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The City Council of the City of Charlotte met in regular weekly session in the Council Chamber, City Hall, on Wednesday, October 6th, 1937, at 4:00 o'clock P. M., with Mayor Douglas presiding, and Councilmen Albea, Baxter, Griswold, Hovis, Hudson, Little and Sides being present.

Absent: Councilmen Durham, Huntley, Nance and Wilkinson.

MINUTES OF SEPTEMBER 29TH. APPROVED AS READ.

On motion of Councilman Albea, seconded by Councilman Hovis, the minutes of the September 29th. meeting were approved as read.

Councilman Sides moved that the School Board refrain from using the hand trucks in the stock room just above the Council Chamber on Wednesday afternoons during the time of meeting of the Council. Motion seconded by Councilman Albea and carried.

CONFIRMATION OF ASSESSMENT ROLLS - STREET PAVING AND SIDEWALKS.

This date having been set for the hearing of allegations and objections to the special assessments on a number of streets just recently paved, the Mayor announced that the time had arrived for the hearing of such objections.

The Southern Railway Company filed written objections in the matter of the paving of Camden Road from West Boulevard to Tremont Avenue, which objections were read by the City Manager. Whereupon, on motion of Councilman Griswold, seconded by Councilman Baxter, the following motion was adopted:

"Having been advised by the City Manager and the City Attorney that a restraining order has been served upon the Mayor from the Federal Court temporarily restraining the City from adopting the assessment lien in the Camden Road paving assessment roll against the property of the Southern Railway Company, it is moved that the hearing on the confirmation of the assessment roll as affects the property of the Southern Railway Company be adjourned and continued until Wednesday, October 20th., or until such time as the temporary restraining order is heard and that we proceed with the remaining part of the Camden Road Assessment Roll at this time as advertised."

Mr. W. A. Earp and his attorney, from Kings Mountain, N. C., appeared with regard to assessment against Lots 16, 17 and 18 Pryor Street. Mr. Marshall advised that Mr. Earp and his attorney had previously called on him and explained that these lots, assessed against L. J. Earp, do not face on Pryor Street, but that Lot No. 19 runs parallel with Pryor St., and that the assessment should be against W. A. Earp instead of L. J. Earp, and that after discussion with these parties and with the City Attorney the only thing that can be done is to proceed with the adoption of the assessment roll and at the next meeting adopt a re-assessment ordinance by reason of error against W. A. Earp relieving L. J. Earp and wife from the assessment. This was satisfactory to Mr. Earp's attorney and the Council proceeded with the adoption of Assessment Rolls, as follows:

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SEE INSERTED FORMS FOR RESOLUTIONS

ADOPTED BY COUNCIL CONFIRMING ASSESSMENT

ROLLS

ON

Camden Road	- West Boulevard to present Tremont Avenue's	
Beatties Ford Road	- End of Present Pave to City Limits	
Wilmore Drive, East	- West Worthington Ave. to Tremont Ave	
West Worthington Ave.	Camden Road	to Hawkins St.
West Kingston Ave	S. Tryon Street	S. Mint St.
Oaklawn Avenue	End of present Pavement	to Beatties Rd.Rd.
Mattoon Street	Carmel Street	Beatties Ford Road
Carmel Street	Dixon Street	Mattoon St.
Dixon Street	Beatties Ford Road	Carmel Street
Morson Street	Pryor St	Lake Ave.
Pryor Street	Morson St.	Tuckaseegee Rd.
Moravian Lane	Present end of pavement	Hermitage Rd.
S. Alexander Street	East Second St	Boundary St.
Winter Street	150 ft. N. of Belvedere	450 ft. North

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CONTRACT FOR TERRA COTTA PIPE AWARDED TO TUCKER-KIRBY COMPANY.

