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THE REGULAR WEEKLY MEETING OF THE CITY COUNCIL WAS HELD IN THE COUNCIL CHAMBER, CITY HALL, ON WEDNESDAY, SEPTEMBER 25, 1935, WITH MAYOR DOUGLAS PRESIDING, AND COUNCILMEN ALBEA, BAXTER, BOYD, DURHAM, HOVIS, HUDSON, HUNTLEY, NANCE, SIDES, TIPTON AND WILKINSON PRESENT.

ABSENT: NONE.

MINUTES OF SEPTEMBER 18TH. APPROVED.

AFTER THE READING OF THE MINUTES OF SEPTEMBER 18TH. COUNCILMAN ALBEA MOVED THAT THEY BE APPROVED WITH A CORRECTION TO THE SUIT OF THE McDOWELL AGENCIES, THE AMOUNT AS SHOWN READING \$700.00, WHEREAS, IT SHOULD BE \$750.00. MOTION SECONDED BY COUNCILMAN DURHAM AND CARRIED UNANIMOUSLY.

REQUEST OF NATIONAL GUARD UNITS FOR APPROPRIATION BY THE CITY.

CAPT. EDWIN C. BOYETTE APPEARED BEFORE THE COUNCIL WITH REQUEST THAT THE CITY AGAIN MAKE AN APPROPRIATION TO THE NATIONAL GUARD UNITS STATIONED IN CHARLOTTE, AS IN FORMER YEARS, THE AMOUNT ASKED FOR FOR THE FOUR UNITS BEING \$150.00 PER MONTH, OR \$1800.00 PER YEAR. THIS MATTER WAS DISCUSSED AT LENGTH BY THE COUNCIL AND UPON COUNCILMAN BAXTER ASKING WHERE THE MONEY WOULD COME FROM IF APPROPRIATED, NOT HAVING BEEN TAKEN CARE OF IN THE BUDGET, CITY MANAGER MARSHALL STATED THAT IT WOULD HAVE TO COME FROM THE CONTINGENT FUND.

COUNCILMAN BAXTER, SECONDED BY COUNCILMAN BOYD, MOVED THAT THE CITY COUNCIL APPROPRIATE \$150.00 PER MONTH FOR THESE FOUR UNITS, THIS TO COME FROM THE CONTINGENT FUND.

COUNCILMAN HUDSON SUGGESTED THAT THE CITY MATCH THE AMOUNT PAID BY THE COUNTY, WHICH IS ONLY \$800 PER YEAR, BUT AFTER FURTHER DISCUSSION, COUNCILMAN BAXTER, WITH COUNCILMAN BOYD'S PERMISSION, CHANGED THE AMOUNT IN HIS MOTION TO READ \$100.00 PER MONTH INSTEAD OF \$150.00. A VOTE WAS CALLED FOR ON THE MOTION AS CHANGED AND THE MOTION CARRIED, WITH COUNCILMAN HOVIS, SIDES AND ALBEA STATING THEY DID NOT VOTE.

COUNCILMAN SIDES THEN MOVED THAT NO MONEY BE PAID OVER TO THE NATIONAL GUARDS UNTIL A RULING ON SAME IS OBTAINED FROM THE CITY ATTORNEYS, MR. BOYD STATING HE DID NOT WANT TO RULE ON THE MATTER RIGHT NOW. COUNCILMAN HUDSON SECONDED THE MOTION AND SAME WAS CARRIED UNANIMOUSLY.

-THE CITY MANAGER'S REPORT-

THERE BEING NO OTHER DELEGATIONS TO BE HEARD FROM, THE CITY MANAGER PRESENTED HIS REPORT, AS FOLLOWS:

UNIFORM BIDS FOR POLICE AND FIRE DEPARTMENTS.

