

August 23, 1939  
Page 486.

The regular weekly meeting of the City Council was held at 4 o'clock P. M., Wednesday, August 23, 1939, in the Council Chamber, City Hall, with Mayor Douglas presiding, and Councilmen Baxter, Britt, Hovis, Hudson, Huntley, Little, Sides and Ward being present.

Absent: Councilmen Albea, Nance and Wilkinson.

MINUTES READ AND APPROVED.

On motion of Councilman Baxter, seconded by Councilman Huntley, the minutes of the August 9th meeting were approved as read.

COMMITTEE APPOINTED TO INVESTIGATE REQUEST FOR COLORED FAIR.

A representative of the I.G.O.W. of Colored Elks appeared before the Council at this time, requesting free license to hold the N. C. State Colored Agricultural Fair in Charlotte this fall, stating that 10 percent of the profits would be turned over to the Police pension funds and 5 percent to the Colored Elks for charity.

After a lengthy discussion, Councilman Hovis made a motion that this request be referred to a Committee, with power to act. Motion seconded by Councilman Hudson and carried.

The Mayor appointed on this committee Councilman Little, as Chairman, Councilmen Britt and Huntley.

PURCHASE OF MECHANICAL EQUIPMENT.

On motion of Councilman Sides, seconded by Councilman Baxter, the Mayor and Clerk were authorized to sign a contract with the Matthews-Morse Sales Company for the necessary chains, wheels, sprockets, bolts and other attachments necessary to equip three settling tanks for the Irwin and Sugaw Creek Disposal Plants, at a net delivered price of \$833.84.

The following bids were received on this material:

Matthews-Morse Sales Company	\$833.84
Textile Mill Supply Company (Jeffrey Equipment)	922.80
(Link-Belt Equipment)	968.00
Link Belt Company	1015.74

WATER METERS PURCHASED.

The Mayor and Clerk were authorized to execute contracts with the Pittsburgh Equitable Meter Company and Hersey Manufacturing Company for the purchase of one 4-inch Water Meter from each company, for installation at the new Presbyterian Hospital, at the price of \$229.32 each, on motion of Councilman Huntley, seconded by Councilman Britt and unanimously carried.

Bid was also received from the Neptune Meter Company for these meters at the same price as shown above, and contracts were awarded on the basis of alternating business where price and quality are the same.

August 23, 1939  
Page 487.

CONTRACT FOR GOOSENECKS AND CURB STOPS.

On motion of Councilman Britt, seconded by Councilman Huntley and unanimously carried, contract was awarded to the low bidder, Mueller Company, of Decatur, Ill., for 50- 1-inch Goosenecks and 500- 3/4-inch Curb Stops to be used in connection with water installations, at a total net delivered price of \$609.07, and the Mayor and Clerk were authorized to sign the contract.

Bids received were as follows:

Mueller Company	\$609.07
Hajoca Corporation	646.31
Glauber Manufacturing Co.	725.20
Grinnell Company	965.30

STEEL TRUSSES AND CROSS BRACES PURCHASED FROM SOUTHERN ENGINEERING COMPANY.

Bids having been received on 4- Steel T russes and 3- Cross Braces for the building in connection with the Drill Tower, as follows:

Southern Engineering Co.	549.00
Soule Steel & Iron Co.	565.00
R. R. Robertson Co.	568.00

Councilman Huntley moved that contract be awarded to the low bidder, Southern Engineering Company, at a net delivered price of \$549.00, and that the Mayor and Clerk sign the contract. Motion seconded by Councilman Hovis and unanimously carried.

LICENSE GRANTED FOR THE OPERATION OF SHOOTING GALLERY AT 329 N. TRYON STREET.

On motion of Councilman Hudson, seconded by Councilman Britt, Mr. J. E. Sayer was granted a license to operate a Shooting Gallery at 329 North Tryon Street. The application was approved by the Chief of Police.

PURCHASE OF BONDS FOR THE SINKING FUND ACCOUNT.

On motion of Councilman Sides, seconded by Councilman Baxter, approval was given for the purchase of the following bonds for the Sinking Fund Account, subject to the approval of the Local Government Commission:

1- Rowan County, 4-3/4% Bond, due 8-1-41, to yield	1 1/2%
1- Guilford County 4-3/4% Bond, due 2-1-42, " "	1 1/2%

STREET MAINTENANCE ON BELVEDERE AND CLUB ROAD.

On motion of Councilman Hudson, seconded by Councilman Ward and carried, the request of property owners on Belvedere Avenue for City maintenance of 200 feet of Club Road, north of Belvedere Avenue, was granted. The Engineering Department reported that this street is in good shape to be taken over.

August 23, 1939  
Page 490.

CLAIM OF M. B. SMITH FOR ACCIDENT, REFERRED TO CITY ATTORNEY.

The City Manager reported receipt of a letter from Whitlock, Dockery and Shaw relative to a claim of M. B. Smith for accident at Lyndhurst Avenue, near Latta Park, which was referred to the City Attorney.

