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The regular meeting of the City Council was held in the Council Chamber, City Hall, on Wednesday, November 10, 1937, at 4:00 o'clock p. m., with Mayor Douglas presiding, and Councilmen Albea, Baxter, Durham, Griswold, Hovis, Hudson, Huntley, Little, Nance, Sides and Wilkinson being present.

Absent: None.

APPROVAL OF MINUTES PREVIOUS MEETING.

On motion of Councilman Albea, seconded by Councilman Wilkinson, the minutes of the November 3rd. meeting were approved as read.

CONTRACT FOR ARMORY CONCESSIONS WITH RED SHIELD BOYS' CLUB RENEWED.

A delegation from the Civitan Club, with Mr. A. W. Lawing acting as spokesman, appeared before the Council, asking that the contract for concessions at the Armory-Auditorium be renewed for the following year; these concessions being handled for the benefit of the Red Shield Boys' Club. Mr. Lawing stated that \$2400.00 was turned over to the Salvation Army this past year from the profits of this work and asked that two minor changes be made in this contract, namely: That under Article #3, which reads: "That a price of not over fifteen cents per bottle be asked for in the sale of cold drinks, without consent of the City of Charlotte", that this be changed to allow them to charge twenty cents per bottle for beer; that at the price of fifteen cents they only make fifteen or twenty cents on an entire case, since they have to pay a man to have charge of same and since the law requires that they must employ boys over eighteen years of age and very few boys of that age are available in the Club. He also asked that under Article #4 that they be allowed to use both booths for the sale of cold drinks; this article at present limiting them to the use of the booth on the north side only and from the designated room on the second floor.

Councilman Albea opposed the charging of twenty cents for beer. Thereupon, Councilman Wilkinson, seconded by Councilman Durham, moved that the Council renew this contract and include in it permission to use the other booth but the price of drinks to remain just as they are.

Councilman Griswold made a substitute motion that they be allowed to charge 10-cents for CoCa-Cola and 20-cents for beer. Motion seconded by Councilman Hovis. Councilman Albea again voiced strong opposition to this motion. The following vote was recorded on the substitute motion:

For: Councilmen Griswold, Hovis, Huntley, Little and Wilkinson.

Against: Councilmen Albea, Baxter, Durham, Nance and Sides.

Councilman Hudson not voting, this made a tie and the Mayor cast his vote for the motion, which carried.

Councilman Hudson then stated that he would like to move that this matter be referred to the Building Committee for further consideration, but Councilman Griswold, who is Chairman of the Building Committee, stated he felt this was not necessary as he was satisfied with the matter as it is at present.

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VISIT OF SENATOR R. R. REYNOLDS TO THE COUNCIL.

At this time the meeting was interrupted by the appearance of Senator R. R. Reynolds and party, and the Mayor declared a ten-minute recess. After greeting each member of the Council Senator Reynolds made a brief talk on his recently completed trip through a large number of States, in each of his speeches advertising North Carolina and its many resources.

A brief talk was also made by Senator Reynold's Secretary, Mr. Wesley McDonald.

CONTRACT FOR ARMORY CONCESSIONS AGAIN TAKEN UP.

After the departure of the Senator, business was again resumed, and when it was brought out that Councilman Griswold's motion did not cover the renewal of the contract, Councilman Wilkinson, seconded by Councilman Durham, again moved that the contract be renewed including the provisions contained in the substitute motion. This motion carried.

REQUEST FOR RELEASE OF BOSTIC PROPERTY.

Judge Wade H. Williams appeared before the Council with regard to the Bostic property on the Steel Creek Road, asking that the City release another piece of this property, consisting of about one and one-quarter acres, upon the payment of \$100.00.

It was the recommendation of the Real Estate Committee that this property not be released unless \$167.00 back taxes and interest, plus \$150.00 on principle, or a total of \$317.00 be paid. Judge Williams stated that he didn't think his client would be able to do this and he was asked to get a concrete proposition from his client as to just what he would be able to do and bring it back to the Council.