THE CITY MANAGER REPORTED THAT A TABULATION OF THE BIDS FOR UNIFORMS FOR THE POLICE AND FIRE DEPARTMENTS, RECEIVED ON SEPTEMBER 23RD., SHOW ELLIOTT AND FINK THE LOW BIDDER ON SERGE MATERIAL FOR BOTH DEPARTMENTS, BUT THAT THE BID OF BELK BROS. CO. ON THE SAME MATERIAL FOR THE FIRE DEPARTMENT IS ONLY \$58.00 HIGHER, AND THAT THE TIME OF DELIVERY FOR BELK BROS CO. IS 30-DAYS, WHEREAS, ELLIOTT & FINK'S IS 35-DAYS, AND SINCE HE FELT THAT QUICKER SERVICE MIGHT BE OBTAINED BY HAVING TWO FIRMS WORKING ON THE CONTRACT, HE RECOMMENDED THAT

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THE CITY AWARD CONTRACT FOR THE FIRE DEPARTMENT TO BELK BROS. Co. AND FOR THE POLICE DEPARTMENT TO ELLIOTT & FINK,

MR. ELLIOTT, OF ELLIOTT & FINK STATED THAT IT WAS THE INTENTION OF HIS FIRM TO SPEED UP THE ORDER BY PLACING ONE PART WITH ONE HOUSE AND ANOTHER TO ANOTHER HOUSE AND IN THAT WAY HE COULD NOT SEE WHERE IT WOULD BE TO ADVANTAGE TO SPLIT THE CONTRACT. HE STATED ALL MEASUREMENTS EXCEPT FOR THE NEW MEN WERE ON FILE AND COULD BE CHECKED WITH VERY LITTLE TROUBLE.

AFTER DISCUSSION, COUNCILMAN HUDSON, SECONDED BY COUNCILMAN TIPTON, MOVED THAT THE CONTRACT FOR BOTH POLICE AND FIRE DEPARTMENT UNIFORMS BE AWARDED TO ELLIOTT AND FINK AND THAT THE MAYOR AND CLERK BE AUTHORIZED TO SIGN CONTRACT, FOR \$6006.40. MOTION CARRIED UNANIMOUSLY.

HEATING PLANT FOR ELMWOOD CEMETERY OFFICE BUILDING TO CHAS. H. DAUGHTRY SHEET METAL COMPANY.

ON MOTION OF COUNCILMAN HUNTLEY, SECONDED BY COUNCILMAN WILKINSON AND CARRIED UNANIMOUSLY, THE CONTRACT FOR A HEATING PLANT TO BE INSTALLED IN THE NEW OFFICE BUILDING AT ELMWOOD CEMETERY WAS AWARDED TO CHAS. H. DAUGHTRY SHEET METAL Co., FOR THE SUM OF \$245.00 AND THE MAYOR AND CLERK AUTHORIZED TO SIGN SAME.

TAXES OF V. J. GUTHERY FOR 1930.

THE CITY MANAGER PRESENTED A LETTER FROM MR. V. J. GUTHERY RELATIVE TO TAXES ON LOT 5-A, BLOCK 15-B, ON QUEENS ROAD, WEST, FOR THE YEAR 1930, ASKING THAT THE PENALTY ON THE TAXES FOR THIS YEAR BE CANCELLED, DUE TO THE FACT THAT WHEN HE PURCHASED THE PROPERTY AND PAID THE TAXES FOR 1931 AND 1932, HE WAS NOT ADVISED OF THE TAXES FOR 1930. THE AMOUNT OF THIS PENALTY IS \$4.87.

AFTER DISCUSSION, COUNCILMAN HOVIS MOVED THAT THE PENALTY BE STRICKEN OFF THE BOOKS, WHICH WAS SECONDED BY COUNCILMAN WILKINSON AND CARRIED UNANIMOUSLY.

FREE WATER FOR DRINKING FOUNTAINS IN CITY PARKS AND PLAYGROUNDS.

