

NOVEMBER 21, 1935
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A REGULAR MEETING OF THE CITY COUNCIL WAS HELD IN THE COUNCIL CHAMBER OF THE CITY HALL AT 4 O'CLOCK, P.M., MAYOR DOUGLAS PRESIDING AND COUNCILMEN ALBEA, BOYD, DURHAM, HUDSON, HUNTLEY, NANCE, SIDES AND WILKINSON BEING PRESENT.

ABSENT: COUNCILMEN BAXTER, HOVIS AND TIPTON.

COUNCILMAN BOYD INTRODUCED THE FOLLOWING RESOLUTION:

RESOLUTION AUTHORIZING THE ISSUANCE OF
\$50,000 BOND ANTICIPATION NOTES.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE:

SECTION 1. THAT IN ORDER TO ANTICIPATE THE RECEIPT OF THE PROCEEDS OF \$50,000 AIRPORT BONDS AUTHORIZED BY AN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE SEPTEMBER 11, 1935 AND APPROVED BY THE VOTE OF A MAJORITY OF THE QUALIFIED VOTERS OF SAID CITY, AT AN ELECTION DULY CALLED AND HELD (NONE OF WHICH BONDS HAS BEEN ISSUED AND NO NOTES BEING OUTSTANDING WHICH WERE ISSUED IN ANTICIPATION OF THE SALE OF SAID BONDS), AND FOR THE PURPOSE FOR WHICH SAID BONDS WERE SO AUTHORIZED, A TEMPORARY LOAN OF \$50,000 IS HEREBY AUTHORIZED TO BE EVIDENCED BY NOTES OF THE CITY OF CHARLOTTE.

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SECTION 2. THAT SAID NOTES SHALL BE DATED DECEMBER 9, 1935, MATURE MARCH 9, 1936, AND BEAR INTEREST AT A RATE TO BE DETERMINED BY THE LOCAL GOVERNMENT COMMISSION AT THE TIME THE NOTES ARE SOLD, NOT EXCEEDING 6% PER ANNUM, WHICH INTEREST SHALL BE PAYABLE AT MATURITY OF NOTES TO WHICH NO INTEREST COUPONS SHALL BE ATTACHED. SAID NOTES SHALL BE PAYABLE AS TO PRINCIPAL AND INTEREST AT SUCH BANK OR TRUST COMPANY AND SHALL HAVE SUCH DENOMINATIONS AND BEAR SUCH NUMBERS AS MAY BE FIXED BY THE MAYOR AFTER THE AWARD OF THE NOTES BY THE LOCAL GOVERNMENT COMMISSION.

SECTION 3. THAT SAID NOTES SHALL BE SIGNED BY THE MAYOR AND THE CITY CLERK, UNDER THE CITY'S SEAL, AND SHALL HAVE ENDORSED THEREON THE WRITTEN APPROVAL OF THE CITY ATTORNEY, AND THE FORM THEREOF SHALL BE SUBSTANTIALLY AS FOLLOWS:

No. _____ \$ _____

UNITED STATES OF AMERICA
 STATE OF NORTH CAROLINA
 COUNTY OF MECKLENBURG
 CITY OF CHARLOTTE
 BOND ANTICIPATION NOTE

THE CITY OF CHARLOTTE, IN MECKLENBURG COUNTY, NORTH CAROLINA, FOR VALUE RECEIVED, HEREBY PROMISES TO PAY TO THE BEARER ON MARCH 9, 1936, THE PRINCIPAL SUM OF

_____ DOLLARS

WITH INTEREST THEREON AT THE RATE OF _____ PER CENTUM PER ANNUM FROM DATE, PAYABLE UPON PRESENTATION AND SURRENDER OF THIS NOTE AT ITS MATURITY. BOTH PRINCIPAL AND INTEREST OF THIS NOTE ARE PAYABLE AT _____

_____ IN THE CITY OF _____,

_____ FOR THE PROMPT PAYMENT HEREOF, BOTH PRINCIPAL AND INTEREST AS THE SAME FALL DUE, THE FULL FAITH AND CREDIT OF SAID CITY OF CHARLOTTE ARE HEREBY IRREVOCABLY PLEDGED.

