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THE REGULAR MEETING OF THE CITY COUNCIL, HELD IN THE COUNCIL CHAMBER, OCTOBER 30, 1935, AT 4:00 O'CLOCK P. M., MAYOR DOUGLAS PRESIDING AND PRESENT: COUNCILMEN ALBEA, BAXTER, BOYD, DURHAM, HOVIS, HUDSON, HUNTLEY, NANCE, SIDES, TIPTON AND WILKINSON.

ABSENT: NONE.

INVITATION EXTENDED COUNCIL TO VISIT MINT MUSEUM OF ART.

MRS. H. C. DWELLE APPEARED BEFORE THE COUNCIL IN THE INTEREST OF THE MINT MUSEUM OF ART, EXPLAINING THE DIFFERENT ROOMS AND PHASES OF THIS MUSEUM, AND EXTENDED AN INVITATION TO THE COUNCIL TO VISIT SAME IN A BODY.

APPROVAL OF MINUTES OF SPECIAL AND REGULAR MEETING OF OCT. 23, 1935.

ON MOTION OF COUNCILMAN HUDSON, SECONDED BY COUNCILMAN DURHAM, THE MINUTES OF THE SPECIAL MEETING OF OCTOBER 23, 1935, WERE APPROVED AS READ.

MOTION BY COUNCILMAN WILKINSON, SECONDED BY COUNCILMAN HUNTLEY FOR APPROVAL OF MINUTES OF REGULAR MEETING OF OCTOBER 23, 1935, UNANIMOUSLY CARRIED.

SEWER LINE FOR WINTER STREET AUTHORIZED.

UPON APPEARANCE OF MR. CAROL TALIAFERRO WITH FURTHER REFERENCE TO SEWER LINE ON WINTER STREET AND DISCUSSION WITH THE CITY MANAGER, COUNCILMAN WILKINSON, SECONDED BY COUNCILMAN NANCE, MOVED THAT THE FORMER RESOLUTION REGARDING THIS MATTER BE RESCINDED. MOTION CARRIED UNANIMOUSLY.

COUNCILMAN SIDES, SECONDED BY COUNCILMAN NANCE, THEN MOVED THAT THIS WORK BE DONE IN ACCORDANCE WITH THE ESTIMATE OF THE CITY MANAGER AND ENGINEERING DEPARTMENT, PROVIDED THE PROPERTY OWNERS PROVIDE THE NECESSARY RIGHT-OF-WAY. MOTION CARRIED UNANIMOUSLY.

SELLING OF FLOWERS ON THE STREETS OF CHARLOTTE.

ATTORNEY J. CLYDE STANCILL APPEARED BEFORE THE COUNCIL ON BEHALF OF CERTAIN MERCHANTS OF CHARLOTTE, PROTESTING THE SALE OF FLOWERS WITHIN THE FIRST BLOCK OF THE SQUARE IN THE BUSINESS DISTRICT. MR. STANCILL STATED HE WAS NOT AWARE THAT THIS MATTER HAD BEEN BROUGHT BEFORE THE COUNCIL AT THE LAST MEETING, BUT HE FELT THAT SOME REGULATION SHOULD EXIST WHICH WOULD PROHIBIT THE SALE WITHIN ONE BLOCK OR POSSIBLY TWO OF THE SQUARE.

MR. MARSHALL ADVISED THAT THIS MATTER HAD BEEN INVESTIGATED VERY THOROUGHLY AND THAT THE REVENUE DEPARTMENT HAD CHECKED TO SEE IF THEY ALL CARRIED A GROWERS' CERTIFICATE AND THAT SOME HAD TAKEN OUT LICENSE AND WERE GRANTED THE PRIVILEGE OF SELLING WITHIN THE DOORWAYS OF CERTAIN STORES, WHICH THE CITY, OF COURSE, COULD NOT PROHIBIT, BUT THAT THE POLICE DEPARTMENT WAS PREVENTING THEM FROM OBSTRUCTING THE SIDEWALKS BY PLACING THEIR FLOWERS ON THE WALKS.

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DELEGATION FROM PARENT-TEACHERS ASSOCIATION ASKING FOR DONATION, FOR DENTAL WORK IN SCHOOLS.