THE CITY MANAGER REPORTED THAT THERE WERE NINE DRINKING FOUNTAINS IN THE EIGHT CITY PARKS AND 12 SELF-CLOSING FAUCETS, THAT ARE USED BY THE PUBLIC FOR DRINKING PURPOSES, AND THAT MR. CARTIER HAD ESTIMATED THE COST PER MONTH OF THESE 21 OPENINGS AT 50 CENTS EACH, OR \$10.50 PER MONTH FOR THE 21, AND THAT IF THE CITY WISHED TO DONATE THE WATER FOR THESE FOUNTAINS AND FAUCETS THAT THE PARK & RECREATION COMMISSION COULD BE CREDITED EACH MONTH WITH THIS AMOUNT AND SAME CHARGED TO DONATIONS AND CHARITY.

COUNCILMAN WILKINSON MOVED THAT THE CITY MANAGER'S RECOMMENDATION BE ACCEPTED AND THAT THE CITY DONATE THE WATER FOR THESE 21 OPENINGS. MOTION SECONDED BY COUNCILMAN DURHAM AND UNANIMOUSLY CARRIED.

RE-ASSESSMENT ORDINANCE EAST STONEWALL STREET.

THE FOLLOWING ORDINANCE WAS INTRODUCED BY COUNCILMAN



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SIDES, SECONDED BY COUNCILMAN HUDSON AND UNANIMOUSLY ADOPTED ON THREE READINGS:

THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, DO ORDAIN THAT THE SPECIAL BENEFITS TO THE ABUTTING PROPERTY ON EAST STONEWALL STREET ON ACCOUNT OF THE PAVING OF THE STREET AND WALKS BEGINNING AT THE SOUTHEAST CORNER OF CROCKETT AND EAST STONEWALL STREETS AND EXTENDING THENCE IN AN EASTERLY DIRECTION A DISTANCE OF 100 FEET AND BEING ORIGINALLY ASSESSED AS A WHOLE AGAINST ELIZABETH MORROW, IS HEREBY SUB-DIVIDED AND RE-ASSESSED ON THE SOUTH SIDE ONLY AS FOLLOWS:

NEW NO.	OWNER	FRONT	SEWER	WATER	ROAD	WALK	TOTAL
904-16	CORA GASSAWAY	50	14---	-----	148.00	32.50	\$180.50
918-20	ELIZABETH MORROW ESTATE	50	-----	-----	148.00	32.50	180.50

#### ADDITION TO CONTRACT OF CENTRAL OIL EMULSION CORPORATION.

ON REQUEST OF THE CITY MANAGER FOR AUTHORIZATION OF PURCHASE OF CAR-LOAD OF EMULSIFIED ASPHALT FROM THE CENTRAL OIL EMULSION CORP., THE CONTRACT WAS MADE TO COVER 6,000 GALLONS, WHEREAS, THE CAR CONTAINED 6,482 GALLONS, AND COUNCILMAN ALBEA, SECONDED BY COUNCILMAN SIDES AND UNANIMOUSLY CARRIED, MOVED THAT PAYMENT BE AUTHORIZED FOR THE INCREASE IN THIS CONTRACT, AMOUNTING TO \$33.74.

#### REPORT OF CITY ATTORNEYS ON SUIT OF MCDOWELL AGENCIES.

MR. MARSHALL PRESENTED A LETTER FROM BOYD & SCARBOROUGH, CITY ATTORNEYS, WITH FURTHER REFERENCE TO THE SUIT OF MCDOWELL AGENCIES, INC. AGAINST THE CITY, IN WHICH THEY STILL RECOMMENDED THAT THE CITY SETTLE THIS CLAIM FOR \$750.00. HOWEVER, MR. BOYD STATED THAT SINCE WRITING THIS LETTER THEY HAVE FOUND THAT THERE IS LIKELY TO BE SEVERAL MORE CASES ON THIS SAME MATTER IN THAT NEIGHBORHOOD AND HE NOW FEELS THAT THE CITY MIGHT JUST AS WELL GO AHEAD AND SETTLE THE CASE IN COURT ONCE AND FOR ALL.

