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The regular meeting of the City Council was held in the Council Chamber, City Hall, on Wednesday, December 1, 1943, at 4:00 o'clock P. M., with Mayor Baxter presiding, and Councilmen Albea, Atkins, Baker, Bullard, Cope, Daughtry, Painter, Price, Slye and Ward being present.

Absent: Councilman Hovis.

The Minutes of the last meeting were read and corrected to record Councilman Ward as having voted in favor of, and Councilman Atkins against, motion to request City Attorneys to draft an amendment to the Revenue Ordinance to delete Item K, Section 3 thereof. Upon motion of Councilman Ward, seconded by Councilman Slye, the minutes were otherwise approved as read.

CITY PROPERTY ON SEIGLE AVENUE AND WILMOUNT ROAD APPROVED FOR SALE. OLD WATER WORKS AND OLD AUDITORIUM PROPERTY TO BE APPRAISED.

Mr. L. L. Ledbetter, Treasurer, reported on bids submitted on city property. Councilman Baker moved that the property on Seigle Avenue, between Orr Street and C. W. Allison property, be sold to the bidder, Mecklenburg Presbytery, at \$800.00 as bid, and property on Wilmount Road, between the Presslar and E. W. Hall property, to be sold to the bidder Ray Presslar, at \$225.00, and the Mayor and Clerk be authorized to sign the deeds. Motion seconded by Councilman Albea and carried.

Councilman Price moved that the old Auditorium property, on North College Street at E. 5th Street, and the Old Water Works property on North Graham Street be retained by the City. Motion seconded by Councilman Cope. Councilman Baker made a substitute motion that these two pieces of property be appraised immediately and the matter then be reconsidered by Council. Motion seconded by Councilman Ward and carried.

REQUEST TO RECONSIDER ENFORCEMENT OF THAT SECTION OF AMENDMENT TO TAXICAB ORDINANCE RELATIVE TO CABS PARKING ON CITY STREETS.

Mr. Paul Erwin, Attorney, representing the taxicab interests, requested Council to reconsider the enforcement of that section of the Amendment to the Taxicab Ordinance pertaining to no parking on city streets. He requested the Mayor to appoint a committee of Council to discuss with him the advisability of designating certain areas as Taxi Stands in the uptown district. Mayor Baxter appointed a Committee composed of Councilman Slye, Chairman, and Councilmen Hovis and Price.

PARK AND RECREATION COMMISSION AUTHORIZED TO LEASE MUNICIPAL GOLF COURSE TO PRIVATE OPERATOR.

Mr. Chas. H. Stone, Chairman, Park and Recreation Commission, requested permission to lease the Municipal Golf Course to a private operator. Councilman Baker moved that the request be granted. Motion seconded by Councilman Daughtry and carried.

CITY MANAGER EXPRESSES APPRECIATION TO MAYOR FOR PRESS STATEMENT ON THE ALLEGED VICE SITUATION IN THE CITY.

City Manager Flack expressed to Mayor Baxter the appreciation of the Police and Health Departments and himself for the statement of facts issued through the press relative to the alleged vice conditions in Charlotte.

REQUEST FOR CHARITY LICENSE TO SELL SALVE.

Rev. Wyatt Brown requested a charity license to sell salve. Mayor Baxter referred the matter to the City Manager.

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CONTRACTS AWARDED FOR CHEMICAL SUPPLIES.

Upon motion of Councilman Daughtry, seconded by Councilman Baker, contract was awarded American Cyanamid & Chemical Corp., for 270 tons of Aluminum Sulphate at \$7,722.00.

Upon motion of Councilman Ward, seconded by Councilman Slye, contract was awarded Standard Lime & Stone Company for 250 tons of Chemical Hydrated Lime, at \$2,935.00.

Upon motion of Councilman Ward, seconded by Councilman Slye, contract was awarded E. I. Dupont De Nemours Company, for 60 Tons of Ferric Chloride at \$3,000.00.

Upon motion of Councilman Slye, seconded by Councilman Daughtry, contract was awarded Solvay Sales Corp. for 45,000 pounds of Liquid Chlorine, at \$3,564.00.

Upon motion of Councilman Baker, seconded by Councilman Atkins, contract was awarded Activated Alum Corp., for 48,000 pounds of Activated Carbon at \$2,160.00.

Upon motion of Councilman Baker, seconded by Councilman Price, contract was awarded Research Products Company, for 12,000 pounds of Anhydrous Ammonia, at \$2,028.00.