On motion of Councilman Hudson, seconded by Councilman Baxter, the contract for one car, 1302 feet, of 8" Terra Cotta Pipe, for sewer extensions, was awarded to the Tucker-Kirby Company, at a price of \$351.54, on the basis of rotation of business, all bids received being the same, and the Mayor and Clerk were authorized to sign the contract.

CONTRACT FOR SPECIAL TRUCK BODY FOR FIRE DEPARTMENT.

On motion of Councilman Albea, seconded by Councilman Hovis, contract for special truck body to be used by the Fire Department and to be mounted on the present International truck carrying the lighting unit, was awarded to the Power Brake Company, at a price of \$200.00, and the Mayor and Clerk were authorized to sign the contract.

Bids received were as follows.

Power Brake Company	\$200.00
Carolina Truck & Tr.Co.	265.00
Charlotte Wagon & Auto Co.	295.00

TWO BLOCKS OF SHENANDOAH AVENUE TAKEN OVER FOR CITY MAINTENANCE.

Mr. Marshall reported that he had received a petition signed by approximately 15 residents of Shenandoah Avenue, asking the City to take over this street from Westover Street to Wasena Avenue, a distance of four blocks, for city maintenance. The City Engineer reported that at this time houses have been built on the first two blocks and that the street is in fair shape between Westover and Hanover Streets, and that it is the recommendation that this street be taken over from Westover to Hanover, at the present time, and that the other two blocks be held in abeyance until such time as houses are built on them.

Whereupon, Councilman Griswold, seconded by Councilman Hovis, moved that this street be taken over for city maintenance a distance of two blocks, between Westover and Hanover Streets. Motion unanimously carried.

LETTER FROM WPA SUPERVISOR REQUESTING APPROPRIATION OF \$2000.00 RECEIVED.

Mr. Marshall presented a letter received from Miss Mabel L. Bacon, Supervisor of the WPA Education Program, asking the Council to appropriate \$2000.00 for this work in Mecklenburg County, stating that other cities in North Carolina had made similar contributions. On motion of Councilman Hudson, seconded by Councilman Albea, this letter was turned over to the City Attorney to study and report on.

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NEW CONTRACT WITH DUKE POWER COMPANY FOR TRANSFORMER STATION AT THE CATAWBA RIVER PUMPING STATION.

The City Manager reported that in the revision of the Pumping Station at the Catawba River, an agreement has been made with the Duke Power Company whereby the Power Company will furnish a transformer station and sell the City power at 2300 volts on the low voltage side of the transformer station instead of the present arrangement whereby the City owns the transformer station and the power is furnished on the basis of 44000 volts, and that the Duke Power Company has requested that the City enter into a new contract, which was presented for consideration. Mr. Marshall explained that the City, under the new contract, will be able to purchase power without the loss of going through the transformer, which should be a saving to the City.

On motion of Councilman Albea, seconded by Councilman Griswold, the Mayor and Clerk were authorized to sign this contract on the part of the City of Charlotte.

REQUEST FOR TRAFFIC LIGHT AT FOURTH AND TORRENCE STREETS.

A petition was presented from citizens in the vicinity of Torrence and 4th Streets asking for a traffic light at this intersection. The City Manager was instructed to have this investigated and if deemed necessary to try and have a light placed at this point.

PURCHASE OF \$50,000 CERTIFICATE OF DEPOSIT FOR SINKING FUND INVESTMENT.

A part of the City's Sinking Fund Investment having matured, and it being difficult to obtain any investment at this time for that part of the fund that will have to be available April 1, 1938, the City has been offered 1/2 of 1% interest on a Certificate of Deposit of \$50,000.00, and it was the City Manager's recommendation that this investment be authorized. Thereupon, Councilman Sides, seconded by Councilman Albea, so moved. Motion unanimously carried.

RESIGNATION AND APPOINTMENT OF BLACKSMITH.

Mr. Marshall reported that J. A. Overcash, blacksmith at the Equipment Depot, had resigned and that Mr. J. C. Rogers had been appointed to this place.