THIS NOTE IS GIVEN FOR MONEY BORROWED IN THE AMOUNT

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OF THE FACE OF THIS NOTE IN ANTICIPATION OF THE RECEIPT OF THE PROCEEDS OF A LIKE AMOUNT OF AIRPORT BONDS, DULY AUTHORIZED BY AN ORDINANCE PASSED BY THE CITY COUNCIL OF SAID CITY AND DULY APPROVED BY THE VOTE OF A MAJORITY OF THE QUALIFIED VOTERS OF SAID CITY, AND THIS NOTE IS ISSUED PURSUANT TO AND IN FULL COMPLIANCE WITH THE MUNICIPAL FINANCE ACT OF NORTH CAROLINA, AS AMENDED, AND THE LOCAL GOVERNMENT ACT OF NORTH CAROLINA, AS AMENDED, AND A RESOLUTION DULY PASSED BY THE CITY COUNCIL OF SAID CITY OF CHARLOTTE.

IT IS HEREBY CERTIFIED AND RECITED THAT ALL ACTS, CONDITIONS AND THINGS REQUIRED BY THE LAWS AND CONSTITUTION OF NORTH CAROLINA TO HAPPEN, EXIST AND BE PERFORMED PRECEDENT TO AND IN THE ISSUANCE OF THIS NOTE, HAVE HAPPENED, EXIST AND HAVE BEEN PERFORMED IN REGULAR AND DUE FORM AND TIME AS SO REQUIRED, AND THAT THE TOTAL INDEBTEDNESS OF SAID CITY, INCLUDING THIS NOTE, DOES NOT EXCEED ANY CONSTITUTIONAL OR STATUTORY LIMITATION THEREON.

IN WITNESS WHEREOF, THE SAID CITY OF CHARLOTTE HAS CAUSED THIS NOTE TO BE SIGNED BY ITS MAYOR AND ITS CITY CLERK, UNDER ITS CORPORATE SEAL, ALL AS OF THE 9TH DAY OF DECEMBER, 1935.

MAYOR

CITY CLERK

THE ISSUANCE OF THIS NOTE IS HEREBY APPROVED.

CITY ATTORNEYS

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(ON REVERSE OF NOTE)

THE ISSUANCE OF THE WITHIN NOTE HAS BEEN APPROVED UNDER THE PROVISIONS OF THE LOCAL GOVERNMENT ACT OF NORTH CAROLINA.

W. E. EASTERLING, SECRETARY,
LOCAL GOVERNMENT COMMISSION.

BY _____
DESIGNATED ASSISTANT.

SECTION 4. THAT THE APPLICATION OF THE CITY MANAGER TO THE LOCAL GOVERNMENT COMMISSION IS HEREBY RATIFIED FOR ITS APPROVAL OF THE \$50,000 NOTES HEREIN AUTHORIZED AND FOR THE ADVERTISEMENT AND SALE OF SAID NOTES BY SAID COMMISSION.

SECTION 5. THAT THE APPLICATION OF THE CITY MANAGER TO THE LOCAL GOVERNMENT COMMISSION IS HEREBY RATIFIED FOR ITS APPROVAL OF THE BONDS IN ANTICIPATION OF WHICH THE ABOVE MENTIONED NOTES ARE TO BE ISSUED.

