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The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4:00 o'clock P. M., Wednesday, August 26, 1936, with Mayor Douglas presiding, and the following Councilmen present: Albea, Baxter, Durham, Hovis, Hudson, Huntley, Nance, Tipton and Wilkinson.

Absent: Councilmen Boyd and Sides.

MINUTES OF AUGUST 18TH. MEETING NOT READ.

On motion of Councilman Albea, seconded by Councilman Huntley the reading of the minutes of August 18th. were deferred until next meeting.

DEMONSTRATION OF PARKING METER.

Mr. Elbert Foster, Attorney, introduced Mr. W. C. Deaton, local representative of the Park-O-Meter Company, and also presented a petition from a number of local merchants recommending the installation of parking meters in the shopping district.

Mr. Deaton briefly outlined the merits of his particular meter and offered to place a number of these meters in the congested business district on a 60-90- or 120 day trial, and if at the end of the trial period the City does not desire to purchase, they will be taken out without cost to the City and the streets fixed and that the City will be given 25% of the money taken in during the trial period.

No action was taken on this matter by the Council at this time.

PROPOSED TAXICAB ORDINANCE SUBMITTED BY ATTORNEY H. L. TAYLOR.

Mr. H. L. Taylor, attorney, appeared before the Council with a proposed ordinance which he had drafted, to take care of the Dime Taxicab situation; the insurance company now insuring them having served notice of cancellation of all policies as of August 31st.

This proposed ordinance was submitted to the City Attorneys for their approval.

BIDS ON UNIFORMS FOR FIRE AND POLICE DEPARTMENTS AND MOTOR TRANSPORT DIVISION.

The City Manager reported that bids were received August 25th. on Uniforms for the Fire and Police Departments and the Motor Transport Division.

Bids covering Uniforms for the Fire Department were as follows:

Elliott & Fink, Bid #2	\$2,954.85
Elliott & Fink, Bid #1	3,189.90
Efird's Dept. Store, Bid #3	3,221.55
Belk Bros. Company	3,277.11
Efird's Dept. Store, Bid #2	3,416.25
Charlotte Mercantile Co.	3,483.45
Martin's Dept. Store	3,742.48
Efird's Dept. Store, Bid #1	3,860.40

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Bids on Uniforms for the Police Department were as follows:

Elliott & Fink, Bid #2	\$2,927.20
Belk Bros. Company	3,014.93
Elliott & Fink, Bid #1	3,064.45
Efird's Department Store, Bid #2	3,141.80
Efird's Department Store, Bid #3	3,158.55
Charlotte Mercantile Company	3,249.10
Efird's Department Store, Bid #1	3,329.00
Martin's Department Store	3,646.91

Mr. Marshall stated that the No. 2 bid of Elliott and Fink was not on specifications and should be rejected, but that they offered a discount of 1% on their No. 1 bid if awarded the contract for both fire and police uniforms, making their combined bid \$6,191.81, which is lower than any other combination and recommended that contract be awarded to Elliot & Fink for both police and fire department uniforms.

On motion of Councilman Hudson, seconded by Councilman Huntley and unanimously carried, the Mayor and Clerk were authorized to sign contract with Elliott & Fink for the Police and Fire Department Uniforms, at a combined price of \$6,191.81.

BIDS ON MOTOR TRANSPORT UNIFORMS.

Bids received for Uniforms for the Motor Transport Division were as follows:

Belk Brothers Company, Bid #1	Not complete
Belk Brothers Company, Bid #2	\$ 963.30
H. D. Lee Mercantile Company	1,003.20

On motion of Councilman Albea, seconded by Councilman Durham, contract was awarded to Belk Brothers Company, at a price of \$963.30 and the Mayor and Clerk were authorized to sign the contract.