CITY MANAGER TO GO TO NORFOLK FOR CONFERENCE WITH SEABOARD OFFICIALS RELATIVE TO UNDERPASS.

On motion of Councilman Griswold, seconded by Councilman Hovis and unanimously carried, Mr. J. B. Marshall, City Manager, was authorized to go to Norfolk on Thursday evening to confer with the Engineers of the Seaboard Air Line Railway Company relative to the underpass situation.

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AMENDMENT TO CEMETERY ORDINANCE.

Councilman Little, Chairman of the Cemetery committee, presented the following ordinance and moved its adoption:

AN ORDINANCE
TO AMEND THE CEMETERY ORDINANCE
OF THE CITY OF CHARLOTTE.

BE IT ORDAINED by the City Council of the City of Charlotte in regular session:

Section 1: That Section 119, Section 120 and Section 122 of that certain Ordinance of the City of Charlotte entitled "AN ORDINANCE TO REGULATE THE OPERATION OF CEMETERIES OF THE CITY OF CHARLOTTE OWNED AND OPERATED BY THE CITY OF CHARLOTTE", which Ordinance became effective July 20, 1931 be, and the said Sections are, hereby repealed.

Section 2: That from and after this date all funds received by the City of Charlotte from the sale of all cemetery lots hereafter sold shall be paid into the General Fund of the City of Charlotte, and used for the permanent upkeep, beautification and betterment of the cemetery from which said funds were derived, as the City Council may authorize and direct.

Section 3: This ordinance shall become effective from and after its first publication.

APPROVED AS TO FORM:

B. M. Boyd
City Attorney.

On motion of Councilman Little, seconded by Councilman Sides, the above ordinance was unanimously adopted on three readings and declared by the Mayor to be an ordinance of the City of Charlotte.

Published in the Charlotte News October 7, 1937.

CEMETERY DEED.

On motion of Councilman Albea, seconded by Councilman Hudson, the following cemetery deed was ordered recorded:

Marvin Dunham, Lot No. 22, Section "E", West Pinewood Cemetery \$25.00

BOND ORDINANCES.

After presentation of the bond ordinances on the following pages, on motion of Councilman Albea, seconded by Councilman Griswold, the meeting adjourned.

Alice B. McConnell
City Clerk

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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, Baxter, Griswold, Howis, Hudson, Little, and Sides, being present.

Absent: Councilmen Durham, Huntley, Nance and Wilkinson.

* * * *

Councilman Baxter introduced the following two ordinances authorizing bonds, and the same were read:

AN ORDINANCE AUTHORIZING \$20,000 SANITARY SEWER BONDS.

BE IT ORDAINED by the City Council of the City of Charlotte:

Section 1. That the City of Charlotte issue its bonds pursuant to the Municipal Finance Act, as amended, in an amount not exceeding \$20,000 for the purpose of extending the existing sanitary sewerage system of said City.

Section 2. That said bonds shall be in addition to all bonds heretofore authorized.

Section 3. That a tax sufficient to pay the principal and interest of said bonds shall be annually levied and collected.

Section 4. That a statement of the debt of the City has been filed with the Clerk and is open to public inspection.

Section 5. That this ordinance shall take effect thirty days after its first publication, unless in the meantime a petition for its submission to the voters is filed under said Act, and that in such event it shall take effect

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when approved by the voters of the City at an election as provided in said Act.

AN ORDINANCE AUTHORIZING \$210,000
STREET IMPROVEMENT BONDS.

BE IT ORDAINED by the City Council of the City of
Charlotte:

Section 1. That the City of Charlotte issue its bonds pursuant to the Municipal Finance Act, as amended, in an amount not exceeding \$210,000 for the purpose of constructing or reconstructing the surface of roads, streets, or highways, including the contemporaneous constructing or reconstructing of sidewalks, curbs, gutters or drains, and including grading, at least one-fourth of the cost of which improvements, exclusive of the cost of paving at street intersections, is to be specially assessed.

