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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber in the City Hall, on Monday, April 2, 1962, at 3 o'clock p.m., with Mayor Brookshire presiding, and Councilmen Albea, Bryant, Dellinger, Jordan, Thrower and Whittington present.

ABSENT: Councilman Smith.

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INVOCATION.

The invocation was given by Councilman Don G. Bryant.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and unanimously carried, the Minutes of the last meeting on March 26th were approved as submitted.

BUSES TO CONTINUE OPERATING ON HARRILL STREET IF CITY COACH COMPANY SO DECIDES AND PARKING TO BE REMOVED FROM ONE SIDE OF STREET IF FOUND NECESSARY BY TRAFFIC ENGINEER.

Mr. Wm. C. Hedrick, 1304 North Harrill Street, asked if a decision has been reached regarding his request that City Coach Company Bus Route be removed from Harrill Street, which was deferred at the last Council Meeting.

Mr. Veeder, City Manager, advised that the Council and Traffic Engineer today discussed the question and it was agreed that no action would be taken and nothing would be done to preclude the Buses from using Harrill Street and if the Traffic Engineer saw fit to take parking off one side of the street, then it would have to be done.

BILLS RENDERED W.M. KIRKPATRICK BY AMBULANCE SERVICE OF CHARLOTTE GIVEN MAYOR BROOKSHIRE FOR REVIEW AS TO FEE CHARGED.

Mr. W. M. Kirkpatrick appeared before Council stating he is a disabled American veteran and he has six bills from the Ambulance Service of Charlotte totaling \$81.00 for service inside the city limits. That he is appealing to Mayor Brookshire for a clarification of the fees charged, as he has found him to speak more honestly and give more specific answers than anyone he has ever addressed in the Council Chamber.

Mayor Brookshire asked Mr. Kirkpatrick to leave the bills with him and he will request the City Attorney to examine them to see if they are in order. Mr. Kirkpatrick asked if the price is to continue, and the Mayor stated he would have to know if he was billed according to the fees established; that he will be glad to have the bills reviewed and Mr. Kirkpatrick will be advised.

ORDINANCE NO. 80-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE OF THE CITY OF CHARLOTTE, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, Ordinance No. 80-Z Amending Chapter 23, Section 23-8 of

the City Code changing zoning of property on Finchley Drive, between Norfolk-Southern Railroad and Eastway Drive, from R-6MF to O-6, on petition of Honey Properties, Inc., was adopted. The ordinance is recorded in full in Ordinance Book 13, at Page 246.

PETITION NO. 19 REQUESTING CHANGE IN ZONING OF PROPERTY AT 1218, 1222, 1226, 1232, 1236 AND 1244 EAST BOULEVARD, DENIED.

Councilman Whittington moved that Petition No. 19 by Miss Enolia S. Presnell and five others for a change in zoning of property at 1218, 1222, 1226, 1232, 1236 and 1244 East Boulevard, from O-6 to B-1, be denied, as recommended by the Planning Board. The motion was seconded by Councilman Thrower, and carried by the following recorded vote:

YEAS: Councilmen Albea, Bryant, Jordan, Thrower and Whittington.  
 NAYS: Councilman Dellinger.

PETITION NO. 22 REQUESTING CHANGE IN ZONING OF PROPERTY AT SW CORNER OF KENNON STREET AND HAWTHORNE LANE, DENIED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, Petition No. 22 by Mrs Ralph Bartlett for change in zoning of property at SW corner of Kennon Street and Hawthorne Lane, from R-6MF to B-1, was denied, as recommended by the Planning Board, by the following recorded vote:

YEAS: Councilmen Albea, Bryant, Jordan, Thrower and Whittington.  
 NAYS: Councilman Dellinger.

PETITION NO. 23 REQUESTING CHANGE IN ZONING OF PROPERTY AT NE CORNER OF CENTRAL AVENUE AND LONGFELLOW STREET, DENIED.

Councilman Dellinger moved that Petition No. 23 by James R. Purser for a change in zoning of property at the NE corner of Central Avenue and Longfellow Street, from O-6 to B-1 be approved, and the Ordinance to that effect be adopted. The motion was seconded by Councilman Thrower.