Judge Williams then asked that the Real Estate Committee make up a proposition for the release of each of these lots for use hereafter in order that he will not have to appear before the Council each time.

STREET ASSESSMENT ON PROPERTY OF MR. O. J. THIES.

Mr. O. J. Thies took up with the Council the matter of street assessment on his property at North Tryon and East 8th Street, stating that when 8th Street was widened the City took 2.7 ft. belonging to him which he had not used, in order to square his building, and that he was now willing to give the City a quit claim deed to this strip of land if they would cancel the street assessment on same, if this is approved by the Metropolitan Life Insurance Co., who hold a mortgage on the property.

Councilman Albea, seconded by Councilman Huntley, moved that the matter be referred to the City Manager and City Attorney to work out and report back at the next meeting.

Mr. V. J. Guthery, who was a member of the Council at the time this street was widened, appeared with Mr. Thies and explained that at the time this land was taken, which was under the Wilson administration, the matter, as he recalled it, was referred to the City Attorney and did not come up before the Council again after that.

HOLIDAY FOR ARMISTICE DAY DECLARED.

As is the usual custom, on motion of Councilman Albea, seconded by Councilman Sides, Thursday, November 11th., Armistice Day, was declared a holiday for all City employees who could be away from their duties.

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CONTRACT FOR FERRIC CHLORIDE.

The City Manager reported that only one company submitted a bid on one car of Ferric Chloride for the Filtration Plant, this being the bid of the American Cyanamid & Chemical Corp., with a price of \$1,680.00 on 20 tons of Anhydrous Ferric Chloride 98%, and an alternate of \$1,180.00 on 60%. The Chemist in charge of the Filter Plant recommended the purchase of the Chloride at 98%, as it will prove more economical, and on motion of Councilman Hudson, seconded by Councilman Wilkinson, the Mayor and Clerk were authorized to sign the contract with the American Cyanamid & Chemical Corporation for this material, at the price of \$1,680.00.

REPAIRS TO ELECTRIC MOTOR AT CATAWBA STATION.

On motion of Councilman Griswold, seconded by Councilman Hudson and carried, the Mayor and Clerk were authorized to sign a contract with the Armature Winding Company for an emergency repair on two motors at the Catawba Station and at Vest Station, amounting to \$414.61.

RIGHT OF WAY AGREEMENT WITH SOUTHEASTERN COMPRESS & WAREHOUSE COMPANY.

On motion of Councilman Wilkinson, seconded by Councilman Albea and carried, the Mayor and Clerk were authorized to sign the right-of-way agreement with the Southeastern Compress & Warehouse Company for 20-inch water line across their property in the vicinity of North Brevard and 18th. Streets.

INVOICE OF WESTERN UNION TELEGRAPH COMPANY FOR LOWERING WIRES AT MUNICIPAL AIRPORT APPROVED PROVIDED LEGAL.

The City Manager presented an invoice from the Western Union Telegraph Company for lowering wires in the vicinity of the Municipal Airport, amounting to \$290.10.

Councilman Hovis made a motion that this invoice be paid, which was seconded by Councilman Albea, with the proviso that it will be legal. Motion carried.

WEST 4TH STREET EAST OF SUMMIT AVENUE TAKEN OVER FOR CITY MAINTENANCE.

On motion of Councilman Albea, seconded by Councilman Huntley and carried, West 4th. Street, east of South Summit Avenue, was to be taken over for City maintenance. The estimated cost of doing this was \$159.50.

USE OF ARMORY FOR HIGH SCHOOL BOXING GRANTED.

A request having been received from Mr. Bob Allen, Director of Physical Education, Central High School, for permission to use the Armory-Auditorium for boxing matches for the City schools, and for boxing and basket-ball practice, under the same conditions as last year; viz: \$5.00 for each commercial entertainment, with reservations subject to cancellation on proper notice, the City Manager advised that this would not conflict with the date granted the Y.M.C.A. Thereupon, Councilman Hovis moved that this request be granted, which motion was seconded by Councilman Huntley and unanimously carried.

