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The City Council met at 4 o'clock P.M. Wednesday, August 25, 1943, in the Council Chamber, City Hall, in regular session, with Mayor Baxter presiding and the following members of the Council present: Councilmen Albea, Atkins, Baker, Bullard, Cope, Daughtry, Hovis, Painter, Price and Slye.

Absent: Councilman Ward

On motion of Councilman Albea, seconded by Councilman Bullard and carried, the Minutes of the previous meeting were approved as read.

SALE OF MOWING MACHINE.

On motion of Councilman Slye, seconded by Councilman Albea, and carried, sale of a junk mowing machine by the Water Department for \$6.00 was ratified.

APPROPRIATION FROM EMERGENCY FUND FOR FILE CABINETS.

Purchase of two steel file cabinets at \$53.13 each, for the Purchasing Department and the City Clerk's office were authorized on motion of Councilman Baker, seconded by Councilman Price and carried. Same to be charged to the Emergency Fund.

PURCHASE OF CALENDAR AND DOCKET SHEETS FOR POLICE DEPARTMENT.

Upon motion of Councilman Baker, seconded by Councilman Albea and carried, purchase of 5,000 Court Calendar Sheets and 10,000 Recorder's Court Docket Sheets was authorized from Ben Franklin Press, Charlotte, at a net price of \$105.00.

CONTRACT FOR STONE SPREADER ATTACHMENTS.

Upon motion of Councilman Cope, seconded by Councilman Albea, and carried, contract was authorized with The Gibbs Machinery Company, Columbia, S. C., covering Four Stone Spreader Attachments at a total delivered price of \$300.00.

CONTRACT FOR DUST ALLAYING MATERIAL.

Upon motion of Councilman Baker, seconded by Councilman Cope, and carried, contract was authorized with The Duke Power Company for 16,000 gallons of dust allaying material, at .06¢ per gallon, in the total sum of \$960.00.

CONTRACT FOR CHEMICAL HYDRATED LIME.

Upon motion of Councilman Albea, seconded by Councilman Daughtry, and carried, contract was authorized with The Standard Lime and Stone Company, for one car of Chemical Hydrated Lime, in the sum of \$306.25 f.o.b. Knoxville, Tenn.

PAYMENT OF FREIGHT TO SOUTHERN RAILWAY COMPANY.

Councilman Slye moved that payment of \$104.65 be made to the Southern Railway Company to cover freight on shipment of lime purchased from The Standard Lime & Stone Company, Knoxville, Tenn. Motion seconded by Councilman Daughtry and carried.

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PURCHASE OF RADIO TUBES AND PARTS.

Upon motion of Councilman Hovis, seconded by Councilman Bullard, and carried, purchase of radio tubes and parts was authorized from Shaw Distributing Company, at a net delivered price of \$130.54.

PURCHASE OF BRICK AND TILE.

Councilman Baker moved that payment be made to Kenrick Brick and Tile Company in the sum of \$145.00 for 10,000 brick, and to Bost Building Equipment Company, in the sum of \$179.47, for tile and screen wire which were used in remodeling the Police Department Building. Motion seconded by Councilman Hovis and carried.

PAYMENT OF MEALS FOR PRISONERS.

Upon motion of Councilman Baker, seconded by Councilman Cope, and carried, payment was authorized to Purity Cafe of \$101.80 for meals for prisoners from August 1st through August 15th.

CONTRACT FOR CRUSHED STONE.

Upon motion of Councilman Baker, seconded by Councilman Slye, and carried, contract was authorized with Caldwell Construction Company for No. 2, 7 and 9 Crushed Stone, aggregating 2,698 tons, at a total delivered price of \$5,667.15.

CONTRACT FOR TAR.

Councilman Baker moved that contract be entered into with The Barrett Division, Allied Chemical & Dye Corp. for 66,000 gallons of tar for use on city streets, at a net delivered price of \$7,108.20. Motion seconded by Councilman Albea and carried.

PAYMENT FOR LABOR AND MATERIAL FOR WORK AT INCINERATOR.

Councilman Cope moved that payment of \$109.83 be made to Piedmont Products Company, Charlotte, for furnishing labor and material in spraying the walls of the East and West Units of the Incinerator. Motion seconded by Councilman Baker and carried.

SALE OF TWO MOTOR GENERATORS.

Upon motion of Councilman Baker, seconded by Councilman Daughtry, and carried, authority was given to sell two used motor generators to Mr. W. W. Hanks, Charlotte, at a price of \$100.00.

AUTHORIZATION OF APPROPRIATION FROM SEWER BOND FUND.

The City Manager advised that in connection with work on sewer near the Second Presbyterian Church the allotment from the Sewer Bond Fund for this work was exceeded by \$135.95 and requested that another appropriation from the same fund be made to cover. Motion to so do was made by Councilman Baker, seconded by Councilman Hovis, and carried.

