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REGULAR MEETING OF THE CITY COUNCIL WAS HELD IN THE COUNCIL CHAMBER, CITY HALL, AT 4:00 O'CLOCK P. M., WEDNESDAY, DECEMBER 4TH. 1935, WITH MAYOR DOUGLAS PRESIDING AND COUNCILMEN: ALBEA, BAXTER, DURHAM, HOVIS, HUDSON, HUNTLEY, NANCE, SIDES, TIPTON AND WILKINSON BEING PRESENT.

ABSENT: COUNCILMAN BOYD.



APPROVAL OF MINUTES NOVEMBER 27TH.

ON MOTION OF COUNCILMAN ALBEA, SECONDED BY COUNCILMAN HUDSON, THE MINUTES OF THE MEETING OF NOVEMBER 27TH. WERE UNANIMOUSLY APPROVED AS READ.

RESOLUTION OF RESPECT ON DEATH OF MAGAR G. KNIGHT.

ON MOTION OF COUNCILMAN SIDES, SECONDED BY COUNCILMAN HUNTLEY, THE FOLLOWING RESOLUTION WAS READ AND ORDERED SPREAD OF RECORD BY UNANIMOUS VOTE OF THE COUNCIL.

RESOLUTION

WHEREAS, IN THE PROVIDENCE OF THE ALMIGHTY GOD, HE HAS CALLED OUR FRIEND AND FELLOW-WORKER, MAGAR G. KNIGHT, TO HIS FINAL REWARD; AND

WHEREAS, MAGAR G. KNIGHT PASSED AWAY WHILE IN THE SERVICE OF THE CITY POLICE DEPARTMENT AND THROUGH HIS DEATH THE CITY OF CHARLOTTE HAS LOST A MOST LOYAL AND FAITHFUL PUBLIC SERVANT, WHO WAS DEVOTED TO HIS DUTY AT ALL TIMES; AND

WHEREAS, WE RESPECT AND HONOR HIS MEMORY AND LOYALTY IN SERVICE TO THE CITY:

NOW, THEREFORE, BE IT RESOLVED: FIRST, THAT WE, AS MEMBERS OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, IN REGULAR SESSION CONVENED THIS 4TH. DAY OF DECEMBER 1935, DEEPLY MOURN THE PASSING OF THIS FRIEND AND FELLOW-WORKER;

SECOND, THAT WE EXTEND TO THE BEREAVED FAMILY OUR SINCERE SYMPATHY;

THIRD, THAT COPIES OF THIS RESOLUTION BE SPREAD UPON THE MINUTES OF THE MEETING OF THE CITY COUNCIL, A COPY SENT TO THE FAMILY OF THE DECEASED, ALSO TO THE NEWSPAPERS IN THE CITY OF CHARLOTTE, AND A COPY POSTED ON THE BULLETIN BOARD IN THE POLICE DEPARTMENT.

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REPORT OF CITY MANAGER

CONTRACT FOR STEEL TO EASTERBY & MUMAW.

ON RECOMMENDATION OF THE CITY MANAGER, COUNCILMAN ALBEA MOVED THAT AWARD FOR REINFORCING STEEL FOR CONCRETE CULVERTS ON W.P.A. PROJECT #203, BE MADE TO EASTERBY & MUMAW, AND THAT THE MAYOR AND CLERK BE AUTHORIZED TO SIGN THE CONTRACT. MOTION SECONDED BY COUNCIL WILKINSON AND UNANIMOUSLY CARRIED.

THE BIDS RECEIVED ON THIS STEEL BEING AS FOLLOWS:

EASTERBY AND MUMAW	\$459.00
SOUTHERN ENGINEERING Co.	459.00
BECKER IRON WORKS	475.00
R. ROBERTSON	535.00

NEW MOTOR EQUIPMENT FOR WATER DEPARTMENT.

THE CITY MANAGER RECOMMENDED THE FOLLOWING NEW MOTOR EQUIPMENT FOR THE WATER DEPARTMENT TO REPLACE EQUIPMENT THAT HAS CEASED TO BE ECONOMICAL TO OPERATE:

3- ENCLOSED CAB PICK-UP TRUCKS
1- COUPE
1- 1 1/2 TON TRUCK

ALSO TRUCK OPERATED BY THE SIGNAL MAINTENANCE DIVISION.

COUNCILMAN WILKINSON, SECONDED BY COUNCILMAN HUNTLEY, MOVED THAT THE CITY MANAGER'S RECOMMENDATION BE APPROVED AND THAT HE PROCEED IN THE PROPER MANNER. MOTION CARRIED UNANIMOUSLY.

RESTRAINING ORDER ON TAXICAB ORDINANCES.

THE CITY MANAGER REPORTED THAT A RESTRAINING ORDER ON THE TAXICAB ORDINANCES HAD BEEN GRANTED BY JUDGE MCELROY, AND THAT THIS MATTER HAD BEEN REFERRED TO THE CITY ATTORNEYS, BUT THAT JUDGE SHAW HAD BEEN CALLED OUT OF TOWN AND THE HEARING WOULD NECESSARILY BE POSTPONED.

