

A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, July 7, 1948, with Mayor Baxter presiding, and Councilmen Albea, Childs, DeLaney, Jordan, Lambeth, McKee and White present.

INVOCATION.

The invocation was given by the Reverend Mr. Herbert Spaugh, Pastor, The Little Church on the Lane.

MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, the minutes of the last meeting on June 30th were approved as submitted.

PROTEST AGAINST REMOVAL OF SUBSTANDARD HOUSES FROM CROSSTOWN BOULEVARD RIGHT-OF-WAY TO HILL STREET.

Mr. R. M. Small, resident of 521 Royal Court, appeared in protest of the erection of the six sub-standard houses being removed from the crosstown boulevard right-of-way to Hill Street, adjacent to Kent Street and Royal Court.

Mr. Small stated property values on Kent Street and Royal Court will devaluate because of these slum-type houses.

Mayor Baxter advised that the City's Standard House Ordinance will be enforced and no sub-standard houses will be permitted erected.

The Mayor requested the Council to visit the area in question and defer action in the matter until the next meeting.

REQUESTS PRESENTED FOR AND AGAINST RELAXATION OF SUNDAY OBSERVANCE ORDINANCE.

Mr. Guy Carswell, Attorney, again requested the relaxation of the Sunday Observance Ordinance so as to permit the sale of seasonable fruits, such as melons, on Sunday except during church services.

He stated that the State statutes regarding Sunday work is void because the law is based on religious views, and urged that the City ordinance be modified.

The Reverend Mr. F. C. Debele, President, Charlotte Presbyterian Ministers Association presented a petition requesting that all places of amusement and/or business in Charlotte, except such as are essential to the health and safety of the public, be closed on Sunday.

Mayor Baxter stated that the Council had decided to defer action in the matter until the results were known as to the suit now pending in the courts relative to the permanent injunction against the enforcement of the City's Sunday ordinance.

RECREATIONAL FACILITIES FOR NEGROES REQUESTED.

An appeal for recreational facilities for negroes was made by Dr. J. S. N. Tross. He stated that after ten years of effort on the part of himself and other negro leaders only the Pearl Street playground, which could not be termed a Park, was available. He urged that a Park and

and swimming pool be provided.

Mayor Baxter advised that this was a matter for the Park and Recreation Commission to pass on, and that it would be discussed with that body.

REDUCTION IN RENTAL ON AIRPORT BUILDING REQUESTED BY AMERICAN AIR SERVICE.

Mr. David Henderson, Attorney, presented a check in the amount of \$2,947.41 on behalf of his client, American Air Service, covering past due rental on buildings at the Municipal Airport leased to said company.

Mr. Henderson stated that because of the high rent and heavy maintenance of the buildings this company was having a struggle furnishing a badly needed aviation repair service. He requested that the base rental be reduced from \$362.70 to \$225.00 monthly.

The matter was referred to the City Manager for handling.

ADOPTION OF APPROPRIATION BUDGET ORDINANCE FOR THE FISCAL YEAR 1948-49.

An ordinance entitled, "An Ordinance Relative to the Adoption of the Appropriation Budget for the City of Charlotte for the fiscal year 1948-49" was introduced and read. Councilman White moved the adoption of the ordinance as presented. Motion seconded by Councilman Childs, and unanimously carried, with the following votes cast:

AYE: Councilmen Albea, Childs, DeLaney, Jordan, Lambeth, McKee and White.

NAY: None.

Councilman DeLaney stated that he was still heartily in favor of keeping the tax rate down but when faced with a possible water shortage unless a new pumping station was constructed, there was nothing to do but make funds available for the project.

Upon the foregoing recorded vote the ordinance was duly adopted and declared to be the Budget Appropriation Ordinance of the City of Charlotte for the fiscal year 1948-49. The ordinance is recorded in full in Ordinance Book 11, beginning at Page 4.

CONTRACT WITH THE STEPHENS COMPANY FOR SEWER CONSTRUCTION IN HAMPTON AND PORTLAND AVENUES.

Motion was made by Councilman Albea, seconded by Councilman McKee and unanimously carried, authorizing a contract with The Stephens Company for the construction of a sanitary sewer in Hampton Avenue and Portland Avenue, for a distance of 2,203 feet, at an estimated cost of \$4,652.23 to be borne by the city; said amount deposited with the City by The Stephens Company to be refunded if and when 20 dwelling units are connected to the said sewer.

CONTRACTS FOR PURCHASES.

Councilman Albea moved that the following contracts for purchases and the allocation of funds therefor, if necessary, be approved. Motion seconded by Councilman White, and unanimously carried:

(a) Contract with Lynchburg Foundry Company for 43,600 feet of cast iron pipe, at a net delivered price of \$80,313.20, for the Water Department.

