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A special meeting of the City Council was held in the Council Chamber of the City Hall, on Monday, July 25, 1938, at 5:00 o'clock P. M., with Mayor Douglas presiding and Councilmen Albea, Baxter, Durham, Griswold, Hovis, Hudson, Huntley, Little, Nance, Sides and Wilkinson being present.

Absent: None.

PURPOSE OF MEETING.

The Mayor announced that the special meeting had been called for the purpose of adopting the Budget for the fiscal year 1938-1939. Thereupon, the following ordinance was read:

AN ORDINANCE
RELATIVE TO THE ADOPTION OF THE APPROPRIATION BUDGET FOR THE CITY OF CHARLOTTE FOR THE FISCAL YEAR 1938-1939.

WHEREAS, the following appropriation budget has been prepared and submitted to the Mayor and City Council of the City of Charlotte, and has been considered and studied by the Mayor and each of the Councilmen, the City Manager and the Municipal Accountant, and

WHEREAS, the law requires that this appropriation budget be adopted by the governing body of the City of Charlotte not later than the fourth Monday in July,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Charlotte, pursuant to a meeting of the City Council held in the Council Chamber at 5:00 o'clock P. M., on the 25th day of July 1938, said meeting held pursuant to proper notice to each member of the Council;

Section 1. That there is hereby set aside and appropriated from the funds on hand and current revenues received and to be received during the fiscal year 1938-1939, for the maintenance and operation of the general government of the City of Charlotte, and its various sub-divisions or departments, and for the payment of its bonded indebtedness, the following amounts of money, and the payment of said sums are hereby authorized for the items herein set out:

CITY OF CHARLOTTE
BUDGET APPROPRIATIONS
JULY 1, 1938 TO JUNE 30, 1939

PURPOSE	FUND	EXPENDITURES		BUDGET 1938-1939
		1936-1937	1937-1938	
<u>OPERATING & MAINTENANCE</u>				
General Fund		1,062,770.34	1,123,735.09	1,166,504.25
Water & Sewer Fund		298,061.04	313,455.11	296,066.00
Total Operating & Maintenance		<u>1,360,831.38</u>	<u>1,437,190.20</u>	<u>1,462,570.25</u>

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CAPITAL OUTLAY

General Fund	65,552.81	75,735.36	90,352.00
Water & Sewer Fund	39,984.12	37,123.06	34,100.00
Total Capital Outlay	105,536.93	112,858.42	124,452.00

DEBT SERVICE

Municipal Debt Service Fund	403,773.85	396,225.37	407,692.49
Water & Sewer Debt Service Fund	295,758.70	385,467.34	337,357.41
Total Debt Service	699,532.55	681,692.71	745,049.90

DEFICIT

General Fund	.00	5,732.21	
Water Fund	.00	21,636.58	11,302.00
Municipal Debt Service Fund	.00	7,551.18	4,789.03
Sewer Debt Service Fund	11,193.39		5,823.49
Total Deficit	11,193.39	34,919.97	21,914.52
Total	2,177,094.25	2,266,661.30	2,353,986.67

CITY OF CHARLOTTE
BUDGET REQUIREMENTS
JULY 1, 1938 TO JUNE 30, 1939

REVENUES	REVENUES REALIZED		BUDGET
	1936-1937	1937-1938	1938-1939
General Fund	1,120,386.15	1,205,926.64	1,250,764.83
Water & Sewer Fund	316,346.08	360,778.26	341,468.00
Total	1,436,732.23	1,566,704.90	1,592,232.83
Municipal Debt Service Fund	396,222.67	405,791.02	412,481.52
Water & Sewer Debt Service Fd.	308,669.01	279,643.85	343,180.90
Total	704,891.68	685,434.87	755,662.42
Total Revenues	2,141,623.91	2,252,139.77	2,347,895.25

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SALE OF CAPITAL ASSETS

General Fund	2,204.79	3,117.44	2,250.00
Water & Sewer Fund	62.50	151.00	.00
Total Sale of Capital Assets	2,267.29	3,268.44	2,250.00

SURPLUS

General Fund			3,841.42
Total	2,143,891.20	2,255,408.21	2,353,986.67

Upon motion of Councilman Baxter, seconded by Councilman Griswold and carried, the foregoing ordinance, together with the budget as submitted by the Municipal Accountant, was read and passed upon its first reading. The votes cast upon its first reading were as follows:

