

May 28, 1941
Page 13.

The regular weekly meeting of the City Council, held in the Council Chamber, at 4 o'clock P. M., Wednesday, May 28, 1941, was presided over by Mayor Currie, with the following members of the City Council being present: Councilmen Albea, Baker, Beasley, Daughtry, Hovis, Little, Painter, Price, Slye, Ross and Ward.

Absent: None.

On motion of Councilman Albea, seconded by Councilman Baker, the minutes of the previous meeting, May 21st., were unanimously approved as read.

CIVITAN CLUB REQUESTED RENEWAL OF CONCESSION LEASE AT ARMORY-AUDITORIUM FOR RED SHIELD BOYS CLUB.

Mr. Algie Lawing, of the Civitan Club, appeared as spokesman of a delegation from the Civitan Club and the Salvation Army, asking for renewal of the lease between the City and the Civitan Club for the concessions at the Armory Auditorium operated for the benefit of the Red Shield Boys Club, and presented figures to show the money made from these concessions.

The Mayor stated that the City Attorney had suggested that the Council, if it saw fit to do so, renew the contract in principal and refer the matter to the City Manager to have the City Attorney approve as to form.

After some discussion, Councilman Ward made a motion that the matter be deferred until after a ruling is received from the City Attorney, which motion was seconded by Councilman Little.

Councilman Baker offered a substitute motion that the contract be granted in principal, and that contract be prepared in written form and approved by the City Attorney and presented to the Council at the next meeting, as suggested by the City Attorney. Motion seconded by Councilman Slye and unanimously carried, after further discussion and after it was understood by several members of the Council who first opposed it that it was practically the same as the original motion made by Councilman Ward.

NEGRO CITIZENS LEAGUE REQUESTED ASSISTANCE OF COUNCIL IN CONNECTION WITH PARKS AND PLAYGROUNDS FOR COLORED RACE.

A group of negroes, representing the Citizens League appeared in the interest of negro parks, stating that in the past the negro race had not been receiving its share of the money appropriated for park purposes and that Fairview Park swimming pool had been closed because of unsanitary condition and never re-opened. After hearing these men tell of conditions at this park and also the efforts made in the past to have something done in connection therewith, the Mayor referred the matter to the Finance Committee, Mr. Ross, Chairman, this group of colored men to discuss with the Finance Committee and the Park and Recreation Commission their request.

May 28, 1941
Page 14.

SIMPSON'S CHAPEL, METHODIST CHURCH, ASKED FOR RELIEF ON TAXES.

A member of Simpson's Chapel, colored Methodist Church, located on South Graham Street, asked for relief in connection with street assessments against their church, stating that they had made every effort to raise funds with which to meet their taxes but that they were unable to do so, and likewise, are unable to meet their debts.

Mayor Currie referred this request to the City Manager for investigation and report to be made at the next meeting.

POLICE COMMITTEE ASKED FOR EXTENSION OF TIME TO REPORT ON REQUEST OF COMMUNITY CRUSADERS FOR NEGRO POLICEMEN.

Mr. Beasley, as Chairman of the Police Committee, requested additional time in which to make report to the Council on the request of the Community Crusaders for negro police officers.

JOINT MEETING OF CITY COUNCIL AND BOARD OF COUNTY COMMISSIONERS TO BE HELD MONDAY, JUNE 2ND., AT CITY HALL.

The Mayor advised that the City Council had been requested to meet with the Board of County Commissioners relative to the Domestic Relations and Juvenile Detention Courts, and the date of this meeting was set for 3:30 P. M., Monday, June 2nd., in the Council Chamber, City Hall; Mr. Sid McAden, Chairman of the Board of County Commissioners being present and agreeing to this date.

REPORT ON BONDS FOR CERTAIN CITY EMPLOYEES TO BE PREPARED.

Mayor Currie appointed a committee of three, composed of Councilmen Hovis, Baker and Little, to check with the City Manager and report to the Council at their convenience, relative to security bonds of certain City employees required by law to be bonded, this committee to report as to whether or not such bonds are adequate and in force.

FIRE INSURANCE COVERAGE FOR CITY PROPERTY.

