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The regular weekly meeting of the City Council was held in the Council Chamber, City Hall, on Wednesday, April 28, 1937, at 4:00 o'clock P. M., with Mayor Douglas presiding, and Councilmen Albea, Baxter, Boyd, Durham, Hovis, Huntley, Nance, Sides, Tipton and Wilkinson present.

Absent: Councilman Hudson.

* * * *

MINUTES OF APRIL 21ST. MEETING APPROVED.

On motion of Councilman Sides, seconded by Councilman Wilkinson, the minutes of the meeting of April 21st., were approved as read.

SEWER EXTENSION ON NORTH MYERS STREET.

On motion of Councilman Wilkinson, seconded by Councilman Huntley and carried, the application for the extension of a sewer on North Myers Street from Belmont Avenue 335-feet north towards East 15th. Street, estimated to cost \$320.00 and to serve three houses, was granted.

RE-ASSESSMENT ORDINANCE - WEST MOREHEAD STREET.

On motion of Councilman Boyd, seconded by Councilman Wilkinson, the following re-assessment ordinance for property of E. C. Griffith Company on West Morehead Street, was unanimously adopted on three readings; this ordinance superseding ordinance adopted at the last Council meeting:

The City Council of the City of Charlotte, North Carolina, DO ORDAIN that the special benefits to the abutting property on West Morehead Street, on account of the paving of the street and walks, beginning at a point, which is 400.13 feet westerly from the southwest corner of Summit Avenue and West Morehead Street, and extending in a westerly direction a distance of 1,080.77 feet, being formerly re-assessed on January 24, 1934 against E. C. Griffith Company, and is hereby re-subdivided and re-assessed in order to further clarify and record more completely, and supersede a re-assessment adopted April 21, 1937, on the South side only, as follows:

NEW NO.	OWNER	FRONTAGE	WATER	SEWER	STREET	SIDEWALK	TOTAL
1501-39	E. C. Griffith Co.	499.87	150.00	142.50	3951.47	470.38	4,714.35
1601-19	"	265.00	75.00	64.20	2094.83	249.37	2,483.40
		(39.1 walk)					
1621-23	"	41.6	15.00	13.20	328.85	36.79	393.84
1625	"	25.0	.00	.00	197.62	23.53	221.15
1627	"	25.0	15.00	13.20	197.63	23.52	249.35
1629	"	25.00	.00	.00	197.62	23.53	221.15
1631	"	25.0	15.00	13.20	197.63	23.52	249.35
1633	"	25.0	.00	.00	197.62	23.53	221.15
1635	"	25.0	15.00	13.20	197.63	23.52	249.35
1637	"	25.0	.00	.00	197.62	23.53	221.15
1639	"	25.0	15.00	13.20	197.63	23.52	249.35
1641	"	25.0	.00	13.20	197.62	23.53	234.35
1643	"	25.0	.00	.00	197.63	23.52	221.15
1645	"	24.3	.00	.00	192.09	22.86	214.95

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TAX PENALTIES.

The City Manager advised that Mecklenburg County has granted the discount penalties authorized in House Bill No. 1182 and has asked to have the matter considered by the City Council. Mr. Marshall read the above Bill, which would allow a 10% discount for payment of taxes for 1928 to 1934 inclusive, and a 20% discount for payment of taxes for 1927 and prior years, these discounts to be allowed only if all taxes are paid in full, including the current year.

Councilman Durham stated he felt that this would penalize those who had paid their taxes promptly and after discussion Councilman Boyd made a motion to refer the matter to the Finance Committee and the City Manager to work out by the next meeting. Motion seconded by Councilman Wilkinson and carried.

NOTICE OF SUIT OF P. E. MOORE VS. CITY OF CHARLOTTE.

Mr. Marshall reported receipt of notice of a suit of P. E. Moore against the City of Charlotte for alleged injuries sustained from falling into an open meter box on South Graham Street on October 9, 1936, in the amount of \$5,000.00, filed by Tillett, Tillett and Kennedy.

CONTRACT FOR REPAIR PARTS FOR IRWIN CREEK DISPOSAL PLANT AWARDED TO GOULD PUMP COMPANY.

On motion of Councilman Wilkinson, seconded by Councilman Boyd and carried, the Mayor and Clerk were authorized to sign contract with the Gould Pump, Inc., of Seneca Falls, N. Y., for an emergency repair part for Gould Pump at Irwin Creek Disposal Plant, consisting of

1- Pump Base with Clamps, Bolts, etc.

at a price of \$396.69 f.o.b. factory.

CONTRACT WITH DUKE POWER COMPANY

On motion of Councilman Hovis, seconded by Councilman Albea and carried, the Mayor and Clerk were authorized to sign a contract with the Duke Power Company covering the lighting of the Western Union Poles between the Airport and the Railroad Bridge temporarily until such time as the work on the bridge will permit them to be placed under the bridge.

