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The regular meeting of the City Council was held at 4:00 o'clock P. M., Wednesday, October 23, 1940, in the Council Chamber, City Hall, with Mayor Douglas presiding and the following Councilmen present: Albea, Baxter, Britt, Hudson, Huntley, Little, Nance, Sides, Ward and Wilkinson.

Absent: Councilman Hovis.

MINUTES OF MEETINGS OF OCTOBER 2ND. AND 9TH. READ AND APPROVED.

On motion of Councilman Huntley, seconded by Councilman Albea, the minutes of the meetings of October 2nd. and 9th. were unanimously approved.

ADDITIONAL 82 ACRES OF LAND NEEDED FOR MUNICIPAL AIRPORT.

Dr. J. M. Northington appeared before the Council with reference to the purchasing of 60 acres of land (which he stated was the Sample land) which is needed for the Municipal Airport if this Port is to be selected by the Government for it's two Army groups- the 59th. Pursuit Squadron and the 29th. Army Air Base Ground Group; Dr. Northington protesting that the price of \$4,000.00 asked for this 60 acres of land is too much to pay; calling attention to the fact that it is listed for taxation at \$1725.00, and assuming that an increase over that price of 50% would be a fair price, that would amount to only \$2587.00. The City Attorney explained to Dr. Northington that property is listed for taxation, not by the property owner, but by the Board of Appraisals and that this Board tries to set the taxation value at two-thirds of its monetary value.

A group of prominent citizens of Charlotte, headed by Mr. C. O. Kuester of the Chamber of Commerce, stated that they did not want to see Charlotte lose this Air Base. Talks were made by Mr. Marion Davis, Mr. Hamilton Jones, Mr. Buford Patterson and Mr. Bryan Wentz. Mayor Douglas informed those present that the City Council had exhausted every effort to raise the \$6800.00 needed to purchase the 82 acres which the Government must have, and that while the City was going to place on the market property owned by it at Graham Street, between 5th and 6th Streets, this procedure would take several weeks and the City could not take its chances in losing this Government group by such delay. These citizens assured the Mayor that the business men of Charlotte would not allow the City to fail in its effort and that the people of Charlotte were behind the movement to secure this defense program.

Councilman Ward expressed his willingness to not only vote, but to make the motion, to appropriate the money for the purchase of this land regardless of whether the Council be sued for doing so.

After discussing the situation for some time, Councilman Wilkinson moved that the City immediately place on sale the property on Graham Street, between 5th and 6th Streets, and that the money derived from the sale of that property be used to purchase the needed land for the Airport; this property to be platted and sold each tract separately and as a whole. Motion seconded by Councilman Ward and unanimously carried.

It was then suggested by Mr. Marion Davis that in order to get the Air Base prior to that time, that the Mayor appoint a committee to work out some way to purchase this land and then repay the purchasers from the funds derived from the sale of the property on Graham Street.

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In line with this suggestion, Mayor Douglas asked Messrs. Kuester, Davis, Patterson and Jones to serve on this committee, and on motion of Councilman Ward, seconded by Councilman Albea, a recess was taken for this committee to meet with the Mayor and discuss the plans for purchasing the land. After a recess of ten minutes, the Council reconvened, and the Mayor stated that this committee had agreed to work out a plan whereby someone will purchase the land and deed it to the City of Charlotte immediately, and that when the property on Graham Street is sold that money will be used to buy the land from the original purchaser.

Thereupon, Councilman Wilkinson, seconded by Councilman Albea, moved that the City buy the 68 acres and 14 acres needed to extend the Airport and to pay for same out of surplus monies on hand or to be derived from the sale of property on Graham Street, or from any other un-budgeted surplus, on hand at the time of payment. Motion unanimously carried.

SALE OF BEER AT STADIUM DURING CITY SCHOOL ACTIVITIES DISCUSSED.

Councilman Wilkinson stated that he had noted from the papers that the young people of the City schools had asked that beer not be sold in the Stadium during any school activities and that he wished to make a motion that the City Council approve this action and ask the Park & Recreation Commission if they possibly can, to work out with the concession operator not to sell beer in the stadium during any city school activities. Motion seconded by Councilman Baxter and unanimously carried.

RECOGNITION GIVEN FOR ASSISTANCE IN PREPARING DATA FOR BOND SALE.

The Council recognized the aid given by Messrs. Marshall, Burkholder and Forney, of the Duke Power Company; Mr. Craven, of the Southern Bell Telephone Company; Mr. Philip Bunn, of the Unemployment Bureau; Mr. Richards, of George G. Scott & Company, Mr. Phillips, County Farm Agent, and the Charlotte Chamber of Commerce, in securing data furnished prospective bond buyers on the recent sale of \$197,000.00 of City of Charlotte Bonds.

SMOKE ORDINANCE.

Mr. J. M. Scarborough reported in connection with his study of smoke abatement ordinances from other cities, that he had secured copies of such ordinance from a number of cities from all sections of the country, and that due to the technical nature of these ordinances he would suggest that the special committee appointed to study this matter meet with the City's chemist or engineer who will understand the terms used, and work out an ordinance satisfactory for the City of Charlotte. He also advised that almost all of the ordinances received from other cities called for a Smoke Engineer to enforce the ordinance.