COUNCILMAN BAXTER ASKED IF MR. BOYD RECOMMENDED THAT THE CITY GO-AHEAD AND TRY THE CASE, AND MR. BOYD REPLIED THAT HE WOULD LIKE TO LET IT STAND FOR THE PRESENT. THEREUPON, THE MAYOR STATED THAT THE COUNCIL WOULD TAKE NO ACTION FOR THE PRESENT.

#### PARKS AND PLAY GROUNDS TAX LEVY.

MR. MARSHALL PRESENTED A REPORT FROM THE CITY ATTORNEYS IN CONNECTION WITH THE PARKS AND PLAYGROUNDS TAX LEVY OF 2¢ ON THE \$100.00 VALUATION, AS FIXED BY THE 1935 LEGISLATURE.

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PETITIONS FOR CONSTRUCTION OF SEWERS ON WINTER STREET, LUCINDA AVENUE AND BELVEDERE AVENUE.

MR. MARSHALL REPORTED THAT PETITIONS HAD BEEN RECEIVED FROM THE COMMONWEALTH LAND COMPANY FOR CONSTRUCTION OF A SEWER LINE IN THE MIDWOOD SECTION TO SERVE A HOUSE ERECTED ON THE CORNER OF BELVEDERE AND FULLERTON AVENUES, AND FOR THE CONSTRUCTION OF A SEWER LINE ON WINTER STREET, IN THE SAME SECTION, FOR USE AND SERVICE OF PROPERTY OWNERS THEREON, STATING THE ESTIMATED COST OF THE SEWER ON BELVEDERE AVE. WOULD BE \$199.00, WHICH WOULD SERVE ONLY ONE HOUSE, AND ON WINTER STREET \$2,545.00, WHICH WOULD SERVE SIX HOUSES.

HE ALSO REPORTED PETITION RECEIVED FROM MR. F. W. KRUGER FOR A SEWER LINE ON LUCINDA AVENUE, WHERE HE DESIRES TO BUILD A CANDY FACTORY. FIVE HOUSES ARE ALREADY ON THIS STREET AND THE ESTIMATED COST OF THE WORK IS \$1,136.14. TOTAL COST OF THE THREE PROJECTS WOULD BE \$3,880.64.

COUNCILMAN SIDES OPPOSED THE CONSTRUCTION OF THE SEWER ON WINTER STREET, AT A COST OF \$2,545.00 TO SERVE ONLY SIX HOUSES, AND A DISCUSSION FOLLOWED AS TO WHETHER A DEVELOPMENT COMPANY SHOULD BUILD ITS OWN SEWERS OR HAVE THEM BUILT BY THE CITY, MR. MARSHALL STATING THAT IT IS NECESSARY FOR A CITY TO BUILD SEWER SYSTEMS IF IT EXPECTS TO GROW.

COUNCILMAN TIPTON, SECONDED BY COUNCILMAN WILKINSON, MOVED TO ACCEPT THE RECOMMENDATION OF THE CITY MANAGER, BUT AFTER FURTHER DISCUSSION, COUNCILMAN TIPTON STATED THAT IF AGREEABLE TO COUNCILMAN WILKINSON, HE WOULD WITHDRAW HIS MOTION. WHEREUPON, COUNCILMAN WILKINSON ACCEPTED THE WITHDRAWAL OF THE MOTION AND MOVED THAT THE MATTER BE REFERRED TO THE PUBLIC WORKS COMMITTEE AND THE CITY MANAGER TO REPORT BACK AT THE NEXT MEETING. MOTION SECONDED BY COUNCILMAN ALBEA AND CARRIED.

CONTRACT TO KALE-LAWING COMPANY FOR IDENTIFICATION BUREAU EQUIPMENT.

ON MOTION OF COUNCILMAN ALBEA, SECONDED BY COUNCILMAN WILKINSON, AND UNANIMOUSLY CARRIED, THE MAYOR AND CLERK WERE AUTHORIZED TO SIGN A CONTRACT WITH THE KALE-LAWING COMPANY FOR THE PURCHASE OF \$261.80 WORTH OF EQUIPMENT FOR THE IDENTIFICATION BUREAU.

