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The City Council met in regular weekly session on Wednesday, September 1, 1937, at 4:00 o'clock p. m., with Mayor Douglas presiding and Councilmen Albea, Barter, Durham, Griswold, Hovis, Hudson, Huntley, Nance, Sides and Wilkinson present.

Absent: Councilman Little.

MINUTES AUGUST 25TH MEETING APPROVED.

On motion of Councilman Albea, seconded by Councilman Durham, the minutes of the August 25th. meeting were approved as read.

SUNDAY BLUE LAW MODIFICATION REQUESTED BY CHESTER NIXON.

Mr. Chester Nixon appeared before the Council asking for a change in the present Sunday "Blue Law". Mr. Nixon spoke for more than twenty minutes on reasons why the present law should be modified to allow Sunday movies and baseball, and stated that this body realized some time ago that the Sunday law was not satisfactory when they changed it to allow the negro swimming pool to operate on Sunday.

At the conclusion of Mr. Nixon's talk, Mr. D. D. Yaw, a former resident of Dallas, Texas, and a newcomer to Charlotte, asked that the present law not be changed and stated that he had left his former home because of the lawlessness there and had selected Charlotte as a home because it was one of the largest church-going cities in the world, and that to rescind the present law would only result in trouble.

No action was taken on this question by the Council.

STREET IMPROVEMENT CONTRACT AWARDED TO BLYTHE BROS.

In the street improvement program on East 5th. Street, West 6th. Street and other streets, bids were received on August 31st., as follows:

Blythe Bros.	Total bid	\$10,758.10
F. N. Thompson	" "	11,985.75

On motion of Councilman Albea, seconded by Councilman Wilkinson, contract was awarded to the low bidder, Blythe Brothers, on a unit price basis, representing a total bid of \$10,758.10, and the Mayor and Clerk were authorized to sign the contract.

TIMBERS FOR SUGAW CREEK BRIDGE PURCHASED FROM BRIGHT-BROOKS LUMBER CO.

Bids were received on Creosoted Timbers for constructing the bridge over Sugaw Creek on North Davidson Street as follows:

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The Bright-Brooks Lumber Co.	\$854.77
Atlantic Creosoting Company	859.21
Taylor-Colquitt Company	925.79

Bids received from the Wm. C. Meredith Company, Inc. and The Wood Preserving Corporation were not on specifications.

On motion of Councilman Baxter, seconded by Councilman Durham, contract was awarded to the low bidder, The Bright-Brooks Lumber Company at a total delivered price of \$854.77, and the Mayor and Clerk were authorized to sign the contract.

PURCHASE OF 100- 5/8" WATER METERS FROM NEPTUNE METER COMPANY.

On motion of Councilman Sides, seconded by Councilman Albea, contract was awarded to the Neptune Meter Company on 100- 5/8" Water Meters without connections, with round reading dials in cubic feet, oil enclosed gear train and geared to deliver about 2% above or more than registration, at a total delivered price of \$900.00, subject to 2% cash discount.

Bids received from four concerns were all at the same price and upholding policy of alternating awards this was given the above concern.

GREENLAND AVENUE TAKEN OVER FOR CITY MAINTENANCE.

Mr. Marshall reported receipt of petition from Mr. E. C. Griffith asking that the City take over for maintenance Greenland Avenue, from West Morehead Street west to Berryhill Road, a distance of 650 feet, and advised that the topsoil on the street is between three and four inches and of fair grade, and he recommended that this street be taken over. Thereupon, Councilman Wilkinson, seconded by Councilman Huntley, moved that this be done. Motion unanimously carried.

PROPOSAL TO PURCHASE OLD INCINERATOR PLANT REFERRED TO PUBLIC WORKS COMMITTEE AND CITY MANAGER.

On motion of Councilman Albea, seconded by Councilman Huntley and carried, the matter of proposal from Mr. John S. Davidson to purchase the old Incinerator Plant in Greenville for the sum of \$60.00, was left in the hands of the Public Works Committee and City Manager to see if other bids could be received.

STORM DRAIN ENLARGEMENT ON PECAN AVENUE.

Councilman Hudson, seconded by Councilman Hovis, moved that the storm drain situation in the vicinity of Pecan Avenue and East 9th Street be corrected. Motion unanimously carried. This work is estimated to cost \$1270.50.