REPORT OF RESOLUTION PRESENTED BY THE SCHOOL BOARD AT A PREVIOUS MEETING.

THE CITY MANAGER READ A REPORT FROM THE CITY TREASURER RELATIVE TO THE RESOLUTION ADOPTED BY THE SCHOOL BOARD IN THE MATTER OF BACK TAXES DUE CITY SCHOOLS, WHICH WAS PRESENTED AT THE LAST COUNCIL MEETING. THIS REPORT STATED THAT THERE WILL BE NO SCHOOL TAXES COLLECTED IN EXCESS OF THE OBLIGATIONS TAKEN OVER FROM THE SCHOOLS IF THE TAXES REFERRED TO ARE COLLECTED 100%.

MR. MARSHALL EXPLAINED THAT THE SCHOOL BOARD DID NOT ANTICIPATE ANY REVENUE DUE THEM BUT THAT THE RESOLUTION WAS PUT ON RECORD AT THE SUGGESTION OF THE AUDITORS, AND FURTHER STATED THAT HE WISHED AUTHORITY TO WRITE THE SCHOOL BOARD THAT THE RECORDS SHOW A DEFICIT AND THERE WILL BE NO REVENUE TO THEM ON BACK TAXES.

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AT THIS POINT, COUNCILMAN SIDES STATED HE HAD TALKED TO MR. BLACKBURN ABOUT THIS MATTER AND ALSO TO MR. BENOIT, AND THAT THEY KNEW AT THE TIME THE AMOUNT OF MONEY THE CITY WAS PAYING FOR THE SCHOOLS WAS IN EXCESS OF BACK TAXES DUE THEM BUT THAT THEIR AUDITORS ASKED THEM TO PASS THE RESOLUTION JUST TO CLEAR THEM IN CASE ANYTHING EVER CAME UP IN THE FUTURE, AND THAT IT WAS JUST A MATTER OF PUTTING IT ON RECORD.

ON MOTION OF COUNCILMAN SIDES, SECONDED BY COUNCILMAN WILKINSON AND UNANIMOUSLY CARRIED, MR. MARSHALL WAS AUTHORIZED TO SEND A LETTER TO THE SCHOOL BOARD SHOWING THE DEFICIT AND EXPLAINING THE COUNCIL'S POSITION IN THE MATTER.

BADGES FOR POLICE DEPARTMENT.

THE CITY MANAGER REPORTED BIDS RECEIVED FOR NEW BADGES FOR THE ENTIRE POLICE DEPARTMENT, AS FOLLOWS:

N. SNELLENBERG & Co., PHILADELPHIA	\$319.40
EVERSON-ROSS Co., NEW YORK	351.70
C. D. REECE, NEW YORK	387.75

AND RECOMMENDED THAT THE AWARD BE MADE TO THE LOW BIDDER, N. SNELLENBERG AT \$319.40.

COUNCILMAN WILKINSON, SECONDED BY COUNCILMAN HOVIS MOVED THAT THE CITY MANAGER'S RECOMMENDATION BE APPROVED AND THAT THE MAYOR AND CITY CLERK SIGN THE CONTRACT. MOTION UNANIMOUSLY CARRIED.

PROTEST ON STREET ASSESSMENTS.

A LETTER FROM STANCILL & DAVIS, ATTORNEYS FOR R. B. KEPHART, PROTESTING CERTAIN STREET ASSESSMENTS ON MR. KEPHART'S PROPERTY, WXS, ON MOTION OF COUNCILMAN HOVIS, SECONDED BY COUNCILMAN HUNTLEY AND UNANIMOUSLY CARRIED, WAS REFERRED TO THE CITY ATTORNEYS FOR HANDLING.

CHRISTMAS HOLIDAYS FOR CITY EMPLOYEES

COUNCILMAN SIDES MOVED THAT THE CITY HALL BE CLOSED AT NOON, TUESDAY, DECEMBER 24TH. AND OPENED FRIDAY MORNING, DECEMBER 27TH., FOR THE CHRISTMAS HOLIDAYS, THAT THE MEETING OF DECEMBER 25TH. BE DISPENSED WITH AND THAT THE MEETING OF THE CITY COUNCIL WEDNESDAY, JANUARY 1ST. BE HELD ON THURSDAY, JANUARY 2ND., AND THAT NEW YEAR'S DAY BE OBSERVED AS A HOLIDAY. MOTION SECONDED BY COUNCILMAN HUDSON AND UNANIMOUSLY CARRIED.

TEMPORARY EMPLOYEES AND DISMISSALS.

