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The City Council met in regular weekly session at 4 o'clock P. M., Wednesday, July 23, 1941, in the Council Chamber, City Hall, with Mayor Currie presiding and the following members present: Councilmen Albea, Baker, Beasley, Daughtry, Hovis, Little, Painter, Price, Ross and Ward.

Absent: Councilman Slye.

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REQUEST OF CHARLOTTE NEGRO CHAMBER OF COMMERCE FOR FREE USE OF ARMORY DENIED.

Ned Davis, Executive Secretary of the Charlotte Negro Chamber of Commerce, requested use of the Armory-Auditorium on September 9, 1941, for holding a dance to raise funds to carry on the work of that organization, at the rate of \$25.00 allowed for charitable programs, but after discussion as to the purpose of raising the funds and the use of same, Councilman Little moved that the request be denied and that they be allowed the use of the Armory on the date specified at the amount provided in the ordinance, namely \$75.00, if desired. Motion seconded by Councilman Ross and unanimously carried.

REQUEST FOR USE OF ARMORY DENIED.

A representative of the House of Prayer requested use of the Armory on September 7th. for a religious gathering to raise funds for their building, at which time a charge would be made at the door. The Mayor advised that under the ordinance governing the rental of the Armory-Auditorium that where a door charge is made the full price for the Armory must be charged.

AN ORDINANCE PROHIBITING PARKING PRIVILEGES ON STATESVILLE AVENUE.

The following ordinance was presented by Councilman Beasley, and on motion of Councilman Ross, seconded by Councilman Painter in each instance, was unanimously adopted on three readings and declared by the Mayor to be an ordinance of the City of Charlotte, effective this date:

AN ORDINANCE  
PROHIBITING ALL PARKING PRIVILEGES ON THE  
EAST SIDE OF STATESVILLE AVENUE BETWEEN  
FORREST STREET AND FORDSON AVENUE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE,

N. C.:

Section 1. When signs are erected giving notice thereof, no person shall park a vehicle at any time on the east side of Statesville Avenue between Forrest Street and Fordson Avenue.

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Section 2. The purpose and intent of this ordinance is to place the above described portion of Statesville Avenue under Schedule I as contained in the Traffic Ordinance adopted January 10, 1940.

Section 3. All ordinances and clauses of ordinances in conflict herewith are hereby repealed.

Section 4. The City Clerk shall certify to the passage of this ordinance and cause the same to be published as required by law.

Section 5. This ordinance shall take effect from and after its passage.

Approved as to Form:  
  
C. W. Tillett  
City Attorney

Certified: Alice B. McConnell  
City Clerk

COMMITTEE TO REPORT ON MOREHEAD STREET PARKING REQUEST NEXT WEEK.

Mr. Beasley, Chairman of the Committee to report on the problem of parking on East Morehead Street, referred to his committee at the last meeting, reported that recommendation from the committee would be ready at the next meeting of the Council.

MINUTES APPROVED.

On motion of Councilman Little, seconded by Councilman Ross, the minutes of the meeting of July 16th. were approved as read.

REQUEST FOR PLACING WASTE BOXES ON STREETS REFERRED TO CITY MANAGER FOR REPORT.

Mr. J. R. Wentz, of the Wentz Sign Company, presented a small model of waste boxes which he wished to place on street corners in the business district, and asked that he be given a contract to place same for a five year period. This was referred by the Mayor to the City Manager for report back to the Council at the next meeting.

PURCHASE OF CHECK VALVES.

On motion of Councilman Ward, seconded by Councilman Little, contract for 582 bronze swing check valves to be used by the Water Department, was awarded to the low bidder, Grinnell Company, at a net delivered price of \$923.65, and the Mayor and Clerk were authorized to sign same.

Bids received on this item were as follows:

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Grinnell Company Inc.	\$ 923.65
The Chapman Valve Mfg. Co.	1285.56
Crane Company	1566.38
The Textile Mill Supply Co.	1584.82
Walworth Company	1584.82

CONTRACT FOR METER YOKES.