ON MOTION OF COUNCILMAN BOYD, SECONDED BY COUNCILMAN SIDES AND UNANIMOUSLY CARRIED, THE RESOLUTION AUTHORIZING THE ISSUANCE OF \$50,000 BOND ANTICIPATION NOTES WAS READ AND PASSED UPON ITS FIRST READING. THE VOTES CAST UPON ITS FIRST READING WERE AS FOLLOWS:

COUNCILMAN JOHN L. WILKINSON	AYE
COUNCILMAN CLAUDE L. ALBEA	AYE
COUNCILMAN JOHN F. BOYD	AYE
COUNCILMAN JOHN F. DURHAM	AYE
COUNCILMAN J. H. HUNTLEY	AYE
COUNCILMAN W. ROY HUDSON	AYE
COUNCILMAN J. S. NANCE	AYE
COUNCILMAN L. R. SIDES	AYE

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THE VOTES CAST UPON ITS SECOND READING WERE AS FOLLOWS:

- COUNCILMAN JOHN L. WILKINSON AYE
- COUNCILMAN CLAUDE L. ALBEA AYE
- COUNCILMAN JOHN F. BOYD AYE
- COUNCILMAN JOHN F. DURHAM AYE
- COUNCILMAN J. H. HUNTLEY AYE
- COUNCILMAN W. ROY HUDSON AYE
- COUNCILMAN J. S. NANCE AYE
- COUNCILMAN L. R. SIDES AYE

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- COUNCILMAN JOHN L. WILKINSON AYE
- COUNCILMAN CLAUDE L. ALBEA AYE
- COUNCILMAN JOHN F. BOYD AYE
- COUNCILMAN JOHN F. DURHAM AYE

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COUNCILMAN J. H. HUNTLEY	AYE
COUNCILMAN W. ROY HUDSON	AYE
COUNCILMAN J. S. NANCE	AYE
COUNCILMAN L. R. SIDES	AYE

APPROVAL OF MINUTES OF NOVEMBER 13TH.

ON MOTION OF COUNCILMAN BOYD, SECONDED BY COUNCILMAN ALBEA, THE MINUTES OF THE REGULAR MEETING OF NOVEMBER 13TH., WERE UNANIMOUSLY APPROVED AS READ.

THE MINUTES OF THE SPECIAL MEETING OF NOVEMBER 15TH WERE NOT READ AT THIS TIME.

RENT OF SCHOOL BOARD OFFICES DONATED BY CITY.

COUNCILMAN SIDES MOVED THAT THE RENT OF THE SCHOOL BOARD OFFICES IN THE CITY HALL BE GIVEN TO THE SCHOOL BOARD FOR THE YEAR 1935-36 AND THAT THE MONEY BE TAKEN FROM THE CONTINGENT FUND FOR SAME. MOTION SECONDED BY COUNCILMAN HUDSON AND AFTER DISCUSSION, WAS UNANIMOUSLY APPROVED.

MR. J. NICK SLOAN REQUESTED REDUCTION IN PRIVILEGE LICENSE TAX.

MR. J. NICK SLOAN, OPERATOR OF A SMALL PRODUCE BUSINESS, APPEARED BEFORE THE COUNCIL, ASKING THAT THE MINIMUM PRIVILEGE TAX ON WHOLESALE PRODUCE MERCHANTS OF \$50.00 FOR ANNUAL GROSS SALES NOT OVER \$50,000.00, WORKED A HARDSHIP ON HIM, DUE TO THE FACT THAT HIS ANNUAL BUSINESS WAS ABOUT \$20,000.00, AND ASKED THAT THE TAX FOR HIS BUSINESS BE REDUCED TO ONE-HALF THE REGULAR TAX.

THIS MATTER WAS DISCUSSED WITH THE CITY ATTORNEYS, WHO ADVISED THAT THIS COULD NOT BE DONE WITHOUT CHANGING THE REVENUE ORDINANCE. AFTER MR. SLOAN STATED THAT HE OPERATED ONLY ONE TRUCK IN HIS BUSINESS, HE WAS ADVISED TO CONSULT WITH THE COLLECTOR OF REVENUE AS TO WHETHER HE COULD TAKE OUT PEDDLER'S LICENSE OF \$25.00 PER YEAR FOR THIS BUSINESS.