BIDS ON RAINCOATS

The following bids were received on Raincoats:

Efird's Department Store	\$ 330.00
Belk Brothers Company	330.00
Charlotte Mercantile Company	330.00
Martin's Department Store	330.00

All of the above bids were based on the same coat and in order to award the contract on a fair basis the four names were placed in a hat and drawn by the Mayor, Martin's Department Store being the name drawn.

Councilman Huntley then moved that the contract be awarded to Martin's Department Store and the Mayor and Clerk be authorized to sign the contract. Motion seconded by Councilman Wilkinson and carried unanimously.

CONTRACTS AWARDED ON MOTOR EQUIPMENT.

Bids were received on August 18th. for Motor Equipment, as follows:

Section 1 - 10 Passenger Cars:

Pettit Motor Company	\$7,810.00	
Less allowance trade-ins	<u>1,315.00</u>	
Net Price		\$6,495.00

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Section 2- 4 Automobiles:

Pettit Motor Company	\$2,888.00	
Less Allowance trade-ins	528.00	
Net Price		\$2,360.00

Section 3 - 4 Trucks:

Carolina Truck & Trailer Company (Diamond T. Trucks)	\$3,960.00
Norfleet Motors Company, Inc.	3,981.98
White Motor Company	4,182.68
Pyramid Chevrolet Company	4,200.00
White Motor Company	4,326.28
International Harvester Company	4,355.00
Pettit Motor Company	4,464.00
Mack International Motor Company	4,888.00
International Harvester Company	5,091.00

Section 4 - 1 Motor Driven Street Grader:

Rome Grader & Machinery Corp.	\$2,690.00
E. F. Craven Co. (Adams Grader)	2,700.00
Carolina Tractor & Equipment Co.	2,796.00
North Carolina Equipment Co.	2,850.00
Sims Implement Company	3,130.00

Section 5 - 1 Seven Ton Three Wheel Roller:

Contractors Service, Inc (Acme Rd. Mchy)	\$3,000.00
Carolina Tractor & Equipment Co.	3,088.00
North Carolina Equipment Company	3,517.00
Sims Implement Company	3,580.00
E. F. Craven Company	3,580.00

CONTRACT ON SECTION 1 AWARDED TO PETTIT MOTOR CO.

On motion of Councilman Tipton, seconded by Councilman Baxter and unanimously carried, contract on Section 1 above, 10 Passenger Cars was awarded to Pettit Motor Company, at the price of \$7,810.00, and that the Mayor and Clerk sign the contract.

CONTRACT SECTION 2 TO PETTIT MOTOR COMPANY.

Councilman Albea moved that 4 automobiles, Section 2, be purchased from the Pettit Motor Company, at \$2,888.00, and that the Mayor and Clerk sign the contract. Motion seconded by Councilman Hovis and unanimously carried.

CONTRACT SECTION 3 TO CAROLINA TRUCK & TRAILER COMPANY.

Councilman Huntley, seconded by Councilman Tipton, moved that contract on Section 3, 4 trucks, be awarded to the Carolina Truck & Trailer Company, at \$3,960.00, with the following vote taken:

For: Councilmen Huntley, Tipton, Baxter, Durham and Wilkinson.
Against: Councilmen Hovis, Albea, Nance and Hudson.

This not being a majority vote of six, the Mayor declared the motion lost.

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Councilman Hovis then moved that contract be awarded to the White Motor Company, at \$4,182.68. Motion seconded by Councilman Albea. The following vote on this motion was recorded:

For: Councilmen Hovis, Albea and Hudson
 Against: Councilmen Baxter, Durham, Huntley, Nance, Tipton and Wilkinson.

This motion lost. Whereupon, Councilman Hudson, seconded by Councilman Huntley, moved that the contract be awarded to the Carolina Truck & Trailer Company, with the following vote recorded:

For: Councilmen Hudson, Huntley, Tipton, Baxter, Durham and Wilkinson.
 Against: Councilmen Albea, Hovis and Nance.

This motion carried, and the Mayor and Clerk were authorized to sign contract with the Carolina Truck & Trailer Company.