NOTICE OF SUIT OF A. M. BOST VS. CITY OF CHARLOTTE, ET AL.

Notice of the suit of A. M. Bost against the City of Charlotte, F. A. Triplett and Neal Hawkins, relative to alleged injury sustained at the site of the Seaboard Under pass on North Tryon Street, was turned over to Mr. J. M. Scarborough, City Attorney, for handling.

NOTICES OF SUITS IN CONNECTION WITH COLLAPSE OF BRIDGE OVER SUGAW CREEK.

The following notices of suits against the City of Charlotte growing out of the collapse of the foot-bridge over Sugaw Creek on July 21, 1939, were reported by the City Manager and turned over to the City Attorney for handling:

Suit of J. B. Broom, Administrator of Willie Broom, deceased,  
Suit of Mamie Gardner, Administrator of Alton Gardner, deceased,  
Attorneys A. A. Tarlton and W. H. Abernethy.

PERMITS FOR SPECIAL OFFICERS FOR CHARLOTTE PARK AND RECREATION COMMISSION.

On motion of Councilman Hovis, seconded by Councilman Hudson and carried, the request of the Charlotte Park and Recreation Commission for appointment of the following men as Special Police Officers on the premises of the Commission, was granted:

B. F. Lingel  
H. H. James  
Albert Hunnicutt  
Fred Fischrupp

Also, for J. Dan Stallings on the premises of the Queen City Storage Co., Heath Motor Company and Mill Remnant Company. All of the above requests were approved by the Chief of Police.

APPROVAL OF INVOICE OF MR. ALEX NORMAN FOR REPORTING CIVIL SERVICE CASES.

On motion of Councilman Hovis, seconded by Councilman Baxter and carried, with Councilman Sides voting "No", the invoice of Mr. Alex Norman for reporting the recent Civil Service Hearings, was approved for payment. The amount of this invoice is \$197.00, and the funds for paying same to be taken from the Emergency Fund.

August 23, 1939  
Page 491.

FIRE PROTECTION FOR THE COUNTY.

Mr. Marshall advised the Council that the Mecklenburg County Board of Commissioners has requested the City to make them a proposal as to the amount that the City would charge for Fire Department men and equipment used on fires outside the city limits. This was authorized by legislation at the last meeting of the General Assembly. Calculations show that in order for the City to be properly reimbursed for these trips that a charge should be made on the following basis:

Price per hour for one crew of 7 men, including wages, insurance and overhead	\$4.75
Price per mile for truck	.35
Price per hour for pumping engine running	3.00

After discussion, Councilman Hudson moved that the above proposition be submitted to the County, which was seconded by Councilman Hovis and unanimously carried.

RESOLUTION TO START CONDEMNATION PROCEEDINGS TO ACQUIRE TRACT OF LAND TO EXTEND RUNWAYS AT MUNICIPAL AIRPORT.

The Municipal Airport Commission having passed the following resolution at a meeting of that Board held on August 21st.--

"That the City Council be requested to start condemnation proceedings on certain land in a certain township adjoining the Charlotte Municipal Airport, more specifically described as follows, and to proceed immediately:

DESCRIPTION: BEGINNING at a stake in the center line of the south end of Airport Runway "E" of the Charlotte Municipal Airport property, which stake is also on the dividing property line between the said Airport lands and a tract belonging to S. R. Berryhill; thence with the dividing line between the said Airport and said S. R. Berryhill properties N 79° 47' 30" East 302.5 feet to a stake; thence South 2° 53' East 1151.7 feet (300 feet at right angles from and parallel with the present center line of Airport Runway "E" if extended or projected southerly in a straight line), to a stake in the center of Dixie Road; thence with the center line of said road South 53° 53' West 717.3 feet to a stake; thence North 2° 53' West 1467.7 feet to a stake on the dividing line between the said Airport and Berryhill properties; thence with the said common dividing line North 79° 47' 30" East 302.5 feet to the BEGINNING, and containing 18.0 acres more or less, and being a strip of land off of a tract of land belonging to S. R. Berryhill as recorded in Book 241 on Page 205, in the office of the Register of Deeds for Mecklenburg County, N. C."

Councilman Hovis moved that the Council accept this request and start condemnation proceedings. Motion seconded by Councilman Baxter and carried, after discussion, with Councilman Sides voting "no".

RESOLUTION RELATIVE TO APPLICATION FOR ADDITIONAL GRANT FOR P.W.A. FOR CHARLOTTE MEMORIAL HOSPITAL.

