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The regular meeting of the City Council was held in the Council Chamber, City Hall, on Wednesday, November 3, 1937, at 4:00 o'clock p. m., with Mayor Douglas presiding and Councilmen Albea, Baxter, Durham, Griswold, Hovis, Huntley, Nance, Sides and Wilkinson being present.

Absent: Councilmen Hudson and Little.

MINUTES APPROVED.

On motion of Councilman Albea, seconded by Councilman Durham, the minutes of the meeting of October 27th. were approved as read.

STREET ASSESSMENT ON ALBERTO STREET AND PROVIDENCE ROAD.

Mr. Marshall reported in connection with the request of Mr. B. N. Andrews for cancellation of street assessment on property on Alberto Street due to double assessment, the following facts:

That the assessment on Providence Road was made in January 1924, totaling \$656.43, on the basis of 117.22 feet and that after five payments were made it was discovered that there were 123.28 feet. It was thereafter re-assessed and the difference was added on the five remaining assessments, making these payments \$72.46 each instead of \$65.64.

Three payments were made on the Alberto Street assessment on the basis of 58.45, which was later re-assessed at 43.95 feet, and on the three payments made there was an overcharge of \$23.19, which was not refunded. This, with interest makes an overcharge of \$31.54

The assessment on Alberto Street was done under petition which carries the signature of N. W. Wallace, the owner of this property at that time, and of the two lots set up on the assessment roll on Alberto Street only the corner lot would be effected.

In view of the above, Councilman Wilkinson moved that the City pay to Mr. Andrews \$31.54, the amount of the overcharge on the Alberto Street assessment, and that no further action be taken in the matter. Motion seconded by Councilman Albea and carried.

DAIRY TRUCKS TO BE INSPECTED BY CITY POLICE OFFICERS FOR BOTTLES BELONGING TO OTHER DAIRIES.

Mr. E. T. Cansler, Sr., attorney, appeared before the Council with a delegation of dairymen, asking that the City assign three police officers to inspect all dairy trucks brought into the City for bottles belonging to other dairies, which is in violation of the law. He stated that the dairymen are having trouble with the stealing of bottles and that while these bottles are supposed to clear through an exchange that this is not being done and that the only way to stop the practise of using bottles of competitors is to have the trucks inspected when coming into the City loaded.

Councilman Baxter, Chairman of the Police Committee, stated

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that he felt this was a legitimate request and moved that the request be granted and the Police Department be instructed to inspect to dairy trucks early in the mornings. This motion seconded by Councilman Nance and unanimously carried.

COMMITTEE APPOINTED TO STUDY INSURANCE POLICIES.

The City Manager advised that the City's automobile liability insurance policy had expired and that he would recommend that a committee from the Council be appointed to go into the matter carefully and review the different policies being submitted and investigate thoroughly and report back to the Council at the next meeting.

Councilman Wilkinson, seconded by Councilman Albea, moved that this committee be appointed, which motion carried.

Thereupon, Mayor Douglas appointed Councilmen Durham, Wilkinson and Baxter to serve on this committee and report back at the next meeting.

APPROVAL OF INVOICES OF THE CHARLOTTE NEWS AND CHARLOTTE OBSERVER FROM THE CONTINGENT FUND.

An invoice from The Charlotte Observer, in the sum of \$245.70 and one from The News Publishing Company, in the amount of \$130.64, for publishing the Ordinance and Contract regarding the abandoning of street cars in the City of Charlotte, which were published twice in each paper, were presented, and on motion of Councilman Albea, seconded by Councilman Huntley and carried, these invoices are to be paid from the Contingent Fund.

STREET MAINTENANCE WEST THIRD STREET.

On request of Mr. E. L. Propst, 305 South Summit Avenue, Councilman Sides, seconded by Councilman Wilkinson and carried, moved that the City take over West 3rd. Street from South Summit Avenue 200 feet east to an alley. The Engineering Department estimated the cost of putting this street in shape to be \$28.05.

NEW STREET NAMED MONTICELLO TERRACE.

On motion of Councilman Wilkinson, seconded by Councilman Albea and carried, the short street taken over for maintenance by the City, beside the Monticello Apartments, off East Morehead Street, was officially named Monticello Terrace.

PURCHASE OF BONDS.

On motion of Councilman Huntley, seconded by Councilman Durham, authority was given for the purchase of 7- \$1,000 Burke County, 5% Bonds, due April 1, 1938, to yield $1\frac{1}{2}\%$, for the Sinking Fund Account; this purchase to be subject to the approval of the Local Government Commission.

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FOUR SIGNAL CONTROLLERS PURCHASED FROM SOUTHERN ELECTRIC SERVICE COMPANY.

Mr. Marshall reported that bids had been received on Four Flexible Progressive Traffic Signal Controllers as follows:

General Electric Supply Corp., Total Bid	\$472.80
Southern Electric Service Co. " "	850.00

and that the specifications for this equipment specified that these Controllers must work in conjunction with the present system. The bid of the General Electric Supply Corp. was on Controllers which will not supervise the equipment that is to be installed later, and therefore, it was recommended that purchase be made from the Southern Electric Service Company, at the total price of \$850.00.