COUNCILMAN W. ROY HUDSON AYE
COUNCILMAN J. S. NANCE AYE
COUNCILMAN L. R. SIDES AYE

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FIRST WESLEYAN CHURCH REQUEST FOR EXTENSION OF TIME ON PAVING ASSESSMENTS.

MR. M. F. LAWING, STEWARD OF THE FIRST WESLEYAN METHODIST CHURCH, ON BRUNS AVENUE, APPEARED BEFORE THE COUNCIL AT THIS TIME AND ADVISED THAT THE PAVING ASSESSMENT AGAINST THE CHURCH WAS IN ARREARS, THAT A NEW BOARD OF STEWARDS HAD JUST BEEN ELECTED, AND ASKED FOR AN EXTENSION OF TIME IN ORDER TO PULL THE CHURCH OUT OF THE HOLE AND PAY UP.

MR. MARSHALL ADVISED THAT A PETITION FOR RE-ASSESSMENT COULD BE FILED AND A PAYMENT MADE AND THE BALANCE EXTENDED OVER A PERIOD OF TEN YEARS.

CRIME DISPLAY PERMIT REQUESTED.

MR. UHLMAN ALEXANDER, ATTORNEY, APPEARED ON BEHALF OF MR. F. M. MCCORKLE, WITH REQUEST FOR PERMISSION TO PRESENT A CERTAIN DISPLAY OF PHOTOGRAPHS, ETC., SHOWING THE EFFECTS OF CRIME, FOR WHICH DISPLAY NO ADMISSION WILL BE CHARGED BUT FOR WHICH VISITORS WILL BE ASKED TO MAKE A VOLUNTARY DONATION. HE STATED THAT MR. MCCORKLE HAD TALKED WITH CERTAIN MEMBERS OF THE POLICE DEPARTMENT, WHO STATED THEY WERE VERY MUCH IN FAVOR OF THE ENTERPRISE.

MR. MCCORKLE ALSO EXPLAINED TO THE COUNCIL JUST HOW THIS DISPLAY WAS OPERATED AND THAT A SIGN WOULD BE PLACED IN THE BUILDING, STATING "VISITORS ASKED TO MAKE DONATIONS."

THIS MATTER WAS DISCUSSED WITH THE CITY MANAGER AND CITY ATTORNEYS, AND COUNCILMAN BOYD, SECONDED BY COUNCILMAN ALBEA, MOVED TO REFER THE MATTER TO THE CITY ATTORNEYS AND CITY MANAGER WITH POWER TO ACT. BUT INASMUCH AS THE QUESTION WAS RAISED THAT SINCE HE RECEIVED MONEY FOR THIS EXHIBIT, THE REVENUE ORDINANCE CALLED FOR A TAX OF \$5.00 PER DAY FOR ALL EXHIBITIONS OR EXHIBITS NOT SPECIALLY TAXED UNDER THE ORDINANCE MR. BOYD WITHDREW HIS MOTION WITH THE CONSENT OF MR. ALBEA, AND MOVED THAT HE PAY THE LICENSE FEE OF \$5.00 PER DAY FOR THIS EXHIBIT. MOTION SECONDED BY COUNCILMAN ALBEA AND UNANIMOUSLY CARRIED.

REPORT OF CITY MANAGER.

CONDEMNED BUILDINGS.

THE CITY MANAGER PRESENTED A LETTER FROM THE CITY ATTORNEYS RELATIVE TO TEARING DOWN CERTAIN CONDEMNED BUILDINGS IN THE CITY, WHICH MATTER HAD BEEN DISCUSSED BY THE COUNCIL PREVIOUSLY, IN WHICH THEY STATE THAT THE OWNER OF ANY CONDEMNED BUILDING SHALL BE SUBJECT TO A FINE OF \$50.00 FOR EACH DAY SAID BUILDING IS PERMITTED TO REMAIN AFTER BEING NOTIFIED, AND RECOMMENDED THAT THE BUILDING INSPECTOR ASCERTAIN THE CORRECT OWNERS OF ALL THESE BUILDINGS, TOGETHER WITH THE MORTGAGEES, IF ANY, AND NOTIFY THEM IN WRITING THAT THE PARTICULAR BUILDINGS HAVE BEEN CONDEMNED AS BEING UNSAFE AND DANGEROUS TO LIFE AND THAT UNLESS THE CONDITION IS REMEDIED WITHIN 20 DAYS THAT THEY WILL BE INDICTED UNDER THE STATUTE. MR. MARSHALL STATED THAT THE MATTER HAD BEEN REFERRED TO MR. SKINNER, CHIEF SAFETY INSPECTOR FOR HANDLING.