RECONDITIONING OF EAST 18th STREET.

Upon motion of Councilman Albea, seconded by Councilman Hovis, and carried, authority was given to surface and shape up East 18th Street, from Pegram Street to Tech High School, at an estimated cost of \$1,484.70.

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PUBLICATION OF BUDGET APPROPRIATION ORDINANCE.

Upon motion of Councilman Baker, seconded by Councilman Slye, and carried, payment to The Charlotte Observer was authorized for the publication of the Budget Appropriation Ordinance, in the sum of \$136.50.

RESOLUTION REAPPOINTING SPECIAL PEACE OFFICERS.

Upon motion of Councilman Baker, duly seconded by Councilman Cope, and carried, the following resolution was adopted:

WHEREAS, the necessity for having special peace officers who are Negroes, in certain areas of the City, as set out in a Resolution adopted on the 9th day of July 1941, and recorded in Minute Book 9, beginning at page 98, continues: and

WHEREAS, Walter F. Anderson, Chief of Police has recommended that G. T. Nash and John Albert Lyles be reappointed as special peace officers,

NOW, THEREFORE, BE IT RESOLVED:

I

That G. T. Nash and John Albert Lyles be, and they hereby are, appointed special peace officers under Section 66 of the Charter of the City of Charlotte, being Chapter 36§ of the Public-Local Laws of 1939;

II

That they shall hold said positions during the pleasure and at the discretion of the Council, but not longer than one year from this date - August 15, 1943;

III

Their compensation, to be paid by the City, shall be and it is hereby fixed at \$125.00 per month each, payable semi-monthly.

IV

They shall, subject to the general supervision and direction of the Chief of Police of the City, police and guard the public and private premises within the areas and boundaries set forth and described in the aforesaid Resolution of July 9th, 1941, to which Resolution reference is hereby made and the descriptions therein contained are incorporated herein by reference.

SALARY AUTHORIZED FOR SPECIAL PEACE OFFICERS.

At the request of the City Manager payment of budgeted salary was authorized to G. T. Nash and John Albert Lyles for period August 15th through August 25th, same being 10 days period from expiration of term of appointment to date of re-appointment. Motion to do was made by Councilman Bullard, seconded by Councilman Atkins and carried.

STORM DRAINS IN MAGNOLIA AND McDONALD AVENUES.

Upon motion of Councilman Hovis, seconded by Councilman Albea, and carried, authority was given to lay storm drains in Magnolia and McDonald Avenues, at a cost of \$243.45 for labor.

EMERGENCY FUND APPROPRIATION FOR DEFRAYING EXPENSES OF MRS. XANIE ADAMS.

Councilman Baker moved that the expenses of Mrs. Xanie Adams, Nurse in the City Health Department, be paid to the convention of the

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American Social Hygiene Association in New York on September 14th and 15th. Same to be paid from the Emergency Fund, not to exceed \$150.00. Motion seconded by Councilman Price and carried.

EMERGENCY FUND APPROPRIATION TO INCREASE SALARIES OF THREE CASHIERS IN OFFICE OF COLLECTOR OF REVENUE.

On motion of Councilman Daughtry, seconded by Councilman Albea, and carried, the salaries of the three cashiers in the office of the Collector of Revenue were increased to \$125.00 per month, same to be paid from the Emergency Fund.

EMERGENCY FUND APPROPRIATION TO STATE GUARD.

On motion of Councilman Hovis, seconded by Councilman Slye and carried, an appropriation of \$600.00 was made from the Emergency Fund, to be added to the \$400.00 budgeted for the State Guard, in order to pay the \$1,000.00 authorized by Council to them in May 1943.

RESOLUTION IN REGARD TO SALE OF PROPERTY ON SEIGLE STREET.

WHEREAS, in July 1942, the City acquired a tract of land on the easterly side of Seigle Street, between Orr Street and Tenth Street, said property having been formerly owned by the Orr Land Company; and

WHEREAS, more than a year has elapsed since the acquisition of said property by the City; and

WHEREAS, Neal Y. Pharr, Thomas R. Stewart and W. A. Henderson, Trustees of Mecklenburg Presbytery, Synod of North Carolina of The Presbyterian Church in the United States, through Messrs. Morgan B. Speir and R. H. Stone, as a Committee, have requested the City of Charlotte to sell a portion of said property with a frontage of 100 feet on Seigle Street, and being the southerly portion of said tract of land, as set out in the deed to the City, recorded in Book 1078, at page 528, of the Mecklenburg County Public Registry, and have offered the sum of \$800.00 for said lot,

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer be, and he hereby is, authorized, empowered and directed to advertise said lot for public sale, and in the advertisement shall specify that no bid will be accepted for less than \$800.00, and that said sale shall be subject to confirmation by the City Council.