Bids having been received on 500 Yokes for setting 5/8" Water Meters as follows:

The Ford Meter Box Company	\$ 544.50
Grinnell Company, Inc.	553.70
Mueller Company	588.00
Hajoca Corporation	646.80

On motion of Councilman Albea, seconded by Councilman Ward, the Mayor and Clerk were authorized to sign contract with the Ford Meter Box Company, the lowest bidder, at a net delivered price of \$544.50.

PUBLICATION OF DELINQUENT TAXES.

On July 9th. the Council authorized the advertisement in a local newspaper of the 1940 delinquent city taxes, and the following bids were received on an estimate of 2500 column inches:

News Publishing Company @ .93	\$2,385.00	
Less 2% for cash	46.50	
		\$2,278.50

The Charlotte Observer @.95 on est.2500 c.i.	2,375.00
(This bid was not accompanied by certified check and, therefore, was treated as informal)	

On motion of Councilman Little, seconded by Councilman Ward, contract was awarded to The News Publishing Company, at a price of .93 per column inch, based on 2500 column inches, or a total cost of \$2278.50, and the Mayor and Clerk were authorized to sign this contract.

AWARD MADE ON PIPE FITTINGS.

In connection with the award made by the Council on July 16th. for 330 3/4" hand wiped lead goosenecks and corporation stops and 30 corporation stops without union couplings, to Mueller Company, at a price of \$889.15; the City Manager advised that when the contract was drawn it was found that Mueller Company had bid on 20 instead of 30 corporation stops, which, when taken into account on a unit price basis, did not make them the lowest bidder. He, therefore, recommended that the action of the Council on July 16th. be rescinded and the contract be let to the lowest bidder, as shown below:

Hajoca Corporation	\$925.21
Mueller Company	930.51
The Glauber Brass Mfg. Co.	1352.90
Atlas Supply Company	1387.78

Thereupon, Councilman Baker made a motion that the action of July 16th. be rescinded and the contract be signed by the Mayor and Clerk

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with the Hajoca Corporation, at the net delivered price of \$925.21. Motion seconded by Councilman Albea and carried.

CONTRACT LET FOR TWO CARS TERRA COTTA PIPE.

The City Manager reported that in accordance with instructions of the Council under date of July 16th., bids were again requested for 2 car loads of terra cotta pipe and that inquiries were mailed to fourteen concerns handling this pipe, under date of July 17th. Bids were received from the following, at the prices shown:

Doggett Lumber Company	\$681.99
Tucker-Kirby Company	681.99
Isenhour Brick & Coal Co.	681.99
Cathey Lumber Company	681.99

Mr. Armstrong, therefore, recommended that one car of this pipe be purchased from the Doggett Lumber Company, at a net delivered price of \$341.00 and the second car from Tucker-Kirby Company, at the net delivered price of \$340.99. Councilman Baker moved that bids be rejected and new bids again be called for, but this motion received no second. Councilman Albea, seconded by Councilman Little, then moved that the City Manager's recommendation be complied with, which carried after a discussion during which Mr. Baker stated that he felt that an investigation should be made by the City Attorney relative to collusion or price fixing, Councilman Baker voting against the motion to award the contracts.

SANITARY SEWER IN LABURNUM AVENUE.

On motion of Councilman Albea, seconded by Councilman Daughtry, authority was given for the installation of an 8" sanitary sewer in Laburnum Avenue, from Bascom Street 290 feet west towards West-over Street, to serve three houses now under construction; estimated to cost \$297.55.

WATER LINE IN HASTING AVENUE.

On motion of Councilman Baker, seconded by Councilman Little, the Mayor and Clerk were authorized to sign contract with J. H. Cutter for the laying of a 6" water line in Hasting Avenue, between Queens Road West and Princeton Avenue; the contract guaranteeing revenue of not less than 10% of the construction cost.

