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A meeting of the City Council was held at 4 o'clock P. M., Wednesday, January 13, 1943, this being the regular weekly meeting. Mayor Currie presided and the following Council members were present: Messrs. Albea, Beasley, Baker, Daughtry, Painter, Ross, Slye and Ward.

Absent: Councilmen Hovis, Little and Price.

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CLAIM OF MELVIN RITCH DENIED.

Mr. Melvin Ritch appeared before the Council relative to claim which he has made against the City of Charlotte, which involved damages to Mr. Ritch's automobile when it was driven over an embankment at the dead-end of McCall Street by a person who had stolen the car. Mr. Ritch claimed there was no barricade at this dead-end.

Mr. Ritch was informed that the City Attorney, Mr. H. B. Campbell had ruled that the City would not be justified in making any voluntary payment to Mr. Ritch in this matter, and that they recommended that the claim be denied.

CONTRACT WITH MR. JOHN JAMES FOR INSTITUTION OF TAX SUITS.

Upon motion of Councilman Baker, seconded by Councilman Beasley and carried, the Mayor and Clerk were authorized to sign a contract with Mr. John James, Attorney, for certain work performed and to be performed by Mr. James in connection with the institution of tax suits, in the total sum of \$1,106.75, as formerly agreed upon.

DISCUSSION HELD REGARDING REPRESENTATIVES OF THE CITY OF CHARLOTTE GOING TO RALEIGH FROM TIME TO TIME IN THE INTEREST OF BILLS INTRODUCED AFFECTING THE CITY OF CHARLOTTE.

City Manager Flack brought to the attention of the Council the importance of arranging for someone representing the City of Charlotte to make trips from time to time, as necessary, to Raleigh, to handle bills presented in the Legislature concerning the City, calling attention to a certain bill which will be presented on January 14th., regarding the Budget Revenue Bill, on intangibles. A lengthy discussion was held in which it was agreed that the City Manager accompanied by the Mayor, if possible, if not, by a member of the City Council, shall make these trips in the interest of the City.

SALE OF LOT AT 912-18 EAST 9TH STREET AUTHORIZED.

Upon motion of Councilman Baker, seconded by Councilman Ross and carried, authority was given for the sale of vacant lot on East 9th Street owned by the City of Charlotte, to Mr. N. L. Beale, Agent, at the price of \$150.00 cash upon delivery of deed; this being lot #918 East 9th Street. Lots 912 and 918 were acquired by the City in tax foreclosure suits and were appraised at \$325.00. Lot No. 912 was sold for \$175.00 and it was felt that \$150.00 was a fair price for Lot No. 918.

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OFFER OF MARSH REALTY COMPANY TO PURCHASE PROPERTY BELONGING TO CITY OF CHARLOTTE ON SOUTH BOULEVARD AND EAST HILL STREET REFERRED TO SPECIAL COMMITTEE.

The offer of the Marsh Realty Company to have the City assign over to it their bid on property located at 2600 South Boulevard, which was sold for taxes, and the offer to purchase property at 127-29 East Hill Street, was referred to a Special Committee, composed of Councilman Ward, Painter and Ross, for investigation and recommendation.

INSURANCE, CHARLOTTE MEMORIAL HOSPITAL ASSOCIATION.

In October 1942 several insurance companies made settlement of claim for a small fire at the Charlotte Memorial Hospital. Two of the checks were made payable to the City of Charlotte and/or Charlotte Memorial Hospital Association. This raised the question of proper coverage or protection to the City of Charlotte and the matter was referred to the City Attorney, who instructed that the City Treasurer see that all policies should be endorsed City of Charlotte and/or Charlotte Memorial Hospital Association, Inc. These endorsements have been made with the exception of the "Inc", which was omitted, and new endorsements are now being prepared. At the suggestion of the City Attorney, and upon motion of Councilman Ross, duly seconded by Councilman Albea and carried, the following motion was passed:

"Moved that the City Treasurer be and he is instructed to endorse to the Charlotte Memorial Hospital board checks aggregating \$9.39 recently issued payable to the City of Charlotte and/or Charlotte Memorial Hospital Association to cover fire losses sustained by the hospital."