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PUBLIC LIABILITY AND PROPERTY DAMAGE INSURANCE.

THE CITY MANAGER REPORTED THAT THE COMMITTEE ON INVESTIGATION OF THE PUBLIC LIABILITY AND PROPERTY DAMAGE INSURANCE POLICY COVERING THE CITY'S MOTOR EQUIPMENT RECOMMENDS THAT THE PROPOSAL OF THE INSURANCE EXCHANGE AT A PREMIUM OF \$1,857.38, BE ACCEPTED.

COUNCILMAN ALBEA MOVED THAT THE RECOMMENDATION OF THE INSURANCE COMMITTEE BE ACCEPTED. MOTION SECONDED BY COUNCILMAN SIDES AND UNANIMOUSLY CARRIED.

PURCHASE OF CITY OF GREENSBORO BONDS.

ON MOTION OF COUNCILMAN HUDSON, SECONDED BY COUNCILMAN NANCE, THE ACTION OF THE CITY MANAGER IN PURCHASING \$50,000. ADDITIONAL CITY OF GREENSBORO REFUNDING BONDS, DUE DECEMBER 1936, TO YIELD 1.25% FOR THE SINKING FUND ACCOUNT, MAKING THE TOTAL AMOUNT PURCHASED \$75,000.00, WAS UNANIMOUSLY APPROVED BY THE COUNCIL.

AMENDING ORDINANCE FOR ENTRANCES TO DRIVEWAYS, ETC.

A REQUEST HAVING BEEN RECEIVED FROM THE HORTON MOTOR LINES, INC., FOR PERMISSION TO CONSTRUCT A RAMP TO THE ENTRANCE OF THEIR BUILDING ON CLARKSON STREET, THE CITY MANAGER EXPLAINED THE TYPE OF ENTRANCE WHICH THEY DESIRE TO CONSTRUCT AND STATED THAT THE ORDINANCE PROVIDING FOR UNIFORM CONSTRUCTION OF ENTRANCES TO PRIVATE DRIVEWAYS, ALLEYS, FILLING STATIONS, ETC., WOULD HAVE TO BE AMENDED IN ORDER TO TAKE CARE OF THIS AND THAT THE PLANS BE APPROVED BY THE CITY ENGINEER.

COUNCILMAN WILKINSON THEN MOVED THAT THE CITY ATTORNEYS BE INSTRUCTED TO PREPARE AMENDMENT TO THE ABOVE ORDINANCE AND PRESENT TO THE CITY COUNCIL AT ITS NEXT SESSION. MOTION SECONDED BY COUNCILMAN SIDES AND UNANIMOUSLY CARRIED.

SONS OF AMERICAN LEGION TO USE ARMORY FOR DRILL PURPOSES.

ON MOTION OF COUNCILMAN WILKINSON, SECONDED BY COUNCILMAN BOYD AND UNANIMOUSLY CARRIED, THE SONS OF THE AMERICAN LEGION, HORNETS NEST POST NO. 9, DRILL TEAM, WERE GIVEN PERMISSION TO USE THE ARMORY-AUDITORIUM FOR DRILL PURPOSES ON SATURDAY AFTERNOONS WHEN IT DOES NOT CONFLICT WITH THE ARRANGEMENTS FOR AFTERNOON OR NIGHT ENGAGEMENTS.