Mr. Horace O. Carroll stated that during the public hearing some weeks ago, some doubt was cast on the sincerity of some of the signers opposing the rezoning of this property and he has a new petition, which was circulated on yesterday and it has all the names that appeared on the former petition and they are all opposed to B-1 zoning. Councilman Dellinger expressed objections to accepting a petition after the hearing. Mayor Brookshire stated the petition can be accepted as information only, if Mr. Carroll wishes. Councilman Thrower stated that Mr. Carroll came to see him and he suggested that the new petition be circulated because Mr. Carroll maintains that the position he was put in at the hearing was that the true facts were not presented. Mr. Carroll stated the petitions are the same.

The vote was taken on the motion and lost by the following recorded vote:

YEAS: Councilmen Dellinger, Jordan and Whittington  
 NAYS: Councilmen Albea, Bryant and Thrower

Mayor Brookshire cast the deciding vote against the motion and broke the tied vote.

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ORDINANCE NO. 81-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE OF THE CITY OF CHARLOTTE, ADOPTED.

Upon motion of Councilman Thrower, seconded by Councilman Dellinger, and carried, Ordinance No. 81-Z Amending Chapter 23, Section 23-8 of the City Code changing zoning of property at the NE corner of East 36th Street and Benard Avenue, from R-6MF to B-1, on petition of C. E. Jetton and wife, was adopted by the following recorded vote:

YEAS: Councilmen Bryant, Dellinger, Jordan, Thrower and Whittington.  
NAYS: Councilman Albea.

The ordinance is recorded in full in Ordinance Book 13, at Page 247.

PETITION NO. 33 REQUESTING CHANGE IN ZONING OF PROPERTY ON EAST SIDE OF PARK ROAD, FROM GRAHAM OFFICE PARK TO SUGAW CREEK, DENIED.

Councilman Whittington moved that Petition No. 33 by Geo. S. Goodyear and eight other property owners requesting change in zoning of property on the east side of Park Road, from Graham Office Park to Sugaw Creek, from R-6MPH to O-15, be denied as recommended by the Planning Board. The motion was seconded by Councilman Albea, and carried by the following recorded vote:

YEAS: Councilmen Albea, Bryant, Jordan, Thrower and Whittington.  
NAYS: Councilman Dellinger.

ORDINANCE NO. 82-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE OF THE CITY OF CHARLOTTE, ADOPTED.

Motion was made by Councilman Dellinger, seconded by Councilman Jordan, and carried, adopting Ordinance No. 82-Z Amending Chapter 23, Section 23-8 of the City Code changing zoning of property fronting on Queens Road, between Colonial Avenue and Dartmouth Place, from R-6MF to R-6MPH, on petition of Roan Realty Company, by the following recorded vote:

YEAS: Councilmen Bryant, Dellinger, Jordan, Thrower and Whittington.  
NAYS: Councilman Albea.

The ordinance is recorded in full in Ordinance Book 13, at Page 248.

ORDINANCE NO. 83-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE OF THE CITY OF CHARLOTTE, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilman Whittington, and unanimously carried, Ordinance No. 83-Z Amending Chapter 23, Section 23-8 of the City Code changing zoning of a 20-ft. strip of land at the rear of two lots fronting on the North side of Central Avenue, adjacent to and west of the property belonging to St. Andrews Episcopal Church, from R-9 to R-6MF, was adopted, as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 13, at Page 249.

PETITION NO. 62-2 REQUESTING CHANGE IN ZONING OF TRACT OF LAND FRONTING ON NORTH SIDE OF GLORY ROAD, DENIED.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and unanimously carried, Petition No. 62-2 by Mr Carroll D. Presnell for change in zoning from R-9MF to B-1 on tract of land fronting on north side of Glory Road beginning 634 feet west of Sugaw Creek Road, was denied as recommended by the Planning Board.

ORDINANCE NO. 84-Z PERMITTING OFF-STREET PARKING IN RESIDENTIAL DISTRICTS, PROVIDED IN CHAPTER 23, SECTION 23-39 OF THE CITY CODE, ADOPTED.

Councilman Whittington moved the adoption of Ordinance No. 84-Z allowing parking for office purposes in an R-6MF District, as a conditional use of a 60-ft. lot on the SW side of Harding Place, beginning 100-ft. NW of Berkeley Avenue, on petition of Cor-Phil Company, Inc., as recommended by the Planning Board, provided a specific plan for the development of the parking lot is approved by the Traffic Engineer, screening is provided along the adjoining residential property lines, no parking is allowed within a 20-ft. setback from Harding Place and no entrance or exit to the parking lot is permitted from Harding Place. The motion was seconded by Councilman Albea, and carried by the following recorded vote:

YEAS: Councilmen Albea, Bryant, Dellinger, Jordan and Whittington.  
NAYS: Councilman Thrower.