On motion of Councilman Albea, seconded by Councilman Beasley and unanimously carried, the City Treasurer was instructed to have all fire insurance policies of the City of Charlotte checked by the City Attorney and to make report to the Council at an early date.

PUBLIC LIABILITY INSURANCE.

The City Treasurer was also instructed to turn over all public liability insurance policies to the City Attorney, for checking as to whether all necessary insurance is being carried.

May 28, 1941
Page 15.

PURCHASE OF TRAFFIC SIGNAL CONTROL FOR INTERSECTION EAST TRADE AND EAST FOURTH STREETS.

The following bids having been received on Traffic Signal Control authorized on May 14th., to be placed at the intersection of East Trade and East Fourth Streets:

General Electric Supply Corp.	\$299.20
Southern Electric Service Co. Inc.	299.20
Mill Power Supply Company	321.01
Graybar Electric Co. Inc.	321.01
Westinghouse Electric Supply Co.	321.01

and following the policy of alternating awards when price and quality are equal, Councilman Little moved that contract be awarded to the General Electric Supply Corporation, at the net delivered price of \$299.20 and that the Mayor and Clerk sign said contract. Motion seconded by Councilman Albea and unanimously carried.

PURCHASE OF ONE GATE VALVE.

On motion of Councilman Ward, seconded by Councilman Little and unanimously carried, the Mayor and Clerk were authorized to execute a contract on behalf of the City with Crane Company, for one 20" Crane #482 Hub and Gate Valve, for Vest Water Purification Plant, at the net delivered price of \$341.42.

Other bids received on this equipment were:

Grinnell Company	\$345.00
The Chapman Valve Mfg. Co.	379.00

CONTRACT FOR 40 6" HUB AND GATE VALVES.

Bids having been received on 40 6" Hub and Gate Valves for use by the Water Department in various locations throughout the City, as follows:

Grinnell Company	\$813.40
Crane Company	968.00
The Chapman Valve Mfg. Co.	1000.00

Councilman Albea made a motion, seconded by Councilman Baker and unanimously carried, that contract be awarded to the lowest bidder, Grinnell Company, at a net delivered price of \$813.40, and that the Mayor and Clerk sign the contract.

CONTRACT FOR SLUICE GATES FOR VEST STATION.

On motion of Councilman Baker, seconded by Councilman Little, and unanimously carried, contract was authorized to be drawn in favor of The Chapman Valve Mfg. Company for 2- 16"x16" spigot frame bronze mounted sluice gates, for Vest Station, at the net delivered price of \$242.00. The only other bid received on this equipment was from Grinnell Company, Inc., at \$280.00. By this motion the Mayor and Clerk were also authorized to sign the contract with The Chapman Valve Mfg. Company.

May 28, 1941
Page 16.

PURCHASE OF ASPHALT MATERIAL.

The City Manager reported that bids were received for asphalt requirement necessary for the six months penetration period, as follows:

Emulsified Asphalt Refining Co.	\$9,500.00
W. F. Pollard Company	9,750.00
Shell Oil Company, Inc.	10,612.50

and that these bids were taken on the basis of 125,000 gallons, the City to pay for only that portion used and the contract to be terminated regardless of gallonage used above 50,000 gallons specified in the contract as minimum.

On motion of Councilman Baker, seconded by Councilman Albea and unanimously carried, award was made to the lowest bidder, Emulsified Asphalt Refining Company, on a unit price basis of .076, representing a net delivered price of \$9,500.00, and the Mayor and Clerk were authorized to sign the contract.

REINFORCING STEEL FOR UNDERPASS EAST 10TH STREET.

The City Manager also reported in connection with the widening of East 10th and East 11th. Streets, that the City had agreed with the school authorities to construct an underpass under East 10th. Street, adjacent to Piedmont Junior High School so that children could use same, and that certain reinforcing steel will be used for this underpass. Bids were called for and received on this steel as follows:

Easterby and Mumaw	\$ 410.00
Southern Engineering Co.	437.00
R. R. Robertson	450.00

On motion of Councilman Little, seconded by Councilman Albea and unanimously carried, award was made to the lowest bidder, Easterby and Mumaw, at a net delivered price of \$410.00, and the Mayor and Clerk authorized to sign the contract.

STRUCTURAL STEEL FOR WATER LINE ACROSS STEWARTS CREEK.