WATER LINE IN CAROL STREET.

On motion of Councilman Little, seconded by Councilman Albea, approval was also given for the installation of a 6" water main in Carol Street, between Rose and Brice Streets, 450 feet in length, the Mayor and Clerk being authorized to enter into contract with Mr. S. A. Leslie whereby applicant guarantees revenue of not less than 10% of the construction cost.

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SPECIAL OFFICER PERMITS.

The following special officer permits were authorized for service at the Charlotte Quartermaster Depot, 1820 Statesville Avenue, by motion of Councilman Albea, duly seconded by Councilman Little and carried:

Robert S. Hager  
Daniel W. Green  
Ian R. Browning  
David S. Lawson, Jr.

On motion of Councilman Ward, seconded by Councilman Little, J. R. Watson was appointed a special officer at Bryant and Independence Parks, on application made by the Charlotte Park and Recreation Commission.

ADOPTION OF SUPPLEMENTARY BUDGET FOR SCHOOL BOARD.

On motion of Councilman Baker, seconded by Councilman Beasley, the following Resolution approving the supplementary budget of the Charlotte School Board, was unanimously adopted:

RESOLUTION OF CITY COUNCIL  
APPROVING SUPPLEMENTARY BUDGET  
FOR SCHOOL BOARD.

WHEREAS, the School Commissioners of the City of Charlotte have filed with the City Council for approval their supplementary budget for the fiscal year commencing July 1, 1941 and in this budget have requested the payment to them of the full amount which will be produced by the 25¢ special school tax levy heretofore approved by a vote of the people, and in addition to the proceeds of the 25¢ tax levy have requested the payment to them of \$17,124.75 as representing the amount which they will be called on to pay to the State Retirement System as their contribution for teachers employed and teachers' salaries paid over and above the teachers and salaries provided for by the State, such payment being required by Chapters 24 and 143 of the Public Laws of 1941, and, whereas, there is doubt as to whether or not the City Council can legally levy a tax over and above the special 25¢ tax levy for the purpose of providing the aforesaid Retirement System payment;

NOW, THEREFORE, BE IT RESOLVED that the said supplementary budget be, and the same is, approved, provided that no money shall be paid to the School Commissioners on account of the aforesaid Retirement System payment until the legality of the tax levied for the purpose of producing funds to make said payment, and the legality of the said payment, have been tested in some proper legal proceeding.

ADOPTION OF THE BUDGET FOR THE FISCAL YEAR 1941-1942.

On motion of Councilman Ross, seconded by Councilman Little, the following ordinance was unanimously adopted on three readings, and declared by the Mayor to be the appropriation budget for the City of Charlotte for the fiscal year 1941-1942:

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AN ORDINANCE  
RELATIVE TO THE ADOPTION OF THE APPROPRIATION  
BUDGET FOR THE CITY OF CHARLOTTE FOR THE FISCAL  
YEAR 1941-1942.

WHEREAS, the following appropriation budget has been prepared and submitted to the Mayor and City Council of the City of Charlotte and has been considered and studied by the Mayor and each of the Councilmen, the City Manager and the Municipal Accountant; and

WHEREAS, the law requires that this appropriation budget be adopted by the governing body of the City of Charlotte not later than the fourth Monday in July.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, pursuant to a regular meeting of the City Council held in the Council Chamber, at 4:00 o'clock P. M., on the 23rd. day of July, 1941.