APPROVAL GIVEN FOR PAYMENT OF BILL OF PIEDMONT PRODUCTS COMPANY FOR SPRAYING WALLS OF THREE INCINERATOR UNITS.

Councilman Ward moved that the bill of the Piedmont Products Company, in the amount of \$239.40, covering the spraying of walls of all three incinerator units, be approved for payment. Motion seconded by Councilman Albea and carried.

INCINERATOR REPAIRS.

Upon motion made by Councilman Baker, seconded by Councilman Albea, invoice of the Piedmont Products Company, in the amount of \$374.00 was also approved for payment. This covered certain repairs to the West Unit of the Incinerator.

PURCHASE OF SEWER RODS FOR ENGINEERING DEPARTMENT.

Councilman Baker moved that 166 pieces of No. 10 Heavy Duty Jumbo Hickory Sewer Rods, in 3 ft. joints, be purchased for the Engineering Department, from W. H. Stewart, of Jacksonville, Fla., at a net delivered price of \$162.68. Motion seconded by Councilman Albea and carried.

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RADIO EQUIPMENT FOR POLICE CARS TO BE PURCHASED.

Two receiving sets for new police cruisers were authorized to be purchased from Fred M. Link, of New York City, at a price, f.o.b. New York, of \$120.00; this being the only source of supply on the priority rating which the City is able to assign. This was done upon motion of Councilman Baker, seconded by Councilman Ward and carried.

APPROVAL OF INVOICE OF N. C. LEAGUE OF MUNICIPALITIES FOR SPONSOR'S SHARE OF CODIFICATION OF ORDINANCES.

Councilman Ross moved that the invoice of the North Carolina League of Municipalities, covering pro-rata share sponsor's contribution for the codification of ordinances, amounting to \$585.00, be paid from the Emergency Fund. This bill carried the approval of the City Attorneys, who have checked the work done on this program. Motion was seconded by Councilman Painter and carried.

EXPENSE OF C. B. WHITLEY IN CONNECTION WITH RABIES TREATMENT OF HIS CHILD AUTHORIZED PAID.

Upon motion of Councilman Slye, seconded by Councilman Albea, the expense to Mr. C. B. Whitley, in connection with the rabies treatment given to his child, who was bitten by a stray puppy, which was placed at the Dog Pound and killed before determining whether it was made or not, was authorized to be paid from the Emergency Fund.

TEACHERS RETIREMENT. RESOLUTION DIRECTING PAYMENT.

The following resolution was unanimously adopted on motion made by Councilman Ward, seconded by Councilman Albea:

RESOLUTION DIRECTING PAYMENT OF TEACHERS' RETIREMENT CONTRIBUTIONS FOR THE CURRENT FISCAL YEAR.

WHEREAS, on the 9th day of September, 1942, the Council approved the supplementary budget of the School Board containing an item of \$15,500.00, representing employer contributions to be made by the City on account of Teachers' Retirement -- said amount being over and above the amount to be raised by the 25¢ ~~tax~~ special tax levy; and, Whereas, this item was included in the City's budget in the emergency fund,

NOW, THEREFORE, BE IT RESOLVED: That the Treasurer be and is directed, upon requisition from the School Board, to pay to it the City's employer contributions on account of Teachers' Retirement, up to but not exceeding the amount of \$15,500.00, the same to be paid from the emergency fund as set up in the budget.

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MESSRS. GUTHERY AND DULIN TO BE PAID FOR PROPERTY APPRAISAL.

On motion of Councilman Ross, seconded by Councilman Ward and carried, Mr. Paul Guthery and Mr. LeRoy Dulin are to be paid the sum of \$5.00 each for making appraisal of property on Seigle Ave., this money to be paid from the tax fund.