Councilman Albea	vote	AYE
Councilman Baxter	vote	AYE
Councilman Durham	vote	AYE
Councilman Griswold	vote	AYE
Councilman Hovis	vote	AYE
Councilman Hudson	vote	AYE
Councilman Huntley	vote	AYE
Councilman Little	vote	AYE
Councilman Nance	vote	NOT VOTING
Councilman Sides	vote	AYE
Councilman Wilkinson	vote	AYE

Upon motion of Councilman Baxter, seconded by Councilman Griswold and carried, the rules were suspended and the foregoing ordinance and budget as submitted by the Municipal Accountant was read and passed upon its second reading. The votes cast upon its second reading were as follows:

Councilman Albea	vote	AYE
Councilman Baxter	vote	AYE
Councilman Durham	vote	AYE
Councilman Griswold	vote	AYE
Councilman Hovis	vote	AYE
Councilman Hudson	vote	AYE
Councilman Huntley	vote	AYE
Councilman Little	vote	AYE
Councilman Nance	vote	NOT VOTING
Councilman Sides	vote	AYE
Councilman Wilkinson	vote	AYE

Upon motion of Councilman Baxter, seconded by Councilman Griswold and carried, the rules were suspended and the foregoing ordinance and budget as submitted by the Municipal Accountant was read and passed upon its third and final reading, and the Mayor declared it passed and an ordinance of the City of Charlotte, and the votes cast upon its third and final reading were as follows:

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Councilman Albea	vote	AYE
Councilman Baxter	vote	AYE
Councilman Durham	vote	AYE
Councilman Griswold	vote	AYE
Councilman Hovis	vote	AYE
Councilman Hudson	vote	AYE
Councilman Huntley	vote	AYE
Councilman Little	vote	AYE
Councilman Nance	vote	NOT VOTING
Councilman Sides	vote	AYE
Councilman Wilkinson	vote	AYE

Upon the foregoing recorded vote the ordinance was duly adopted and declared to be the budget ordinance of the City of Charlotte for the fiscal year 1938-1939.

OPPOSITION TO SALARY OF CITY MANAGER AND ADOPTION OF BUDGET ON THAT GROUNDS.

Prior to the adoption of the foregoing ordinance and budget, Councilman Sides moved that the salary of City Manager Marshall be made the same as the previous year, which was \$8,000.00, instead of \$10,000, as at present. This motion was seconded by Councilman Nance, but upon being put to a vote was lost, receiving only four votes, as follows:

AYE: Councilman Sides, Nance, Albea and Little

NAY: Councilmen Hovis, Baxter, Durham, Hudson, Wilkinson, Huntley and Griswold.

TAX RATE ORDINANCE.

An ordinance fixing the tax rate for the fiscal year 1938-1939, was then ready by the City Manager, as follows:

AN ORDINANCE
ENTITLED "AN ORDINANCE FIXING THE TAX RATE
FOR THE CITY OF CHARLOTTE FOR THE FISCAL
YEAR 1938-1939 AND LEVYING A TAX UPON ALL
REAL AND PERSONAL PROPERTY LOCATED WITHIN
THE LIMITS OF THE CITY OF CHARLOTTE FOR
THE SAID FISCAL YEAR."

BE IT ORDAINED by the City Council of the City of Charlotte in special session, this the 25th day of July 1938:

Section 1. For the purpose of defraying the general expenses of the City of Charlotte for the fiscal year 1938-1939; for the paying of interest accrued or to accrue; the retirement of maturing bonds, additions to the sinking funds; for the partial operation of schools; for the Charlotte Park and Recreation Commission, and Industrial Home, there is hereby levied upon all real and personal property located within the limits of the City of Charlotte, North Carolina, the following rates of taxation:

(a) For general government purposes .8301 on the One Hundred Dollars valuation on real and personal property and a tax on polls of \$1.00 each.

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(b) For the payment of interest, the retirement of maturing bonds and additions to sinking funds of the general government debt and street bonds .2261 on the One Hundred Dollars valuation of real and personal property.

(c) For the payment of interest, the retirement of maturing bonds and additions to sinking funds on sewerage bonds .0928 on the One Hundred Dollars valuation of real and personal property, and .03 per lineal foot frontage of real estate of each respective owner having sewerage lines in front of the said property or which is being served by city sewerage.

(d) For the payment of interest, the retirement of maturing bonds, and additions to sinking funds, on school bonds .0773 on the One Hundred Dollars valuation of real and personal property.

(e) For the partial operation of schools .25 on the One Hundred Dollars valuation of real and personal property.

(f) For the use of Charlotte Park and Recreation Commission .02 on the One Hundred Dollars valuation of real and personal property.