CONTRACT SECTION 4 AWARDED TO E. F. CRAVEN COMPANY.

On motion of Councilman Hovis, seconded by Councilman Durham, the Mayor and Clerk were authorized to sign contract with E. F. Craven Company for 1 Motor Driven Street Grader at \$2,700.00. Mr. Marshall explained that this was not the low bidder but that he could find nothing about the equipment bid on, as there was none in use in the State.

CONTRACT ON SECTION 5 TO CAROLINA TRACTOR AND EQUIPMENT COMPANY.

On motion of Councilman Tipton, seconded by Councilman Baxter contract was awarded the Carolina Tractor and Equipment Company on 1 Seven Ton 3-Wheel Roller, at a price of \$3,088.00, and the Mayor and Clerk were authorized to sign the contract.

DIVISION OF BANK ACCOUNT.

Mr. Marshall, City Manager, explained that the present bank accounts of the City with the various banks are not proportioned properly, the amounts in the different funds having changed materially since this division was arrived at, and that after careful examination and discussion with the Banks, he recommended that the Treasurer be instructed to deposit the City funds in the various Banks in the following ratio:

American Trust Company	35 per cent
Commercial National Bank	25 " "
Union National Bank	20 " "
Charlotte National Bank	20 " "

He stated that this will be a more equitable distribution considering the capital stock and the taxes paid by the various Banks.

Councilman Albea moved that the City Manager's recommendation be complied with, which was seconded by Councilman Baxter and carried unanimously.

SWIMMING POOL PROGRAM.

The City Manager reported in connection with the Park & Recreation Commission's program for swimming pools, that it will be necessary for the City to assume 30% of the cost of this construction provided W.P.A. funds are to be obtained, and that on advice of the W.P.A. application is being prepared in series; the first application being for a swimming pool at Revolution Park, costing approximately \$100,000.00. The entire program would entail an expenditure of about \$200,000.00, of which the City's portion would be \$60,000.00.

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Mr. Marshall stated that there was a possibility that the City might not be legally allowed to issue bonds for this purpose, and that that inasmuch as the bond attorneys would have to pass on the bonds before they were sold anyway, he suggested that the City Attorneys go to New York to confer with Masslich & Mitchell, Bond Attorneys, regarding this.

Councilman Baxter made a motion that the City sponsor this project and appropriate the \$60,000.00 necessary as the City's 30%, provided that the bonds can be issued legally and provided, also, that the first pool be placed in Independence Park instead of in Revolution Park. Motion seconded by Councilman Hovis.

Councilman Durham stated he was not in favor of the project at all and that he was not prepared to vote.

The City Manager explained the necessity for haste in the matter if the City expects to benefit from the W. P. A., and explained the situation. A vote was then taken on Councilman Baxter's motion with all members present voting, ^{Ave} except Mr. Durham, who is recorded as not voting.

Thereupon, Councilman Baxter, seconded by Councilman Nance, moved that the City Attorneys go to New York to confer with the Bond Attorneys on the legality of the project. This motion carried.

Councilman Wilkinson asked to be recorded as voting for the project on the understanding that there will be no legal objections.

P. W. A. PAVING PROGRAM.

The City Manager reported that the original P.W. A. program has apparently collapsed and that it now appears that the City will not be able to obtain the 45% Grant on the contemplated paving program. He advised that certain rules and regulations laid down by the President indicate that any Grant received would be less than 15% of the entire construction, which would prove unprofitable to the City.

He discussed at length with the Council the advisability of proceeding with the paving of those streets for which full assessment petitions have been filed, which include Beatty's Ford Road, Oakland Ave., Wilmore Drive, East and West Kingston Ave., South Alexander Sreet, Moravian Lane, Camden Road, West Worthington Ave., Winter Street and perhaps others.

Councilman Baxter moved that the City proceed with the paving on the full assessment basis, as recommended by the City Manager. Motion seconded by Councilman Albea and unanimously carried.