(b) Contract with Lynchburg Foundry Company, for 419 pieces of cast iron pipe fittings, at a net delivered price of \$9,361.83, for the Water Department.

(c) Contract with Atlas Supply Company, for 16,000 feet of wrought iron pipe, at a net firm delivered price of \$5,295.14, for the Water Department.

(d) Contract with Baker-Mitchell Company, for 15,000 feet of Copper Tubing, at a net delivered price of \$3,591.21, for the Water Dept.

(e) Contract with Crawford Sprinkler Company, for 230 Gate Valves at a net delivered price of \$7,961.13, for the Water Department.

(f) Contract with R. D. Wood Company, for 60 Hydrants, at a net delivered price of \$5,301.36, for the Water Department.

(g) Contract with Crawford Sprinkler Company, for 77 Tees, at a net delivered price of \$1,438.64, less cash discount of \$29.36, for the Water Department.

(h) Contract with Lynchburg Foundry Company for 8 Cut-in Tees at a net delivered price of \$425.36, for the Water Department.

(i) Contract with Badger Meter Company, for 200 Water Meters, at a net delivered price of \$11,026.00, for the Water Department.

(j) Contract with J. F. W. Dorman Company, for 27,000 metal Automobile Tags and 500 metal Motorcycle Tags, at a net delivered price of \$2,580.00.

(k) Contract with The Charlotte Observer for the publication of the 1947 Delinquent Tax List, estimated at 500 columnar inches, at \$1.80 per column inch - total cost \$990.00, for the Tax Department.

(l) Contract with Allison Fence Company, for One Residential Type Chain Link Fence, completely erected at the Plaza Water Tank in accordance with the revised plan dated June 2, 1948, at a cost of \$554.43, for the Water Department.

(m) Contract with The Gamewell Company, for 300 L.C.S. Batteries for the Fire Alarm System, at \$1,785.00 f.o.b. shipping point.

(n) Contract with H. V. Johnson & Sons, for 177.35 tons of Pocohontas Egg Coal, at a net delivered price of \$2,259.44, for the Buildings & Grounds Department.

ORDINANCE AMENDING THE BUILDING CODE WITH RESPECT TO THE COST OF BUILDINGS REQUIRING PLANS & SPECIFICATIONS SUBMITTED TO THE BUILDING INSPECTOR.

An ordinance entitled, "An Ordinance Amending the Building Code of the City of Charlotte with respect to the cost of Buildings requiring Plans and Specifications to be Submitted to the Building Inspector" was introduced and read, and upon motion of Councilman Childs, seconded by Councilman DeLaney, was unanimously adopted. Ordinance is recorded in full in Ordinance Book 11, at Page 6.

REPORT OF RENEWAL OF LEASE FOR AIRPORT BUILDING.

The City Manager reported that the renewal of the lease of Airport Building No. 364 had been concluded with Charlotte Amateur Radio Club, at a monthly rental of \$3.00, as of June 1, 1948 for one year.

SPECIAL OFFICER PERMITS APPROVED.

Upon motion of Councilman Childs, seconded by Councilman Jordan, and unanimously carried, the following Special Officer Permits were authorized issued:

- (a) To D. H. Shealy for use on the premises of Railway Express Company.
- (b) To James Allen Glenn, Sr. for use on the premises of Queens College.

ITEMS PRESENTED BY UNANIMOUS CONSENT OF COUNCIL.

Upon motion of Councilman Childs, seconded by Councilman Albea, the City Manager presented the following items, which were not included in the Docket, with the Council's unanimous consent.

APPOINTMENT OF DEPUTY FIRE CHIEFS AND ADDITIONAL CAPTAINS AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and unanimously carried, the appointment of two Deputy Fire Chiefs and two additional Captains in the Fire Department was authorized, as requested by Fire Chief Donald S. Charles.

CONTRACT WITH WANNAMAKER & WELLS FOR CONSTRUCTION OF SUGAW CREEK OUTFALL SEWER LINE.

Motion was made by Councilman Lambeth, seconded by Councilman Childs, and unanimously carried, authorizing the Mayor and City Clerk to execute a contract with Wannamaker & Wells for the construction of the Sugaw Creek Outfall Sewer Line between Princeton Avenue and the north side of the Seaboard Railway, for the sum of \$637,491.25, being the negotiated price which is \$50.00 less than the lowest bid price.

ADJOURNMENT.

Upon motion of Councilman Lambeth, seconded by Councilman Jordan, and unanimously carried, the meeting was adjourned.

Lillian R. Hoffman
City Clerk