FEBRUARY 26, 1936
PAGE 247.

THE REGULAR MEETING OF THE CITY COUNCIL WAS HELD IN THE COUNCIL CHAMBER OF THE CITY HALL, AT 4:00 O'CLOCK P.M., WEDNESDAY, FEBRUARY 26, 1936, WITH MAYOR DOUGLAS PRESIDING, AND PRESENT: COUNCILMEN ALBEE, BAXTER, BOYD, DURHAM, HOVIS, HUDSON, HUNTY, MANCE, SIDES, TIPTON AND WILKINSON, COUNCILMAN SIDES COMING IN AT 4:40 O'CLOCK.

ABSENT: NONE.

MINUTES OF FEBRUARY 19TH. MEETING APPROVED.

THE MINUTES OF THE MEETING OF FEBRUARY 19TH, 1936, WERE APPROVED AS READ.

TABULATION OF BONDS SOLD

THE CITY MANAGER REPORTED THAT OFFICIAL TABULATION HAD BEEN RECEIVED FROM THE LOCAL GOVERNMENT COMMISSION ON BIDS RECEIVED FOR CHARLOTTE BONDS AND THAT SALE TO GERTLER & COMPANY, THE LOW BIDDER, HAD BEEN VERIFIED, THIS BID BEING $1,174.60 LOWER THAN THE NEXT DID.

INTEREST ON TAXES OF MRS. CARL E. HINE WAIVED.

ON MOTION OF COUNCILMAN TIPTON, SECONDED BY COUNCILMAN BOYD AND UNANIMOUSLY CARRIED, THE INTEREST FROM 1930 UP TO DATE, ON THE TAXES OF MRS. CARL E. HINE, OF WINSTON-SALEM, N.C., FOR THE YEARS 1925, 1926 AND 1927, WAS WAIVED, IT BEING SHOWN THAT MRS. HINE WAS NOT GIVEN THESE TAXES WHEN SHE TRIED TO MAKE SETTLEMENT IN 1929.

GRAHAM STREET IMPROVEMENTS

ACTION OF THE CITY MANAGER IN FORWARDING CHECK FOR $23,894.09 TO THE STATE HIGHWAY AND PUBLIC WORKS COMMISSION, FOR THE CITY'S SHARE OF GRAHAM STREET IMPROVEMENTS, SO THAT CONTRACT COULD BE LET FOR THIS WORK, WAS UNANIMOUSLY APPROVED ON MOTION OF COUNCILMAN ALBEE, SECONDED BY COUNCILMAN BAXTER.

CHARLOTTE AIRPORT.

CITY MANAGER MARSHALL READ A LETTER RECEIVED FROM MR. JOHN H. SMALL, JR., RECOMMENDING TO THE COUNCIL THAT AN AIRPORT COMMITTEE BE APPOINTED TO DRAFT NECESSARY ORDINANCES, FIELD RULES AND REGULATIONS AND HANDLE OTHER AFFAIRS RELATIVE TO THE DEVELOPMENT OF THE AIRPORT. NO ACTION WAS TAKEN ON SAME AT THIS TIME.
LICENSE WAIVED FOR JOHNNIE J. JONES CARNIVAL.

COUNCILMAN ALBEA MOVED THAT THE LICENSE FOR THE JOHNNIE J. JONES CARNIVAL COMPANY, SHOWING IN CHARLOTTE FROM APRIL 11TH TO 15TH, UNDER THE AUSPICES OF THE KNIGHTS OF COLUMBUS, BE WAIVED, THE PROCEEDS THEREFROM GOING TO CHARITY. MOTION SECONDED BY COUNCILMAN WILKINSON AND UNANIMOUSLY CARRIED.

REPAIRS AND REPLACEMENTS AT CHARLOTTE FILTRATION PLANT.