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SUIT OF PLANT FOOD COMPANY VS. CITY OF CHARLOTTE.

Mr. Marshall reported receipt of notice of suit of the Plant Food Company in connection with the contract for sludge at the Sewage Disposal Plant. The amount of the suit is \$12,284.00 and their Attorneys are Cochrane & McClenegahn. This was referred to the City Attorney.

SUIT OF M. F. HESS VS. CITY OF CHARLOTTE

Notice of suit of M. S. Hess for \$1,000.00 for alleged injuries received from tripping over a meter box on West 12th. Street, was also reported by the City Manager.

APPROPRIATION OF \$2000.00 FOR DRAINAGE OF CREEKS WITHIN THE CITY OF CHARLOTTE

Councilman Wilkinson reported with reference to matter of Drainage referred to the Public Works Committee at the last meeting, that this committee had met with the County Commissioners and the Drainage Commission and it was the recommendation of the committee that the City Council set aside from the Contingent Fund \$2000.00 to be used along with the \$2000.00 to be paid by the County Commissioners of Mecklenburg County and the \$2000.00 by the Drainage Commission, if and when the project has been approved by the W.P.A. to furnish the labor.

Councilman Wilkinson, seconded by Councilman Albea, then moved that this recommendation be approved and that the City Manager sign the application to the W.P.A. for the project. Motion unanimously carried.

INVITATION TO ATTEND UNVEILING OF MONUMENT AT COURT HOUSE.

Councilman Wilkinson, extended on behalf of the Chairman of the County Commissioners, an invitation to the Council to attend the unveiling of a monument in front of the Court House at 11:00 o'clock a.m., Thursday, November 11th.

REPORT OF INSURANCE COMMITTEE.

Councilman Durham stated that the Insurance Committee appointed to go into the matter of the City's insurance, recommends to the Council that this insurance be handled through the Insurance Exchange, as last year, which is satisfactory to all insurance agents in Charlotte, the distribution to be handled by a committee of three insurance men, two appointed from stock and one from mutual companies and pro rated, all agencies participating in it.

Councilman Durham, seconded by Councilman Wilkinson, moved that this recommendation be accepted, which motion was carried unanimously.

Councilman Durham then recommended that the automobile liability be raised from the 15-30 limit to the 25-50 limit, which will cost very little more to carry. The Mayor suggested that the insurance committee continue to work until this matter has been decided, and on motion of Councilman Durham, seconded by Councilman Sides and carried, this was done.

*See minutes of Dec. 5th
For correction re: Insurance -
A. W. M. C.*

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CEMETERY DEEDS.

On motion of Councilman Sides, seconded by Councilman Albea, a deed for Lot No. 57, Section "S", in Elmwood Cemetery, was ordered issued in the name of Charlotte Lodge of Perfection, this lot having been sold in September 1922 but no deed issued.

On motion of Councilman Huntley, seconded by Councilman Albea, the following transfers and perpetual care agreement were approved:

From Mrs. Nettie Elmore Wearn, to Arthur H. Wearn and wife, Lily S. Wearn, and James S. Wearn and wife, Pauline Birch Wearn, the South Half of Lot No. 33, in Section "S".....\$1.00

From Mrs. Nettie Elmore Wearn to Mrs. Cecilia Wearn Holmes, N. E. 1/4 of Lot No. 33, Section "S"..... 1.00

New deed to be issued to Mrs. Nettie Elmore Wearn, widow of C. G. Wearn, for the N. W. 1/4 of lot being retained by her.

Perpetual care agreement to Miss Rose T. Gallagher on Lot No. 81, N. 1/2, Section "M", Elmwood Cemetery..... \$72.00

ADJOURNMENT.

On motion of Councilman Albea, seconded by Councilman Nance, the meeting adjourned.

Alice B. McConnell
City Clerk