(g) For the up-keep and maintenance of the Industrial Home .0037 on the One Hundred Dollars valuation of real and personal property.

Section 2. The City Tax Collector or Collector of Revenue of the City of Charlotte is hereby authorized, empowered and directed to proceed to collect taxes levied upon all real and personal property located within the City of Charlotte, based upon the foregoing rates; provided that on all taxes paid there shall be added interest at the rate allowed by law.

Section 3. The City Treasurer is hereby authorized, empowered and directed to apportion the funds coming into his hands from taxes collected for the fiscal year 1938-1939, according to the rates and classification fixed in Section 1 hereof.

Section 4. That all Ordinances or parts thereof in conflict herewith are hereby repealed.

Section 5. This Ordinance shall become effective immediately upon its adoption and shall be published one time in The Charlotte News.

Upon motion of Councilman Hovis, seconded by Councilman Durham, the foregoing ordinance was placed upon its first reading and unanimously adopted.

The rules were suspended and the ordinance was immediately placed upon its second and third readings, and unanimously adopted, and declared to be an ordinance of the City of Charlotte, effective as above provided.

Ratified this the 25th day of July 1938.

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SALARY INCREASES.

Councilman Sides made a motion that, inasmuch as the Collector of Revenue had been doing an outstanding job for the past four years and the tremendous amount of work that he is required to do, that the salary of Mr. Armstrong, Collector of Revenue, be placed at \$3600.00 per year, or an increase of \$300.00, to be taken from the emergency appropriation fund. This motion seconded by Councilman Griswold, and carried.

Councilman Hudson then moved that the Superintendent of the Motor Transport Division be given a salary increase of \$25.00 per month, this also to come from the emergency appropriation fund. The motion was carried, with Councilmen Hovis, Hudson, Baxter, Huntley, Little and Griswold voting for the motion.

Whereupon, Councilman Hovis, seconded by Councilman Durham, moved the adoption of the recommendation of the Finance Committee regarding salary increases for Department heads, which was read by the Municipal Accountant, these increases to be taken from the emergency appropriation fund.

This motion supercedes the motion made by Councilman Sides, giving the Collector of Revenue an increase of \$600.00 per year instead of \$300.00 as covered by Councilman Sides' motion.

Councilman Albea then stated that if such increases were to be made effective then he felt that the Radio Dispatchers at the Police Station should be increased, and that the man at the Armory should be given \$115.00 per month in line with the other salaries. Councilman Hovis agreed to include those in his original motion, but it was agreed to put these later.

A vote was taken on the motion of Councilman Hovis to adopt the Finance Committee's recommendations, with the following vote recorded:

AYE: Councilmen Hovis, Baxter, Durham, Wilkinson, Huntley and Griswold.

The Mayor declared the motion carried without a negative vote being called for.

Councilman Albea then moved that the Radio Dispatchers at the Police Station be increased to a salary of \$125.00 per month, to come from the emergency appropriation fund. Motion seconded by Councilman Hovis, and carried, with a vote of seven to four.

At this point City Attorney Boyd suggested that if such increases were to be granted that it would be much better to include them in the budget and appropriate for same; that such increases could not be classed as an emergency but should be placed in the budget and adopted at the same time.

Councilman Wilkinson suggested that all the above motions be rescinded and get back to where the action would be legal, right and fair, as the Council was doing just the thing that the City Attorney had advised should not be done. Councilman Albea agreed with Councilman Wilkinson on this point. Councilman Durham also stated that the Council had agreed at the meeting held on the Friday night previous that no increases other than those specified in the budget would be granted and that he felt that they should abide by that agreement. Councilman Hudson stated he felt that certain raises were justified and should be given but that in order to prevent trouble he would withdraw the motion made by him above recorded.

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Whereupon, Councilman Hovis, seconded by Councilman Wilkinson, moved that all the motions passed after the adoption of the appropriation budget was passed, relative to salary increases, be rescinded.

City Attorney Boyd advised that if this motion carried that the Council could immediately thereafter rescind the passage of the appropriation resolution and add the amount of such increases to the budget, and re-adopt the appropriation resolution, which would be the legal way to handle the matter. This was not done after the ~~following~~ vote was taken on the motion of Councilman Hovis above, this motion carrying, with Councilman Nance recorded as voting "No".

ADJOURNMENT.

On motion of Councilman Baxter, seconded by Councilman Huntley, the special meeting was then adjourned.

Alice B. McConnell
City Clerk