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

Absent: Councilman Albea.

READING OF MINUTES DISPENSED WITH.

On motion of Councilman Hovis, seconded by Councilman Huntley and carried, the reading of the minutes of the previous meeting was dispensed with at this meeting.

REPORT AND RECOMMENDATION OF COMMITTEE RELATIVE TO WILMORE BUS ROUTE.

Mayor Douglas reported for the committee appointed to confer with the Duke Power Company officials relative to the request for extension of the bus route in the Wilmore Section. This report reads as follows:

"We, Ben E. Douglas, J. B. Marshall and J. M. Scarborough, appointed by the Council as a committee to investigate and recommend to you the best routing of the bus line in the Wilmore Section of the City, submit the following report and recommendation:

This committee met with the officials of the Duke Power Company and learned that it was not feasible to extend the route so as to include all of Wilmore Drive. This extension having been eliminated as a possibility, we request that the Utilities Commissioner of North Carolina and the Duke Power Company determine the comparative number of people using the buses on the old and new routes and the comparative number of houses to be served and we recommend that the route be used that will render service to the greatest number of people both present and prospective."

He also read a letter from the Duke Power Company in which they state that to extend the line it would be necessary to place in operation two additional buses, while the revenue to be derived from this extension would not justify this increased service.

Several residents of this section were present and stated they were not satisfied with this action on the part of the Duke Power Company and urged the Council to aid them in getting this extension. After lengthy discussion, brought up again during the meeting after other matters had been handled, Councilman Hudson moved that the Council further recommend to the Duke Power Company that this bus route be extended, which extension is not to miss the Wilmore School. Motion seconded by Councilman Britt and carried.

CHASE ADAMS CAMP, SPANISH AMERICAN WAR VETERANS, GRANTED FREE LICENSE FOR CARNIVAL.

Upon the request of Mr. F. A. Miller, representing the Chase Adams Camp No. 1 of the Spanish-American War Veterans, and following the action taken by the Board of County Commissioners at their meeting on October 2nd., the following motion was unanimously adopted by the City Council, after being put by Councilman Ward and seconded by Councilman Wilkinson:

"That the Chase Adams Camp No. 1, Spanish American War

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Vetexans, be granted free license for a Carnival to be held in Charlotte the week of April 4th. thru 13th. inclusive, 1940, under the same conditions as granted by the Board of County Commissioners, which are that the carnival company to show at that time winter in Charlotte, and that this license is granted because this organization has never before been granted a free license; and that the City Council go on record as following right along with the rule made by the Board of County Commissioners that no further free licenses shall be granted for the year 1940.

ORDINANCE REGULATING THE OPENING AND CLOSING HOURS OF BARBER SHOPS.

At the request of the Charlotte Barbers' Association, Councilman Hovis presented the following ordinance and moved its adoption, which was seconded by Councilman Baxter:

AN ORDINANCE
REGULATING THE HOURS AND TIME WHICH BARBER SHOPS
MAY BE OPEN FOR BUSINESS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA, IN REGULAR SESSION:

WHEREAS, in the opinion of the Council of the City of Charlotte, it is to the best interests of public health, safety and welfare, that the hours and days of business of barber shops be regulated, now therefore

Section 1. That it shall be unlawful for the owner of any barber shop or for any agent or employee of such owner to permit such barber shop to be open for the business of barbering, on the Fourth of July, Labor Day, Thanksgiving Day, Christmas Day, or at any time other than the following:

(A) From 8 o'clock A. M. to 6 o'clock P. M. on Mondays, Tuesdays, Wednesdays, Thursdays and Fridays, when they do not immediately precede any of the aforementioned holidays.

(B) From 8 o'clock A. M. to 9 o'clock P. M. on Saturdays and on other week days when such week days immediately precede any of the aforesaid holidays.

Section 2. A barber shop, for the purpose of this ordinance, is hereby defined to be any building, room, place or establishment occupied, maintained or conducted as a barber shop, tonsorial parlor, barber school, or where shaving, hair cutting or other tonsorial work is carried on, whether for revenue or not.

Section 3. Any person, firm, association or corporation violating any provision of this ordinance shall, upon conviction, be fined ten (\$10.00) dollars and that each and every day such violation shall continue or occur, shall constitute a separate and distinct offense.

Section 4. That this ordinance shall be in full force and effect after its passage or adoption by the Council.

Petitions signed by more than one hundred barbers of Charlotte were also presented along with this ordinance and a large delegation of barbers were present.

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Mr. Guy Carswell, attorney, appeared in the interest of a number of barbers who do not favor this change on the grounds that they are serving patrons who work and cannot get to the barber shops during the hours set forth in this ordinance, and that if adopted, they would lose a great deal of business. He argued that this ordinance discriminates against the man of small capital, and urged the Council not to adopt same.