Thereupon, Councilman Wilkinson moved that these Controllers be bought from the Southern Electric Service Company and that the Mayor and Clerk be authorized to sign the contract. Motion seconded by Councilman Baxter and carried.

APPOINTMENT OF SPECIAL POLICE OFFICER FOR A&P COMPANY.

On motion of Councilman Huntley, seconded by Councilman Wilkinson and carried, Mr. W. R. Hinson, night watchman at the A & P Tea Company warehouse, was appointed a Special Officer on these premises.

REPORT ON WATER WORKS EXTENSION PROGRAM.

Mr. Marshall presented each Councilman with a report showing the progress of and estimated completed cost of the Water Works Extension Program.

RESOLUTION RELATIVE TO DRAINAGE OF CREEKS WITHIN THE CITY OF CHARLOTTE.

The following Resolution was presented by Councilman Hovis:

TO MECKLENBURG DRAINAGE COMMISSION,
COUNTY COMMISSIONERS OF MECKLENBURG COUNTY
AND CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA.

WHEREAS, the several creeks and streams within the corporate limits of the City of Charlotte, North Carolina, are now and have been for years in such unsanitary condition as to give rise to unhealthy conditions and to the spreading of malaria through furnishing breeding places for mosquitoes; and whereas, at the last session of the Legislature of the State of North Carolina a law was enacted authorizing the creation of a drainage district or districts within the corporate limits of the said city and the drainage of the several creeks and their tributaries within said city through cooperation between Mecklenburg Drainage Commission, Mecklenburg County and the City of Charlotte without the necessity of securing petitions from the adjoining land owners and without assessing the costs of such drainage as benefits against the abutting lands; and whereas, it appears that Works Progress Administration is interested in cooperating with the proper agencies in clearing out, draining and cleaning up the said streams; and whereas, it is deemed of vital importance to the citizens of the City of Charlotte that the several streams within the said city be dredged and drained;

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NOW, THEREFORE, We, the undersigned citizens and taxpayers of the City of Charlotte do hereby respectfully urge and petition Mecklenburg Drainage Commission, the Board of Commissioners of Mecklenburg County and the City Council of the City of Charlotte to cooperate in a program looking to the proper drainage of all of the creeks and streams within the City of Charlotte, and it is respectfully suggested that this work should be organized and undertaken at the earliest possible moment, to the end that the unhealthy and unsightly conditions now existing may be improved.

We believe and earnestly submit that the expenditure of the funds necessary for the accomplishment of this work will benefit the citizens of the City of Charlotte far more than the expenditure of a like sum for any other public work.

Thereupon, Councilman Hovis moved that this be turned over to the Public Works Committee for study in conjunction with the Drainage Commission and the County Commissioners. Motion seconded by Councilman Huntley and unanimously carried.

The Mayor asked that Councilman Hovis also serve on this committee in addition to the Public Works Committee of the Council.

ORDINANCE APPROPRIATING \$5000.00 FROM CONTINGENT FUND FOR USE BY AIRPORT.

Councilman Hovis submitted the following Ordinance, which was read and on motion of Councilman Hovis, seconded by Councilman Sides, was adopted on three readings, with Councilman Griswold voting "No" each time:

WHEREAS, the City of Charlotte is the owner of approximately 450 Acres of land purchased from a bond issue of \$50,000.00, approved by the voters of the City of Charlotte at a special election held for that purpose on the 22nd. day of October 1935, and

WHEREAS, said airport is now complete with a total investment of approximately \$416,000.00 from funds furnished by the Federal Government and the State Highway Commission of North Carolina and the City of Charlotte, and

WHEREAS, the City of Charlotte is now attempting to operate and maintain said airport through an airport commission, consisting of three citizens appointed by the City Council under legislative authority, and

WHEREAS, the said Commission has been unable to derive sufficient revenue for the operation, maintenance and upkeep of the said airport in a proper and adequate manner, and

WHEREAS, additional hangar facilities are needed at said airport.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL in regular session that \$5,000.00 be, and the same hereby is appropriated from the Contingent Fund of the City and transferred to the Airport Fund to be used in the operating cost, maintenance and further improvement of the facilities of said airport, said fund to be disbursed in accordance with the provisions of the legislative act authorizing the said airport commission and known as Chapter 559 of the Private Laws of 1937.

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CEMETERY DEEDS.

On motion of Councilman Albea, seconded by Councilman Durham, the following cemetery deeds were ordered transferred:

J. H. Russell, Lot No. 71, Section "Y", Elmwood Cemetery	\$35.00
Geo. E. Barnett, " E Half 326, Section "U", Elmwood	35.00

SALARY INCREASE FOR HATTIE RUSSELL TO COME FROM CONTINGENT FUND.

On motion of Councilman Sides, seconded by Councilman Griswold, the salary increase to be paid to Hattie Russell, of the Domestic Relations Court, the City's share to be \$60.00, is to be taken from the Contingent Fund.

ADJOURNMENT.

Motion by Councilman Albea to adjourn, seconded by Councilman Durham, unanimously carried.

Alice B. McConell
City Clerk