REQUEST FOR DONATION TO GREEN PASTURES FUND.

Mr. Marshall presented a letter received by Mr. Armstrong from Mr. Grice, asking that the City donate the licenses received from concessions during the Green Pastures Rally, to the Green Pastures Fund. This matter was referred to the City Attorneys for ruling.

NOTICE OF SUIT OF MRS. ANN S. DRADDY.

The City Manager reported notice of suit of Mrs. Ann S. Draddy against the City of Charlotte, in the amount of \$5,000.00 had been received and referred to the City Attorneys for handling.

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REQUEST FOR CRIME DISPLAY REFUSED.

The City Manager presented a request from Mr. F. M. McCorkle to allow a display of certain collection of photographs and a lecture on crime, for which he states no tickets will be sold but that voluntary contributions will be received and that the license fee for such display be waived.

A similar request from Mr. McCorkle was presented to the Council on November 21, 1935 and at that time the Council refused to grant the tax exemption of \$5.00 per day.

Councilman Wilkinson moved that the action taken by the Council in November be sustained. Motion seconded by Councilman Huntley and unanimously carried.

IMPROVEMENTS ON ACADEMY STREET.

Mr. Marshall reported that a condition has developed on Academy Street, at the Norfolk & Southern Rwy. crossing, where mud is washing over the tracks, which might cause derailment of the train. This street was graded under a C.W.A. project but was not completed and never taken over by the City. It is estimated that the cost to provide necessary pipe and catch basins to remedy this condition will be \$352.00, and recommended that the work be done.

Councilman Albea, seconded by Councilman Wilkinson, moved that the City Manager's recommendation be complied with. Motion carried unanimously.

PURCHASE OF AUTOCLAVE STERILIZER FOR LABORATORY.

On motion of Councilman Hovis, seconded by Councilman Wilkinson and unanimously carried, contract for an Electrically Heated Sterilizer for the Laboratory was awarded to Winchester Surgical Supply Company, at a price of \$396.90. This bid was eight cents higher than the lowest bid but was a local concern, while the low bidder was not.

All bids received were as follows:

Hospital Import Corporation	\$396.82
Winchester Surgical Supply Co.	396.90
Charlotte Chemical Laboratories, Inc.	475.00

TAPPING CROSSES AND GATE VALVES FOR WATER DEPT.

On motion of Councilman Albea, seconded by Councilman Tipton and unanimously carried, the Mayor and Clerk were authorized to sign contract with the A.P. Smith Manufacturing Co. for 2 - 24x8" Tapping Crosses and 4 - 8" Gate Valves, for use in emergency repairs at the Filter Plant, at a price of \$358.00.

CHLORINATOR, AMMONIATOR AND DRY FEED MACHINE PURCHASED FROM WALLACE & TIERNAN COMPANY.

Councilman Wilkinson, seconded by Councilman Huntley, moved that the Mayor and Clerk sign contract with the Wallace & Tiernan Company for Chlorinator, Ammoniator and Dry Feed Machine for the Water Department, at the low bid of \$2650.00; bids having been received on August 25th. as follows:

Wallace & Tiernan Company	\$2650.00
Roberts Filter Mfg. Company	2735.00

Above motion unanimously carried.

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PURCHASE OF CITY OF CHARLOTTE 4-2/2% BOND FOR SINKING FUND.

On motion of Councilman Huntley, seconded by Councilman Hovis, the City Manager was authorized to purchase one City of Charlotte 4-1/2% Bond, maturing March 15, 1936, at \$106.70, to yield .0175%, for the Sinking Fund Account.

APPOINTMENTS.

The City Manager reported that Mr. R. H. Dagley had been employed as Plant Operator at Irwin Creek Disposal Plant, and that Mr. Milton Clapp, Jr., as Assistant Chemist in the Water Department.

RESOLUTION RELATIVE TO PURCHASE OF PROPERTY ON WEST SIXTH STREET.

