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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held on Monday, December 6, 1971, at 3:00 o'clock p.m., in the Council Chamber, City Hall, with Mayor John M. Belk presiding, and Councilmen Fred D. Alexander, Patrick N. Calhoun, Sandy R. Jordan, James D. McDuffie, Milton Short, James B. Whittington and Joe D. Withrow present.

ABSENT: None.

* * * * *

INVOCATION.

The invocation was given by Councilman Milton Short.

MINUTES APPROVED.

Motion was made by Councilman Jordan, seconded by Councilman Short, and unanimously carried, approving the minutes of the last meeting, on Monday, November 22, 1971, as submitted.

CITY OF CHARLOTTE EMPLOYEE PLAQUES PRESENTED TO RETIRING EMPLOYEES.

Mayor Belk recognized the following city employees and presented them with the City of Charlotte Employee Plaques on their retirement.

- (a) Acie Bention Brewer, Laborer I, Street Division, Public Works Department, employed August 22, 1960 and retired December 1, 1971.
- (b) Dave Lewis, Laborer I, Sanitation Division, Public Works Department, employed December 1, 1953 and retired November 30, 1971. (Absent due to illness.)
- (c) McKinley Rice, Laborer I, Sanitation Division, Public Works Department, employed May 18, 1953 and retired November 30, 1971.

Mayor Belk and Council Members congratulated each one and wished them well in their retirement.

CITY MANAGER REQUESTED TO SET UP BREAKFAST MEETINGS FOR COUNCIL TO DISCUSS THE PROBLEMS OF THE CITY.

Mayor Belk stated the Council has so many various things going on in this city that he would like for the City Manager to set up time for a breakfast, either once a week or once every two weeks, for the Mayor and Council to go over the type of things such as was discussed in the conference this afternoon. From time to time Council can advise the City Manager and/or the Mayor what they would like to discuss at these meetings.

Councilman Whittington stated he would like to commend the Mayor for this action. That he would hope the first discussion at the meeting would be a discussion on people-oriented programs, and programs that the city is trying to innovate or develop where it involves the public, from a cost standpoint, a tax standpoint and many of the other problems that go on with what we are trying to do now. He stated we need to take the initiative to develop our own programs and our own public relations that are people-oriented.

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RESOLUTION CLOSING A PORTION OF GORDON STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, ON PETITION OF H. L. SMITH AND WIFE, PEARL W. SMITH AND J. WILLIAM HEINZ, D.D.S. AND WIFE, BETSY B. HEINZ.

The public hearing was held on the petition of H. L. Smith and wife, Pearl W. Smith and J. William Heinz, D.D.S., and wife, Betsy B. Heinz, to close a portion of Gordon Street.

Council was advised that the request had been reviewed by the various city departments concerned with the street right of way and there are no objections to the closing.

Mr. Eric Jonas, Attorney stated the petitioners represent all the property owners adjacent to the portion of Gordon Street involved, and there were no other property owners to be notified by registered mail. The strip of Gordon Street is not used for any vehicular traffic other than parking. Cars park in there and there is a traffic hazard caused by the way the cars park as they almost have to back out into Commonwealth Avenue. That the petitioners propose to redesign the parking and will put in curb and gutter so that it will not appear as a public street but as a driveway and the cars will be able to turn around in the area.

Councilman Withrow asked what will happen to the sewer and water rights of way? Mr. Jonas replied they have looked into this and they have the necessary rights of way drawn at this time. That Mr. & Mrs. Smith and Dr. and Mrs. Heinz will sign rights of way to preserve these easements to the city.

Councilman McDuffie asked if this is a local statute? The City Attorney replied it is a state law under which streets are closed and abandoned and is the procedure used from time to time, and on which Council has had hearings from time to time, to close and abandon streets; that the city does not actually own the street; it is not city-owned property as such. It is a publicly dedicated right of way. Councilman McDuffie asked if the city would ever have anything to sell and Mr. Underhill replied not to sell as such. It is right of way which someone had dedicated and which the city has accepted for use of vehicular traffic. Otherwise the city has no ownership or interest.