FUNDS FOR IMPROVEMENTS TO DOG POUND APPROPRIATED FROM EMERGENCY FUND.

At the request of the City Manager, Councilman Ward moved that \$250.00 be appropriated from the Emergency Fund for making improvements to the Dog Pound.

APPROPRIATION FROM EMERGENCY FUND APPROVED FOR PAINTING WOODWORK AND WINDOW AND DOOR SILLS OF CITY HALL.

The City Manager requested an appropriation from the Emergency Fund for painting woodwork and window and door sills inside and outside of the City Hall. Councilman Baker moved that the work be done and that \$2,300.00 be appropriated from the Emergency Fund to cover the cost. Motion seconded by Councilman Daughtry and carried.

PURCHASE OF STAMPED ENVELOPES FOR WATER DEPARTMENT.

Councilman Painter moved that approval be given for the purchase of 20,000 #13 2¢ envelopes and 1,000 #8 3¢ envelopes from the U. S. Post Office for the Water Department. Motion seconded by Councilman Ward and carried. at a cost of \$482.48.

CONTRACT WITH STANDARD LIME & STONE COMPANY FOR HYDRATED LIME.

Upon motion of Councilman Ward, seconded by Councilman Painter, approval was given for entering into a contract with Standard Lime and Stone Company of Baltimore, Md., for two car loads of hydrated lime, at \$525.00.

CONTRACT WITH CREECH MOTORCYCLE COMPANY FOR FOUR (4) MOTORCYCLES, LESS RADIO EQUIPMENT, APPROVED FOR PAYMENT.

The City Manager stated the four (4) motorcycles purchased from Creech Motorcycle Company on July 28, 1943 had been delivered without the radios, as called for in the contract, total amount of which was \$2,050.40, as they have been unable to secure a release on them from the War Production Board. He requested Council to, therefore, authorize payment of \$1,597.20 for the motorcycles at this time, the balance of the total amount of the contract, namely \$453.00, to be paid if and when the radio equipment is delivered. Councilman Atkins moved that payment be made as recommended. Motion seconded by Councilman Daughtry and carried.

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PURCHASE OF GREASE GUN.

Councilman Baker moved that purchase of one grease gun from Glasgow-Erwin Company, at a net delivered price of \$128.00, for use at the City Garage, be approved. Motion seconded by Councilman Daughtry and carried.

REQUEST FOR LICENSE TO PRACTICE PHRENOLOGY REFUSED.

The City Manager read a letter from the City Attorneys replying to the Council's request as to whether the Revenue Ordinance could be amended to prohibit the practice of phrenology within the City. The letter stated the Council does not have the power to prohibit such practice. Councilman Ward moved that the letter be received as information and that the present ordinance governing same be followed. Councilman Slye made a substitute motion that the application of Wilson H. Price, Sr., for his client, Miller Ulrich, be granted. Motion seconded by Councilman Cope, and the voting was as follows: AYE: Councilmen Slye and Cope. MAY: Councilmen Albea, Atkins, Baker, Bullard, Daughtry, Painter, Price and Ward. Motion lost.

APPROVAL GIVEN FOR JOHN PIERCZYNSKI OF POLICE DEPARTMENT TO ATTEND THE F.B.I. SCHOOL IN WASHINGTON.

Councilman Slye moved that permission be given to John Pierczynski of the Police Department to attend the F.B.I. School in Washington and that his expenses be borne by the City. Motion seconded by Councilman Ward and carried.

MEMBERSHIP IN THE NATIONAL SAFETY COUNCIL APPROVED.

On the recommendation of the City Manager and Chief Anderson, Councilman Atkins moved that the City take a membership in The National Safety Council, with \$25.00 being appropriated from the Emergency Fund to cover the yearly cost. Motion seconded by Councilman Painter and carried.

RESOLUTION IN REGARD TO CONTRACT WITH CALDWELL CONSTRUCTION COMPANY FOR CRUSHED STONE.

Councilman Slye moved the adoption of the following resolution. Motion seconded by Councilman Baker and carried.