SECTION 1. That there is hereby set aside and appropriated from the funds on hand and current revenues received and to be received during the fiscal year 1941-1942, for the maintenance and operation of the general government of the City of Charlotte and its various sub-divisions or departments, and for the payment of its bonded indebtedness, the following amounts of money, and the payment of said sums are hereby authorized for the items herein set out:

CITY OF CHARLOTTE  
BUDGET APPROPRIATIONS  
JULY 1, 1941- JUNE 30, 1942

PURPOSE FUND	EXPENDITURES		BUDGET
	1939-1940	1940-1941	1941-1942
<u>OPERATING AND MAINTENANCE</u>			
General Fund	1,132,065.71	1,182,827.49	1,257,875.99
Water & Sewer Fund	307,779.63	320,818.64	371,944.95
Total Operating & Maintenance	1,439,845.34	1,503,646.13	1,629,820.94
<u>CAPITAL OUTLAY</u>			
General Fund	58,030.30	65,047.77	124,365.08
Water & Sewer Fund	29,992.85	37,705.12	52,865.51
Total Capital Outlay	88,023.15	102,832.89	177,230.59
<u>DEBT SERVICE</u>			
Municipal Debt Service Fund	411,590.18	464,045.74	450,880.92
Water & Sewer Debt Service Fund	383,657.66	407,517.43	376,187.82
Total Debt Service	795,247.84	871,563.17	827,068.74
TOTAL	2,323,116.33	2,478,042.19	2,634,120.27

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CITY OF CHARLOTTE  
BUDGET REQUIREMENTS  
JULY 1, 1941 TO JUNE 30, 1942

FUND	REVENUES REALIZED		BUDGET
	1939-1940	1940-1941	1941-1942
General Fund	1,216,004.23	1,335,339.47	1,376,741.07
Water & Sewer Fund	360,837.44	379,002.18	424,810.46
<b>Total</b>	<b>1,576,841.67</b>	<b>1,714,341.65</b>	<b>1,801,551.53</b>
Municipal Debt Service Fund	425,133.06	488,699.83	450,880.92
Water & Sewer Debt Service Fund	388,607.32	416,078.30	376,187.82
<b>Total</b>	<b>813,740.38</b>	<b>904,778.13</b>	<b>827,068.74</b>
<b>Total Revenues</b>	<b>2,390,582.05</b>	<b>2,619,119.78</b>	<b>2,628,620.27</b>
<b>SALE OF CAPITAL ASSETS</b>			
General Fund	1,776.69	62.50	5,500.00
Water & Sewer Fund	5.00	35.00	.00
<b>Total</b>	<b>1,781.69</b>	<b>97.50</b>	<b>5,500.00</b>
<b>TOTAL</b>	<b>2,392,363.74</b>	<b>2,619,217.28</b>	<b>2,634,120.27</b>

Upon motion of Councilman Ross, seconded by Councilman Little and carried, the foregoing ordinance, together with the budget as submitted by the Municipal Accountant, was read and passed upon its first reading; the votes cast upon its first reading were as follows:

Councilman Albea	AYE
Councilman Baker	AYE
Councilman Beasley	AYE
Councilman Daughtry	AYE
Councilman Hovis	AYE
Councilman Little	AYE
Councilman Painter	AYE
Councilman Price	AYE
Councilman SLYE	ABSENT
Councilman Ross	AYE
Councilman Ward	AYE

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Upon motion of Councilman Ross, seconded by Councilman Little and carried, the rules were suspended and the foregoing ordinance and budget as submitted by the Municipal Accountant was read and past upon its second reading. The votes cast upon the second reading were as follows:

Councilman Albea	AYE
Councilman Baker	AYE
Councilman Beasley	AYE
Councilman Daughtry	AYE
Councilman Hovis	AYE
Councilman Little	AYE
Councilman Painter	AYE
Councilman Price	AYE
Councilman Slye	ABSENT
Councilman Ross	AYE
Councilman Ward	AYE

Upon motion of Councilman Ross, seconded by Councilman Little and carried, the rules were suspended and the foregoing ordinance and budget as submitted by the Municipal Accountant was read and past upon its third and final reading, and the Mayor declared it passed and an ordinance of the City of Charlotte. The votes cast upon third and final reading were as follows:

Councilman Albea	AYE
Councilman Baker	AYE
Councilman Beasley	AYE
Councilman Daughtry	AYE
Councilman Hovis	AYE
Councilman Little	AYE
Councilman Painter	AYE
Councilman Price	AYE
Councilman Slye	ABSENT
Councilman Ross	AYE
Councilman Ward	AYE

Upon the foregoing recorded vote the ordinance was duly adopted and declared to be the budget ordinance of the City of Charlotte for the fiscal year 1941-1942.