The following Resolution was presented and on motion of Councilman Durham, seconded by Councilman Huntley, was unanimously adopted:

RESOLUTION

WHEREAS, the City of Charlotte through its Governing Body has decided to open and improve West Sixth Street from North Graham Street to North Cedar Street, the cost of the paving to be borne by the State Highway Commission, provided that the City of Charlotte will furnish the right-of-way, which it has agreed to do, and

Whereas, Mary Y. Keesler (widow), et als; and Charles Arey; and J. Luther Snyder are the owners of certain lots of land between North Pine Street and North Cedar Street in the proposed right-of-way for the opening of West Sixth Street, and

Whereas, the Governing Body of the City of Charlotte has negotiated for the purchase of the said respective pieces of property and an agreement has been reached between the City of Charlotte and Mary Y. Keesley, et als; and Charles Arey and J. Luther Snyder whereby these parties have agreed to convey parts of their respective properties to the City of Charlotte for this right-of-way. The amount agreed upon for the purchase of the Keesler property is \$3000.00; the Charles Arey property \$1000.00; and the Snyder property, \$11,000.00; and the Governing Body of the City of Charlotte, after an examination and appraisal of the said respective properties has decided and found as a fact that the above amounts are fair and reasonable prices for the said properties and that it is more expedient and to the best interests of the City of Charlotte to purchase the said property from the owners at the above amounts or sums rather than go through a Condemnation Proceeding.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Charlotte that L. L. Ledbetter, City Treasurer, be and he hereby is authorized and directed to issue the check of the City of Charlotte in the sum of \$11,000.00 to J. Luther Snyder; \$1000.00 to Charles Arey; and \$3000.00 to the Keesler Heirs in full payment and satisfaction of the properties described in the Deeds from these various parties to the City of Charlotte.

CLAIM FOR ADJUSTMENT ON EAST SIXTEENTH STREET.

Mr. Marshall presented a claim from W. W. Conner on East Sixteenth Street at Sugar Creek, for damage to his lot caused by washing from the creek. Report from City Engineer was read, in which he

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recommended that the City settle with Mr. Connor for \$100.00 rather than build a wall on the property of Mr. Conner to protect him.

Councilman Baxter made a motion that the City settle with Mr. Conner for \$100.00 provided he will give a quit claim on same. Motion seconded by Councilman Hovis and unanimously carried.

PETITION FOR WATER SERVICE IN GLENWOOD SECTION.

Petition received from twelve home owners in the Glenwood Section, outside the City limits, asking for water main extension at the City's expense, was refused.

EXTRA PROTECTION ASKED BY COUNCILMEN BAXTER FOR RESIDENTIAL SECTIONS.

Councilman Baxter stated that the residential sections are not properly protected at this time, except for cruising cars, and that many of the streets are being used for speedways and are rendered exceedingly dangerous. Mr. Baxter stated that in order to do this it would probably necessitate the addition of ten or twelve men to the Police Department, and asked that the City Manager check into the situation and perhaps take same up with the Civil Service Commission.

Mr. Marshall advised that Charlotte's police department is well manned, stating that government figures so show, based on the per capita population, and that he had issued instructions to the Police Department regarding the riding of bicycles at night without lights.

CEMETERY DEEDS

On motion of Councilman Hovis, seconded by Councilman Huntley, the following cemetery deeds and transfers were ordered recorded:

Chas. T. Hayes, West Half of Lot #291, in Section "U"	\$35.00
Transfer of Lot No. 17 in Section "M" from the Heirs of Will and J. R. Hayes, to Mrs. Maggie Simms	1.00
Transfer of North portion of Lot #4 in Section "A" PINWOOD, from Mamie Pickenpack Maston, heir of R. E. Pickenpack to Janie Wallace.	1.00

ADJOURNMENT.

Motion to adjourn made by Councilman Wilkinson, seconded by Councilman Baxter, unanimously carried.

Alice B. McPherson
City Clerk