TABULATION FROM LOCAL GOVERNMENT COMMISSION.

THE CITY MANAGER REPORTED HAVING RECEIVED A TABULATION FROM THE LOCAL GOVERNMENT COMMISSION, CONFIRMING AGREEMENT RELATIVE TO CONTRIBUTIONS TO THE SINKING FUND IN ORDER TO RETIRE ALL LONG TERM BONDS BY 1943, WHICH THE LOCAL GOVERNMENT COMMISSION WISHED TO HAVE RECORDED IN THE MINUTES.

COUNCILMAN ALBEA MOVED THAT THIS TABULATION BE SO RECORDED, WHICH MOTION WAS SECONDED BY COUNCILMAN BOYD AND CARRIED UNANIMOUSLY:



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**CITY OF CHARLOTTE**  
STATEMENT SHOWING DEBT SERVICE REQUIREMENTS INCLUDING RECOMMENDATIONS OF THE DIRECTOR OF LOCAL GOVERNMENT FOR MAINTENANCE OF SINKING FUNDS, PREPARED AS OF JULY 1, 1935.

FISCAL YEAR	DEBT SERVICE PAYMENTS	DEDUCT: SINKING FUND BONDS	REQUIREMENTS EXCLUSIVE OF SINKING FUND BONDS	SINKING FUND CONTRIBUTIONS	TOTAL REQUIREMENTS
JULY 1, 1935	BONDS & CASH ON HAND			*359,000.00	
1935-36	828,660.00		828,660.00	23,000.00	851,660.00
1936-37	1,005,333.75	175,000.00	830,333.75	23,000.00	853,333.75
1937-38	854,116.25	100,000.00	754,116.25	100,000.00	854,116.25
1938-39	831,167.75	100,000.00	731,167.75	120,000.00	851,167.75
1939-40	696,791.25		696,791.25	150,000.00	846,791.25
1940-41	684,763.75		684,763.75	160,000.00	844,763.75
1941-42	1,143,342.50	400,000.00	743,342.50	100,000.00	843,342.50
1942-43	996,212.50	350,000.00	646,212.50	90,000.00	736,212.50
1943-44	578,235.00		578,235.00		578,235.00
1944-45	569,927.50		569,927.50		569,927.50
	8,188,550.25	1,125,000.00	7,063,550.25	1,125,000.00	7,829,550.25
ADD BONDS AND CASH ON HAND JULY 1, 1935					359,000.00
EQUALS TOTAL DEBT SERVICE PAYMENT REQUIREMENTS FOR PERIOD 1935-1945					8,188,550.25

\* QUICK ASSETS OF THE SINKING FUNDS AT JULY 1, 1935, CONSISTING OF:

- (A) CASH (OF WHICH COMMITMENT HAS ALREADY BEEN MADE FOR THE PURCHASE OF \$185,000 STATE OF NORTH CAROLINA BONDS) \$350,972.67
- (B) CITY OF CHARLOTTE BONDS (PAR VALUE) 9,000.00

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J. F. LOVE, ET AL, RELEASED FROM PAYMENT OF TAXES ON PROPERTY DESTROYED BY FIRE.

THE CITY MANAGER PRESENTED A RELEASE SIGNED BY MR. J. ARTHUR HENDERSON, TAX SUPERVISOR, IN FAVOR OF J. F. LOVE AND OTHERS AT LAW, G. R. WHITE ESTATE, ASKING FOR CANCELLATION OF CITY TAXES IN THE AMOUNT OF \$45.00 BY REASON OF TOTAL LOSS BY FIRE OF HOUSE ON EAST 8TH STREET AND DAMAGES TO WAREHOUSE, IN MAY 1934, WHICH MR. HENDERSON RECOMMENDS, SUBJECT TO APPROVAL OF THIS BOARD.

COUNCILMAN BOYD MOVED THAT THE ABOVE AMOUNT BE DEDUCTED FROM THEIR TAXES, WHICH WAS SECONDED BY COUNCILMAN WILKINSON AND UNANIMOUSLY CARRIED.

