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The regular weekly meeting of the City Council was held in the Council Chamber, City Hall, at 4:00 o'clock P. M., Wednesday, May 29, 1940, with Mayor Douglas presiding, and Councilmen Baxter, Britt, Hovis, Little, Hudson, Huntley, Nance, Sides, Ward and Wilkinson being present.

Absent: Councilman Albea.

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MINUTES OF PREVIOUS MEETING READ AND APPROVED.

On motion of Councilman Huntley, seconded by Councilman Little, the minutes of the meeting of May 22nd. were approved as read.

CONTRACT FOR 30,000 FEET WROUGHT IRON PIPE.

On motion of Councilman Ward, seconded by Councilman Hudson, the Mayor and Clerk were authorized to sign a contract with the Hajoca Corporation for 30,000 feet of 3/4" Wrought Iron Pipe, 2000 feet of 1" and 500 feet of 1-1/4" to be used by the Water Department, at a net delivered price of \$3,481.20.

Other bids received on this material were as follows:

Grinnell Company	\$3,483.90
American Hardware & Eqp. Co.	3,514.23
Horne-Wilson, Inc.	3,514.23
Crane Company	3,514.23
Textile Mill Supply Co.	3,514.23
Kline Iron & Metal Co.	3,514.23

ADDITIONAL APPROPRIATION FOR ALTERATIONS AT ARMORY-AUDITORIUM.

The City Manager reported that the changes required by the National Guard Units at the Armory-Auditorium will cost, according to estimate, \$1,566.40. He stated that this is the estimate for building two brick vaults with lock vault doors; two large steel truck doors with locks; welding all bolts holding bars over windows; installing two showers on the first floor and repairs to Officers quarters. The amount appropriated by the Council on May 8th. was \$750.00. It will therefore require an additional appropriation from the Emergency Fund of \$816.40 to make the necessary improvements for the National Guard Units.

On motion of Councilman Wilkinson, seconded by Councilman Little, the amount of \$816.40 is to be transferred from the Emergency Fund to this account.

RENEWAL OF LEASE WITH UNITED STATES DEPARTMENT OF AGRICULTURE FOR SPACE OCCUPIED BY WEATHER BUREAU AT THE MUNICIPAL AIRPORT.

The City Manager reported receipt of a letter from the United States Department of Agriculture regarding renewal of lease for space occupied by the Weather Bureau at the Municipal Airport, from July 1, 1940 to June 30, 1941, and on motion of Councilman Huntley, seconded by Councilman Hovis, the renewal of this agreement, dated June 28, 1939, was unanimously approved by the Council.

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ACCEPTANCE OF COMPLETED HOSPITAL BUILDINGS.

Mr. Marshall advised the Council that he was in receipt of a letter from Mr. W. W. Hook, Architect for the Charlotte Memorial Hospital, in which Mr. Hook stated that the work performed by the J. J. McDevitt Company, Tompkins-Johnston Company, Austin Electric Company, Otis Elevator Company and Westinghouse Electric Elevator Company, in connection with the construction of the Hospital has been completed in accordance with the requirements of the drawings and specifications and that Mr. Hook recommended that the City accept the work. It was, therefore, the City Manager's recommendation that the Council formally accept the work performed by these contractors and the Hospital Board be notified that this part of the project is being turned over to them, effective immediately.

On motion of Councilman Hovis, seconded by Councilman Wilkinson, the recommendation of the City Manager in the above was unanimously approved by the Council.

PURCHASE OF BONDS FOR SINKING FUND ACCOUNT.

On motion of Councilman Sides, seconded by Councilman Huntley, the City Treasurer was authorized to purchase 1- \$1,000.00 Columbus County Road and Bridge Bond, due 5-1-41, to yield  $1\frac{1}{2}\%$ ; 1- \$1,000.00 Lenoir County Road Improvement Bond, due 6-1-41, to yield 2.25%; both purchases subject to the approval of the Local Government Commission.

CITY MAINTENANCE FOR VAIL AVENUE EXTENSION.

On motion of Councilman Huntley, seconded by Councilman Britt and unanimously carried, Vail Avenue, from Crescent Avenue to Dotger Avenue, was accepted for City maintenance.

CITY MAINTENANCE FOR WADE TERRACE, ALSO PENMAN STREET.

On motion of Councilman Hudson, seconded by Councilman Wilkinson and unanimously carried, the City took over for maintenance Wade Terrace, between Hill and Stonewall Streets; also Penman Street, from Graham Street, approximately 225 feet west.

FOUNTAIN VIEW TAKEN OVER FOR MAINTENANCE BY CITY OF CHARLOTTE.

Upon request of the Charlotte Memorial Hospital Association, and on motion of Councilman Little, seconded by Councilman Hovis and unanimously carried, Fountain View, from its present end to Scott Court, a distance of approximately 150 feet, was taken over for City maintenance.

SPECIAL POLICE OFFICER PERMITS GRANTED.

Mr. Marshall reported the following requests for Special Officer permits had been received:

Permit for J. L. Thomason, by Charlotte Park and Recreation Commission for use at Independence Ball Park diamond.

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Permit for E. M. Puckett, by Goode Construction Company, for use at Fairview Homes Housing Project.

