

September 28, 1938
Page 221.

The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4:00 o'clock P. M., Wednesday, September 28, 1938, with Mayor Douglas presiding and Councilmen Albea, Baxter, Durham, Griswold, Hovis, Hudson, Huntley, Nance, Sides and Wilkinson being present.

Absent: Councilman Little.

On motion of Councilman Wilkinson, seconded by Councilman Hudson, the reading of the minutes of the previous meetings were dispensed with at this time due to pressure of other business.

CIVITAN CLUB CONTRACT FOR ARMORY CONCESSIONS RENEWED.

Mr. Henry Benoit, representing the Civitan Club, appeared before the Council, giving a summary of the work done by this Club on behalf of the Red Shield Boys' Club, which showed that during the nine months of this year \$2310.76 has been derived from the concessions at the Armory for the work of this Club, and asked for renewal of the contract for the coming year 1938-39.

On motion of Councilman Albea, seconded by Councilman Huntley and unanimously carried, this renewal of contract to the Civitan Club for use of the Red Shield Boys Club was granted.

PHYLIS WHEATLEY BRANCH Y.W.C.A., GRANTED USE ARMORY WITHOUT COST.

A representative from the Phylis Wheatley Branch of the Y.W.C.A. (colored) appeared at this time, requesting use of the Armory-Additorium on Tuesday, October 25th., for a Harvest Festival, without charge; the proceeds from this to be used to pay a note of \$500.00 against their building.

On motion of Councilman Hudson, seconded by Councilman Albea and carried, this request was granted.

PLAZA SECTION CITIZENS PROTEST PAVING.

A large delegation of citizens from the Plaza Section, headed by Mr. U. S. Goode, appeared in protest of the type of paving being placed on the Plaza in comparison with that on Queens Road.

Mayor Douglas explained that the project for work to be done on this street through W.P.A. funds, had already been approved and could not be changed at this time. However, a number of residents spoke with regard to apparent discrimination between the two types of paving being used on these two streets, Plaza and Queens Road, among those speaking being E. A. Cole, B. W. Roberts, Mr. Fleming and others.

Mr. Marshall endeavored to explain to those present the reason for using a different type of paving on the Plaza from that on Queens Road, pointing out that the base on the Plaza was in good condition and could be used with a seal coating, while that on Queens Road was in such condition that it was necessary to rebuild the base.

Councilman Nance asked if the funds for this work could be supplemented from the Street Maintenance Fund, and Mr. Boyd, City Attorney, stated that they could if the Street Maintenance Fund was unallocated. Mr. Marshall then advised that every cent in the Street Maintenance Fund had been budgeted for certain purposes and if used for other work it would

WHEREAS, the Works Progress Administration of the Federal Government, through its State and local officials, has signified its willingness to construct the said drill tower and instructional hall as a Works Progress Administration project for Charlotte in accordance with plans and specifications of the City Engineering Department, provided that the City as sponsor of this project will furnish the land and material above referred to in the old incinerator plant and cash in the sum of Fifty One Hundred (\$5100.00) Dollars.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That J. B. Marshall, City Manager, and L. L. Ledbetter, City Treasurer, be and they are hereby authorized to sign in behalf of the City of Charlotte an application with the Works Progress Administration for the construction of the drill tower and instructional hall upon the above basis.

Section 2. That the sum of \$5100.00 above referred to, be and the same is hereby appropriated from the unappropriated surplus fund on hand as the City's cash contribution to this project to be used in the construction of the said structures as needed, and the City Manager is hereby authorized to use the brick and other material in the old incinerator plant for said structures and the buildings are authorized to be constructed upon the City property on the 2600 block of East Seventh Street in the City of Charlotte.

On motion of Councilman Albea, seconded by Councilman Huntley, the above Resolution was unanimously adopted.

AMENDMENT TO STEAM HEATING CODE OF THE CITY OF CHARLOTTE.

The following amendments to the Steam Heating Code of the City of Charlotte were presented and on motion of Councilman Baxter, seconded by Councilman Albea, was unanimously adopted on three readings, and declared by the Mayor to be an ordinance of the City of Charlotte:

AN ORDINANCE
TO REPEAL AND ALSO AMEND AND ADD TO CERTAIN
SECTIONS OF THE STEAM HEATING CODE OF THE
CITY OF CHARLOTTE.