MRS. L. G. ROGERS HEADED A COMMITTEE OF THREE FROM THE CHARLOTTE PARENT-TEACHERS COUNCIL, ASKING FOR A DONATION FROM THE CITY COUNCIL OF \$1,000.00 TO CARRY ON DENTAL WORK IN THE SCHOOLS WHICH WAS STARTED LAST YEAR, AND EXPLAINED THEIR NEED FOR ASSISTANCE AT THIS TIME INASMUCH AS THE DENTISTS WHO HAD DONATED THEIR TIME LAST YEAR HAD BEEN UNABLE TO DO SO AGAIN THIS YEAR.

COUNCILMAN ALBEA, SECONDED BY COUNCILMAN HUDSON, MADE A MOTION THAT THIS MONEY BE DONATED IF LEGAL.

CITY ATTORNEY BOYD STATED HE WOULD GO INTO THE QUESTION TO DETERMINE IF LEGAL, BUT MR. MARSHALL EXPLAINED THAT AS THIS WAS NOT INCLUDED IN THE BUDGET THE CITY DID NOT HAVE THE MONEY TO DONATE.

COUNCILMAN WILKINSON OFFERED A SUBSTITUTE MOTION THAT THIS MATTER BE REFERRED TO FINANCE COMMITTEE, THE CITY MANAGER AND CITY ATTORNEYS TO WORK OUT SOME PLAN WHEREBY THE COUNCIL MIGHT BE ABLE TO TAKE CARE OF SAME, AND TO REPORT BACK AT NEXT WEDNESDAY'S MEETING A DEFINITE PLAN TO WORK ON.

COUNCILMAN SIDES SECONDED THIS MOTION PROVIDED THE HEALTH DEPARTMENT COMMITTEE WAS ALSO INCLUDED, WHICH WAS AGREEABLE TO MR. WILKINSON, AND THE SUBSTITUTE MOTION WAS VOTED ON, AND CARRIED, COUNCILMAN ALBEA VOTING "NO".

MR. C. D. BRADY REQUESTING APPOINTMENT AS SPECIAL OFFICER.

MR. M. K. HARRILL, ATTORNEY, APPEARED IN BEHALF OF THE APPOINTMENT OF MR. C. D. BRADY AS A SPECIAL OFFICER, STATING MR. BRADY WAS NOT ASKING FOR THIS APPOINTMENT IN ORDER TO COLLECT RENTS BUT FOR THE PROTECTION OF PROPERTY.

A MR. STARNES PROTESTED THE APPOINTMENT OF SPECIAL OFFICERS UNLESS PLACED UNDER HEAVY BOND.

MR. ELBERT FOSTER, AN ATTORNEY, ALSO REQUESTED MR. BRADY'S APPOINTMENT BUT NO ACTION WAS TAKEN BY THE COUNCIL.

SOLICITING AND CRUISING OF TAXICABS.

MR. E. B. FURR, OPERATOR OF RED TOP TAXICAB CO., AGAIN APPEARED BEFORE THE COUNCIL ASKING FOR PERMISSION FOR THE DIME CABS TO TAKE ON PASSENGERS WITHIN 200 FEET OF THE SQUARE, AND THE SECTIONS OF THE ORDINANCE WITH REGARD TO THIS WAS DISCUSSED WITH THE CITY ATTORNEY, WHO EXPLAINED THAT THERE WAS NO DIFFERENCE IN THE RIGHTS OF THE 10¢ AND 25¢ TAXIS.

COUNCILMAN BOYD, SECONDED BY COUNCILMAN ALBEA, MADE A MOTION TO DESIGNATE THE 200 FOOT LINE IN PAINT OR CHALK, FOR THE BENEFIT OF TAXIS UNLOADING AND TAKING ON PASSENGERS. MOTION CARRIED UNANIMOUSLY.

MR. CRUMP AND MR. QUATTLEBAUM, TWO TAXICAB OWNERS, STATED THEY WERE ONE HUNDRED PERCENT SATISFIED WITH THE TAXI ORDINANCE AS IT NOW STANDS.

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PRESENTATION OF BADGE TO MR. T. H. MERRITT, RETIRED POLICEMAN.

MR. T. H. MERRITT, RETIRED POLICE OFFICER, WAS PRESENTED A GOLD MEDAL FOR THIRTY YEARS OF FAITHFUL SERVICE TO THE CITY OF CHARLOTTE, BY MAYOR DOUGLAS ON BEHALF OF THE CITY COUNCIL, AND MR. MERRITT THANKED THEM, STATING HE WAS MORE PROUD OF THIS MEDAL THAN ANYTHING HE HAD EVER RECEIVED.