On motion of Councilman Beasley, seconded by Councilman Ward and unanimously carried, contract for 2 spans of structural steel 49'6" long, to carry a 24" and 30" water line across Stewarts Creek, off Beatty's Ford Road, was awarded to the Southern Engineering Company, at the net delivered price of \$527.00 and the Mayor and Clerk were authorized to sign same.

Only one other bid was received on this requirement, which was that of R. R. Robertson, at the price of \$689.00; no bids being received from Mecklenburg Iron Works, Inc. nor Soule Steel & Iron Company.

PURCHASE OF COPPER WIRE CLOTH.

Bids having been received on 24 pieces of 5 x 5 copper wire cloth for use at the City's Disposal Plants, as follows:

Cambridge Wire Cloth Company	\$121.12
Buffalo Wire Works Company	123.37
Jno. A. Roebling's Sons Co.	148.56
Wackwire Spencer Steel Co.	175.00

May 28, 1941
Page 17.

Councilman Baker moved that award be made to the low bidder, Cambridge Wire Cloth Company, at the net delivered price of \$121.12 and that the Mayor and Clerk sign the contract. Motion seconded by Councilman Albea and carried unanimously.

PURCHASE OF LAWN MOWERS FOR CEMETERY.

On motion of Councilman Albea, seconded by Councilman Baker, contract was awarded to the E. J. Smith Company for two Toro Power Lawn Mowers for use at Elmwood Cemetery, at the net delivered price of \$123.60, and the Mayor and Clerk were authorized to sign same.

Bids received on these mowers were as follows:

Charlotte Hardware Co.	@\$57.40	\$114.80
Smith-Wadsworth Hardware Co.	60.40	120.80
E. J. Smith Company	61.80	123.60
Kistler Hardware Company	74.36	148.72

It was the recommendation of the City Manager that the Lawn Mowers quoted by E. J. Smith Company would best serve the interest of the City, after examining each machine bid on, as the mowers will be used for extra heavy duty, constantly throughout the summer.

SUPPLEMENTAL AGREEMENT; CHARLOTTE AIR BASE, LAND FOR RADIO STATION SITE.

On motion of Councilman Albea, seconded by Councilman Little and unanimously carried, the Mayor and Clerk were authorized to sign, on behalf of the City of Charlotte, a supplemental agreement with the United States of America, covering the land under lease for radio station at the Air Base, and the Clerk was likewise authorized to sign the certificate of ownership of the land, as certified to by the City Treasurer. The original lease with the United States Government provided for the necessary land for the erection of a radio station and the supplemental lease has the approval as to form of the City Attorney.

AGREEMENT WITH CHARLOTTE AIR BASE FOR WATER SUPPLY.

Motion by Councilman Little, seconded by Councilman Albea, authorized the Mayor and Clerk to sign an agreement with the United States Government for water supply to be furnished to the Charlotte Air Base, the City to put in the necessary meters to take care of same, and the Government to pay for the water used at the same rate as other consumers, with the exception that the location to which it is desired that water be furnished is outside the city limits of Charlotte, and the charge to be 33-1/3% above the rate charged within the city limits. The agreement has been approved by the City Attorney as to form and the rates checked by the Superintendent of the Water Department.

WATER MAIN EXTENSIONS.

The City Manager reported that the Superintendent of the Water Department has requested the use of funds for short extensions of certain water mains to supply new houses under construction within the city, and that the money as provided by Bonds for Water Extensions has been expended; however, the budget for the current year set aside in the Water Fund, known as "Emergency Fund" \$5000.00 for work to be done on East 10th. and 11th. Streets in connection with the widening program and that there remains in this account approximately \$3500.00, of which it is believed

May 28, 1941
Page 18.

that not more than \$2000.00 will be needed during the current year, and he asked the authority of the Council for transferring from this Fund \$370.50 to cover short extensions now approved, together with a public fire hydrant at the intersection of Cherokee Road and Huntley Place, and also the sum of \$500.00 for such short extensions of water mains as may arise during the remainder of the fiscal year.

On motion of Councilman Little, seconded by Councilman Slye and unanimously carried, the transfer of the above amounts from the Emergency Fund referred to, was authorized.