Repeal Sub-Section (b) of Section 287, Sub-Section (a) and (b) of Section 289, Sub-Section (b) of Section 290, add paragraph to Sub-Section (a) of Section 291.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

That Sub-Section (b) of Section 287 and the adding of Sub-section (h) to same Section, sub-sections (a) and (b) of Section 289, and sub-section (b) of Section 290, add paragraph to sub-section (a) of 291, of the Steam Heating Code of the City of Charlotte, adopted January 6, 1930, be and the same are hereby repealed and in lieu thereof the following Sections and parts of Sections thereof be adopted by the City Council:

Sub-section (b) of Section 287- Provided further that the applicant for the Master Steam Fitter's examination shall pay a fee of

September 28, 1938
Page 225.

of \$5.00 for the examination. Said fees shall be paid when making application for the examination. All examinations fees shall go to the members of the examining board as remuneration for the time and services of the board members in connection with holding said examinations.

Sub-section (h) of Section 287 - DISQUALIFICATION OF MASTER AND JOURNEYMAN STEAM FITTERS -- One year after the adoption to the Steam Heating Code of the City of Charlotte, N. C., any master or journeyman steam fitter inactive in the pursuance of his trade in the City of Charlotte for a period longer than three years prior to the effective date of this sub-section of the Steam Heating Code, or any master or journeyman steam fitter who shall any time thereafter become inactive in the pursuance of his trade in said City for more than three years, shall be required to pass the examination provided for in sub-section (a) of this said Section 287, before again becoming eligible to perform his craft in said City.

Sub-Section (a) Section 289--- All pipes for steam or hot water shall be of the proper size and grade and constructed so as to allow free expansion at all times. Pipes installed in partitions, outside walls, between floors and ceilings, or other concealed places shall be covered with at least two-ply asbestos air cell sectional pipe covering.

Sub-section (b) of Section 289 --- AUTOMATIC LOW WATER LINE CUT OFF--- An automatic low water line cut off shall be installed on all steam boilers (high or low pressure) where an automatic coal or oil burner is used.

Sub-section (b) of Section 290 is repealed without amendment.

Section 291 (a) SAFETY VALVES --- The safety valves or pop valves on all steam heating boilers in residences shall be set in so that pressure cannot exceed 15 pounds per square inch. On closed water heating system, a safety valve shall be used that is acceptable to the City Manager or his representative. No hot water heating system shall be operated at a pressure to exceed 30 pounds working pressure.

All closed hot water circulating systems shall be equipped with approved safety valve and pneumatic expansion tank.

Approved as to Form;
Basil M. Boyd,
City Attorney.

STREET MAINTENANCE WESTOVER STREET.

Mr. Marshall reported that a petition had been received requesting the City to take over for maintenance Westover Street, from Commonwealth Avenue to Shenandoah Avenue, and advised that this street has grown up and is a connecting street of importance, but that the storm drain improvement would make the estimated cost of this work \$618.00.

Councilman Baxter, seconded by Councilman Hovis, moved that the work be done, if legal, and after discussion, the motion carried, with Councilmen Durham and Sides voting "No".

September 28, 1938
Page 226.

HOUSE NUMBERING OUTSIDE CITY FOR WATER DEPARTMENT.

In connection with the sale of water outside the City limits by the Water Department, it has become necessary to adopt some system of numbering the houses which the Water Department serves, so that proper records can be kept. The necessary maps have been prepared and numbers assigned to all residences being served by the Charlotte Water Department. 96-4/10% of the people gladly placed the numbers but the remaining 3-6/10% have not complied and in some instances refused to abandon an old number, which conflicts with the new numbering system. Upon motion of Councilman Albea, seconded by Councilman Wilkinson, the following regulation regarding same was adopted:

"That all premises outside of the City of Charlotte having City of Charlotte water service and accounts therefor shall have house numbers for said premises assigned by the City of Charlotte under its standard house numbering system and the house numbers so assigned shall be displayed at all times in such size figures as may be seen from the street, or other named public travel way in front of said premises.

Water service shall be denied to the premises whose owner, or occupant, fails to comply with this regulation within thirty (30) days after its passage. When water service has had to be discontinued for the failure as above noted, said water service shall be restored for a service charge of \$.00, to be paid to the Charlotte Water Department at the City Hall before water will be turned on again."