THE CITY MANAGER REPORTED THAT MR. LLOYD D. MASSEY AND MR. W. E. DEYOUNG HAD BEEN TEMPORARILY EMPLOYED IN THE WATER DEPARTMENT TO REPLACE MR. PHIFER AND MR. SEVERS, BOTH OF WHOM ARE ILL, AND THAT CHARLEY SMITH, TEMPORARY EMPLOYEE ON W.P.A. WORK HAD BEEN REPLACED BY DEVOE AUSTIN.

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SPECIAL OFFICERS FOR ARMORED MOTOR SERVICE CO.

COUNCILMAN WILKINSON MOVED THAT THE APPLICATIONS OF JAMES C. DRYE, LEON F. LINGNER AND ANDREW WOFFORD, OF THE ARMORED MOTOR SERVICE COMPANY, FOR SPECIAL OFFICERS PERMITS, BE GRANTED. MOTION SECONDED BY COUNCILMAN DURHAM AND CARRIED, WITH COUNCILMAN ALBEA VOTING "No".

CITY EMPLOYEES TO BE PAID FOR FULL MONTH ON DECEMBER 19TH.

ON MOTION OF COUNCILMAN ALBEA, SECONDED BY COUNCILMAN HUNTLEY AND UNANIMOUSLY CARRIED, THE RECOMMENDATION OF THE CITY MANAGER THAT CITY EMPLOYEES BE PAID THE MIDDLE OF DECEMBER FOR THE FULL MONTH, AS HAS BEEN THE CUSTOM IN THE PAST, WAS APPROVED.
SECONDED BY COUNCILMAN HUNTLEY, CITY MANAGER

CEMETERY DEEDS.

ON MOTION OF COUNCILMAN ALBEA, SECONDED BY COUNCILMAN HOVIS AND UNANIMOUSLY APPROVED, THE FOLLOWING CEMETERY DEEDS AND PERPETUAL CARE AGREEMENTS WERE ORDERED RECORDED:

ELLIS E. HENDERSON, LOT #33, SEC. "X", ELMWOOD CEMETERY,	\$125.30
PERPETUAL CARE FOR SAME.	109.70
NAT M. LUMPKIN, JR. AND T. O. SQUIRES, JR., LOT No. 34 SEC. "X", ELMWOOD CEMETERY	125.30
PERPETUAL CARE FOR SAME	109.70

PARKING ON COLLEGE STREET.

A DISCUSSION AS TO THE PARKING ON COLLEGE STREET WAS BROUGHT UP BY COUNCILMAN SIDES, WHO STATED HE HAD MADE A CHECK-UP ON THE SITUATION AND FOUND THAT PARKING WAS BEING DONE ON THIS STREET WHERE ONLY UNLOADING WAS PERMITTED, AND THAT IF THIS WAS BEING ALLOWED HE MOVED THAT 30-MINUTE PARKING SIGNS BE PUT THERE. MOTION SECONDED BY COUNCILMAN ALBEA.

MR. MARSHALL EXPLAINED THE SITUATION ON THIS STREET FULLY AND STATED THE PRESENT ARRANGEMENTS WERE WORKING SATISFACTORILY, AND THE MAYOR STATED THAT IF AGREEABLE TO COUNCILMAN SIDES HE WOULD REFER THE MATTER TO THE POLICE COMMITTEE AND THE CITY MANAGER AND MR. SKINNER TO WORK OUT AND REPORT BACK AT THE NEXT MEETING. MOTION WITHDRAWN BY COUNCILMAN SIDES WITH CONSENT OF COUNCILMAN ALBEA, WHO SECONDED THE MOTION.

TAXICAB COMPLAINT RESENTED.

COUNCILMAN BAXTER VOICED HIS RESENTMENT OF THE ACCUSATIONS MADE IN THE COMPLAINT FILED BY CERTAIN TAXICAB OWNERS IN SUPERIOR COURT AGAINST CITY ORDINANCES REGULATING THE OPERATIONS OF TAXICABS, THAT THE CITY COUNCIL WAS LINED UP WITH THE DUKE POWER COMPANY, STATING HE HAD VISITED SEVERAL CITIES IN THE SOUTH RECENTLY AND FOUND TAXICABS METERED AND GIVING NO TROUBLE, AND THAT HE WOULD LIKE TO SEE ALL TAXICABS IN CHARLOTTE METERED, WITH THE DRIVERS UNIFORMED AND COURTEOUS, AND THAT HE WAS NOT AGAINST TAXICAB OPERATIONS BUT RESENTED AN ACCUSATION SUCH AS THAT.

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CITY ATTORNEY BOYD ALSO EXPRESSED HIS RESENTMENT OF THE INSINUATIONS IN THIS COMPLAINT BUT MAYOR DOUGLAS STATED SUCH ACCUSATIONS WERE NOT WORTHY OF THE COUNCIL TAKING NOTICE OF SAME.

ADJOURNMENT.

ON MOTION OF COUNCILMAN ALBEA, SECONDED BY COUNCILMAN WILKINSON AND UNANIMOUSLY CARRIED, THE MEETING ADJOURNED.

Alice B. McComell
CITY CLERK