Section 2. That said bonds shall be in addition to all bonds heretofore authorized.

Section 3. That a tax sufficient to pay the principal and interest of said bonds shall be annually levied and collected.

Section 4. That a statement of the debt of the City has been filed with the Clerk and is open to public inspection.

Section 5. That this ordinance shall take effect upon its passage and shall not be submitted to the voters.

And thereupon the City Council, on motion of Councilman Albea, seconded by Councilman Baxter, by unanimous vote, designated M. L. Westmoreland, City Accountant, as the officer whose duty it shall be to make and file with said Clerk the sworn statement required by the Municipal Finance Act as to debt and assessed valuation, and directed L. M. Hoas, City Engineer, to furnish the City Accountant the City Engineer's estimate of the amount of special assessments to be levied on account of local improvements for which any part of the gross

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debt of the City was or is to be incurred and which will be applied when collected, to the payment of such part of the gross debt.

Thereupon M. L. Westmoreland, City Accountant, filed with the Clerk, Alice B. McConnell, in the presence of the City Council, such statement of debt and assessed valuation, at the foot of which statement, L. M. Ross, City Engineer, had noted his estimate of the amount of such special assessments to be levied, which amount the City Accountant had included in his own statement.

CITY OF CHARLOTTE, NORTH CAROLINA
STATEMENT OF DEBT AND ASSESSED VALUATION MADE
PURSUANT TO SECTION 2943, MUNICIPAL FINANCE
ACT, AS AMENDED.

I, M. L. Westmoreland, being duly sworn, do hereby certify that I am the duly appointed and qualified City Accountant of the City of Charlotte, and have been designated by the City Council to make and file with the City Clerk a statement pursuant to Section 2943, Municipal Finance Act, as amended, and that the following is a true statement as shown by the books in my office, not taking into consideration any debt incurred or to be incurred in anticipation of the collection of taxes or in anticipation of the sale of bonds other than funding and refunding bonds:

(a) GROSS DEBT

a(1) Outstanding debt, not evidenced by bonds:			
Judgment Funding Notes	\$ 42,500.00		
Other debt	\$ 58,500.00	\$101,000.00	
State Loans Payable-School Buildings			
a(2) Outstanding bonded debt:			
School Bonds	\$1,474,000.00		
Electric Light Bonds	\$ None		
Water Bonds	\$3,006,948.01		
Other Bonds	\$6,312,551.99	\$10,793,500.00	

A(3) Bonded debt to be incurred under ordinances passed or introduced:			
Water Bonds:	\$	65,000.00	
Street Improvement Bonds	\$	210,000.00	
Sanitary Sewer Bonds	\$	20,000.00	
Street Improvement Bonds	\$	100,000.00	
Park Improvement Bonds	\$	75,000.00	\$ 470,000.00

(a) GROSS DEBT, being the sum of a(1), a(2) and a(3) \$11,364,500.00

(b) DEDUCTIONS

b(1) Unissued funding or refunding bonds	\$	None	
b(2) Sinking funds or other funds held for the payment of any part of the gross debt, other than debt incurred for schools, water, gas, electric light or power purposes or two or more of said purposes	\$	275,971.25	
b(3) Uncollected special assessments heretofore levied on account of local improvements for which any part of the gross debt was or is to be incurred and which will be applied when collected to the payment of such part of the gross debt	\$	1,034,603.87	
b(4) Special assessments to be levied on account of local improvements for which any part of the gross debt was or is to be incurred, and which, when collected, will be applied to the payment of such part of the gross debt	\$	490,910.29	
b(5) Bonded debt included in gross debt and incurred or to be incurred for water, gas, electric light or power purposes, or two or more of said purposes	\$	3,071,948.01	
b(6) The amount which the City will be entitled to receive from any railroad or street railway company under contract heretofore made for payment by such company of all or a portion of the cost of eliminating a grade crossing or crossings within the City, which amount will be applied, when received, to the payment of some part of the gross debt	\$	41,840.66	