CONTRACT FOR WATER METERS TO HERSEY MANUFACTURING COMPANY.

Upon the recommendation of the City Manager, Councilman Sides, seconded by Councilman Albea, moved that contract for 100- 5/8" Water Meters for the Water Department, be awarded to the Hersey Manufacturing Company at the price of \$900.00 and that the Mayor and Clerk be authorized to sign same. All bids received on these meters were at the same price and contract awarded on the usual custom of rotation.

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CONTRACT FOR WATER TANKS.

The City Manager reported the following bids received on April 27th. on 1,000,000 gallon Water Tank and two- 500,000 gallon tanks on towers, to be erected in connection with the Water Works Program:

R. D. Cole Manufacturing Company Newman, Ga.	\$122,840.00
Chicago Bridge and Iron Works Chicago, Ill.	132,975.00
Pittsburgh-Des Moines Steel Company Pittsburgh, Pa.	135,300.00
Taylor Iron Works & Supply Company Macon, Ga.	62,969.00

Mr. Marshall advised that the bid of the Taylor Iron Works & Supply Co., is only on the two smaller tanks but that their bid is higher than the price for these two tanks contained in the lump sum bid of the low bidder, and he recommended that the contract be awarded to R. D. Cole Manufacturing Company, at the price of \$122,840.00.

Thereupon, Councilman Wilkinson, seconded by Councilman Tipton, moved that the City Manager's recommendation be approved, and that the Mayor and Clerk be authorized to sign the contract. Motion unanimously carried.

CONTRACT FOR PIPE AND FITTINGS.

The City Manager submitted the following report in connection with Cast Iron Pipe and Fittings for the Water Works Program:

"Bids were received on April 16th. on Cast Iron Pipe and Fittings for the Supply Line and for the Distribution System for the new Water Program. Bids were received from four manufacturers on a unit price basis; the bid of the Lynchburg Foundry Company, Lynchburg, Va., totaling \$448,952.00 was lower than the others; the next bid being the United States Pipe & Foundry Company at \$500,176.60. Since that time the Lynchburg Foundry Company has agreed to revise their price on the pipe in the Distribution System and agree to enter into a contract for this material on the following basis:

Item 1.	5,160 Tons, 30-Inch Class "B" and "C" B&S Pipe 12-ft. lengths, AWWA Standard, at \$41.80 net ton	\$215,688.00
Item 2.	1,000 Ft. 24-inch, Class 150 Super De Lavaud C.I.Pipe, Type 1, Federal Specifications, WWP-421 18-ft. lengths, at \$5.21 Lin. Ft.	5,210.00
Item 3.	10,400 Ft. 20-Inch DITTO, @ \$3.91 Lin. Ft.	40,664.00
Item 4.	13,900 Ft. 16-Inch DITTO, @ \$2.78 Lin. Ft.	38,642.00
Item 5.	57,300 Ft. 12-Inch DITTO, @ \$1.72 Lin. Ft.	98,556.00
Item 6.	8,100 Ft. 8-Inch DITTO, @ \$1.00 Lin. Ft.	8,100.00
Item 7.	10,000 Ft. 6-Inch DITTO, @ \$0.70 Lin. Ft.	7,000.00
Item 8.	220 Tons C.I. B&S Fittings, @ \$100.00 Net Ton	<u>22,000.00</u>

TOTAL \$435,860.00

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It was the recommendation of the City Manager that contract be awarded to the Lynchburg Foundry Company on the unit price basis.

Councilman Boyd, seconded by Councilman Wilkinson, moved that Lynchburg Foundry Company be awarded the contract and that the Mayor and Clerk sign same.

A lengthy discussion then followed as to the use of steel pipe instead of cast iron pipe, Mr. Marshall stating that he had gone into that quite fully and giving his opinion as to why it was not advisable to use steel pipe. He stated that he had received an informal bid on steel pipe but that if this type of pipe was considered it would be necessary to reject the bids on cast iron pipe and re-advertise for bids on steel pipe, and that the bids received on the cast iron pipe were only good until May 1st., and he felt that it would not be well to do this.

After discussion, a vote was taken on Councilman Boyd's motion, which was unanimously carried.

MAYOR AND CLERK AUTHORIZED TO SIGN LEASE WITH W. L. JENKINS ON OLD AUDITORIUM PROPERTY.

On motion of Councilman Albea, seconded by Councilman Durham, the Mayor and Clerk were authorized to sign on the part of the City of Charlotte the lease agreement with W. L. Jenkins, for the portion of the Old Auditorium Property still held by the City, this being authorized at the last meeting.