The ordinance is recorded in full in Ordinance Book 13, at Page 250.

ORDINANCE NO. 85-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE OF THE CITY OF CHARLOTTE, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilman Albea, and unanimously carried, Ordinance No. 85-Z Amending Chapter 23, Section 23-8 of the City Code changing zoning of property on the SE side of NC #49 east of Mallard Creek Road and adjoining Alexander Tank Company, from R-12 MF and B-2 to I-2, on petition of William T. Alexander & Company, was adopted as recommended by the Planning Board. The ordinance is recorded in full in Ordinance Book 13, at Page 251.

PETITION NO. 62-5 REQUESTING CHANGE IN ZONING OF PROPERTY ON RANDOLPH ROAD FROM CHASE STREET TO VAN NESS STREET, DENIED.

Councilman Albea moved that Petition No. 62-5 submitted by Dr. John Dixon, Dr. Paul Donner and others requesting change in zoning of property on Randolph Road, from Chase Street to Van Ness Street, from R-6MF to O-6, be denied, as recommended by the Planning Board. The motion was seconded by Councilman Whittington, and unanimously carried.

ORDINANCE NO. 86-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE OF THE CITY OF CHARLOTTE, ADOPTED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, Ordinance No. 86-Z Amending Chapter 23, Section 23-8 of the City Code changing zoning of the Methodist Home Property on the south side of Shamrock Drive, from R-9 to R-9MF was adopted. The ordinance is recorded in full in Ordinance Book 13, at Page 252.

CONTRACTS AUTHORIZED FOR INSTALLATION OF WATER MAINS.

Upon motion of Councilman Bryant, seconded by Councilman Jordan, and unanimously carried, the following contracts for the installation of water mains were approved with the City financing all costs and applicants guaranteeing an annual gross water revenue equal to 10% of the cost:

- (a) Contract with Ervin Construction Company for the installation of 1,520 ft. of main and one hydrant in Kingscross Drive, at an estimated cost of \$5,000.00.

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- (b) Contract with Cedar Hills, Inc. for the installation of 3,940 ft. of main and two hydrants in Randolph Park, at an estimated cost of \$11,330.00.
- (c) Contract with Hidden Valley Builders, Inc. for the installation of 4,365 ft. of main and two hydrants in Hidden Valley Subdivision No. 5 at an estimated cost of \$12,900.00.

CONSTRUCTION OF SANITARY SEWER MAIN AND TRUNK AUTHORIZED IN GRAFTON DRIVE.

Councilman Albea moved approval of the construction of 2,983-feet of sanitary sewer main and trunk in Grafton Drive, at the request of Tri-Development Corp., at an estimated cost of \$8,325.00. All cost to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the contract. The motion was seconded by Councilman Jordan, and unanimously carried.

PNEUMAFIL CORP. AUTHORIZED TO CONNECT PRIVATE SANITARY SEWER LINE TO CITY'S SANITARY SEWERAGE SYSTEM IN CHESAPEAKE DRIVE.

Upon motion of Councilman Dellinger, seconded by Councilman Whittington, and unanimously carried, Pneumafil Corp., was authorized to connect a private sanitary sewer line to the City's sanitary sewerage system in Chesapeake Drive outside the City Limits.

PAYMENT AUTHORIZED FOR RIGHTS-OF-WAY FOR SANITARY SEWER LINES.

Motion was made by Councilman Dellinger, seconded by Councilman Thrower, and unanimously carried, authorizing payment for rights-of-way for sanitary sewer lines, as follows:

For sewer line to Shaw Manufacturing Company

To K. W. Edwards and Frances Edwards and Carlyle Campbell, Attorney, payment of \$200.00 for 126-ft. of r/w.

To J. Wilson Stewart and Lillian B. Stewart and Carlyle Campbell, Attorney, payment of \$90.00 for 57-ft. of r/w.

To be charged to Deposit of Shaw Manufacturing Company.

For Sewer line to Hudson Hosiery Company

To B. Z. Furr, payment of \$92.50 for 370-ft. of r/w.

To Queenie Furr, payment of \$92.50 for 370-ft. of r/w.

To be charged to Deposit of Hudson Hosiery Company

For Sewer line to Statesville Jr. High School

To Charlotte-Mecklenburg Board of Education, payment of \$67.00 for 134-ft. of r/w.