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b (7)	Indebtedness included in gross debt and incurred for school purposes . . .	\$ 1,532,500.00
(b)	DEDUCTIONS, being the sum of b(1), b(2), b(3), b(4), b(5), b(6), and b(7)	\$ 6,447,774.08
(c)	NET DEBT, being the difference between the GROSS DEBT (a) and the DEDUCTIONS (b)	\$ 4,916,725.92
(d) ASSESSED VALUATION		
(d)	ASSESSED VALUATION of property as last fixed for municipal taxation, being the valuation fixed in 1937	\$106,329,280.00
(e) DEBT RATIO		
(e)	Percentage that the net debt bears to said assessed valuation	4.6241%

The foregoing statement is true.

M. L. Newmireland

 City Accountant of the City
 of Charlotte, N. C.

Subscribed and sworn to before me this 6th day of October, 1937.

L. R. McManis

 Notary Public

My commission expires July 17, 1938.

The undersigned, City Engineer of the City of Charlotte, hereby states that he has examined the foregoing statement and that the amount there stated of special assessments to be levied - item b(4) - is in accordance with the undersigned's estimate.

Walter M. Ross

 City Engineer

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Upon motion of Councilman Baxter, made separately as to each of the foregoing two ordinances authorizing bonds, and seconded in each case by Councilman Hovis and unanimously carried, the said two ordinances were read and separately passed upon their first readings. The votes cast upon the first readings were as follows:

Councilman	<u>FIRST READINGS</u>	
	<u>Ordinance authorizing \$20,000 Sanitary Sewer Bonds</u>	<u>Ordinance authorizing \$210,000 Street Improvement Bonds</u>
Wilkinson	Absent	Absent
Albea	Aye	Aye
Baxter	Aye	Aye
Durham	Absent	Absent
Hovis	Aye	Aye
Huntley	Absent	Absent
Hudson	Aye	Aye
Nance	Absent	Absent
Sides	Aye	Aye
Griswold	Aye	Aye
Little	Aye	Aye

Upon motion of Councilman Baxter, made separately as to each of the foregoing two ordinances authorizing bonds, and seconded in each case by Councilman Hovis and unanimously carried, the rules were suspended as to each of the said two ordinances, and the said two ordinances were read and were separately passed upon their second readings. The votes cast upon the second readings were as follows:

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SECOND READINGS

Councilman	Ordinance authorizing \$20,000 Sanitary Sewer Bonds	Ordinance authorizing \$210,000 Street Improvement Bonds
Wilkinson	Absent	Absent
Albea	Aye	Aye
Baster	Aye	Aye
Durham	Absent	Absent
Hovis	Aye	Aye
Huntley	Absent	Absent
Hudson	Aye	Aye
Nance	Absent	Absent
Sides	Aye	Aye
Griswold	Aye	Aye
Little	Aye	Aye

Upon motion of Councilman Baxter, made separately as to each of the foregoing two ordinances authorizing bonds, and seconded in each case by Councilman Hovis and unanimously carried, the rules were suspended as to each of the said two ordinances, and the said two ordinances were read and were separately passed upon their third and final readings, and each thereof was declared by the Mayor to be an ordinance. The votes cast upon the third and final readings were as follows:

THIRD READINGS

Councilman	Ordinance authorizing \$20,000 Sanitary Sewer Bonds	Ordinance authorizing \$210,000 Street Improvement Bonds
Wilkinson	Absent	Absent
Albea	Aye	Aye
Baxter	Aye	Aye
Durham	Absent	Absent
Hovis	Aye	Aye
Huntley	Absent	Absent
Hudson	Aye	Aye
Nance	Absent	Absent
Sides	Aye	Aye
Griswold	Aye	Aye
Little	Aye	Aye

The meeting then adjourned.

Alice B. McQuillan Clerk