ON MOTION OF COUNCILMAN BOYD, SECONDED BY COUNCILMAN BAXTER, THE MAYOR AND CLERK WERE AUTHORIZED TO SIGN CONTRACT WITH THE CAMBRIDGE WIRE CLOTH COMPANY, CAMBRIDGE, MD., FOR THE PURCHASE OF 1460 SQUARE FEET OF COPPER WIRE SCREEN CLOTH, AT 30¢ PER SQ. FT., TOTALLING $436.00, FOR USE AT THE FILTRATION PLANT; THE FOLLOWING BIDS HAVING BEEN RECEIVED ON SAME:

CAMBRIDGE WIRE CLOTH CO. 30.0¢ PER SQ. FT. $436.00
BUFFALO WIRE WORKS 31.1¢ " " 454.06
JOHN A. RIESELING'S SONS CO. 31.1¢ " " 454.06
WICKWARE SPENCER STEEL CO. 36.06¢ " " 526.48

ON MOTION OF COUNCILMAN WILKINSON, SECONDED BY COUNCILMAN HUNTLEY, AWARD WAS MADE TO THE CHARLOTTE CHEMICAL LABORATORIES, FOR 175 TONS OF LILESVILLE SAND, AT $5.66 PER TON, MAKING TOTAL $990.50, AND THE MAYOR AND CLERK WERE AUTHORIZED TO SIGN THE CONTRACT. THE FOLLOWING BIDS WERE RECEIVED ON THIS MATERIAL:

CHARLOTTE CHEMICAL LABORATORIES (LILESVILLE SAND) 175 TONS @ $5.66 PER TON $990.50
Wm. M. BIRD & Co. (DIXIANA SAND) 175 TONS : $5.80 PER TON 1015.00

CATAWBA RIVER PUMPING STATION.

ON MOTION OF COUNCILMAN BOYD, SECONDED BY COUNCILMAN ALBEA, AND UNANIMOUSLY CARRIED, THE CITY MANAGER WAS AUTHORIZED TO HAVE THE PILOTMETER COMPANY MAKE AN EXHAUSTIVE SURVEY OF THE PUMPING OF WATER FROM THE CATAWBA RIVER PUMPING STATION TO THE RESERVOIR FOR THE PURPOSE OF ASCERTAINING THE CAUSE OF EXCESSIVE COST OF OPERATION, THIS SURVEY TO BE MADE ON A PER DIEM BASIS OF $75.00 PLUS LIVING AND TRAVELING EXPENSES, TOTAL COST NOT TO EXCEED $550.00.

RE-ASSESSMENT ORDINANCE - HARDING PLACE.

THE FOLLOWING RE-ASSESSMENT ORDINANCE WAS UNANIMOUSLY ADOPTED ON MOTION OF COUNCILMAN ALBEA, SECONDED BY COUNCILMAN BAXTER:

THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, DO ORDAIN THAT THE SPECIAL BENEFITS TO THE ABUTTING PROPERTY ON HARDING PLACE ON ACCOUNT OF THE PAVING OF THE STREET AND WALKS, BEGINNING AT A POINT 150 FEET SOUTH OF THE SOUTHEAST CORNER OF THE INTERSECTION OF EAST MOREHEAD STREET AND HARDING PLACE AND RUNNIN IN A SOUTHERLY DIRECTION 300.3 FEET AND BEING ORIGINALLY ASSESSED AS A WHOLE AGAINST H. C. SHERILL COMPANY IS HEREBY SUBDIVIDED AND REASSESSED ON THE...
EAST SIDE ONLY, AS FOLLOWS:

New No. Owner Frontage Water Sewer Street Walk Total
1513-15 H. C. Sherrill Company 60.0' 28.50 340.38 109.25 478.13
1517-35 H. C. Sherrill Company 240.3' 36.53 54.20 1359.73 294.66 1745.12

CONTRACT FOR STREET WORK AWARDED TO W. A. EBERT.

The City Manager reported bids having been received for storm sewers, sanitary sewers, retaining walls, water works and also for storm drains on West Seventh Street between pine and Graham streets, and North College Street, between east fifth and east sixth streets, and clarice avenue between commonwealth and Shenandoah avenues, as follows:

W. A. Ebert, Charlotte, N. C. $61,851.10
Corrane & Ross Coal Co. " " $61,853.25
Blythe Bros. Co. " " $62,726.90
Hubbs-Peasbody Cons. Co. " " $72,229.00
Leon Ellis, Greensboro, N. C. $74,216.12
A. H. Guion & Co., Charlotte, N. C. $78,311.90

Councilman Boyd moved that contract be awarded to W. A. Ebert, Charlotte, N. C., the low bidder, for $61,851.10, and that the Mayor and clerk sign the contract. Motion seconded by Councilman Baxter and unanimously carried.