INTEREST RATE FOR DELINQUENT TAXES.

AS REQUESTED AT A JOINT MEETING OF THE CITY COUNCIL AND COUNTY BOARD OF COMMISSIONERS, CITY ATTORNEY BOYD PRESENTED A RULING ON THE RATE OF INTEREST TO CHARGE ON 1935 UNPAID TAXES, WHICH STATED THAT UNDER THE LOCAL TAX LAW IT IS MANDATORY UPON THE COUNCIL TO REQUIRE THE PAYMENT OF INTEREST FROM OCTOBER 1ST. UPON ALL TAXES PAID AFTER NOVEMBER 1ST., THE RATE NOT TO EXCEED 8% FOR THE FIRST DELINQUENT YEAR AND NOT TO EXCEED 6% EACH YEAR THEREAFTER. HE ADVISED THAT THIS RULING IS GIVEN AFTER CONFERENCE WITH THE COUNTY ATTORNEYS.

COUNCILMAN SIDES, SECONDED BY COUNCILMAN HOVIS, MOVED THAT THE INTEREST RATE BE 8% THE FIRST YEAR AND 6% THEREAFTER ACCORDING TO THE STATEWIDE ACT. MOTION CARRIED, WITH COUNCILMAN BAXTER VOTING "NO".

REPORT OF CITY MANAGER

RE-ASSESSMENT ON BRUNS AVENUE.

UPON PETITION FOR RE-ASSESSMENT ON PROPERTY ON BRUNS AVENUE, COUNCILMAN WILKINSON MOVED THE ADOPTION OF THE FOLLOWING ORDINANCE, WHICH WAS SECONDED BY COUNCILMAN ALBEA AND UNANIMOUSLY PASSED ON THREE READINGS:

THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, DOES ORDAIN THAT THE SPECIAL BENEFITS TO THE ABUTTING PROPERTY ON BRUNS AVENUE ON ACCOUNT OF THE PAVING OF THE STREET, BEGINNING AT THE NORTHEAST CORNER OF WEST TRADE STREET AND BRUNS AVENUE AND EXTENDING THENCE IN A WESTERLY DIRECTION, A DISTANCE OF 217.1 FEET, AND BEING ORIGINALLY ASSESSED AS A WHOLE AGAINST J. H. THREATT, IS HEREBY SUB-DIVIDED AND RE-ASSESSED ON THE NORTH SIDE ONLY, AS FOLLOWS:

NEW NO.	OWNER	FRONTAGE	WATER	SEWER	STREET SIDE WALK	TOTAL
100-108	J. H. THREATT	107.1	---	---	\$393.70	\$393.70
110-116	REALTY PURCHASE CORP.	110.0	---	---	404.36	404.36

PETITION REGARDING UNNECESSARY NOISES ON CITY STREETS.

THE CITY MANAGER REPORTED RECEIPT OF A PETITION SIGNED BY A NUMBER OF BUSINESS MEN OF THE CITY REGARDING UNNECESSARY NOISES ON THE STREETS, WITH THE REQUEST THAT IT BE PRESENTED TO THE COUNCIL.

COUNCILMAN HOVIS MOVED THAT AN ORDINANCE BE DRAWN PROHIBITING THE PROMISCUOUS BLOWING OF HORNS. NO SECOND.

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MAYOR DOUGLAS REQUESTED THE POLICE COMMITTEE AND THE CITY MANAGER TO GO INTO THIS MATTER TO SEE IF ANYTHING CAN BE DONE ABOUT IT AND MAKE REPORT AT THE NEXT SESSION.

COUNCILMAN DURHAM ASKED THAT THE CITY ATTORNEYS DRAW UP AN ORDINANCE TO COMPEL MOTORCYCLE OPERATORS TO PUT SILENCERS ON THEIR MOTORCYCLES SUCH AS ARE NOW ON ALL POLICE MOTORCYCLES AND THE CITY ATTORNEYS WERE REQUESTED TO PREPARE SUCH ORDINANCE.

LEASE GIVEN TO OUTDOOR ADVERTISING COMPANY ON STATESVILLE AVE.