To be charged to Accounts receivable Sewer Department, Charlotte-Mecklenburg Board of Education.

For Sewer line to Thomasboro Mains & Admiral Avenue

To Horrace and Dorothy M. Wells, payment of \$430.34 for 283-ft. of r/w.

To James L. and Maxine McC. Yost, payment of \$25.35 for 50.70 ft. of r/w.

To Rosalie DeB. and G. F. Daniel, payment of \$147.00 for 147-ft. of r/w.

To be charged to Capital Improvement Budget.

RENEWAL OF SPECIAL OFFICER PERMIT AUTHORIZED TO H. N. PORTER.

Councilman Bryant moved approval of the renewal of a Special Officer Permit to Mr. H. N. Porter for one year for use on the premises of Nebel Knitting Company. The motion was seconded by Councilman Dellinger, and unanimously carried.

ARTHUR R. NEWCOMBE REAPPOINTED TO AUDITORIUM-COLISEUM AUTHORITY.

Councilman Dellinger moved the reappointment of Mr. Arthur R. Newcombe to the Auditorium-Coliseum Authority for a term of 5-years from the expiration of his present term on April 25th. The motion was seconded by Councilman Bryant, and unanimously carried.

APPOINTMENT OF WILLIAM T. GRIST AS ASSOCIATE RECORDER OF CITY RECORDER'S COURT AT SALARY OF \$9,500 PER ANNUM, FOR TERM EXPIRING JUNE 30, 1963.

Councilman Albea moved the appointment of Mr. William T. Grist as Associate Recorder of City Recorder's Court. The motion was seconded by Councilman Jordan, and unanimously carried.

Councilman Whittington moved that the salary of Mr. Grist be set at \$9,500 per annum. The motion was seconded by Councilman Dellinger, and carried by the following recorded vote:

YEAS: Councilmen Albea, Dellinger, Jordan, Thrower and Whittington.  
NAYS: Councilman Bryant.

The City Attorney stated that the term of office of Mr. Grist as Associate Recorder will expire on June 30, 1963.

APPOINTMENT OF WILLIAM E. GRAHAM, JR. AS ASSISTANT SOLICITOR OF CITY RECORDER'S COURT AT SALARY OF \$7,500 PER ANNUM, FOR TERM EXPIRING JUNE 30, 1963.

Upon motion of Councilman Bryant, seconded by Councilman Jordan, and unanimously carried, Mr. William E. Graham, Jr., was appointed Assistant Solicitor of City Recorder's Court.

Councilman Dellinger moved that the salary of Mr. Graham be set at \$7,500 per annum. The motion was seconded by Councilman Jordan, and unanimously carried.

Mr. Morrissey, City Attorney, advised that the term of office of Mr. Graham as Assistant Solicitor will expire on June 30, 1963.

COUNCILMAN WHITTINGTON EXPRESSES APPRECIATION FOR ASSISTANCE IN SETTING UP NEW DIVISION OF RECORDER'S COURT.

Councilman Whittington thanked the Council for setting up the new division of the City Recorder's Court and the appointment of Judge Grist and the Assistant Solicitor; he expressed his appreciation to Mr. Veeder and Mr. Morrissey and the Bar Association for their help in the last year getting the Court Bill drawn and passed by the Legislature, and also thanked our Legislative Delegation. Mayor Brookshire stated he believes he is speaking for the entire Council in saying we are glad to have accomplished our aims.

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**MORE PROMINENT DISPLAY OF HOUSE NUMBERS DISCUSSED AND REFERRED TO CITY MANAGER AND CITY ATTORNEY FOR SUGGESTIONS.**

Councilman Dellinger stated that some two years ago the City had a campaign to get numbers on all houses and another campaign is apparently needed because it is most difficult to locate houses; that there is a city ordinance that all houses must be numbered and he thinks some kind of an educational program should be worked out to improve the situation. Mr. Veeder stated he agrees there is a need for something to be done and he discussed it with Chief Hord recently, who would like very much to see everyone display their house numbers out close to the street rather than on the house; however, the present ordinance calls for the owner of each house to display the number of his house or building on the front of the house. Councilman Dellinger suggested that the law be amended so that house numbers might be put closer to the street. The City Attorney stated he thought that reasonable requirements could be imposed on the property owner. Councilman Dellinger made it clear he would not like to work a hardship on anyone but feels we should at least ask the property owners to cooperate in such a program. Following the discussion, Mayor Brookshire asked the City Manager and City Attorney to study the problem and bring in suggested changes in the ordinance; also, from the newspaper publicity from today's discussion, some Civic Club might volunteer to take it on as a project.