Upon motion of Councilman Hovis, seconded by Councilman Price and carried, the foregoing resolution was unanimously adopted.

DEFERMENT OF EQUIVALENT ELIMINATION REQUIREMENT GRANTED BY HOUSING AUTHORITY.

The City Manager stated the Housing Authority of Charlotte had advised that the City's request for deferment of the Equivalent Elimination Requirement of the City's agreement with the Authority for a period of one year, or until March 25, 1944, had been granted.

APPROVAL OF TWO WATER TAPS ON WILKINSON BOULEVARD WATER MAIN.

Upon motion of Councilman Daughtry, seconded by Councilman Albea, and carried, approval was granted to make two additional taps on the Wilkinson Boulevard water main, and that permits for same be issued under regulations adopted by Council in resolution on October 22, 1941.

RIGHT-OF-WAY ENCROACHMENT AGREEMENT WITH STATE HIGHWAY COMMISSION.

Upon motion of Councilman Hovis, seconded by Councilman Baker and carried, the Mayor and Clerk were authorized to sign an encroachment

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agreement with the State Highway Commission for right-of-way under roadway for the installation of a 2-inch water pipe.

RENEWAL OF LEASE WITH THE U. S. GOVERNMENT OF BIDGOOD TRACT OF LAND AT MORRIS FIELD AIRBASE.

Councilman Albea moved that the lease with the U. S. Government for the Bidgood Tract of Land at Morris Field Airbase be renewed for one year (July 1, 1943 to June 30, 1944) as requested by the Government. Motion seconded by Councilman Hovis and carried.

APPROVAL OF CERTIFICATE OF RELEASE FOR ENGINEERING SERVICES ON PROPOSED ADDITIONAL WATER LINE TO MORRIS FIELD.

Councilman Baker moved that the Mayor and Clerk be authorized to sign the Certificate of Release, received from the Federal Works Agency, Richmond, for engineering services for the proposed construction of an additional 12-inch water main to Morris Field, which project has been abandoned by the U. S. Army authorities. Motion seconded by Councilman Atkins and carried.

RESOLUTION WITH REGARD TO DENTAL CLINIC AT CHARLOTTE MEMORIAL HOSPITAL.

WHEREAS, the present budget of the City contains an appropriation not to exceed \$4,500.00 for the operation of a dental clinic in the Charlotte Memorial Hospital, and \$3,000.00 of said \$4,500.00 item is to be paid from funds of the City of Charlotte; and

WHEREAS, the Board of County Commissioners for a Mecklenburg County has placed in their current budget an amount not to exceed \$1,500.00 to be paid by said County for the operation of said dental clinic which, together with the amount to be paid by the City of Charlotte, makes the total amount of \$4,500.00 appropriated for said purpose; and

WHEREAS, the Charlotte Memorial Hospital has requested the City of Charlotte to pay all of said \$4,500.00 at this time and has agreed to furnish the City of Charlotte with a monthly statement of the total amount expended each month for the operation of said dental clinic, and if the total amount of said \$4,500.00 is not so expended, then so much of said appropriation as is not expended will be refunded to the City of Charlotte by the Charlotte Memorial Hospital; and

WHEREAS, S. Y. McAden, Chairman of the Board of Commissioners of Mecklenburg County, has stated that the County has no objection to the City making said payment advance and that the County will continue to pay to the City its portion of said appropriation when billed for the same by the City each month, in accordance with the statement of operating expense rendered by City by the Charlotte Memorial Hospital;

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer and the City Accountant be, and they hereby are, authorized, empowered and directed to pay the sum of \$4,500.00 to the Charlotte Memorial Hospital for the operation of a dental clinic and to obtain each month from said hospital a statement of the total of the operating expenses of said dental clinic, and then present same, together with bill for the pro-rata payment to Mecklenburg County.

Upon motion of Councilman Atkins, seconded by Councilman Price, and carried, with Councilman Baker voting against the motion, the foregoing resolution was adopted.

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APPOINTMENT OF COMMITTEE TO STUDY REPORT OF ADVISORY COMMITTEE OF PHYSICIANS
RELATIVE TO THE CITY HEALTH DEPARTMENT.

Mayor Baxter appointed a Committee composed of Councilman Baker, Atkins and Price, to study the recommendations contained in the Report of the Advisory Committee of Physicians relative to the City Health Department, in order to discuss the recommendations with the Advisory Committee at a meeting at the City Hall on September 1st at 3 o'clock p.m.

MAYOR APPOINTS COMMITTEE TO STUDY THE PROPOSED TAXICAB ORDINANCE AND THE
LOCAL TAXICAB SITUATION.

