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The regular meeting of the City Council was held in the Council Chamber, City Hall, on Wednesday, December 8, 1943, at 4:00 o'clock P. M., with Mayor Baxter presiding, and Councilmen Albea, Atkins, Bullard, Cope, Daughtry, Hovis, Painter, Price, Slye and Ward being present.

Absent: Councilman Baker.

MINUTES APPROVED.

Upon motion of Councilman Ward, seconded by Councilman Daughtry the minutes of the last meeting were approved as read.

PAYMENT AUTHORIZED FOR REPAIRS TO VALVES AT CATAWBA PUMPING STATION.

Upon motion of Councilman Albea, seconded by Councilman Painter payment of \$116.00 to W. G. Jarrell Machine Company was authorized for repairs to valves at Catawba Pumping Station.

CONTRACT AWARDED TUCKER-KIRBY COMPANY FOR PIPE.

Councilman Slye moved that contract be awarded Tucker-Kirby Company for 300 feet of V.C. Pipe at a total cost of \$225.00 for use in laying the new sewer lines at Elmwood Cemetery. Motion seconded by Councilman Hovis and carried.

PAYMENT AUTHORIZED TO LANCE, INC. FOR COAL USED FOR HEATING TAR.

Councilman Daughtry moved that payment of \$166.00 be authorized to Lance, Inc., for 25 tons of coal used in heating tar for the City for use on city streets. Motion seconded by Councilman Albea and carried.

PURCHASE OF POSTAL CARDS FROM U. S. POST OFFICE.

Upon motion of Councilman Atkins, duly seconded by Councilman Painter and carried, purchase of 100,000 postal cards from the U. S. Post Office at \$1,000.00 was authorized for use by the Water Department.

CONTRACT AWARDED ALLIS-CHALMERS MANUFACTURING COMPANY FOR PARTS FOR PUMP.

Councilman Slye moved that contract be awarded Allis-Chalmers Manufacturing Company for rotating element for pump at Irwin Creek Disposal Plant, at a total cost of \$280.08, F.O.B. Milwaukee, Wisconsin. Motion seconded by Councilman Hovis and carried.

CONTRACT AWARDED ALLISON-ERWIN COMPANY FOR GREASE GUN, AND ACTION OF PREVIOUS MEETING AWARDED CONTRACT TO GLASGOW-ERWIN COMPANY RESCINDED.

The City Manager advised the correct name of the company from whom One Grease Gun for the Motor Transport Department was purchased at \$128.00 is Allison-Erwin Company and not Glasgow-Erwin Company. Councilman Ward moved that the action of Council on December 1st awarding contract to Glasgow-Erwin Company be rescinded and contract be awarded Allison-Erwin Company. Motion seconded by Councilman Slye and carried.

CLAIM OF MRS. FLORA B. CALDWELL FOR DAMAGES TO PROPERTY BY WATER AUTHORIZED PAID.

The City Manager advised the City Attorneys had recommended payment of \$324.75 to Mrs. Flora B. Caldwell for damages to her property at 121 West Trade Street caused by a leak in the City's water system. Councilman Bullard moved that settlement of claim be made as recommended, same to

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be paid from the Water Works Emergency Fund. Motion seconded by Councilman Atkins and carried.

PURCHASE OF STEEL FOR PROPOSED BRIDGE OVER SUGAW CREEK POSTPONED.

The City Manager advised that Southern Engineering Company had submitted a bid of \$1,564.14 for furnishing steel parts for the proposed bridge over Sugaw Creek. Councilman Atkins moved that the matter be postponed. Motion seconded by Councilman Hovis and carried.

PAYMENT AUTHORIZED TO COLEMAN ROBERTS FOR SALE OF AUTOMOBILE STICKERS FOR 1943.

Upon motion of Councilman Ward, duly seconded by Councilman Bullard, payment of \$27.65 was authorized to be made to Coleman Roberts, of the Carolina Motor Club, as commission on the sale of automobile stickers for the year 1943, same to be paid from the Emergency Fund.

AUTHORIZATION OF ADDITIONAL COST FOR IMPROVING, CULVERT, GRADING, FERTILIZING AND SEEDING ELMWOOD CEMETERY, BETWEEN ENTRANCE BRIDGE, BETWEEN WEST SIXTH STREET AND SECTION "G"-ANNEX.

Councilman Hovis moved that \$1,966.01 be authorized from the Cemetery Sinking Fund to cover cost of improvements, culvert, grading, fertilizing and seeding Elmwood Cemetery, below entrance bridge, between West Sixth Street and Section "G"-Annex, which is in addition to the \$4,964.19 authorized for this purpose on October 20th from the Emergency Fund. Motion seconded by Councilman Daughtry and carried.

REPORT ON APPRAISAL AND OPTIONS BY S. B. MCLAUGHLIN ON NORTH CEDAR STREET PROPERTIES.