DR. Z. V. KENDRICK EMPLOYED FOR DENTAL CLINIC WORK.

THE CITY MANAGER REPORTED THE EMPLOYMENT OF DR. Z. V. KENDRICK, JR. FOR THE DENTAL WORK IN THE HEALTH DEPARTMENT, WHICH IS BEING SPONSORED BY THE PARENT-TEACHERS ASSOCIATION, AT A SALARY OF \$100.00 PER MONTH, AND ADVISED THAT DR. KENDRICK'S BROTHER, DR. V. B. KENDRICK, WILL COOPERATE WITH HIM AND HANDLE THE CLINIC A PORTION OF THE TIME.

ON MOTION OF COUNCILMAN BOYD, SECONDED BY COUNCILMAN DURHAM, THE COUNCIL UNANIMOUSLY APPROVED AN APPROPRIATION

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NOT TO EXCEED \$700.00 FOR THIS SERVICE TO RUN TO THE END OF THE FISCAL SCHOOL YEAR.

FREE WATER FOR W.P.A. SEWING ROOMS.

REQUEST HAVING BEEN RECEIVED FROM THE WORKS PROGRESS ADMINISTRATION FOR FREE WATER SERVICE AT 505 AND 511 SPRUCE STREET, WOMENS' SEWING PROJECT No. 298, COUNCILMAN WILKINSON MOVED THAT THE CITY COUNCIL APPROVE THREE MONTHS WATER BILL OF \$5.00 PER MONTH FOR THE TWO CONNECTIONS. MOTION SECONDED BY COUNCILMAN ALBEA AND UNANIMOUSLY CARRIED.

BUDGET STATEMENT AS OF OCTOBER 31, 1935 PRESENTED.

COPY OF BUDGET STATEMENT AS OF OCTOBER 31, 1935, WAS PRESENTED EACH COUNCILMAN, AND THE CITY MANAGER BEING ASKED FOR COMMENTS ON THIS STATEMENT, STATED IT WAS EXCEEDINGLY ENCOURAGING.

PLAYING OF GOLF ON MUNICIPAL GOLF COURSE ON SUNDAY.

COUNCILMAN DURHAM RAISED THE QUESTION OF WHO HAS CONTROL OF THE MUNICIPAL GOLF COURSE, STATING HE WAS NOT IN FAVOR OF ALLOWING PLAYING ON ONE SIDE (OUTSIDE THE CITY LIMITS) AND NOT ON THE OTHER (WITHIN THE CITY LIMITS) ON SUNDAY.

A DISCUSSION AS TO WHO HOLDS THE DEED TO THIS PROPERTY WAS RAISED AND THEY WERE ADVISED THAT THE DEED IS IN THE NAME OF THE PARK AND RECREATION COMMISSION.

~~COUNCILMAN DURHAM THEN MOVED THAT A RESOLUTION BE PASSED ASKING THE PARK AND RECREATION COMMISSION NOT TO ALLOW PLAYING ON SUNDAY ON THIS COURSE, BUT WHEN THE SUGGESTION WAS MADE THAT BEFORE SUCH A RESOLUTION WAS PASSED THAT THE PARK & RECREATION COMMISSION BE CONSULTED, COUNCILMAN DURHAM WITHDREW HIS MOTION, AND COUNCILMAN BOYD MOVED THAT THE CHAIRMAN OF THE PARK AND RECREATION COMMISSION MEET WITH THE CITY COUNCIL AT 3:30 O'CLOCK P. M. NEXT WEDNESDAY AFTERNOON. MOTION SECONDED BY COUNCILMAN HUNTLEY.~~

COUNCILMAN BOYD WITH PERMISSION OF COUNCILMAN HUNTLEY, AMENDED HIS MOTION TO INCLUDE THE ENTIRE PARK & RECREATION COMMISSION AND SUPERINTENDENT. MOTION AS AMENDED UNANIMOUSLY CARRIED.

ADJOURNMENT.

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

Alice B. McConnell
CITY CLERK.