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APPLICATION FOR LEASE FOR BILLBOARD GRANTED.

On motion of Councilman Baxter, seconded by Councilman Griswold and carried, the Carolina Outdoor Advertising Company was given a lease for billboard on a certain piece of property between 5th Street and new 6th Street, at a yearly rental of \$40.00. This location had been investigated and found not to be a hindrance to traffic. Mayor Douglas, however, called attention to the fact that the Governor is trying to improve the highways by taking down billboards. This was pointed out as not being a highway and if it should be this lease could be cancelled.

CANCELLATION OF SEWERTAX OF Z. V. KENDRICK REFERRED TO PUBLIC WORKS COMMITTEE.

Mr. Marshall reported receipt of request from Mr. Z. V. Kendrick that sewer tax on his property on Cleveland Court, at Cleveland Avenue, be cancelled for that part of the property which does not abut on the street. Mr. Kendrick has built a Court and has extended the sewer into the court at his expense and the City has been charging the 3¢ sewer tax on that part of the sewer within the court and on his property in addition to taxing him with the front footage in the street. The City Manager stated that in his opinion the City is in error in making this charge and recommended that it be cancelled.

After discussion, Councilman Baxter, seconded by Councilman Huntley, moved that the matter be referred to the Public Works Committee, which motion carried.

MONDAY, SEPTEMBER 6th., LABOR DAY, GRANTED AS A HOLIDAY FOR CITY EMPLOYEES.

On motion of Councilman Albea, seconded by Councilman Griswold and unanimously carried, Monday, September 6th., Labor Day, was granted as a holiday for all City employees who can conveniently be away from their duties.

AGREEMENT WITH STATE HIGHWAY COMMISSION FOR RIGHT-OF-WAY ENCROACHMENT ON THEIR PROPERTY.

On motion of Councilman Wilkinson, seconded by Councilman Baxter and unanimously carried, the Mayor and Clerk were authorized to sign an agreement with the State Highway Commission for right-of-way encroachment in connection with the water line being laid to the river, this agreement calling for the City to put the road back in shape on completion of the laying of this line.

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RENT ON W. P. A. QUARTERS.

Mr. Marshall advised the Council that the W. P. A. is revising it's set-up and has requested the City and County jointly to pay the rent on quarters for this area office, which will cost \$253.00 or \$126.50 as the City's part. He stated that this was \$30.00 per month less than the City has been paying and that the money has been set up in the budget.

Councilman Huntley moved that this rent be allowed. Motion seconded by Councilman Wilkinson and carried.

APPROVAL OF INVOICE OF MR. J. M. SCARBOROUGH.

On motion of Councilman Wilkinson, seconded by Councilman Baxter, the invoice of Mr. J. M. Scarborough, in the amount of \$1260.00 for investigating titles on property in connection with the river line extension, Water Works Program, was approved for payment; this money to be charged to the bond issue.

GOVERNORS' DAY AT CAROLINAS AGRICULTURAL FAIR, OCTOBER 7th.

Mayor Douglas advised that October 7th. has been set aside as Governors' Day at the Carolinas Agricultural Fair, and that he would like to have the City Council invite the Governors of North and South Carolina to Charlotte on that date to participate in it.

Thereupon, Councilman Wilkinson, seconded by Councilman Huntley, moved that official invitation be extended by the Council to the Governors of North and South Carolina for this event. Motion unanimously carried.

CHANGE IN TRAFFIC REGULATIONS FOURTH AND FIFTH STREETS AT TRYON STREET.

Councilman Baxter, Chairman of the Police Committee, reported that this committee had met with Mr. Marshall, Mr. Skinner and Chief Pittman regarding the traffic situation at Fourth and Tryon and Fifth and Tryon Streets, and that it was the recommendation of his committee that the traffic ordinance be amended to allow right hand turn only on 4th. and 5th Streets coming both ways.

It was explained that an amendment to the traffic ordinance was not necessary to change this regulation, and Councilman Wilkinson, seconded by Councilman Durham, moved that this regulation be changed to allow right turns on 4th and 5th, as recommended by the Police Committee. In the mean time, Councilman Huntley presented a petition signed by approximately 100 merchants in the vicinity of these two streets, asking that this change be made.

A vote was taken on Councilman Wilkinson's motion, which was carried, with Councilman Sides voting "No".

ADJOURNMENT.

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

Allen B. McCord
City Clerk