LICENSE TO PEDDLE DENIED TO BE THOMAS NIVENS AND SON.

The City Manager brought to the attention of the Council a request that had come to his desk from the Welfare Department, in which they requested approval of wholesale meat peddler's license to Thomas Nivens and Son, Route #3, Charlotte. Mr. Flack reported that this man and his son do their own butchering; their barn being equipped with screens, running hot water and all requirements met in the way of equipment; that the meat is taken to the abattoir for inspection and is stamped before being sold. This man has been in this business for forty years. He does not peddle, but orders are taken prior to slaughtering and he sells wholesale to the markets, not to individuals. He does not raise his stock but buys it from farmers. The matter is handled exactly as if the license was purchased and the same City and County requirements are met. Mr. Flack stated that he could see no reason why this man should be granted a free license under conditions as set out above. After considerable discussion, the Council was of the same opinion, and Mr. Flack's action in refusing to approve the request of the Welfare Department was upheld.

PITOMETER SURVEY TO BE MADE IN DISTRICTS 3 AND 4.

The City Council approved the making of a survey by the Pitometer Company, in Districts 1 and 2, Charlotte, for the Water Department last year, to determine the quantity and direction of the flow in the water mains, which survey resulted in the saving of a worth while amount of money to the City, and the sum of \$2500.00 was placed in the 1942-43 budget for survey in Districts 3 and 4, but that it will be necessary to supplement this appropriation with an additional \$500.00 if the survey is ordered and it was the recommendation of Mr. Vest that the survey be made and the additional appropriation be made, at this time.

Whereupon, Councilman Ward moved that the sum of \$500.00 be transferred from the Contingent Fund of the Water Department to supplement the amount budgeted for this work and that the survey of Districts 3 and 4 be made at this time. Motion seconded by Councilman Ross and carried.

E. C. GRIFFITH OFFER TO ACCEPT \$750.00 FOR RIGHT OF WAY OR SUBMIT TO ARBITRATION.

Mr. W. E. Vest, Supt. of the Water Department, reported that Mr. E. C. Griffith had offered to accept the sum of \$750.00 for the right of way for water line through his property, leading to the Navy Munitions plant, and that he would submit it for arbitration if the Council did not see fit to accept this offer. After a discussion of the matter with Mr. Vest, no action was taken on the offer at this time.

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SETTLEMENT IN CASE OF JOHN McRAE V CITY OF CHARLOTTE ORDERED PAID TO CLERK OF COURT.

In the case of John McRae vs. City of Charlotte, arising as a result of an accident at the intersection of 13th St. and Burton St., which was tried in Superior Court on January 7th., and a verdict rendered in favor of John McRae for \$83.33, which together with court costs, amounted to \$110.08, on motion of Councilman Slye, seconded by Councilman Albea, check was ordered issued to J. Lester Wolfe, Clerk, Superior Court, in the sum of \$110.08, same to be paid from the fund set up for Awards and Damages.

MINUTES OF PREVIOUS MEETING APPROVED.

Upon motion of Councilman Baker, seconded by Councilman Slye, the minutes of the meeting of January 6th. were approved with the correction that they show in the matter of approval of bills for vaccine treatments to the Gray family, that the dog did not bite any members of the family but that they had been around the dog and were afraid that it was mad; therefore, they took the vaccine treatments.

CEMETERY DEEDS.

On motion of Councilman Baker, seconded by Councilman Ward, the following cemetery deeds were authorized to be issued:

Mrs. Irene M. Gulp and James A. McCoy, South Half Lot No. 45, Section BB, Elmwood Cemetery	\$49.00
B. L. Blackwell and wife, Fannie, Lot No. 37 A-Annex, Elmwood	\$139.65
Perpetual care on same	99.75

ADJOURNMENT.

There being no further business to come before the Council at this time, on motion of Councilman Ward, the meeting adjourned.

*Albea B. McRae*  
City Clerk