto is hereby established, all as appeared upon said map which has been prepared by the City Engineer and filed with the City Clerk in accordance with the aforesaid resolution.

2. The entire cost of the acquisition of the necessary right-of-way and restrictions, if any, in making the proposed extension and improvements shall be assessed against and borne by the City at large.

3. The City Attorney or any attorneys representing the City are instructed to file the necessary petition and to prosecute the necessary proceedings in order for the City to acquire the right-of-way and restrictions preventing the construction, operation and maintenance of said extension described in the resolution above referred to.

Councilman White moved the adoption of the resolution. Motion seconded by Councilman Newson, and unanimously carried.

PROGRESS REPORT ON VARIOUS PROJECTS MADE BY PLANNING BOARD.

The City Manager presented a letter from The Planning Board advising a decision had been reached on the various projects referred to them for recommendation and they would render a final report at the Council Meeting on November 13th.

ACCEPTANCE OF STATE HIGHWAY COMMISSION PROPOSAL TO ASSUME MAINTENANCE OF STREETS.

The City Manager advised the State Highway Commission, through Commissioner Ben E. Douglas, had proposed that the Highway Commission hereafter do the maintenance work on streets in Charlotte over which they have assumed maintenance. The City Manager recommended that their proposal be accepted, provided that the city reserve the right to request repair of certain streets, and, also, to fix certain streets where a hazard exists, and charge the same to the State Highway Fund. Councilman Childs moved that the recommendation be approved. Motion seconded by Councilman Hinson, and carried, the votes cast being as follows:

AYE: Councilmen Childs, Hinson, Johnston, McIntyre, Puette and White.

NAY: Councilman Newson.

ADOPTION OF AN ORDINANCE AMENDING THE ELECTRICAL ORDINANCE.

An ordinance entitled, "AN ORDINANCE AMENDING THE ELECTRICAL ORDINANCE OF THE CITY OF CHARLOTTE, AS RECORDED IN ORDINANCE BOOK 8, PAGE 59 THROUGH 70", was presented and read. Councilman Newson moved the adoption of the ordinance. Motion seconded by Councilman Hinson, and carried, with the following vote recorded:

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

RECORDED AS NOT VOTING: Councilman McIntyre

The ordinance is recorded in full in Ordinance Book 9, beginning at Page 313.

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ADOPTION OF AN ORDINANCE AMENDING THE BUILDING ORDINANCE.

An ordinance entitled, "AN ORDINANCE AMENDING THE BUILDING ORDINANCE OF THE CITY OF CHARLOTTE", was presented and read. Councilman Childs moved the adoption of the Ordinance. Motion seconded by Councilman Puette, and unanimously carried. Ordinance is recorded in full in Ordinance Book-9, beginning at Page 297.

EXTENSION OF INTERSECTIONS AT SOUTH BREVARD AND LIBERTY STREETS, AND NORTH COLLEGE AND WEST ELEVENTH STREETS AUTHORIZED.

Councilman McIntyre moved that the pavement be extended at the southeast corner of the intersection of South Brevard Street and Liberty Street, which includes the ground now owned by the city, and that \$1,250.00 be appropriated from the Emergency Fund for said purpose; and, that the pavement be extended at the northwest and southeast corners of the intersection of North College and West Eleventh Streets. Motion seconded by Councilman Newson, and unanimously carried.

PURCHASES AND CONTRACTS AUTHORIZED.

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

1. Purchase of 6,750 sq.ft. of sand screen from Charlotte Hardware Company, at a cost of \$320.63, for the typhus control work.
2. Payment of \$270.75 to Southern Railway Company for freight on bulldozers purchased October 23, 1945, f.o.b. Atlanta, Ga.
3. Contract with Neptune Meter Company for 50, 5/8 inch water meters at a net delivered price of \$475.00.
4. Cancellation of \$46.16 on contract dated May 10, 1944 with Edwin C. Boyette, Jr., for 3/16 inch flooring at \$756.56, due to 1/8 inch flooring having been delivered, at a price of \$710.40, making an unused balance of \$46.16.

SPECIAL OFFICER PERMIT GRANTED.

Upon motion of Councilman McIntyre, seconded by Councilman Childs, Special Officer Permit was authorized renewed for one year to M. F. Patten, on the premises of the A & P Tea Company.

CONTRACT WITH JOHN CROSLAND COMPANY AUTHORIZED FOR PAVING SKYLAND ROAD AND CARTIER WAY.

Upon motion of Councilman Hinson, seconded by Councilman White, the City Manager presented the following matter which did not appear on the Docket: that the City participate with John Crosland Company in the development of Skyland Road and Cartier Way, as requested by Mr. Crosland.

Councilman Johnston moved that a contract be authorized between John Crosland Company and the City for paving Skyland Road and Cartier Way, provided John Crosland Company, and John Crosland, Individual, guarantee to pay the city the full cost of repairing said streets for a period of twelve months after the paving is completed. Motion seconded by Councilman Puette, and unanimously carried.

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CEMETERY LOTS APPROVED FOR SALE.

Councilman McIntyre moved that the sale of the following cemetery lots and issuance of deeds therefor be authorized. Motion seconded by Councilman Johnston, and unanimously carried:

- To - Mrs. Jennie H. Rudisill, Lot 342, Section Y, Elmwood Cemetery, \$35.00.
Mrs. Mary Davis Wolfe, south half Lot 133, Section X, Elmwood Cemetery, \$70.00.
Perpetual Care on south half Lot 133, Section X, Mrs. Mary Davis Wolfe, \$60.00.
- To - Wm. Beach Hodge and wife, Mrs. Jessie Hurlbut Hodge, Lot 3, Section L-Annex, Elmwood Cemetery, \$180.00.
Perpetual Care on Lot 3, Section L-Annex, Wm. Beach Hodge and wife, \$100.00.
- To - George M. Ivey, Lot 47, Section L-Annex, Elmwood Cemetery, \$180.00
Perpetual Care on Lot 47, Section L-Annex, George M. Ivey, \$100.00.

ADJOURNMENT.

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

Lillian R. Hoffman
City Clerk