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THE REGULAR MEETING OF THE CITY COUNCIL WAS HELD IN
THE COUNCIL CHAMBER, CITY HALL, AT 4:00 O'CLOCK P.M., WEDNES-
DAY, MARCH 4, 1936, WITH MAYOR DOUGLAS PRESIDING, AND
COUNCILMEN: ALBEE, BAXTER, BOYD, DURHAM, GOWIS, HUDSON, HUNTLEY,
RANCE, SIDES AND TIPTON BEING PRESENT.

ABSENT: COUNCILMAN WILKINSON.

MINUTES APPROVED

ON MOTION OF COUNCILMAN ALBEE, SECONDED BY COUNCILMAN
HUDSON, THE MINUTES OF THE MEETING OF FEBRUARY 26TH, WERE
UNANIMOUSLY APPROVED AS READ.

RE-INSTATEMENT OF W. T. BRATTON AS SPECIAL POLICE OFFICER.

MR. L. L. CAUDLE APPEARED BEFORE THE COUNCIL ON BEHALF
OF MR. W. T. BRATTON, WHOSE SPECIAL OFFICER PERMIT HAD BEEN
REVOKED, ASKING THAT HE BE RE-INSTATED. MR. J. B. MARSHALL,
CITY MANAGER, STATED THAT THIS PERMIT HAD BEEN TAKEN AWAY AT
THE REQUEST OF THE FOREMAN OF THE GRAND JURY, MR. T. C. WILSON,
BUT THAT SINCE THE LAST MEETING HE HAD RECEIVED A LETTER FROM
MR. WILSON SETTING OUT THAT HE HAD DONE MR. BRATTON AN INJUSTICE
IN ASKING FOR HIS REMOVAL, THAT HE HAD NOT EXCEEDED HIS AUTHOR-
ITY AS A SPECIAL OFFICER AND ASKING THAT HE BE RE-INSTATED.

COUNCILMAN BOYD, SECONDED BY COUNCILMAN HUDSON, MOVED
TO RESTORE MR. BRATTON'S SPECIAL OFFICER PERMIT FOR DUTY AT
THE SERVICE COAL COMPANY, WHICH WAS UNANIMOUSLY CARRIED.

STATE COMMANDER OF AMERICAN LEGION INTRODUCED.

AT THIS TIME MR. BASIL BOYD INTRODUCED TO THE COUNCIL
MR. JOE DANIELS, STATE COMMANDER OF THE AMERICAN LEGION, WHO
STATED THAT IT WAS A PLEASURE TO BE PRESENT AT THIS MEETING.
MR. DANIELS WAS ACCOMPANIED BY MR. KEELY GRICE.

REPORT OF CITY MANAGER

RESOLUTION COVERING ADDITIONS TO SEWER CONTRACT FOR BILTMORE
DRIVE, LUCENA STREET, BELVEDERE AVENUE AND WINTER STREET.

THE FOLLOWING RESOLUTION WAS INTRODUCED BY MR. MARSHALL,
AND ON MOTION OF COUNCILMAN ALBEE, SECONDED BY COUNCILMAN BOYD,
WAS UNANIMOUSLY ADOPTED:

WHEREAS, ON NOVEMBER 13, 1935, A CONTRACT FOR THE
CONSTRUCTION OF SANITARY SEWERS ON BILTMORE DRIVE, LUCENA STREET,
BELVEDERE AVENUE AND WINTER STREET, FOR THE CITY OF CHARLOTTE,
WAS AWARDED TO BLYTHE BROTHERS COMPANY ON A UNIT PRICE BASIS,
THE ESTIMATED QUANTITIES CONTAINED THEREIN TOTALING $2,737.10,
AND
WHEREAS, UNDER AUTHORITY SET FORTH IN SAID CONTRACT, IT WAS NECESSARY IN ORDER TO COMPLETE SAID PROJECT, TO DO ADDITIONAL WORK UNDER, AND BY VIRTUE OF THE SAID CONTRACT AS AFORESAID, TO THE TOTAL SUM OF $3,199.97, BEING AN INCREASE OF $462.87, ALL OF WHICH HAS BEEN DONE AT THE UNIT PRICES SET FORTH IN SAID CONTRACT, AND

WHEREAS, THE TOTAL EXPENDITURE AUTHORIZED FOR THIS WORK WAS $3,660.64, AND THE ADDITIONAL EXPENDITURE IS WITHIN THE ALLOTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE ADDITIONAL SUM OF $462.87 BE AND IT IS HEREBY AUTHORIZED TO BE PAID UNDER, AND BY VIRTUE OF THE TERMS OF SAID CONTRACT, IN ORDER THAT THE CONSTRUCTION OF THE SEWERS MAY BE ADEQUATE AND COMPLETE.