**EMPLOYMENT OF CHICAGO FIRM TO ASSIST IN COLLECTION OF PAST DUE CITY ACCOUNTS DISCONTINUED.**

Councilman Dellinger presented a letter from Power's Service, Inc. of Chicago Ill. to Duncan Memorial Methodist Church, Charlotte, relative to an unpaid weed clearance bill for \$40.00 for the City of Charlotte and he expressed his objections to such method of collecting by the City, and stated he thinks our Legal Department should handle past due bills and matters of this type; that we talk about home rule and at the same time hire an out-of-town company for this type of service. He stated that similar bills have been received from this concern that he does not have, but can get; that he assumes the Health Department, who is responsible for weed clearance, has devised this method of collection.

Mr. Veeder advised this is an experiment that he and Mr. Livingston started to collect various past due accounts excluding taxes of course, that we have been unable to collect, and this is an approach through what has been described to them as a successful approach to see if some of these accounts can be collected. That it is not on a percentage of the collections basis but the Company fixed a nominal amount. He stated further that a number of real old accounts were selected by Mr. Livingston to see how this method of collecting would work out. Councilman Dellinger stated had the letter gone out from the City Attorney's office, these people would have come in about it, but the public relations is very bad from letters like this, and he would suggest that they be discontinued at once and let the Attorney handle them. Councilman Bryant suggested that rather than all the bad going to the experiment that the Council should say it was admirable to try to be more efficient in this matter, and this is right along with what our City Manager and Administration is trying to do, for which he believes they have saved the city a great deal of money by making more efficient our plans of operation, and it was undoubtedly with this in mind they tried this experiment, that it would be a good idea to go ahead with the accounts they placed with this company and see what kind of collections are received and then perhaps investigate it further. Councilman Jordan agreed with Mr. Dellinger's viewpoint, stating he would be inclined to file such letter in the waste basket. Councilman Whittington stated he agrees with Mr. Bryant that it is commendable in Mr. Veeder in trying to operate efficiently but he thinks these

accounts should be collected by the City. He moved that this system be dropped immediately and the Accounting Department or whoever Mr. Veeder may designate, bill these people and then if they do not pay the accounts, take other legal steps to collect them. The motion was seconded by Councilman Thrower.

Mayor Brookshire stated he thinks this is an administrative matter in Mr. Veeder's hands; that Mr. Veeder is quite willing to accept guidance from Council in matters that are his responsibility, so lets leave this with him and ask him to report on it at a later date. Councilman Albea stated that ever since he can remember when a property owner didn't keep his lot clean the City went in and cleared it and put it on his tax bill, and some one down the line has been asleep to let these bills get old without collecting them. Mr. Morrissey stated he would like to speak in defense of the City Attorney's office, that he thinks Council should weigh the value of the time that would be required to be spent in collection of these small accounts as against the value to be received, in relations to the other work of the office. Mr. Veeder stated he understands the wishes of the Council and will, of course, discontinue this method of collection, and Councilman Whittington withdrew his motion.

Councilman Dellinger moved that the Bill of Duncan Memorial Methodist Church be marked paid, he stated he thinks it is such that the Statute of Limitation will automatically cancel it. The City Attorney advised if the account has been transmitted to the Tax Department and become a part of the tax bill, the statute of limitation would be ten years.

**COUNCIL ASKED TO STUDY INVENTORY OF PUBLICLY OWNED REAL ESTATE SUBMITTED BY COMMITTEE, BEFORE MEETING IS HELD.**

Councilman Jordan stated he assumes the Council received copies of the Inventory of publicly owned real estate made by the Committee. That they would appreciate it if the Council would look it over and study it, as they plan to have a meeting next week of the Committee and then a meeting of all those who would be concerned - department heads etc - so they can get the program moving.

**CITY MANAGER DIRECTED TO INVESTIGATE AND RECOMMEND RELATIVE TO THE ESTABLISHMENT OF A CENTRAL RECORD BUREAU OF LAW OBSERVANCE RECORDS OF PERSONS.**

Councilman Jordan asked the Council to go on record approving the establishment of a central records file in the Police Department so that a complete record of a person may be compiled in one place, in order not to have a repetition of the records being scattered among the various local law enforcement branches as in the Minute Wash Company burglary. At the suggestion of Mayor Brookshire, the City Manager was requested to check into the question and bring his recommendation to Council.