The City Manager presented the following report from Mr. S.B. McLaughlin, who was authorized on November 4th to make appraisal of, and secure options on, certain properties on North Cedar Street:

SUMMARY OF APPRAISALS

228-30 N. Cedar Street, appraisal	\$ 2,650.00
222-24 N. Cedar Street, appraisal	1,600.00
218-20 N. Cedar Street, appraisal	2,150.00
214-16 N. Cedar Street, appraisal	1,850.00
212 N. Cedar Street, appraisal	360.00
Total	<u>\$ 8,610.00</u>

SUMMARY OF OPTIONS

228-30 N. Cedar Street, option	\$ 3,500.00
222-24 N. Cedar Street, option	1,750.00
218-20 N. Cedar Street, option	2,500.00
214-16 N. Cedar Street, option	2,500.00
212 N. Cedar Street, option	650.00
Total	<u>\$10,900.00</u>

The Mayor stated the report would be received as information.

REPORT FROM THE CHARLOTTE REAL ESTATE BOARD ON APPRAISAL OF OLD AUDITORIUM PROPERTY AND OLD WATER WORKS PROPERTY.

The following report from the Charlotte Real Estate Board was presented by the City Manager, covering appraisal of the Old Auditorium Property and Old Water Works Property, as requested by Council:

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Old Auditorium Property, at corner of East Fifth Street and North College Street, being the lot 123.85 feet by 88.98 feet by 124.9 feet by 89.16 feet, appraisal \$50,165.00.

Old Water Works Property, on North Graham and West Sixth Street;

- (1) Lot fronting 78 feet on West Fifth Street and 330.05 feet on North Graham Street, 85.61 feet on West Sixth Street, appraisal \$22,265.00.
- (2) Lot fronting 60.84 feet on West Sixth Street 100 feet deep on the west side and 108.25 feet deep on the east side, appraisal \$3,600.00

The Appraisers suggested that the Old Water Works Property be divided differently, and they made the following appraisal on that basis:

- (1) Lot fronting 78 feet on West Fifth Street and 230 feet on North Graham Street, outlined by red lines on blue print and indicated by letter "A", appraisal \$15,600.00
- (2) Lot fronting 100.05 feet on North Graham Street and 148.13 feet on West Sixth Street, outlined by red lines on blue print and indicated by letter "B", appraisal \$15,000.00.

Councilman Atkins moved that we accept these appraisals as information and for study. Motion seconded by Councilman Ward and carried.

COUNCIL COMMITTEE TO STUDY ADVISABILITY OF REQUESTING DEFERMENTS OF CITY EMPLOYEES.

The City Manager requested Council to determine, as a matter of policy, the desirability of applying for a replacement contract regarding occupational deferment with Selective Service Headquarters in Raleigh. Councilman Ward moved that we leave this in the hands of the City Manager and Departmental Heads. Motion seconded by Councilman Daughtry. Councilman Hovis made a substitute motion that a Committee of Council be appointed to make a study of the matter and report to Council, who in turn would decide whether deferments will be requested. Motion seconded by Councilman Atkins and carried.

SPECIAL OFFICER PERMITS GRANTED FOR RENEWAL.

Upon motion of Councilman Alba, seconded by Councilman Painter, and carried, special officer permits were renewed for one year for the following men for use on the premises of Federal Reserve Bank:

Ernest L. Kale	John F. Phifer
Cleveland Townsend	Odus H. Turner
Wade H. Vause	Edward H. Dellinger
Charles O. White	Fred F. Oates
	Edward H. Miller

TWO DAY CHRISTMAS HOLIDAY GRANTED CITY EMPLOYEES.

Councilman Alba moved that December 24th and December 25th be granted as a Christmas Holiday for city employees. Motion seconded by Councilman Ward and carried.

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PERMITS GRANTED TWELVE MEN TO OPERATE TAXICABS IN CHARLOTTE.

Upon recommendation of Chief Anderson, Councilman Albea moved that a permit be granted each of the following twelve men to operate a taxicab in the City of Charlotte for a period of one year. Motion seconded by Councilman Slye and carried:

Claud B. Bostian 501 N. Church St.	Lloyd C. Sutton 317 S. Poplar St.
J. W. Crawford 700 Bradford Drive	T. B. Sexton 412 E. Tremont Ave.
Robert F. Hill 1716 Cleveland Ave.	Jesse Lee Swann 120 Cottage Place
A. W. Kilpatrick 909 W. Trade St.	Thomas M. Steakley 709 N. Graham St.
R. G. L. Love 519 N. Graham St.	Charles D. Turner 531 N. Brevard St.
Harold Lee Earl Norwood 1308 E. 5th St.	Roger Kelly Salter 217 S. Cecil St.

PERMITS DENIED TWELVE MEN TO OPERATE TAXICABS IN CHARLOTTE.

Upon recommendation of Chief Anderson, Councilman Slye moved that permits to operate taxicabs in the City of Charlotte be denied the following twelve men. Motion seconded by Councilman Atkins and carried:

Harold L. Aughtry #6 Piedmont Courts	Leonard C. Reynolds 427 E. Trade St.
John W. Early 2925 Mt. Holly Road	G. J. Redmon 500 Herrin Ave.
Melvin Leroy Elliott, Jr. Route 4, Remount Road	L. L. Reynolds 1405 Camp Green St.
Paul J. D. McDonald 621 N. Brevard St.	James G. Sides 2718 Monroe Road
Occo Ritzel Perrell 513 N. Brevard St.	Lester C. Ware 518 E. 5th St.
Forrest Morris Plyler 1420 Nandina Ave.	Julius E. Weaver 123 E. Hill St.

