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The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p. m., on Wednesday, May 9, 1945, with Councilmen Albea, Baker, Bullard, Cope, Hovis, Painter, Price and Slye present.

Absent: Councilmen Atkins, Daughtry and Ward.

MINUTES APPROVED.

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

REQUEST DENIED TO DISCHARGE WASTE FROM LAUNDRY AT 1305 EAST BOULEVARD INTO CITY SEWERAGE SYSTEM.

The request of Mr. Belvieu at the last Council Meeting to discharge waste from his laundry at 1305 East Boulevard into the City Sewerage System which was referred to the Water Department was reported on by Mr. W. E. Vest, Superintendent, who stated his objection to granting the request was based upon the ordinance in effect which prohibits the discharge of such waste into the city sewerage system. Mr. Vest presented each Councilman with a copy of the ordinance. Whereupon, Councilman Baker moved that the request be denied. Motion seconded by Councilman Painter, and unanimously carried.

ADOPTION OF RESOLUTION REGARDING APPEAL IN THE CASE OF THE CITY VS. SOUTHERN RAILWAY.

The following resolution was presented by the City Manager:

RESOLVED that the City Attorneys be, and they are, instructed not to take and prosecute an appeal to the Circuit Court of Appeals from the adverse decision of Judge E. Y. Webb in the case of City vs. Southern Railway involving the cost of building the North Graham Street bridge.

Councilman Baker moved the adoption of the resolution. Motion seconded by Councilman Price, and unanimously carried.

REPORT FROM CITY ATTORNEYS RECEIVED AS INFORMATION REGARDING PROHIBITING ACTIVITIES OF JEHOVAH'S WITNESSES AND LIKE ORGANIZATIONS IN PUBLIC PLACES.

The City Manager presented a letter from the City Attorneys regarding the request of the Optimist Club that Council prohibit the use of public auditoriums and the sale and distribution of literature on the public streets to Jehovah's Witnesses and like organizations, which matter was referred to the City Attorneys at the last Council Meeting. The City Attorneys letter stated such action by Council would not be constitutional. Councilman Albea moved that the letter from the City Attorneys be received as information. Motion seconded by Councilman Price, and unanimously carried.

CONTRACT FOR GASOLINE WITH STANDARD OIL COMPANY OF NEW JERSEY AUTHORIZED.

Councilman Price moved that contract with Standard Oil Company of New Jersey be authorized for 14,370 gallons of gasoline at a cost of \$2,316.00. Motion seconded by Councilman Albea, and unanimously carried.

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CONTRACT FOR TRAFFIC SIGNAL CONTROL CABLE AUTHORIZED WITH GENERAL ELECTRIC SUPPLY CORPORATION.

Councilman Albea moved that contract be awarded the low bidder, General Electric Supply Corporation, for 5,000 feet of No. 14 and 2,000 feet of No. 12 Conductor Traffic Signal Control Cable, at a net delivered price of \$900.00. Motion seconded by Councilman Painter, and unanimously carried.

CONTRACT FOR CRUSHED STONE AWARDED CONCRETE SUPPLY COMPANY.

Councilman Bullard moved that contract for crushed stone, estimated at 225 tons No. 9, 110 tons No. 7 and 105 tons No. 2, be awarded the low bidder, Concrete Supply Company, at an estimated cost of \$714.35. Motion seconded by Councilman Price and unanimously carried.

CONTRACT FOR PORTABLE ELECTRIC GENERATOR AWARDED ELECTRICAL PRODUCTS CONSOLIDATED, AND FUNDS FOR PAYMENT THEREOF APPROPRIATED FROM THE EMERGENCY FUND.

Councilman Albea moved that contract be awarded Electrical Products Consolidated, for a portable electric generator, at a price of \$375.00 f.o.b. Seattle, Washn, and that \$400.00 be appropriated from the Emergency Fund to cover price and freight. Motion seconded by Councilman Price, and unanimously carried.

AUTHORIZATION GIVEN TO RAISE BID ON PROPERTY AT 115-17 SOUTH BREVARD STREET (TAX SUIT NO. 406).

Councilman Baker moved that the City raise the bid to \$5000.00 on property located at 115-17 South Brevard Street (being Tax Suit No. 406) which was bid on by L. H. Stanton for \$3,750.00 at the tax foreclosure sale on May 8, 1945. Motion seconded by Councilman Price, and unanimously carried.

CEMETERY DEEDS APPROVED FOR TRANSFER.

Councilman Price moved that the following cemetery deeds be approved for transfer:

- W. J. Summey and wife Elizabeth W. Summey, Lot 28, Section Z, Elmwood Cemetery, at \$35.00.
- B. H. Hayes and wife Frances W. Hayes and W. J. Summey and wife Elizabeth W. Summey, Lot 29, Section Z, Elmwood Cemetery, at \$35.00.
- William Alfred Miller, Mr. and Mrs. I. Randolph Carrington and Mr. and Mrs. Hugh G. Murray, Lot 27, Section A-Annex, Elmwood Cemetery, \$144.55.
- Perpetual Care Deed on above Lot 27, Section A-Annex, Elmwood Cemetery, \$103.25.
- Dector W. Z. Bradford, North Half Lot 123, and South Half Lot 124, Section X, Elmwood Cemetery, \$140.00.
- Perpetual Care Deed on above Lots North Half #123 and South Half #124, Section X, Elmwood Cemetery, \$120.00.
- E. H. Brown and wife, Bessie Cruse Brown, Lot No. 46-B, Section X, Elmwood Cemetery, \$72.10.
- Perpetual Care Deed on above Lot No. 46-B, Section X, Elmwood Cemetery, \$61.80.

ADJOURNMENT.

Upon motion of Councilman Baker, seconded by Councilman Price, the meeting was adjourned.

Lillian R. Hoffman
City Clerk