SALE OF BOND ANTICIPATION NOTES.

Mr. Marshall reported the sale of \$200,000 Notes of the City of Charlotte, authorized by resolution adopted on April 21st., to the American Trust Company; the following bids having been submitted to the Local Government Commission:

<u>BIDDER</u>	<u>RATE</u>	<u>PRICE</u>	<u>NET</u>
American Trust Company, Charlotte	1½%	\$200,012.00	1.476%
Union National Bank "	2½%	200,000.00	2.500%
Charlotte National Bank "	1½%	200,000.00	1.500%
Commercial National Bank "	2%	200,000.00	2.000%
Cabarrus Bank & Trust Co., Concord	6%	202,250.00	1.500%

REPORT OF PARK AND RECREATION COMMISSION.

Mr. Chas. Bundy, Chairman of the Park and Recreation Commission, accompanied by Mr. Walter Cartier, Supt., appeared before the Council at this time, stating that since it was the last meeting of the present City Council they felt that the Park Board should give a report of its stewardship, and submitted a report of the activities of this body for the years 1935-36 and 1936-37.

Mr. Bundy also expressed to the Council Committee of Parks and Public Affairs, Councilman Nance, Chairman, and to the Mayor, City Council and City Manager, the Commission's appreciation for their cooperation during these two years.

Councilman Nance, Chairman of the Parks Committee, made a motion that the City Council thank Mr. Bundy and his group of men for their splendid work, which was seconded by Councilman Wilkinson and unanimously carried. Mayor Douglas also stated that he wished to express

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on behalf of the entire City its appreciation of the splendid record of this Commission.

REQUEST FOR TWO-HOUR PARKING ON MYERS STREET AND ON TRADE STREET IN FRONT OF LAW BUILDING.

Attorney C. H. Gover appeared before the Council requesting consideration of an ordinance limiting the parking time in the block just in front of the Law Building on East Trade Street and the East side of Myers Street just opposite the Law Building, stating that occupants of the Court House and Law Building park at these places all day long and that it is impossible for those desiring to come to these buildings on business to find a place to park within several blocks. He stated that if these two sides were limited to two-hour parking he felt it would greatly relieve the situation.

After discussion, Councilman Nance, seconded by Councilman Hovis, moved that the matter be referred to the Police Committee to study and report back at the next meeting. Before the motion was adopted, Councilman Sides suggested that the City Manager also take the question up with Mr. Skinner.

SYMPATHY OF COUNCIL EXTENDED TO COUNCILMAN HUDSON ON HIS ILLNESS.

Councilman Boyd, seconded by Councilman Huntley and unanimously carried, moved that the Council extend its sympathy to Councilman Hudson upon his illness.

PROPERTY ON PINEVILLE ROAD OWNED BY CITY TO BE ADVERTISED FOR SALE.

Councilman Durham, Chairman of the Real Estate Committee, reported that he had received an offer of \$1520.00 for the 44.6 acre tract of land owned by the City of Charlotte near its Sugaw Creek Disposal Plant, stating that he would recommend if sold that the City reserve easement for gasses and odors. He stated he felt that this was a very good offer for this land, which averaged about \$40.00 per acre for the desirable portion.

Councilman Hovis moved that this property be advertised for sale. Motion seconded by Councilman Huntley and carried.

CEMETERY DEEDS.

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

John A. and Lettie B. Westmoreland, North Half Lot No. 48, Sec. "X"	\$62.65
Perpetual care on same	54.85
Transfer of S.W. 1/4 Lot No. 65 Sec "C" from S. E. Rogers and Wife, Lula Rogers, to J. C. Palmer and Wife, Sarah Palmer	1.00
Perpetual Care on Lot of C. McNelis, #39, Section "P", paid by Mrs. Alice B. McNelis	144.00
Perpetual care on Lot of Dr. Byers, No. 18, Section "N", paid by Mrs. Alice B. McNelis	144.00

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FINAL MEETING OF CITY COUNCIL.

This being the last meeting of the City Council under the present two-year term, Mayor Douglas expressed appreciation of the splendid service rendered the City by Councilman John F. Boyd, who has served on the Council for six years, and is re-tiring at this time.

Councilman Boyd stated that his business and health prevented him from asking for a new term and that he had enjoyed working with the present Council and stood ready to assist in any way possible at all times.

Councilman Tipton also expressed his pleasure at having served with the Council and that he, too, would be with the Council in spirit right on.

Councilman Alba, who has served during the past six years with Councilman Boyd, spoke of their service together and his pleasure at working with him, and also congratulated Mayor Douglas upon his victory on April 26th.

ADJOURNMENT.

No other speeches forthcoming, Councilman Baxter, seconded by Councilman Durham, moved that the meeting adjourn.

Alice B. McConell