ORDINANCE FIXING RATE FOR 1941-1942 TAXATION.

An Ordinance fixing the Tax Rate for the fiscal year 1941-1942 was then read by the City Manager, as follows:

AN ORDINANCE  
ENTITLED "AN ORDINANCE FIXING THE TAX RATE  
FOR THE CITY OF CHARLOTTE FOR THE FISCAL  
YEAR 1941-1942 AND LEVYING A TAX UPON ALL  
REAL AND PERSONAL PROPERTY LOCATED WITHIN  
THE LIMITS OF THE CITY OF CHARLOTTE FOR  
THE SAID FISCAL YEAR."

BE IT ORDAINED by the City Council of the City of Charlotte in regular session, this the 23rd. day of July 1941.

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Section 1. That for the purpose of defraying the general expenses of the City of Charlotte for the fiscal year 1941-1942; for the paying of interest accrued or to accrue; the retirement of maturing bonds, additions to the sinking funds; for the partial operation of schools; for the Charlotte Park and Recreation Commission, and Industrial Home, there is hereby levied upon all real and personal property located within the limits of the City of Charlotte, North Carolina, the following rates of taxation:

(a) For general government purposes \$ .8594 on the One Hundred Dollars valuation of real and personal property and a tax on polls of \$1.00 each.

(b) For the payment of interest, the retirement of maturing bonds and additions to sinking funds of the general government debt and street bonds \$ .2546 on the one hundred dollars valuation of real and personal property.

(c) For the payment of interest, the retirement of maturing bonds and additions to sinking funds on sewerage bonds \$ .0368 on the one hundred dollars valuation of real and personal property, and \$ .03 per lineal foot frontage of real estate of each respective owner having sewerage lines in front of the said property or which is being served by the City sewerage.

(d) For the payment of interest, the retirement of maturing bonds, and additions to sinking funds, on school bonds \$ .0564 on the one hundred dollars valuation of real and personal property.

(e) For the partial operation of schools \$ .25 on the one hundred dollars valuation of real and personal property.

(f) For the use of the Charlotte Park and Recreation Commission \$ .02 on the one hundred dollars valuation of real and personal property.

(g) For the upkeep and maintenance of the Industrial Home \$ .0028 on the one hundred dollars valuation of real and personal property.

Section 2. The City Tax Collector, or Collector of Revenue of the City of Charlotte is hereby authorized, empowered and directed to proceed to collect taxes levied upon all real and personal property located within the City of Charlotte, based upon the foregoing rates; provided that on all taxes paid there shall be added interest at the rate allowed by law.

Section 3. The City Treasurer is hereby authorized, empowered and directed to apportion the funds coming into his hands from taxes collected for the fiscal year 1941-1942, according to the rates and classifications fixed in Section 1 hereof.

Section 4. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. That this ordinance shall become effective immediately upon its adoption and shall be published one time in The Charlotte News.

Upon motion of Councilman Baker, seconded by Councilman Ross, the foregoing ordinance was placed upon its first reading and unanimously adopted.

The rules were suspended and the ordinance was immediately placed upon its second and third readings, and unanimously adopted, and declared to be an ordinance of the City of Charlotte effective as above provided.

Ratified this the 23rd day of July 1941.

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CEMETERY DEEDS.

On motion of Councilman Little, seconded by Councilman Albea,  
the following cemetery deed was approved:

Alonzo R. Riley and Wife, Lot No. 45, Section "Y", Elmwood      \$ 63.00

ADJOURNMENT

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

Alice B. McCowell  
City Clerk