Several members of the delegation present spoke for and against the passage of this ordinance.

At the last session of the Legislature, cities and towns in North Carolina were given the power to regulate the opening and closing of these shops, and a number of cities and towns have already adopted similar ordinances. The Mayor stated that if such action is unconstitutional, which was mentioned by Mr. Carswell, then the mistake was made by the Legislature.

Councilman Britt suggested that this ordinance be placed in the hands of a committee for study, stating that he would like to know more about it before voting, but the Mayor called for a vote on the ordinance, and the same was adopted on three readings and declared by the Mayor to be an ordinance of the City of Charlotte, with Councilmen Huntley and Britt voting against the adoption.

CHARLOTTE PARK AND RECREATION COMMISSION ADVANCED THE SUM OF \$5,600.00

Messrs. Sorrow, Gibson and Moore, members of the Charlotte Park and Recreation Commission, appeared before the Council with regard to their request that the City of Charlotte lend or advance to that Board the sum of \$5,600.00, which is in accordance with a resolution adopted by the Commission on October 3rd., asking that 40% of the collections up to February 1st. be applied on the note, the remainder to be taken out of the last five months of the fiscal year.

It was discussed that if handled in this manner and the City should have 60% of the collections and this amount be greater than 40% of the uncollected taxes, there would not be sufficient money left to pay off the note. After considerable discussion, Councilman Sides made a motion that the Park and Recreation Commission be advanced this amount of money and that the Business Manager of the Commission, the City Manager and the City Treasurer work out the details thereof. Motion seconded by Councilman Little and unanimously carried.

REASSESSMENT ORDINANCE - NORTH TRYON STREET

On motion of Councilman Hovis, seconded by Councilman Hudson, the following re-assessment ordinance covering property of the Southern Railway Company, on North Tryon Street, was unanimously adopted on three readings:

The City Council of the City of Charlotte, N. C. DO ORDAIN that the special benefits to the abutting property on North Tryon Street on account of the paving of the street beginning at a point 285.9 feet measured southerly from the southeast intersection corner of N. Tryon Street and East 27th Street, and running in a southerly direction 3,420 feet and originally assessed as a whole against the Southern Railway Company, is hereby subdivided and reassessed on the east side only, as follows:

STREET NO.	OWNER	FRONTAGE	WATER	SEWER	STREET WALK	TOTAL
1500 thru 2224	Southern Rwy Company	3,180	-	262.35	4,188.78 -	4,451.13
2226 thru 2308	Southern Rwy Company	240	-	9.94	316.13 -	326.07

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REQUEST FOR ERECTION OF POSTER BOARD AT SEABOARD UNDERPASS DENIED.

On motion of Souncilman Sides, duly seconded by Councilman Little and carried, the request of the Schloss Poster Advertising Company for permission to rent space at the Seaboard Underpass on North Tryon Street for the erection of a poster board, was denied.

NOTICE OF SUIT - BENNIE HAIGLER, DECEASED.

The City Manager reported receipt of notice of the suit of Hiram P. Whitacre, Administrator of Bennie Haigler, deceased, against the City of Charlotte, in the amount of \$25,000.00, for the death of Bennie Haigler allegedly caused from falling into Sugaw Creek from a bridge near East 3rd. Street. This was referred to the City Attorney.

NOTICE OF IMPENDING SUIT - GOMILLION.

Notice received from Attorneys Helms and Mullis, of claim against the City of Charlotte by Otis Gomillion, growing out of the death of his son, Richard Gomillion, allegedly caused from drowning in Sugaw Creek when the bridge near East 3rd. collapsed. This case was also turned over to the City Attorney.

ORDINANCE ABOLISHING OFFICE OF POLICEWOMAN.

The following ordinance was introduced by Councilman Sides, who moved its adoption:

AN ORDINANCE
TO ABOLISH THE OFFICE OR POSITION OF POLICE-
WOMAN IN THE POLICE DEPARTMENT IN THE CITY OF
CHARLOTTE, N.C. /

WHEREAS, the Commissioner of Police of the City of Charlotte and the Chief of Police of said City report that the office or position of Policewoman is not needed ~~and is of no value to the~~ and is of no value to the Police Department and that its abolition would in no way affect the efficiency of the department and both the Commissioner and Chief of Police recommend that the office or position be abolished so that greater economy may be had in the operation of the Police Department.

AND WHEREAS, the Council of the City of Charlotte based upon the report of the Commissioner and Chief of Police find as a fact that the office or position of Policewoman is a needless position and an unnecessary expense and to promote greater economy do in regular session ordain:

First: That the office or position of Policewoman be and the same is hereby abolished. Said abolition to be effective as of October sixteenth, nineteen hundred and thirty-nine.