Permit for H. L. Timmons, Jr., by Great Atlantic & Pacific Tea Co., for use at their Warehouse on West Hill Street, and

Permit for M. A. Eastwood, for use at the Armory at wrestling matches sponsored by Mr. Crockett, and any dances at which his services are requested.

All of the above permits were approved by the Chief of Police.

After some discussion regarding the permit for M. A. Eastwood, which was requested by himself, Councilman Wilkinson made a motion that all of the above permits be granted with the exception of the one for M. A. Eastwood. This motion seconded by Councilman Sides and unanimously carried.

CONTRACT FOR 8-INCH SANITARY SEWER TRUNK LINE THROUGH PROPERTY OF INDEPENDENCE TRUST CERTIFICATE FUND (H. M. WADE).

Trustees of the Independence Trust Certificate Fund having requested installation of an 8-inch sanitary sewer trunk line through their property, beginning at the City's Sugar Creek Outfall, as shown on a map made by W. J. Dickson, C.E., January 1939, on file in the City Engineer's office, Charlotte, N. C., with an agreement to be signed that the Trustees' shall furnish all right-of-way necessary for the construction and maintenance of this sewer, and if and when as many as a total of sixteen (16) houses are built within the City and served by direct connections to this sewer main, or indirectly by connections through lateral or branch sewer lines, the City will pay to the Trustees the sum of \$3,015.26, the estimated cost of the sewer main; Councilman Hovis made a motion that the Mayor and Clerk be authorized to execute the said agreement on the part of the City of Charlotte, which was seconded by Councilman Huntley and unanimously carried.

SUGGESTED IMPROVEMENTS FOR CITY OF CHARLOTTE IN THE FUTURE PRESENTED TO THE CITY COUNCIL BY THE RETIRING CITY MANAGER, MR. J. B. MARSHALL.

Mr. J. B. Marshall, City Manager, who is retiring from office on June 1st., presented to the Council a letter outlining a program of improvements for the future, which he stated was not being presented as recommendations but certain features of these suggestions had been planned and carried in his head for some time and he felt that he should leave them with the Council for their guidance.

This outline set forth the need for a program of street improvements, enlargement of the incinerator, the erection of uniform street signs, the need for expansion of the sewage disposal plants, and a number of other items. When asked as to the most urgent of these needs, Mr. Marshall stated that he felt that the street work and expansion of the incinerator were the most pressing ones at the present time.

Mayor Douglas expressed to Mr. Marshall on behalf of the Council, appreciation for this report.

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REPORT OF COMMITTEE ON OFFER MADE FOR LAND ADJOINING SUGAR CREEK DISPOSAL PLANT.

Councilman Ward, as a member of the committee appointed to investigate the offer made some time ago by Mr. E. S. DeLaney for his client, P. D. Burks, to purchase 35.45 acres of land adjoining the Sugar Creek Disposal Plant, reported that this committee, consisting of himself, Councilmen Nance and Hudson, had made an investigation of the offer of \$1000.00, which averaged about \$30.00 per acre for this land, whereas it was discovered that the City of Charlotte had paid \$45.00 per acre for it, and it was therefore the recommendation of the committee that this offer be refused, which Councilman Ward put in the form of a motion; seconded by Councilman Little and unanimously carried.

ORDINANCE FOR LIBERALIZED SUNDAY LAWS PRESENTED.

Councilman Baxter presented at this time, since ten members of the Council were present, a ordinance proposing to allow the operation of moving picture theatres on Sunday, as requested by a delegation of citizens several weeks ago. The proposed ordinance was read by Councilman Baxter, who moved its adoption, and this motion was seconded by Councilman Little but when put to a vote of the Council failed to carry on the following vote:

AYE: Councilmen Baxter, Ward, Little and Hovis

NAY: Councilmen Britt, Sides, Nance Huntley, Hudson and Wilkinson.

Councilman Baxter then moved that the City Attorney be instructed to draft an ordinance which would close all businesses on Sunday with the exception of those absolutely necessary. This motion was seconded by Councilman Ward and lost on a five affirmative vote, one negative vote and four not voting.

EXPRESSIONS OF REGRET ON RESIGNATION OF MR. MARSHALL AS CITY MANAGER.

At this time Councilman Baxter stated he wished to take this opportunity to express the pleasure he had had in working with Mr. Marshall and Mayor Douglas stated that he felt that that expressed the sentiment of the entire body and that he had made a fine record and he wished him well in his new venture. Also, that the rumors circulated regarding Mr. Marshall being forced to resign were absolutely groundless and that he wished the press to carry that statement.

Mr. Marshall replied by saying that he regretted to sever his connections but felt that he should establish himself in private business, at this time; also that he felt that five years was a long time to serve and that perhaps a change would be beneficial to all concerned.

CEMETERY DEEDS.

On motion of Councilman Hovis, seconded by Councilman Little, the following cemetery deeds were approved:

Mrs. Annie Rucker, Lot No. 193, Section "Y", Elmwood	\$35.00
Mrs. John R. Bumgardner, Lot No. 13, Section "Z" "	35.00
The Heirs of J. O. Bell to R. S. Hutchison, S $\frac{1}{2}$ Lot 7 "L"	1.00

ADJOURNMENT. On motion of Councilman Baxter, the meeting adjourned.

*Alvin B. M. Powell*