RE-ASSESSMENT ORDINANCE – BALDWIN AVENUE

THE FOLLOWING RE-ASSESSMENT ORDINANCE COVERING PROPERTY OF THE STEPHENS COMPANY, ON BALDWIN AVENUE, WAS INTRODUCED AND ON MOTION OF COUNCILMAN SIDES, SECONDED BY COUNCILMAN HUDSON, WAS ADOPTED ON THREE READINGS AND DECLARED TO BE AN ORDINANCE OF THE CITY OF CHARLOTTE BY THE MAYOR:


NEW NUMBERS OWNER FRONITAGE SEWER STREET WALK TOTAL
917-929 The Stephens Company 180.0' 65.52 1379.47 154.19 $1619.18
901-915 The Stephens Company 195.0' 90.86 1494.42 167.04 1752.32

COUNCILMAN DURHAM THEN MOVED THAT THE FOLLOWING RE-ASSESSMENT ORDINANCE, ALSO COVERING PROPERTY OF THE STEPHENS COMPANY ON BALDWIN AVENUE, BE ADOPTED. MOTION SECONDED BY COUNCILMAN ALBEA. RULES WERE SUSPENDED AND THE ORDINANCE WAS UNANIMOUSLY ADOPTED ON THREE READINGS AND DECLARED TO BE AN ORDINANCE OF THE CITY OF CHARLOTTE BY THE MAYOR:

NEW NUMBER  OWNER  FRONTAGE  SEWER  STREET  WALK  TOTAL
918-926  The Stephens Co.  117.95  903.94  0.52  904.46
900-916  The Stephens Co.  229.55  188.56  1759.20  196.63  2144.41

RE-ASSESSMENT ORDINANCE - HARRILL STREET.

On motion of Councilman Hudson, seconded by Councilman Nance, the following re-assessment ordinance on Harrill Street was unanimously adopted on three readings and declared by the Mayor to be an ordinance of the City of Charlotte:

The City Councilman of the City of Charlotte, North Carolina DO ORDAIN that the special benefits to the abutting property on Harrill Street on account of the paving of the street and walks, beginning at a point 50 feet north of the northwest corner of the intersection of Harrill Street and Gibbons Street, and running in a northerly direction 50 feet and being originally assessed as a whole against Delaney and Sun, is hereby sub-divided and re-assessed on the West side only, as follows:

NEW NUMBER  OWNER  FRONTAGE  WATER  SEWER  STREET  WALK  TOTAL
1005  Mrs. E. S. Delaney  25'  0.00  0.00  79.50  20.75  100.25
1007  R. L. Sun  25'  0.00  0.00  79.50  20.75  100.25

CONTRACT FOR CONSTRUCTION OF STATE STREET BRIDGE AWARDED TO HOBBS-PeABODY COMPANY.

On motion of Councilman Boyd, seconded by Councilman Baxter, and unanimously carried, contract for the construction of the State Street Bridge was awarded to Hobbs-Peabody Construction Company, low bidder, and the Mayor and Clerk were authorized to sign the contract. Bids received on this were as follows:

Hobbs-Peabody Construction Co.  $885.00
W. A. Ebert  960.00
Blythe Bros. Company  937.50

LETTER FROM LIBRARY BOARD THANKING COUNCIL FOR REPAIRS TO BUILDING.

City Manager Marshall read a letter received from Mr. J. A. Mayo of the Library Board, expressing that Board's appreciation for the recent repairs to their building.
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LATE LISTING CHARGE AGAINST PROPERTY AT #4 UNION STREET WAIVED.

On recommendation of the Tax Collector, the late listing charge against property at No. 4 Union Street, for the years 1926 and 1927, amounting to $8.88, was waived, on motion of Councilman Hudson, seconded by Councilman Hance and unanimously carried.

CONTRACT FOR CHECK VALVES, WATER DEPARTMENT, AWARDED TO GRINNELL COMPANY.

Bids having been received on 3/4" check valves for use in the Water Department, from the following concerns:

**Grinnell Company** - 500 3/4" check valves $1.19 each $595.00

**Crane Company**

**Tëxtile Mill Supply Co.**

1.40 each 700.00

Councillman Boyd moved that contract be awarded to Grinnell Company, at the price of $595.00, and that the Mayor and Clerk sign the contract. Motion seconded by Councilman Huntley and unanimously carried.

REPORT ON OLD AUDITORIUM PROPERTY CORNER COLLEGE & FIFTH STREETS.