Councilman Wilkinson made a motion that the committee, of which Councilman Sides is Chairman, with Councilmen Britt and Nance as the other two members, proceed along the line outlined by the City Attorney and confer with the engineer or laboratory experts of the City in drafting an ordinance. Motion seconded by Councilman Albea and unanimously carried.

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PURCHASE OF PIPE FITTINGS.

The following bids having been received covering various galvanized malleable Pipe Fittings for use by the Water Department:

Grinnell Company, Inc.	\$314.90
Textile Mill Supply Company	330.75
Crane Company	334.10
Hajoca Corporation	341.15

Councilman Wilkinson moved that award be made to the lowest bidder, Grinnell Company, Inc., at a net delivered price of \$314.90, and that the Mayor and Clerk sign the contract. Motion seconded by Councilman Albea and unanimously carried.

SEWER EXTENSION - CHESTERFIELD AVENUE.

On motion of Councilman Albea, seconded by Councilman Wilkinson, authority was given for the extension of the 8" sanitary sewer in Chesterfield Avenue and the alley east of Pecan Avenue, a distance of 258' to serve three houses now under construction, cost estimated at \$296.50.

SEWER EXTENSION - BALTIMORE AVENUE.

On motion of Councilman Albea, seconded by Councilman Ward and unanimously carried, the 8" sanitary sewer on Baltimore Avenue, from Shuman Avenue, 125 feet, to serve one house and estimated to cost \$148.50, was authorized to be extended.

SEWER EXTENSION - McDONALD AND MAGNOLIA AVENUES.

Councilman Albea moved that the request for extension of the 8" sanitary sewer on McDonald Avenue, from Ideal Way to Magnolia Avenue, and on Magnolia Avenue from McDonald to Winthrop Avenue, a distance of 1920 feet, be granted; this extension to serve eight houses already under construction and two proposed, said extension estimated by the Engineering Department to cost \$1575.20. Motion seconded by Councilman Wilkinson and unanimously carried.

CITY MAINTENANCE FOR CHESTERFIELD AVENUE.

On motion of Councilman Ward, seconded by Councilman Huntley and carried, that portion of Chesterfield Avenue, from the end of the present city maintenance to Lyon Street, a distance of approximately 900 feet, was taken over for maintenance.

EMPLOYMENT.

Mr. Armstrong reported the following changes in the City's personnel:

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Employment of Mr. Dozier L. Wilson, as helper in the Traffic Signal Division, to replace Roy T. Randall, resigned, effective October 15th.

Employment of Mr. Joe L. Melton, as boilerman at the City Hall, to fill the vacancy created by the absence of Mr. Jack Linker, a member of the National Guard.

COUNCIL TO MEET AT 2 P. M., WEDNESDAY, OCTOBER 30TH. TO ADOPT ORDINANCES.

The Building Code and other Fire Prevention Ordinances being of great length, Councilman Huntley moved that the Council meet at 2 o'clock P. M., Wednesday, October 30th., instead of the usual hour, in order to read and adopt these ordinances. Motion seconded by Councilman Little and unanimously carried.

TEST CASE ON AIRPORT TO BE MADE.

In order to make a test case to be taken before the Supreme Court with reference to funds for the Municipal Airport, Councilman Baxter made a motion that the Council appropriate \$500.00 to build a new building at the Airport, which motion was seconded by Councilman Ward and unanimously carried.

OAKLAWN CEMETERY PROPERTY TO BE POSSESSED AND LOTS OFFERED FOR SALE.

Councilman Wilkinson moved that the City take possession of the Oaklawn Cemetery property and improve it and offer lots for sale under the deed which the City now holds for taxes and street assessments against this property. Motion seconded by Councilman Little and carried.

Councilman Wilkinson then also moved that the City Engineer be instructed to proceed with the surveying of this property and laying it off in lots. Motion seconded by Councilman Baxter and carried.

CEMETERY DEEDS.

On motion of Councilman Albea, seconded by Councilman Little, the following cemetery deeds and perpetual care agreements were authorized to be issued:

Miss Lavinia Simpson, Lot No. 42, Section "Y", Elmwood Cemetery	\$63.00
Misses Annie & Eugenia Maxwell, Lot 55, Section BB	49.00
Transfer of N. Part Lot No. 102, Section "Y" from Mrs. Mazie G. Cooper to Envoy Louise Gledhill	1.00
New deed to be issued to Mrs. Cooper for S. Part retained by her.	
Transfer of N.W. 1/4 Lot No. 38, "X" from Mrs. Harriet B. Beatty to C. E. and Ethel G. Beatty, with perpetual care	1.00
New deed to be issued to Mrs. Harriet B. Beatty for N.E. 1/4.	
Transfer of Lot No. 136, Section "D" from Frank Hovis and wife, to Mrs. William Summerville, with perpetual care	1.00