**W. W. FINLEY, REALTOR, ADDED TO LIST OF REALTORS EMPLOYED IN THE CITY'S APPRAISAL WORK.**

Councilman Jordan advised that Mr. W. W. Finley, Realtor with Carson Realty Company, would like to be added to the list of Realtors used in the city's appraisal work, and he moved that his name be added to the list. The motion was seconded by Councilman Whittington, and unanimously carried.

**PATROLMEN COMMENDED FOR MANNER IN WHICH VICTIMS OF THREE-CAR WRECK ON TRADE STREET WERE HANDLED.**

Councilman Dellinger commended the Police Department for the manner in which

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they handle victims of automobile wrecks; that it was brought forcibly to his attention last night when a three-car wreck occurred in front of City Hall and three or four Patrolmen were with the six victims, saw that they were made comfortable as possible and sent to the hospital without delay. He stated he thinks they deserve recognition for the manner in which they handled the unfortunate occurrence.

Mayor Brookshire asked the City Manager to convey this message to the Chief and Officers concerned.

CITY MANAGER REQUESTED TO STOP CONTRACTORS FROM LITTERING STREETS WITH MUD DIRT AND SUPPLIES FROM CONSTRUCTION PROJECTS.

Councilman Whittington stated he has had several complaints from people in areas where new residential construction is going on that the trucks carrying building supplies in and out of the project litter the streets with mud and dirt and supplies; for example three locations were South Boulevard at Morehead, Briar Creek Road at Carolyn and Park Road at Marsh Road. He stated he was under the impression that construction companies understood the city would not permit such litter and the city kept a check on such practices.

The City Manager advised if it is a mud lot it is quite bad and most objectionable to the adjoining resident and it will have to be checked closely. Councilman Whittington suggested that the Building Inspection Department in issuing building permits might inform the builders what they must do to protect the surrounding property. Mr. Veeder stated there are ways to control it and he will give it his attention.

RESOLUTION ENDORSING AND SUPPORTING THE ESTABLISHMENT OF A STATE PARK ON LAKE NORMAN AND URGING OTHER MUNICIPAL AND COUNTY GOVERNING BODIES IN MECKLENBURG, IREDELL, CATAWBA AND LINCOLN COUNTIES TO DO LIKEWISE.

Councilman Albee presented a resolution entitled: Resolution Endorsing and Supporting the Establishment of a State Park on Lake Norman and Urging other Municipal and County Governing Bodies in Mecklenburg, Iredell, Catawba and Lincoln Counties to do Likewise, and moved its adoption. The motion was seconded by Councilman Whittington, and unanimously carried. The resolution is recorded in full in Resolutions Book 4, at Page 187.

Councilman Dellinger suggested that copies be sent to the counties and cities involved and their governmental officials be invited to have a meeting jointly with the City of Charlotte.

Mayor Brookshire stated the resolution provides that copies be sent as Mr. Dellinger suggests, and he will send a letter of transmittal inviting these people to discuss the matter with us in Charlotte, or ask us to visit with them.

Councilman Jordan suggested that copies also be sent to Park & Recreation Commission, and Mayor Brookshire stated he will be glad to do so.

ROBERT LASSITER APPOINTED TO CHARLOTTE COMMUNITY COLLEGE SYSTEM BOARD OF TRUSTEES.

Councilman Thrower moved the appointment of Mr. Robert Lassiter to the Charlotte Community College System Board of Trustees for the unexpired term of Mr. John A. McRae, Sr. ending on June 30, 1962. The motion was seconded by Councilman Jordan, and unanimously carried.