ON MOTION OF COUNCILMAN BOYD, SECONDED BY COUNCILMAN HUDSON AND UNANIMOUSLY CARRIED, THE MAYOR AND CLERK WERE AUTHORIZED TO SIGN A LEASE WITH THE GENERAL OUTDOOR ADVERTISING COMPANY, OF RALEIGH, N. C. FOR THREE YEAR PERIOD, AT \$25.00 PER YEAR, FOR THE USE OF CITY PROPERTY ON THE STATESVILLE HIGHWAY BETWEEN IRWIN CREEK AND THE FORD MOTOR CO., FOR AN ADVERTISING STRUCTURE.

PURCHASE OF N. C. PUBLIC SCHOOL BONDS FOR SINKING FUND.

ON MOTION OF COUNCILMAN ALBEA, SECONDED BY COUNCILMAN HUNTLEY, THE COUNCIL UNANIMOUSLY APPROVED THE ACTION OF THE CITY MANAGER IN PLACING ORDER WITH KIRCHOFER & ARNOLD, INC., OF RALEIGH FOR \$5,000 - 4% N. C. PUBLIC SCHOOL BONDS, MATURING JANUARY 1, 1937, AT A PRICE TO YIELD 1.15%.

FIRE HYDRANTS TO BE PLACED ON SOUTH MYERS STREET.

ON REQUEST OF CHIEF PALMER AND ON RECOMMENDATION OF THE CITY MANAGER, COUNCILMAN HUNTLEY MOVED THAT A 2-WAY FIRE HYDRANT BE PLACED ON SOUTH MYERS STREET BETWEEN 2ND. AND 3RD. STREETS. MOTION SECONDED BY COUNCILMAN DURHAM AND UNANIMOUSLY CARRIED.

REPORT OF DR. BUCK RECEIVED.

MR. MARSHALL REPORTED THAT HE HAD RECEIVED THREE COPIES OF THE SURVEY OF THE HEALTH DEPARTMENT FROM DR. CARL E. BUCK, ONE OF WHICH HAS BEEN TURNED OVER TO COUNCILMAN ALBEA AND ONE TO COUNCILMAN NANCE, TO BE STUDIED BY THE HEALTH COMMITTEE AND FULL REPORT TO BE MADE TO THE COUNCIL AT A LATER DATE.

ARCHITECT TO BE EMPLOYED FOR POLICE STATION WORK.

ON MOTION OF COUNCILMAN BOYD, SECONDED BY COUNCILMAN SIDES, THE COUNCIL AUTHORIZED THE EMPLOYING OF AN ARCHITECT TO DRAW PLANS FOR THE IMPROVEMENTS TO BE MADE TO THE POLICE DEPARTMENT BUILDING, THIS PROJECT HAVING BEEN APPROVED UNDER P.W.A.

CEMETERY DEEDS

UPON FILING OF AN AFFIDAVIT BY MR. A. H. ROHLER, STATING THAT LOT No. 29, IN SECTION W, ELMWOOD CEMETERY, WAS PURCHASED BY HIM IN JUNE 1917 BUT NO DEED WAS EVER ISSUED FOR SAME, COUNCILMAN SIDES, SECONDED BY COUNCILMAN HUNTLEY MOVED THAT DEED BE GIVEN TO COVER THIS LOT, WHICH WAS UNANIMOUSLY CARRIED.

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TRANSFER OF DEED FROM MR. ROHLEDER TO O. G. CULPEPPER APPROVED.

ON MOTION OF COUNCILMAN HOVIS, SECONDED BY COUNCILMAN WILKINSON, THE COUNCIL UNANIMOUSLY APPROVED THE TRANSFER OF THE WEST HALF OF LOT No. 29, SECTION "W" BY MR. A. H. ROHLEDER TO MR. O. G. CULPEPPER, \$1.00 BEING PAID FOR THE TRANSFER.

TAX COLLECTIONS REPORT GOOD.

COUNCILMAN SIDES REPORTED THAT MORE THAN \$108,000.00 HAVE BEEN COLLECTED BY THE CITY IN THE LAST WEEK AND THAT THE TAX DEPARTMENT IS DOING A NICE JOB IN THIS RESPECT, ALTHOUGH A GREAT MANY PEOPLE THINK THEY ARE LETTING DOWN IN THE COLLECTION OF TAXES.

ADJOURNMENT.

COUNCILMAN ALBEA, SECONDED BY COUNCILMAN HUNTLEY MOVED TO ADJOURN; UNANIMOUSLY CARRIED.

Alice B. McConnell
CITY CLERK