DONATIONS TO STAGE DOOR CANTHEEN CHRISTMAS PARTY.

Councilman Ward presented \$15.00 to Mr. W. I. Bullard, Finance Chairman of the Stage Door Canteen Christmas Party for Soldiers, subscribed by City Officials and the Two Newspaper Reporters at the City Hall. The five visitors at the Council Meeting likewise donated \$5.00. Mr. Bullard expressed his deep appreciation for these funds.

COUNCIL RULES THAT RURAL BUSES MUST OPERATE FROM UNION BUS TERMINAL EFFECTIVE JANUARY 1, 1944.

Councilman Hovis advised the City Attorneys have ruled that Rural Buses are required under the State laws to operate from the Union Bus Station. Mr. Hovis stated that Union Bus Station Officials had advised they would arrange for Rural Bus Lines to operate from that point. He moved that the Bus Companies be ordered to cease operating from the present location in the first block of North Church Street, and that the time be extended for such change to January 1, 1944 in order to give them time to make all arrange-

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ments necessary. Motion seconded by Councilman Daughtry and carried.

RESOLUTION STATING "THE RAVELLE PLAN" RELATIVE TO METHOD OF HANDLING THE DOG QUESTION.

Councilman Bullard presented the following resolution and moved its adoption. Motion seconded by Councilman Albea and carried:

WHEREAS, there has developed in Charlotte a widespread disagreement between groups of citizens concerning the so-called dog situation; and

WHEREAS, the City Council during the past months approved certain laws which it at those times thought best to control the situation; and

WHEREAS, the present City statutes are being criticized as unfair, too harsh and also not harsh enough; and supporters of both view point being honorable citizens and the Council wanting to find a procedure by which the rights of both groups will be protected, has weighed the problem from all angles.

NOW, THEREFORE, BE IT RESOLVED by the Council, that it stands ready to approve a procedure that will protect the rights of all citizens in this situation; it feels the situation calls for a clear policy, one that will protect the rights of all citizens and receive the support of all citizens, therefore

BE IT FURTHER RESOLVED that the Council requests the Mayor to appoint a committee of six persons, one representing the Dog Owners, a second for the Non-Dog Owners, a Veterinarian, a representative of the Police Department, and official of the Humane Society and a representative of the City Council to make a thorough study and suggest to the Council the proper legal procedure, new laws, or changes or proper method of enforcement of existing laws, to protect the rights of all citizens.

Whereupon, Mayor Baxter appointed the following Committee: Mr. Tom Revelle, representing the Dog Owners, Mr. Tom Franklin, for Non-Dog Owners, Dr. R. H. Parker, for Veterinarians, Chief Anderson for the Police Mrs. Carol H. Wright, for the Humane Society and Councilman A. Z. Price for the City Council.

RESOLUTION WITH REGARD TO INDEBTEDNESS OF BLYTHE BROS. COMPANY FOR WATER SERVICE CONSTRUCTION IN PIEDMONT COURTS.

The following resolution was presented by Councilman Atkins, who moved its adoption. Motion seconded by Councilman Albea and carried:

WHEREAS, during the period from April 1940 to August 1940, the City installed certain water taps and meters in the buildings known as Piedmont Courts, erected for the Charlotte Housing Authority upon application therefor made by Blythe Bros. Company, a contractor; and

WHEREAS, there is a balance due on said account according to the records of the Water Department in the amount of \$441.48; and

WHEREAS, Blythe Bros. Company denies that it owes said amount but in lieu thereof admits owing the sum of \$50.00 and agrees to pay said sum of \$50.00 in full and complete payment of its account; and

WHEREAS, more than three years has elapsed since said work was done and said account arose and the collection of said account is therefore barred by the three years statute of limitations,

NOW, THEREFORE, BE IT RESOLVED that the City accept the payment of \$50.00 from Blythe Bros. Company in full and complete payment of said account.

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INVITATION EXTENDED TO COUNCILMEN TO ATTEND CHRISTMAS PARTY FOR CITY EMPLOYEES.

Mayor Baxter extended an invitation to the Councilmen, and their wives, to attend the party for City Employees at the Armory-Auditorium on December 16th. Councilman Price moved that the invitation be accepted, which motion was concurred in by all of the Council present.

CEMETERY DEEDS APPROVED FOR TRANSFER.

Councilman Albea moved that the following cemetery lots be approved for transfer. Motion seconded by Councilman Daughtry and carried:

H. G. and Lillian McKinney, West Half of Lot No. 57, in Section A-Annex, in Elmwood Cemetery, at \$70.00.

Perpetual Care on above listed lot, \$50.00.

Helen, Carolyn K. and Haviland Smith, Lots No. 136 and 137, in Section "X", Elmwood Cemetery, at \$394.10.

Perpetual Care on above listed lots, \$337.80.

ADJOURNMENT.

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

Lillian R. Goffman
City Clerk