A letter from the City Attorneys relative to the situation with regard to the property on the corner of College and Fifth Streets, known as the Old Auditorium Property, was read by the City Manager, and a statement of the condition of the Armory-Auditorium Fund from the City Treasurer was presented each Councilman, after which a lengthy discussion as to the manner of procedure in this connection was held. It being pointed out that no interest had been paid on the $75,000.00 unpaid balance of the original purchase price, since 1930; that one of the purchasers of this property is now dead, some are in bankruptcy and receivership, and that no taxes have been paid on the property since 1931.

Councilman Sides then moved that the City Attorneys and City Manager proceed with foreclosure on this property. Motion seconded by Councilman Durham and unanimously carried.
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RESOLUTION ON DEATH OF CAPT. FARRINGTON.

THE FOLLOWING RESOLUTION WAS READ AND ON MOTION OF COUNCILMAN BOYD, SECONDED BY COUNCILMAN DURHAM, WAS ORDERED SPREAD OF RECORD:

RESOLUTION

WHEREAS, IN THE PROVIDENCE OF THE ALMIGHTY GOD, HE HAS CALLED OUR FRIEND AND FAITHFUL SERVANT, CAPTAIN JOHN FARRINGTON, TO HIS FINAL REWARD; AND

WHEREAS, CAPTAIN FARRINGTON LOYALLY SERVED THE CITY OF CHARLOTTE IN THE POLICE DEPARTMENT OVER A PERIOD OF THIRTY YEARS, AND THROUGH HIS DEATH THE CITY OF CHARLOTTE HAS LOST A MOST LOYAL FRIEND OF THE DEPARTMENT AND OF THE CITY AT LARGE; AND

WHEREAS, WE RESPECT AND HONOR HIS MEMORY AND HIS FRIENDSHIP:

NOW, THEREFORE, BE IT RESOLVED:

FIRST, THAT WE AS MEMBERS OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, IN REGULAR SESSION CONVENEED, THIS THE 4TH DAY OF MARCH 1936, DEEPLY MOURN THE PASSING OF THIS FRIEND AND SPLENDID FORMER FELLOW-WORKER.

SECOND, THAT WE EXTEND TO HIS SISTER, MISS LAURA FARRINGTON, OUR DEEP SYMPATHY.

THIRD, THAT COPIES OF THIS RESOLUTION BE SPREAD UPON THE MINUTES OF THE MEETING OF THE CITY COUNCIL, AND A COPY SENT TO MISS FARRINGTON, ALSO TO THE NEWSPAPERS IN THE CITY OF CHARLOTTE.

Cemetery Deeds

COUNCILMAN ALBEA MOVED THAT THE FOLLOWING CEMETERY DEEDS BE APPROVED. MOTION SECONDED BY COUNCILMAN NANCE AND UNANIMOUSLY CARRIED:

Hugh Baucom, West Half of Lot No. 280, Section "U" $35.00
W. W. Whitman & Chas. W. Blackburn, Lot 308 Sec. "U" 70.00
Mrs. C. R. Jefferson, " 316 " "U" 70.00
Perpetual Care on Same
G. N. Dudley " 349 " "U" 70.00
E. C. Black " 352 " "U" 70.00
E. C. Anderson, Perpetual Care on N. 3/4 " 297 " "U" 50.00
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STATUS OF PWA SCHOOL BUILDING BONDS EXPLAINED BY CITY ATTORNEY.

COUNCILMAN SIDES, CHAIRMAN OF THE FINANCE COMMITTEE, ASKED TO HAVE THE STATUS OF THE P.W.A. SCHOOL BUILDING BONDS CLARIFIED, STATING THAT HE FELT THAT A NUMBER OF CITIZENS OF CHARLOTTE ARE LABORING UNDER A WRONG IMPRESSION WITH REGARD TO THIS MATTER, AND THAT HE FELT THAT THE CITY ATTORNEYS SHOULD REPORT TO THE CITY COUNCIL AT THIS TIME THE STATUS OF THE SITUATION IN ORDER TO CLEAR THE MATTER IN THEIR OWN MINDS.

CITY ATTORNEY SCARBROUGH WENT INTO A DETAILED EXPLANATION OF THE SITUATION, IN WHICH HE ADVISED THAT THE CITY CANNOT LEGALLY REFUND THE $31,000.00 CALLED UPON BY THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS TO PAY, POINTING OUT THAT TO DO SO THE CITY OF CHARLOTTE WOULD NOT ONLY BE PAYING FOR ALL OF ITS SCHOOLS BUT ALSO 76% OF THE COUNTY'S.

ADJOURNMENT

ON MOTION OF COUNCILMAN ALSEA, SECONDED BY COUNCILMAN SIDES, THE MEETING ADJOURNED.

Alice M. Gwendell
CITY ATTS.