REPEALING SECTION 561 OF CHAPTER 15 OF 1931 CODE, SEWERAGE SYSTEM ORDINANCE.

The City Manager advised that the present ordinance governing connections to the sewerage system is not explicit and is under the health code, but because of the fact that there is no officer in the health department familiar with the sewerage system and requirements thereof, he wished to repeal the existing section in the health code and adopt a new section in the plumbing code, placing this phase of work under the plumbing inspectors.

On motion of Councilman Alsea, seconded by Councilman Nance and unanimously carried, the following ordinance was introduced and adopted:

AN ORDINANCE TO REPEAL SECTION 561 OF CHAPTER 15 OF THE 1931 CODE OF THE CITY OF CHARLOTTE.

BE IT ORDAINED by the City Council of the City of Charlotte in regular session:

Section 1. That Section 561 of Chapter 15 of the Code of 1931 of the City of Charlotte, which section is entitled "Sewer Connections to Sinks and Water Closets", be and the same is hereby repealed.
Feb. 26, 1936
Page 250.

The following ordinance was then introduced and on motion of Councilman Hudson, seconded by Councilman Boyd, was unanimously adopted on three readings, and declared to be an ordinance of the City of Charlotte:

AN ORDINANCE
AMENDING CHAPTER 21 OF THE 1931 CODE OF THE CITY OF CHARLOTTE BY ADDING A NEW SECTION AFTER SECTION 647 TO BE ENTITLED, "SECTION 647(A)", REQUIRING ALL PERSONS OWNING PROPERTY ADJOINING A STREET OR AN ALLEY ALONG WHICH THERE IS A PUBLIC SEWER TO HAVE SEWER CONNECTIONS MADE.

BE IT ORDAINED by the City Council of the City of Charlotte in regular session that:

SECTION 1. Every person, firm or corporation owning a house, apartment house, storehouse, restaurant or any building used for sleeping quarters or any building where any person or persons are employed which building abuts or adjoins a street or alley along which there is a public sewer, shall, within 30 days from the date of legal notice served by the City Plumbing Inspectors or other authorized deputy, have sewer and water connections made to building as described above, provided sewer and water main is within 200 feet from the nearest point of building. All above connections must be according to the City of Charlotte Plumbing Code.

SECTION 2. Any person, firm or corporation failing to comply with the above notice and the foregoing ordinance shall, upon conviction, be subject to a fine of $10.00 for each and every day after the expiration of said legal notice that connection is not made.

SECTION 3. The foregoing ordinance is an amendment to Chapter 21 of the 1931 Code of the City of Charlotte and shall be known and designated as "Section 647(A)" in Chapter 21 of the said Code.

APPROVED AS TO FORM:

Scarborough & Boyd
City Attorneys.

Published in the Charlotte News February 27, 1936.

Refund of Taxes of W. G. McNair Penalty for Late Return.

Report from the City Attorneys relative to refunding the sum of $4,893 to W. G. McNair for penalty for late listing of 1928 City taxes, which had been referred to them for ruling, stated that City Council had the right to make this refund and, therefore, that it was in the discretion of the Council whether they wished to do so or not. Whereupon, Councilman Albee moved that this penalty be refunded. Motion seconded by Councilman Hance and unanimously carried.
Feb. 26, 1936
Page 251.

SNOW REMOVAL COST CHARGED TO CONTINGENT FUND.

At the request of Mr. Marshall, Councilman Hudson moved that the cost of removing the snow on January 29th, and February 7th, amounting to $1,220.21, be charged to Contingent Fund. Motion seconded by Councilman Huntley and unanimously carried.

SPECIAL OFFICER PERMIT OF W. T. BRATTON REVOKED.

The City Manager reported that he had revoked the Special Officer Permit issued to W. T. Bratton for illegal use of his authority.

COUNCILMAN SIDES CAME INTO MEETING AT 4:41 O'CLOCK.

At this time Councilman Sides came into the meeting.

COMPLAINT AGAINST SANITARY DIVISION MADE BY MRS. MARY MASON LINK.