Mayor Baxter appointed a Committee composed of Councilmen Daughtry, Painter and Cope, with Councilman Hovis added at the request of Councilman Daughtry, to study the local taxicab situation and the proposed taxicab ordinance.

SPECIAL OFFICER PERMITS GRANTED E. Z. WILKINS, SR. AND ARTHUR JAMISON.

The City Manager advised that upon investigation it was found that the record in the Police Department against E. Z. Wilkins is in fact against E. Z. Wilkins, Jr., and, therefore, again presented the request of the Brooklyn Drug Store and Its Outdoor Annex for a Special Officer permit for E. Z. Wilkins, Sr. Upon motion of Councilman Albea, seconded by Councilman Hovis, the permit was granted.

Upon motion of Councilman Hovis, seconded by Councilman Painter, and carried, a Special Officer permit was granted Arthur Jamison for use on the premises of Elmwood Cemetery.

LABOR DAY HOLIDAY GRANTED.

Upon motion of Councilman Albea, seconded by Councilman Hovis, and carried, a holiday on Labor Day, September 6th, was granted to all City Employees who could conveniently be away from their duties.

CEMETERY DEEDS APPROVED.

Upon motion of Councilman Hovis, seconded by Councilman Albea, and carried, the following cemetery deeds were authorized to be issued:

Mrs. Sanford Thomas, Lot 276, Section Y, Elmwood Cemetery	\$35.00
Mrs. Annie Mae Goodwin, Lot 2-A, Section BB, Elmwood Cemetery	61.60
Mrs. Rosa B. McDowell, South Portion Lot 22, Section BB, Elmwood Cemetery	63.00
Mrs. H. L. Lundquist, north portion Lot 22, Section BB, Elmwood Cemetery	60.90
Mrs. Lola Ledford, Lot 267, Section Y, Elmwood Cemetery	35.00
Thomas Cavalaria, Lot 31, Section BB, Elmwood Cemetery	108.40
Perpetual Care on same Lot 31, Section BB	77.25
Joe Arrowood Stewart, Lot 100-A, Section D-Annex, Elmwood Cemetery	89.60
Mrs. Daisy Stewart Gravatt, Lot 99-B, Section D-Annex, Elmwood Cemetery	80.50
Perpetual Care to James Hal Bobbitt, on Lot 63, Section A, " "	144.00
Perpetual Care to J. L. Wilkinson, on Lot 50, north half, Section T, " "	72.00
Perpetual Care to Mrs. J.P.Rawley, Lot 85, north half, Section C, " "	72.00
Laura Ballard, West Half Lot 18, Section E, in West Pinewood Cemetery	40.50
Dr. A.J.Williams & Dr. Geo. Davis, Lot 24, Section F, Pinewood Cemetery	60.75
Dr. Geo. Davis & Dr. A.J.Williams, Lot 1, Section G, Pinewood Cemetery	51.50
Transfer of deed from Mrs. C. L. Davis to Mrs. J. T. McGee, S.E. Quarter Lot 2, Section V, Elmwood Cemetery	1.00
Transfer of deed from James M. Day, Jr. to Charles F. Keistler, Lot 337, Section U, Elmwood Cemetery	1.00
Duplicate deed issued to T. T. Allison, Lot 150, Section S, Elmwood	1.00
Duplicate deed issued to W.T. Shore, Lot 2-Frac. Section Q, Elmwood	1.00

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CONTRACT FOR FIRE EQUIPMENT.

The City Manager advised that a second advertisement had been published for bids on a 750-gallon pumper for the Fire Department and the following bids had been received:

Seagrave Corporation	\$8,544.62
Mack International Truck Corporation	8,620.00
American-LaFrance-Foamite Company	9,471.21

Councilman Slye moved that the recommendation of Chief Palmer be accepted that the equipment be purchased from the American-LaFrance-Foamite Company. Motion seconded by Councilman Albea.

Councilman Price made a substitute motion that the Mayor appoint a Committee of Eleven Councilmen and himself to meet and discuss the bids submitted. Motion seconded by Councilman Painter and carried.

RECESS TAKEN AT 5:35 - RECONVENED AT 5:50 p.m.

The Mayor asked the Council to recess to his office to discuss the bids on the fire equipment, and the Council left the Council Chamber at 5:35, returning at 5:50, at which time Councilman Slye moved that the purchase be made from the American-LaFrance-Foamite Company, at a net delivered price of \$9,471.21, and contract be entered into with said company for same. Motion seconded by Councilman Hovis and the following vote was recorded:

AYE - Councilman Albea
Councilman Atkins
Councilman Bullard
Councilman Hovis
Councilman Price
Councilman Slye

NAY - Councilman Baker
Councilman Daughtry
Councilman Painter
Councilman Cope

The Mayor then declared the motion carried.

ADJOURNMENT.

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

Lillian R. Haysman
City Clerk