WHEREAS, under date of August 25, 1943, an agreement was entered into by and between the City and Caldwell Construction Company, (hereinafter called the "Company") for an estimated quantity of crushed stone and for a total estimated cost based on a per ton basis, to be received in carload lots; and

WHEREAS, when said stone was received and the actual contents of the cars obtained, the amount thereof exceeded the original estimate and the cost thereof on a per ton basis amounted to \$142.11 more than the estimated total cost; and

WHEREAS, all of said stone has been accepted and used by the City,

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer and Municipal Accountant be, and they hereby are, authorized, empowered and directed to pay said excess in the amount of \$142.11, and charge the same to the same account from which payment was made or is to be made for said crushed stone.

RESOLUTION AUTHORIZING PAYMENT OF BALANCE OF CONTRACT PRICE TO BOYD AND GOFORTH, INC.

Councilman Ward moved the adoption of the following resolution, which motion was seconded by Councilman Baker and carried:

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WHEREAS, under date of November 25, 1942, Boyd & Goforth, Inc., contracted with the City to execute certain work, which work has been completed and, whereas, they have furnished an affidavit to the City to the effect that they have paid all claims for labor and materials except a claim of \$779.95 made by Southeastern Engineering Corporation, the correctness of which they are contesting, and, whereas, their bonding company has agreed that the City may make final settlement with them without a payment of this item and, whereas, their contract with the City will protect the City against any claim against it by Southeastern Engineering Corporation;

NOW, THEREFORE, BE IT RESOLVED that the City Treasurer and Accountant be, and they are, authorized and directed to make final settlement with Boyd and Goforth, Inc. upon the said contract without requiring the payment in full of the claim of Southeastern Engineering Corporation.

RESOLUTION IN REGARD TO CONTRACT FOR WATER WORKS ADDITIONS WITH BOYD AND GOFORTH, INC.

Councilman Ward moved the adoption of the following resolution. The motion was seconded by Councilman Baker and carried.

WHEREAS, under date of November 25, 1942, an agreement was entered into by and between the City and Boyd & Goforth, Inc. (hereinafter called the Contractor) for the construction by the Contractor of an addition to the water works of the City; and

WHEREAS, in that contract the work to be done was estimated and the amount to be paid was estimated; and

WHEREAS, under date of April 7, 1943 a supplement to said contract was entered into and said supplement to the contract specified that the work called for under the supplement would not exceed a specified amount; and

WHEREAS, the cost of the work called for in the supplement has exceeded the specified amount by the sum of \$331.44 due to the fact that the amount of work required was greater than originally estimated but the unit price for said work remains the same; and

WHEREAS, all of the work called for in the original contract and in the supplemental contract has been fully performed and said work has been accepted by the City of Charlotte; and

WHEREAS, the excess work over and above the estimate necessitates a payment in the amount of \$946.41, which sum includes the sum of \$331.44, above mentioned as being the excess in the supplemental contract,

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer and the Municipal Accountant be, and they hereby are, authorized, empowered, and directed to pay said excess in the amount of \$946.41, and to charge same to the same Fund from which the other payments are being made in this contract, namely, the Water Department Bond Fund Account.

CITY EMPLOYEES TO RECEIVE CHECK FOR ENTIRE MONTH OF DECEMBER ON DECEMBER 15th.

Councilman Slye moved that all city employees be paid a full month's salary for the month of December on December 15th, as has been customary in the past. Motion seconded by Councilman Ward and carried.

SPECIAL OFFICER PERMIT GRANTED.

Councilman Daughtry moved that a Special Officer Permit be granted to Joe L. Gregory for use on the premises of Charlotte Tent and

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Awning Company. Motion seconded by Councilman Ward and carried.

CEMETERY DEEDS APPROVED FOR TRANSFER.

On motion of Councilman Ward, duly seconded by Councilman Slye, the following cemetery deeds were approved for transfer:

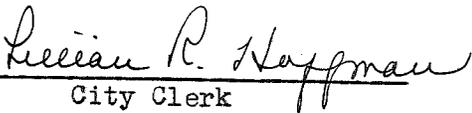
J. C. and Winnie A. Bumgarner, Lots 76 and 77, in Section "Z", Elmwood Cemetery, at \$70.00.

Mrs. Margaret Bennett, South Half of Lot 64, in Section "BB", Elmwood Cemetery, at \$56.00.

J. E. and Henrie H. Edwards transferred from Mrs. L. O. Edwards, North Half of Lot 35, in Section "U", Elmwood Cemetery, \$1.00.

ADJOURNMENT.

Upon motion of Councilman Slye, seconded by Councilman Ward, the meeting adjourned.


City Clerk