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REPORT ON CONDITION OF LIBRARY BUILDINGS.

COUNCILMAN HUDSON, CHAIRMAN OF PUBLIC BUILDINGS COMMITTEE, REPORTED THAT WHILE HE HAD BEEN UNABLE TO GET HIS COMMITTEE TOGETHER, HE HAD INSPECTED THE BUILDINGS OF THE CHARLOTTE PUBLIC LIBRARY AND FOUND THEM IN A DEPLORABLE CONDITION, THAT THE BUILDING ON TRYON STREET WAS PROBABLY IN THE WORST CONDITION OF ANY BUILDING IN THE CITY, THAT THE WIRING IS BAD AND THE BUILDING IN GENERAL DISREPAIR.

THE QUESTION OF OWNERSHIP OF THIS BUILDING WAS REFERRED TO THE CITY ATTORNEYS FOR REPORT. MR. J. A. MAYO, A MEMBER OF THE LIBRARY COMMISSION WAS PRESENT AND STATED THAT WHILE HE DID NOT KNOW ABOUT THE OWNERSHIP OF THE BUILDING, HE DID BEAR OUT THE STATEMENTS MADE BY THE CHAIRMAN OF THE BUILDINGS COMMITTEE, AND THAT ANYTHING THE COUNCIL CAN DO TO HASTEN REPAIRS WILL BE VERY MUCH APPRECIATED.

AFTER DISCUSSION AS TO OWNERSHIP, ETC. THE MAYOR STATED THAT IF AGREEABLE HE WOULD LEAVE THE MATTER WITH THE COMMITTEE FOR ANOTHER WEEK IN ORDER TO HEAR FROM THE CITY ATTORNEYS.

COUNCILMAN BAXTER MOVED THAT IF THE CITY OWNS THE BUILDING, WHICH THE CITY ATTORNEYS WILL KNOW RIGHT AWAY, THAT THE CITY GO AHEAD WITH THE NECESSARY REPAIRS, THAT THE MATTER BE LEFT WITH THE BUILDING COMMITTEE AND CITY MANAGER WITH POWER TO ACT. MOTION SECONDED BY COUNCILMAN SIDBS AND CARRIED UNANIMOUSLY.

CEMETERY DEEDS

ON MOTION OF COUNCILMAN ALBEA, SECONDED BY COUNCILMAN HUNTLEY, THE FOLLOWING CEMETERY DEEDS WERE ORDERED RECORDED:

MRS. B. J. SWINSON, N. HALF LOT No. 295, SECTION "U" \$70.00  
TRANSFER WEST HALF LOT No. 82, SECTION "A" FROM THE HEIRS OF C. W. ALEXANDER TO MRS. GEORGE MARSHALL 1.00

INVITATION TO COUNCIL TO ATTEND OPENING OF FOOD SHOW NOV. 13TH.

MR. J. B. VOGLER EXTENDED AN INVITATION TO THE COUNCIL TO OCCUPY SEATS ON THE STAGE OF THE ARMORY-AUDITORIUM ON THE OPENING NIGHT OF THE FOOD SHOW, NOVEMBER 13TH., STATING THAT CONGRESSMAN BULWINKLE WILL BE PRESENT AT THAT TIME AND WILL BE INTRODUCED BY MAYOR DOUGLAS.

CITY MANAGER TO ATTEND CONFERENCE OF INTERNATIONAL CITY MANAGERS' ASSOCIATION IN KNOXVILLE, TENNESSEE, OCT. 21-23.

ON MOTION OF COUNCILMAN HUDSON, SECONDED BY COUNCILMAN WILKINSON AND CARRIED UNANIMOUSLY, THE CITY MANAGER IS AUTHORIZED TO ATTEND THE 22ND. ANNUAL CONFERENCE OF INTERNATIONAL CITY MANAGERS' ASSOCIATION, TO BE HELD IN KNOXVILLE, TENNESSEE, OCTOBER 21-23, 1935.

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

*Alice B. McConnell*  
CITY CLERK