MATTER OF ISSUING ANNUAL REPORT REFERRED TO FINANCE COMMITTEE.

The City Manager reported that it has been the practise in the past to issue an Annual Report of the activities of the City of Charlotte in booklet form, and showed the cost of publishing this book for the past three years, as follows:

1938-39	\$831.92
1939-40	1140.35
1940-41	1051.86

He stated that if it is proposed to issue a report of this kind for the past year arrangements should be made now for same. On motion of Councilman Beasley, seconded by Councilman Ward, this was referred to the Finance Committee for report as to advisability of publishing.

EMPLOYMENT.

Mr. Armstrong reported that in order to take care of vacancies in the Police Department, A. A. Havner and E. E. Pressley had been employed, these men having been selected from names furnished by the Civil Service Commission.

He also reported the employment of Fred G. McCall as Supervisor of Sanitation and Mosquito Control in the Health Department.

AMENDMENT TO TRAFFIC ORDINANCE.

On motion of Councilman Hovis, seconded by Councilman Ward and unanimously carried, the following ordinance was adopted on three readings and declared by the Mayor to be an ordinance of the City of Charlotte:

AN ORDINANCE
RELATING TO LIMITATION OF PARKING PRIVILEGES ON THE
SOUTH SIDE OF FOURTH STREET BETWEEN CHURCH AND COLLEGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA:

Section 1. During the period from 7 A.M. to 6 P.M. no person shall stop, stand or park a vehicle for any purpose of period of time other than for the expeditious loading or unloading of passengers, or for the expeditious unloading and delivery or pickup and loading of materials on the south side of Fourth Street, beginning at a point 90 feet east of Church Street and running to a point 55 feet west of Tryon Street,

May 28, 1941
Page 19

and beginning at a point 85 feet east of Tryon Street and running to a point 65 feet west of College Street. In no case shall the stop for loading or unloading passengers exceed three minutes, nor shall the stop for unloading and delivery or pickup and loading of materials exceed thirty minutes.

Section 2. The purpose and intent of this ordinance is to transfer the above described portion of Fourth Street from Schedule #3, as contained in the Traffic Ordinance adopted Jan. 10, 1940, to Schedule #5.

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

Alice B. McConnell
City Clerk

APPOINTMENT OF SPECIAL OFFICERS TO SERVE ON PREMISES OF QUARTERMASTER DEPOT, OLD FORD PLANT.

On motion of Councilman Ward, seconded by Councilman Little, the following men were unanimously approved as Special Officers for duty at the Quartermaster Depot, old Ford Plant, Statesville Road, on request of the Quartermaster and with the approval of the Chief of Police:

William R. Campbell
Earl F. Fesperman
Charles E. Knight
Herman W. McCallum
John F. Ausland

CEMETERY DEEDS APPROVED.

On motion of Councilman Albea, seconded by Councilman Ward, the following cemetery deeds were approved for transfer:

John A. McGee, South Half Lot No. 8 Section BB, Elmwood Cemetery \$ 63.00
Mrs. A. B. McCallahan, Lot No. 54, Section "Z" " " " 31.50

REMOVAL OF BODIES FROM OLD CEMETERY ON QUEENS ROAD TO WEST PINWOOD.

Mr. John Small, representing the Little Theatre, appeared before the Council and stated that the former Council had authorized about a year ago the removal of a number of graves of unknown negroes in the plot on Queens Road on which the Little Theatre intends to build, and Mr. Small asked that a small plot in West Pinewood Cemetery be set aside for re-interment of these bodies, the Little Theatre to pay all expenses of the removal of these bodies. He stated that he had taken the matter up with Mr. Tillett, City Attorney, who had not had time to go into it, but that he would like for the Council to authorize the City Manager to act under the direction of the City Attorney.

20

May 28, 1941
Page 20.

On motion of Councilman Slye, seconded by Councilman Beasley and carried, the City Manager was authorized to select this plot in West Pinewood Cemetery, subject to the approval of the City Attorney as to the legality of same.

APPOINTMENT OF CITY RECORDER.

At this time Mayor Currie stated that the question of the City Recorder's Court, the Parks and Recreation Commission and other matters which come before the Council, had not been taken up and asked what action, if any, they wished to take at this time.

