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The first Council meeting in the New Year was held at 4 o'clock P. M., Wednesday, January 3, 1940, with Mayor Pro Tem Hovis presiding and Councilmen Baxter, Britt, Huntley, Hudson, Little, Nance, Sides, Ward and Wilkinson present.

Absent: Mayor Douglas and Councilman Albea.

MINUTES OF DECEMBER 13TH. READ AND APPROVED.

On motion of Councilman Huntley, seconded by Councilman Sides, the minutes of the December 13th. meeting were approved as read.

CHAMBER OF COMMERCE GRANTED USE OF ARMORY-AUDITORIUM WITHOUT CHARGE FOR MARCH 5TH. AND 7TH. FOR STATE CONVENTION OF REPUBLICAN PARTY.

Mr. Al Bechtold, of the Chamber of Commerce, requested use of the Armory-Auditorium for March 5th. and 7th., without charge, for the State Convention of the Republican Party, and on motion of Councilman Wilkinson, seconded by Councilman Ward and carried, this request was granted.

CHESTER NIXON REQUESTED UNLIMITED TIME FOR DELEGATION TO PRESENT SUNDAY ISSUE.

Chester Nixon, open-Sunday advocate, appeared before the Council, stating that he planned to bring a large delegation of citizens interested in a revision of the present Sunday ordinance before the Council at an early date, and asked that this delegation be given an unlimited time in which to present their arguments. He stated that he had been approached by members of the motion picture industry and sports to request this meeting and that the Council prepare for an unusually long session. He advised that this matter had been resting, awaiting the return of Councilman Albea, but that since Mr. Albea had now been absent almost a year, he felt that the Council should appoint someone to fill his seat.

Mr. Nixon was informed that speakers appearing before the Council could talk as long as they desired but Mayor Pro Tem Hovis asked that they be given notice several days in advance in order that the Council might arrange to meet earlier, and Mr. Nixon agreed to give notice of the time of appearance of the delegation one week in advance.

PURCHASE OF TERRA COTTA PIPE.

On motion of Councilman Britt, seconded by Councilman Wilkinson, authority was given for the purchase of one car of 8" Terra Cotta Pipe from the H & S Lumber Company, at a total delivered price of \$340.99, and the Mayor and Clerk authorized to sign the contract.

Bids received from eight concerns handling this material were all at the price of \$340.99 and award was made in accordance with the City's policy of alternating business where price and quality are equal.

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PURCHASE OF OPERA CHAIRS FOR BALCONY OF THE ARMORY-AUDITORIUM.

On motion of Councilman Ward, seconded by Councilman Huntley and unanimously carried, the purchase of 179 Opera Chairs from the National Theatre Supply Company, at a total delivered price of \$497.62, was approved and the Mayor and Clerk authorized to sign same.

Bids received on replacing 160 chairs in the center section of the balcony of the Armory were as follows:

National Theatre Supply Co.	\$444.80
Southern Desk Company	509.60
Wil-Kin Theatre Supply, Inc.	516.80
Alternate bid	500.00
Southeastern Equipment Co.	624.00
American Seating Company	646.40

Increase in the number of chairs to be purchased, on the same basis as applied to 160 chairs, was recommended by the City Manager, since that number could be bought from the money budgeted for that purpose.

PENALTY ON CITY PRIVILEGE LICENSES.

On motion of Councilman Hudson, seconded by Councilman Baxter, a maximum penalty of 25% on city privilege licenses was authorized. The penalty for the month of December is 25% and it has been the custom to stop the penalty at 25% when that figure has been reached, and this action was taken in conformity with the above custom.

APPROVAL OF CONTRACT-LEASE WITH AIRPORT.

The Airport Commission having referred to the City Council for approval a contract-lease with the Civil Aeronautics Authority of the United States of America for rental on one room in the Administration Building, this approval was given on motion of Councilman Sides, seconded by Councilman Little and unanimously carried.

NEW STREET NAMED WADE TERRACE.

At the request of Mr. H. M. Wade that the new street he has recently opened up, between West Hill and West Stonewall Streets, be named, and on motion of Councilman Wilkinson, seconded by Councilman Baxter, this street was given the name of Wade Terrace.

REASSESSMENT ORDINANCE - WEST MOREHEAD STREET

On motion of Councilman Wilkinson, seconded by Councilman Hudson, the following re-assessment ordinance for property of E. C. Griffith, on West Morehead Street, was unanimously adopted on three readings and declared by the Mayor Pro Tem to be an ordinance of the City of Charlotte:

The City Council of the City of Charlotte, North Carolina, DO ORDAIN that the special benefits to the abutting property on West Morehead Street on account of the paving of the street at the southwest corner of the intersection of West Morehead Street and Arty Avenue, running in a westerly direction 275.8 feet, and being originally assessed as a whole against E. C. Griffith Company, is hereby subdivided and re-assessed on the south side only, as follows:

6100

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STREET NO.	OWNER	FRONTAGE	WATER	SEWER	STREET	WALK	TOTAL
2401-17	E. C. Griffith	225.8	-	-	760.92	-	\$760.92
2419-21	E. C. Griffith	50.00	-	-	168.50	-	168.50

SUIT OF JOSEPHINE REYNOLDS VS. CITY OF CHARLOTTE.