Mrs. Mary Mason Link, of 410 Lexington Avenue, presented complaint against the Old Sanitary Department, under the supervision of Mr. Orr, that a trunk containing valuable papers and blue prints had been removed from her premises. Also, that later, the garbage trucks had removed cutters and plate glass from her yard, and stated that Mr. Orr had promised to replace the blue prints; that she had taken the matter up with Mr. Focused, of the Sanitary Division, and he had referred her to the City Council. However, Mayor Douglas advised her that this was a matter for the City Manager to handle, and on motion of Councilman Wilkinson, seconded by Councilman Albea, the matter was referred to Mr. Marshall, City Manager.

ORDINANCE REGULATING CITY LICENSE TAGS ON USED CARS.

The following Ordinance was read by Mr. Scarborough, City Attorney, and on motion of Councilman Wilkinson, seconded by Councilman Baxter, was unanimously passed on three readings, and declared to be an ordinance of the City of Charlotte by the Mayor:
AN ORDINANCE
REGULATING THE USE OF CITY LICENSE TAGS FOR DEALERS
LOCATED WITHIN THE CITY OF CHARLOTTE FOR USED CARS
OWNED BY SAID DEALERS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE IN REGULAR SESSION:

SECTION 1: THAT ANY AUTOMOBILE DEALER LOCATED WITHIN THE CITY OF CHARLOTTE, ENGAGED IN PART OR IN WHOLE IN THE BUYING AND SELLING OF USED CARS, IN LIEU OF PURCHASING A CITY LICENSE TAG FOR SAID CARS MAY USE A STICKER, NOT TO BE LESS THAN THREE BY SIX INCHES IN SIZE, WITH THE MAIN PART OR BACKGROUND OF THE PAPER IN YELLOW COLORING, AND THE LETTERING THEREON IN RED, WHICH STICKER OR PLACARD SHALL CONTAIN THE NAME OF THE DEALER AND HIS STATE DEALERS LICENSE TAG NUMBER; AND WHEN DISPLAYED UPON THE LOWER LEFT-HAND CORNER OF THE WINDSHIELD THE DEALER MAY USE THE SAME FOR THE PURPOSE OF DEMONSTRATING THE SAME TO A PROSPECTIVE PURCHASER ONLY, UPON THE STREETS OF CHARLOTTE WITHOUT PURCHASING THE REGULAR CITY LICENSE TAG UNTIL SAID CAR IS SOLD.


APPROVED AS TO FORM:

SCARBOROUGH AND BOYD
CITY ATTORNEYS

REPORT OF CITY ATTORNEYS RELATIVE TO REQUEST OF EDUCATIONAL DIVISION W.P.A. FOR DONATION.

REPORT FROM THE CITY ATTORNEYS ON THE REQUEST OF MISS BACON, OF THE EDUCATIONAL DIVISION, W. P.A., FOR DONATION OF $50.00 PER MONTH TO PROVIDE FOOD FOR USE IN THE TRAINING CENTERS OF THE DOMESTIC SERVICE CLASS, WAS PRESENTED, THIS REPORT STATING THAT THEY DO NOT THINK THAT THERE IS ANY AUTHORITY FOR THE CITY OF CHARLOTTE TO APPROPRIATE FUNDS FOR THIS PURPOSE.

CEMETERY DEEDS.

ON MOTION OF COUNCILMAN ALBRAE, SECONDED BY COUNCILMAN HUNTLEY, THE FOLLOWING CEMETERY DEEDS WERE APPROVED:

MRS. D. E. ELLIOTT, LOT 313 SECTION "U" $70.00
PERPETUAL CARE ON SAME
TRANSFER OF LOT 96, SECTION "U" FROM XXXXXXXXXX
I. A. HOVIS & SON TO MRS. B. E. CHAMPION, LOT 219 Sect."U" 1.00
FEB. 26, 1936
PAGE 253.

TWO OFFICERS APPOINTED BY CIVIL SERVICE COMMISSION FOR POLICE DEPARTMENT.

Mr. Marshall reported that the Civil Service Commission had appointed W. T. Biggers and Coy Sykes as Police Officers to fill vacancies existing in that department.

ADJOURNMENT.

On motion of Councilman Albea, seconded by Councilman Sides and unanimously carried, the meeting adjourned.

[Signature]
CITY CLERK.