## CITY ATTORNEY REQUESTED TO REVISE ORDINANCE GOVERNING THE SOLICITATION OF PUBLIC FUNDS.

Mayor Brookshire asked the City Attorney to give thought to revising the Ordinance covering the solicitation of public funds in Charlotte, declaring that persons making applications be instructed and compelled to give a full audited report on both expenses of their campaign and the amounts of money collected and if any fail in doing so a subsequent application by them shall not be considered; and the revision also cover the tightening up of any other so-called loose solicitation. Councilman Bryant stated some months ago, he discussed with Mr. Morrissey and Mr. Berry of the Better Business Bureau, a new solicitation ordinance Mr. Berry had that they thought might be advantageous to us; that Mr. Morrissey has studied it to some extent and he would like it further considered; that the ordinance proposed a plan different from anything the City of Charlotte has had up to now and it has had good success in other parts of the country. Councilman Dellinger stated the ordinance needs better enforcement provisions, that he thinks much of the trouble has been in enforcement and it would be in order that this phase be studied. Councilman Whittington commended the Mayor for bringing this request, which he thinks is good, and he asked if the City Attorney could not consider eliminating two different organizations soliciting for the same thing, which has been done many, many times in the past. Mayor Brookshire stated it might create a problem as to which organization would make the solicitation and which would be turned down.

Mr. Morrissey advised he has looked into the question in connection with Mr. Bryant's request in November and finds the State law vests in the State Board of Public Welfare certain licensing authority over agencies conducting State-wide drives; local authority would be with respect to those agencies soliciting only within a local area. Mayor Brookshire asked if even an organization having State approval, would not also have to have our local approval? Mr. Morrissey advised he thinks there is a question involved there as to whether or not the State by enacting a law covering that subject may or may not have pre-empted the field, so far as our authority is concerned.

Mayor Brookshire advised he would like to have whatever teeth put in the ordinance that is possible.

## OFFER TO PURCHASE PARCEL OF SUGAW CREEK TREATMENT PLANT PROPERTY FOR SITE FOR NEW UNITED LUTHERN CHURCH REJECTED.

The City Manager advised that a request has been made by a Realtor to purchase a parcel of the Sugaw Creek Treatment Plant property, 500' x 300', fronting on Reid Road, across from the quarry site, for a church site for the United Lutheran Church. That he and Mr. Franklin discussed the proposal with the Realtor and told him they did not favor selling the property; however, the Realtor wished the Council to consider the matter.

Councilman Dellinger asked if there are other city owned properties in the general area that might be used for the church site, and Mr. Veeder stated there are not so far as he knows, however, there probably are a number of privately owned lots.

Councilman Thrower moved that the City Manager's recommendation be upheld and the City not sell the property. The motion was seconded by Councilman Whittington, and unanimously carried.

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RALPH BOOTH AND FREEMAN DANIEL APPOINTED APPRAISERS OF AREAS IN CONNECTION WITH REPORT OF FLOOD PLAIN CONTROL, BEING PREPARED BY PLANNING DIRECTOR.

The City Manager advised that in the Report being prepared by Mr. McIntyre with regard to the Proposed Flood Plain Project, he would like to incorporate some data based on appraisals and he has selected several representative areas that he would like to have appraised based on the present value and ask the appraisers to try to project the future value when the flood control project is completed; therefore, the Council is requested to consider authorizing appraisals of several pieces of property up and down the area that would be included in the project, if so he would like Council to appoint two appraisers from the list, and going down the list alphabetically, suggest the appointment of two who have not served as appraisers for one reason or another.

Councilman Bryant moved that Mr. Ralph Booth and Mr. Freeman Daniel be appointed to make the requested appraisals. The motion was seconded by Councilman Dellinger, and unanimously carried.

At the question of Councilman Dellinger as to the areas to be appraised, the City Manager advised (1) near Pineville School (2) near Tyvola and Park Road (3) near Norfolk-Southern & Shamrock Drive (4) Sharon Road and Sugaw Creek and (5) Starbrook and Sugar Creek. Councilman Dellinger asked if it would not be good to have some strictly urban areas appraised and requested that a check be made on an area between East 7th Street and East 12th Street, both improved and unimproved.

REQUEST OF PARK & RECREATION COMMISSION FOR FINANCIAL ASSISTANCE IN CONSTRUCTING A COMMUNITY CENTER BUILDING IN UNIVERSITY PARK DEFERRED UNTIL ALL MEMBERS OF COUNCIL PRESENT.

Upon motion of Councilman Dellinger, seconded by Councilman Albea, and unanimously carried, the request of the Park & Recreation Commission for \$85,000.00 for a community house in University Park was deferred until all members of the Council are present.

Mayor Brookshire requested that the request be docketed for consideration at next week's Council Meeting. Councilman Whittington asked the City Manager to invite Mr. Joe Grier, Chairman of the Park & Recreation Commission to be present at that time.

ADJOURNMENT.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and unanimously carried, the meeting was adjourned.

*Lillian R. Hoffman*  
Lillian R. Hoffman, City Clerk