Second: That all ordinances, resolutions or parts of ordinances or resolutions in conflict herewith are hereby specifically repealed.

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Councilman Baxter then made a substitute motion that the charges preferred against Mrs. Patterson, the Policewoman, be cleared up before this ordinance goes into effect, which was seconded by Councilman Wilkinson.

Both Mr. Baxter and Mr. Wilkinson felt that Mrs. Patterson should be given an opportunity to leave with a clean slate, since the charges mentioned had been cleared before the meeting held sometime ago in the Mayor's office. However, it was the opinion of most of the Council that no charges had been made against her and that it was not necessary to have a hearing, and Mr. Sides stated that Mrs. Patterson had said that she preferred that the matter be handled this way rather than to go before the Civil Service Commission.

A vote was taken on the substitute motion, but it received only the votes of Councilmen Baxter, Huntley and Wilkinson, and the Mayor declared the motion lost. The original motion to adopt the ordinance, which was seconded by Councilman Little, was then voted on and carried on three readings, after discussion; Councilman Baxter, Huntley and Wilkinson voting "No". The Mayor declared the motion carried and the ordinance to abolish the office of Policewoman adopted.

RESOLUTION ADOPTED BY JUNIOR CHAMBER OF COMMERCE PRESENTED.

Mayor Douglas read a resolution which had been passed by the Junior Chamber of Commerce at its weekly meeting, in which that organization offered its support to the City in improving and maintaining the Municipal Airport. This resolution urged that instead of increasing salaries that surpluses be built up to improve facilities at the Airport, such as the lengthening of runways, etc., and asked that an unofficial committee composed of leading citizens of the county, be appointed by the Council to serve in an advisory capacity and to aid in improving Airport facilities.

No action was taken with regard to this resolution.

CEMETERY DEEDS.

On motion of Councilman Huntley, seconded by Councilman Little, approval was given for the transfer of the Southeast Portion of Lot No. 63, Section "M", consisting of a plot 12 x 19 feet, in Elmwood Cemetery, from W. H. Collins and wife, to Mrs. Ila Neal Culpepper, upon payment of \$1.00 transfer fee. New deed to be made to Mr. W. H. Collins for portion 5 x 12 ft. retained by him, and old deed of Mr. Collins to be surrendered to City Clerk.

ADJOURNMENT.

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

Alice B. Inge Powell
City Clerk

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The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 o'clock P. M., Wednesday, October 11, 1939, with Mayor Douglas presiding, and Councilmen Baxter, Britt, Hovis, Huntley, Little, Nance, Sides, Ward and Wilkinson present.

Absent: Councilmen Albea and Hudson.

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MINUTES OF PREVIOUS MEETINGS READ AND APPROVED.

On motion of Councilman Huntley, seconded by Councilman Hovis, the minutes of the meetings of September 27th. and October 4th., were unanimously approved as read.

RESOLUTION APPROVING THE CHAPEL IN THE CHARLOTTE MEMORIAL HOSPITAL.

At the request of Mr. Paul Whitlock, representing the Board of Trustees of St. Peter's Hospital, and on motion of Councilman Wilkinson, seconded by Councilman Baxter, the following Resolution, approving the equipping of a Chapel in the Charlotte Memorial Hospital, was unanimously adopted:

RESOLUTION

WHEREAS, the Council is advised that the Board of Trustees of St. Peter's Hospital has offered to finish the interior of the chapel in the Charlotte Memorial Hospital and to furnish the chapel, including stained-glass windows, at an aggregate cost of approximately \$7,200.00, and has requested permission to have plans and specifications made, which shall be submitted to the Council for approval, and, upon such approval, to proceed with the construction work, all without cost to the City;

NOW, THEREFORE, BE IT RESOLVED that the request be granted, and that the Council hereby assures the Trustees of St. Peter's Hospital that it sincerely appreciates their generous cooperation in the construction and equipment of the Memorial Hospital;

RESOLVED, FURTHER that the Mayor and City Manager be and they are hereby authorized to act for the Council in inspecting and approving plans for the finishing and furnishing of the chapel.

PIEDMONT KENNEL CLUB GRANTED USE OF ARMORY-AUDITORIUM FOR DOG SHOW AT COST.

On motion of Councilman Britt, seconded by Councilman Little, the Piedmont Kennel Club was granted the use of the Armory-Auditorium for their annual dog show, for two days, at cost.

COLORED BARBERS ASSOCIATION PROTESTING ORDINANCE ADOPTED AT LAST MEETING REGULATING OPENING AND CLOSING HOURS.

A committee from the Colored Barbers Association, T. J. Vanlandingham, Chairman, appeared before the Council in protest of the ordinance adopted at the last meeting regulating the opening and closing of barber shops, on the grounds that the average negro is unable to get to the barber shop during the present hours; and they asked for the privilege