The City Manager advised the Council of receipt of notice of claim against the City for alleged personal injuries to Josephine Reynolds, which has been referred to the City Attorney.

DRILL TOWER AND SCHOOL NAMED THE PALMER FIRE SCHOOL.

At the suggestion of officers of the Fire Department, without the knowledge of the Chief, and on motion of Councilman Sides, seconded by Councilman Huntley, the new Fire Drill Tower and School on 7th Street, at Briar Creek, was officially named "The Palmer Fire School" in recognition of Chief Palmer's unceasing efforts in the past years to secure adequate training facilities for the members of the Charlotte Fire Department.

BUDGET STATEMENT BEST IN YEARS.

Mr. Marshall submitted a copy of the Budget Statement for the past five months of the fiscal year, ending November 30, 1939, showing the Appropriation Budget underspent by \$5,775.17 and the Revenues in excess of the amount anticipated by \$51,013, which he stated was the best financial statement the City has/had^{ever} for this time of year.

TRAFFIC ORDINANCE POSTPONED ANOTHER WEEK.

The revised Traffic Ordinance, postponed at the last meeting, was again presented by the City Manager for consideration at this time, but on motion of Councilman Baxter, duly seconded by Councilman Ward, the reading of this ordinance was again postponed for one week in order that the meeting be called at 3 P. M. instead of the usual hour, due to the length of the ordinance.

COMMITTEE TO MAKE REPORT ON INJURY CASE OF MISS MAGGIE BLACK ASKED FOR EXTENSION OF TIME.

Councilman Huntley, Chairman of the special committee, appointed to study the alleged injury of Miss Maggie Black, who claims to have fallen on a defective place in one of the City's sidewalks, asked for an extension of time in order to ascertain more facts regarding this case. He stated that the doctor bill is \$15.00 and loss of time from work \$12.00, but that the committee could make no recommendations on the meager information so far gathered.

On motion of Councilman Baxter, seconded by Councilman Wilkinson, this committee was given further time before making report.

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ARMORY TO BE USED FOR BROADCAST JANUARY 28TH.

Councilman Ward requested use of the Armory-Auditorium on Sunday, January 28th., for a broadcast to be put on by the General Electric Company and the National Broadcasting Company, at which time they will bring a Band of sixty girls to Charlotte. He stated that the advertising for Charlotte from this broadcast will be of immense value to the City and moved that the Armory be given for this occasion without cost. Motion seconded by Councilman Baxter and carried.

REPORT OF CITY ATTORNEY ON INJURY OF MRS. WADE BAILEY.

City Attorney Scarborough gave a report, without recommendation, in connection with the suit of Mrs. Wade Bailey, brought by her attorney, Mr. L. L. Caudle, for injuries sustained by falling on East 7th Street, where she claims the sidewalk was lower in one section than the remainder of the sidewalk. Mr. Caudle requested settlement in the amount of \$100.00.

Councilman Little moved that the request be denied. Motion seconded by Councilman Wilkinson and carried.

WIDENING OF DAVIDSON STREET AGAIN TURNED DOWN BY VOTE OF THE COUNCIL.

Councilman Wilkinson again brought up the question of widening one block of South Davidson Street, along the property of the City Hall, stating that he felt the City should take advantage of the opportunity to get this street widened with W.P.A. funds since it was badly needed in order to give the Headquarters Fire Station apparatus exit from the station to East Trade Street without congestion.

He moved that the Council approve the recommendation of the City Manager, made several weeks ago, to widen this street at an expenditure of only \$1500.00 on the part of the City of Charlotte. Motion seconded by Councilman Ward.

Councilman Sides and Councilman Hudson both opposed this widening, Councilman Sides on the grounds that the situation could be relieved by prohibiting parking along this street, thus saving the expense of paving merely to provide parking space for City employees. Mr. Hudson asked for more time to go into the matter. After discussion, Councilman Wilkinson's motion was put to a vote and lost, with five affirmative votes, three negative and Councilman Hudson not voting.

CEMETERY DEEDS.

On motion of Councilman Baxter, seconded by Councilman Little, the following cemetery deeds were approved for issuing:

D. B. Austin, South Half Lot No. 5, Section BB, Elmwood Cemetery	\$63.00
B. I. Meacham, East Half 37-C, "D Annex"	30.57
D.W.Holbrooks & Wife, Etta E. TO Mrs. H. P. Roberts, N.W. 1/4 Lot No. 89, Section "T"	1.00

ADJOURNMENT.

Motion to adjourn made by Councilman Huntley, seconded by Councilman Baxter and carried.

Alice B. McConnell
City Clerk