Councilman Hovis made a motion, seconded by Councilman Ward, that no action be taken with reference to the appointment in the Police Court, but on being put to a vote, the motion lost on a four to seven vote.

The Mayor then called for nominations for City Recorder, and Councilman Ross placed in nomination the name of Mr. David Craig, Jr., as Recorder of the City of Charlotte, which was seconded by Councilman Painter.

Councilman Little nominated Mr. Frank Sims, which was seconded by Councilman Ward, and there being no further nominations, a vote was taken on the nomination of Mr. Sims, with the following voting in the affirmative: Councilmen Hovis, Ward, Little and Albea.

The following vote was cast for Mr. Craig: Councilmen Doughtry, Price, Painter, Ross, Baker, Slye and Beasley. Whereupon, Mayor Currie declared Mr. Craig had received a majority of votes. Councilman Albea then moved that the nomination of Mr. Craig be made unanimous, which was seconded by Councilman Hovis and unanimously carried, and Mr. Craig was declared elected to the office of Recorder of the City of Charlotte.

SALARY OF RECORDER SET.

Councilman Hovis, seconded by Councilman Albea then moved that the salary of Mr. Craig be fixed at the same figure as the former Recorder, namely \$3000.00 per year.

Councilman Ross offered a substitute motion that the salary be fixed at \$200.00 per month. Seconded by Councilman Beasley. This motion stating that the salary of \$2400.00 per year be paid in installments as set out in the City Charter. A vote on the substitute motion showed seven "Ayes" and four "nays", and the Mayor declared the motion carried.

APPOINTMENT OF PARK AND RECREATION COMMISSION.

The appointing of a Park and Recreation Commission was the next business in order, and Councilman Daughtry moved that Mr. Charles D. Stone be placed in nomination for one of the five positions, to serve for the same length of time as the City Council. This nomination seconded by Councilman Baker.

When an attempt was made to nominate others on this Board, it was decided to vote on each man individually, and a vote was taken on the nomination of Mr. Sloan, which carried unanimously and Mr. Sloan was declared elected.

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32

May 28, 1941
Page 21.

Councilman Albea nominated Mr. J. A. Scoggins as the labor representative on this Board, which was seconded by Councilman Hovis.

After some discussion as to whether to elect each member one at a time or collectively, Councilman Daughtry, seconded by Councilman Ward, moved that they be elected one at a time, which motion carried, and a vote was taken on the nomination of Mr. Scoggins, as follows:

AYES: Councilmen Albea, Hovis, Little and Ward
NAYES: Councilmen Baker, Beasley, Daughtry, Painter, Price
Ross and Slye.

The Mayor declared that Mr. Scoggins had failed to be elected.

On motion of Councilman Baker, seconded by Councilman Daughtry, the name of Mr. Walter Lambeth was placed in nomination, and carried with all members voting Aye with the exception of Councilman Little, who asked to be recorded as not voting. Mr. Lambeth was declared elected.

Councilman Ross, seconded by Councilman Albea, nominated Mr. John Pender for one of the five positions on the Commission, and on being put to a vote, Mr. Pender was declared unanimously elected.

The name of Mr. Cecil Pate was placed in nomination by Councilman Slye, seconded by Councilman Ward, and Mr. Pate was unanimously elected.

Councilman Painter nominated Mr. Ernest Morgan, which received a second from Councilman Daughtry, and Mr. Morgan was declared elected on nine affirmative votes, Councilmen Hovis and Little asking to be recorded as not voting.

CITY SOLICITOR.

Councilman Hovis moved that Mr. Fred Hasty be appointed as City Solicitor, which motion was seconded by Councilman Ward.

Councilman Price, seconded by Councilman Daughtry, made a substitute motion that the matter of electing a Solicitor be postponed one week, but this motion failed to carry, and the nomination of Mr. Hasty was put to a vote, with the following result:

AYE: Councilmen Hovis, Ward, Little and Albea.
NAY: Councilmen Daughtry, Price, Painter, Beasley, Baker and
Slye, Councilman Ross not voting.

The Mayor declared Mr. Hasty had failed to be elected.

ADJOURNMENT.

At this point, Councilman Little, seconded by Councilman Beasley, moved that the meeting adjourn, which motion carried unanimously.

Alice B. McCowell
City Clerk