CONTRACT FOR STREET DEPARTMENT UNIFORMS.

The City Manager reported the following bids received on Street and Water Department uniforms:

Southern Bearings & Parts Co. Inc.	\$247.92
Belk Bros. Company	255.75
Martin's Department Store	262.56

He also advised that detail comparisons of uniforms for the Water Department were not completed and that this will be under the \$200.00 requirement for contract.

On motion of Councilman Hudson, seconded by Councilman Albea, contract was awarded to the Southern Bearings & Parts Co. Inc., for the Street Department uniforms, at a total price of \$247.92 and the Mayor and Clerk were authorized to sign the contract.

Councilman Huntley, seconded by Councilman Albea, then moved that the meter readers and helpers in the Water Department be uniformed. Motion carried.

PURCHASE OF WATER MAIN.

On motion of Councilman Albea, seconded by Councilman Nance, authorization was given for the purchase of a water main in the Chantilly Section, from Lee Heath and Morgan Heath and wife, and the Commercial National Bank, at the price of \$6,725.31; the City having entered into an agreement with these parties to purchase this main when the annual revenue from same equaled 5% of the cost.

September 28, 1938
Page 227.

REPORT OF REAL ESTATE COMMITTEE RELATIVE TO PURCHASE OF LOT FOR NORTH TRYON STREET UNDERPASS.

Councilman Huntley reported with reference to the purchase of lot near the S.A.L. Underpass on North Tryon Street, which had been appraised at \$9500.00 by the two appraisers appointed by the City and the Pritchard Paint Company; stating that after the committee had gone into the matter and found that an offer of \$8500.00 had been made for this lot just the past year, and inasmuch as a portion of the lot could be sold off the back for warehouse purposes, the committee was of the opinion that, rather than go thru condemnation proceedings, the price of \$9500.00 should be paid.

Thereupon, Councilman Huntley moved that the sum of \$9500.00 be paid for this lot, which has 111 feet frontage and a depth of 134 feet. Motion seconded by Councilman Hudson, and carried with Councilman Nance voting "No".

NOTICE OF CLAIM FOR DAMAGES - HELEN MAY MILLS.

Notice of claim for damages against the City of Charlotte, of Helen May Mills, by next friend, W. R. Mills, for an alleged accident on North Tryon Street, in the sum of \$50,000.00, was read and ordered turned over to the City Attorney for handling.

STREET NEAR HARDING HIGH SCHOOL TO BE CHECKED FOR REPAIRS.

Councilman Sides asked the City Manager to check into the matter of repairs to the street near Harding High School, Irwin Avenue, which he stated was badly in need of fixing, as it was used by the school children in going to and from their homes.

MAYOR AND COUNCILMAN DURHAM TO ATTEND AMERICAN MUNICIPAL ASSOCIATION IN CHICAGO, OCTOBER 4TH.

Mayor Douglas stated that inasmuch as there will be no annual meeting of the Conference of Mayor's, that he would like to attend the meeting of the American Municipal Association in Chicago, and would also like to have one Councilman accompany him on this trip.

On motion of Councilman Wilkinson, seconded by Councilman Albea and carried, the Mayor and the Chairman of the Finance Committee, Councilman Durham, were authorized to attend this meeting.

PETITION RELATIVE TO NOISES ON EAST MOREHEAD STREET TURNED OVER TO POLICE COMMITTEE FOR HANDLING.

On presentation of a petition signed by approximately 50 people residents of East Morehead Street, relative to unnecessary noises of heavy trucks and motorcycles, etc. in this residential section, the Mayor referred the matter to the Police Committee to investigate.

CEMETERY DEED.

On motion of Councilman Albea, seconded by Councilman Nance, the following cemetery deed was approved:

A. S. Grier, N $\frac{1}{2}$ Lot No. 9, Section "D", Pinewood \$40.50

September 28, 1938
Page 228.

MEETING OCTOBER 5TH NOT TO BE DISPENSED WITH.

Councilman Wilkinson moved that inasmuch as the Mayor and Chairman of the Finance Committee would be out of the City on the date of the next regular meeting, that this meeting be dispensed with. Motion seconded by Councilman Albea, and when put to a vote failed to carry.

ADJOURNMENT.

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

Clara B. McConnell
City Clerk