On motion of Councilman Sides, seconded by Councilman Baxter, the following Resolution was unanimously adopted:

WHEREAS, the original project application for No. NC1412F, Charlotte Memorial Hospital, dated August 11, 1938, contemplated an expenditure of \$735,755.00 for construction cost, but the total cost of

August 23, 1939  
Page 492.

construction contracts awarded are as follows:

Boiler House:	Gen.	\$23,540.00	
	Pi.	3,293.00	
	Ht.	13,747.00	\$40,580.00
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Hospital and Nurses Home:

Gen.	\$545,400.00	
P.	58,800.00	
Elec. (H)	34,875.00	
" (N.H.)	2,792.00	
Htg. (H)	49,965.00	
" (N.H.)	4,567.00	
Elevators	42,725.00	
Dumbwaiters	7,915.00	747,039.00
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TOTAL \$787,619.00

which represents an overrun on the construction of \$51,864.00; and,

WHEREAS, the City of Charlotte desires to make an additional application to the Federal Works Agency, Public Works Administration, for a 45% grant on the amount of the overrun, which 45% is \$23,338.80; and,

WHEREAS, it is necessary that the City furnish an additional \$28,525.20 as the sponsor's share of this overrun;

NOW, THEREFORE, be it resolved: That said application be, and the same is hereby made, and that the City of Charlotte designate the donation of \$10,000.00 from the County Board of Commissioners of Mecklenburg County for this use and deposit in the American Trust Company an additional \$18,525.20 which shall be available exclusively for the sponsor's share of this supplementary application.

A certified copy of the minutes of the County Board and a certified copy of the statement from the bank are attached to this application.

PATRIOTIC ORDER SONS OF AMERICA TO HOLD CARNIVAL WEEK OF OCTOBER 2nd.

Upon the request of Mr. L. L. Caudle, made thru Councilman Hudson, and also upon the personal appearance before the Council of Mr. B. Arp Lowrance, the Patriotic Order, Sons of America was granted free license to hold a carnival at the regular carnival grounds the week of October 2nd., on motion of Councilman Baxter, seconded by Councilman Sides and carried.

COMMITTEE REPORT ON STREET ASSESSMENT SETTLEMENTS.

Councilman Baxter, as chairman of the committee to report on street assessment settlements, advised that his committee had met with Mr. Armstrong, Collector of Revenue, and the City Attorney, and on recommendation of this committee, he moved that the assessment of Jackson Mills Company, at the corner of Belvedere Avenue, be settled for \$400.00, the original assessment amount being \$1143.67, and that of Ernest L. Hicks at the corner of Mint and West Kingston be adjusted from \$1395.60 to \$250.00, Mr. Hicks already having paid something like \$500.00 on this assessment. Motion seconded by Councilman Ward and carried.

Councilman Sides then moved that this committee, when unanimous, shall have the power to act in these street assessment cases,

August 23, 1939  
Page 493.

otherwise they shall be brought to the Council. Motion seconded by Councilman Baxter and carried.

ORDINANCE REGARDING GASOLINE TRUCKS TO BE DRAFTED FOR PRESENTATION TO COUNCIL.

Councilman Hovis stated that in view of so much publicity recently on the matter of the routing of gasoline trucks through the City, he moved that a committee be appointed to go into this matter and make a study of it and report back to the Council with an ordinance that will be workable.

This motion seconded by Councilman Sides, after which quite a discussion was held as to how far the City can regulate these trucks on United States highways. When a vote was called for the motion carried, with Councilman Britt voting "No".

The Mayor appointed on this committee Councilman Hovis, Chairman, Councilmen Hudson and Baxter.

HOUSING AUTHORITY TO ADVERTISE FOR BIDS ON NEGRO HOUSING PROJECT.

Mr. Douglas advised that he had just received notice from Mr. Dillehay, Secretary of the Charlotte Housing Authority that bids would be called for by advertising on August 24th. for the Negro Housing Project for Charlotte.

REQUEST FROM RESIDENTS OF LAMAR AVENUE TURNED OVER TO CITY MANAGER.

The Mayor turned over to the City Manager for handling with the proper department the request or petition of a number of residents of Eighth Street and Lamar Avenue, asking that the City do something to relieve that vicinity of mosquitoes, etc., caused by the flow of water from Lamar Avenue not being properly carried off through the storm drain, debris gathering to clog this storm drain, thereby breeding mosquitoes.

CEMETERY DEEDS.

On motion of Councilman Hudson, seconded by Councilman Baxter, the following cemetery deeds were approved:

Mrs. J. Steele Greene, Lot No. 91-A "D Annex", Elmwood	\$140.00
Mrs. Lillie Mae Hovis, Lot 84, Section "Y"	35.00
D. A. Howell, Lot 16 "Y"	63.00
Mrs. James G. Littig, Lot 103 "Y"	35.00
Edward Snow, Lot 19 "Y"	63.00
Mrs. Eleanor M. Walsh, Lot 54, Section B.B.	48.65
Duplicate deed issued to Mrs. Sallie A. Riblett for lot 57 "H" originally deeded to M. P. Asbury	1.00
Perpetual care on same lot	1.00
Duplicate deed to W. W. Taylor, West Half Lot 43, "H", originally deeded to J. H. Killian	1.00
Transfer deed from Mrs. John A Long to Mack J. Dean for N E 1/4 Lot No. 23, Section "Y", and new deed to Mrs. Long for NW 1/4 retained	1.00

ADJOURNMENT.

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

*Allen B. Russell*  
City Clerk