Councilman Alexander asked what the street will be used for after it is closed? Mr. Jonas replied they will not be able to build on it because of the easements, and in effect, it will be used as it is used now, except they will make better use of the arrangements. It will be so that cars can drive in and park and turn around.

Councilman McDuffie stated when the city closes up a street next to a bottling company or any other company, they just gain that much land. He asked if there is nothing in the statutes which would allow the city to close the street and collect money for it? Mr. Underhill replied not if it is publicly dedicated street.

Councilman McDuffie stated somewhere down the road there are places where the city should get money for this, and we should inquire about the statute changes.

No opposition was expressed to the petition.

Councilman Short moved adoption of the resolution closing a portion of Gordon Street, in the City of Charlotte, subject to the signing of the rights of way. The motion was seconded by Councilman Calhoun, and carried unanimously.

The resolution is recorded in full in Resolutions Book 8, beginning at Page 1.

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RESOLUTION CLOSING A PORTION OF ARLINGTON AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, ON PETITION OF THE HOUSING AUTHORITY OF THE CITY OF CHARLOTTE.

The scheduled hearing was held on the petition of the Housing Authority of the City of Charlotte, North Carolina, to close a portion of Arlington Avenue.

Council was advised that the petition has been reviewed by the various city departments concerned with street right of way and there are no objections to the closing.

No one spoke for or against the petition.

Councilman Whittington moved adoption of a resolution to close a portion of Arlington Avenue, in the City of Charlotte. The motion was seconded by Councilman Short, and carried unanimously.

The resolution is recorded in full in Resolutions Book 8, beginning at Page 3.

CITY MANAGER ADVISES HE HAS RECEIVED WORD THAT CITY WILL RECEIVE FAVORABLE ANSWER TO REQUEST FOR SPEED UP OF REDEVELOPMENT OF BLOCK AT INTERSECTION OF TRADE AND TRYON STREETS.

Mr. Burkhalter, City Manager, stated Mr. Dick Barnwell of the HUD Office in Greensboro called and apologized for not answering the Mayor's letter sooner in which he inquired about the status of the Redevelopment Project the city is trying to speed up at the Square. That Mr. Barnwell said their office has been in touch with Mr. Sawyer, Director of the Redevelopment Commission, and they had agreed to concentrate on the one block at the intersection of Trade and Tryon Streets. Also, Mr. Barnwell said he had every reason to believe now that the city would get a favorable answer on this right away, as he has been encouraged by the Atlanta office.

Councilman Short asked if this means there would be a letter of intent which would enable the city to proceed with money that is local funds? Mr. Sawyer replied what we need now is the verbal assurance, perhaps a letter, saying the money will be reserved. Immediately they will then start the required procedure to amend the redevelopment plan and will increase the budget to that amount. This will take some time and will require the usual public hearings. In the meantime, we can go with every assurance up to the point where we actually have the money in hand with our plans.

Councilman Whittington asked how long it will take to set up the hearings? Mr. Sawyer replied we can go ahead and start advertising for the hearings almost as soon as we receive the assurance. This normally takes about six weeks to go through both the Redevelopment Commission hearing procedure and the City Council procedure. Councilman Short asked when they can start acquiring the number one block, and Mr. Sawyer replied they are already acquiring it with the money in hand; that they can go ahead with the negotiations for the additional property. At the end of January they would be in position to have a settlement with transfer deeds and the money.

Councilman Short commended the Mayor, Mr. Sawyer and the City Manager and all others who expedited this, and stated this is a great announcement.

Mayor Belk stated this is one of the best steps for the year 1972 we can have. The center of downtown is this block and he thinks we should do everything and make every effort to get this whole block. If we can put this block together, it will show that we have something here that no city in the whole USA has at its fingertips. The challenge has been thrown in our lap. He stated he would like to congratulate everyone from the past on up to the present on this. That he expects big things starting in the morning.

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MAYOR APPOINTS COUNCIL COMMITTEE TO WORK WITH MEMBERS OF COUNTY COMMISSION TO BRING TO COUNCIL AND COMMISSION RECOMMENDATIONS FOR ONE WATER SYSTEM THROUGHOUT THE COUNTY.

Mayor Belk stated he would like to bring up something that has to do with the progress of the Community. That is water and the relationship between the City and County. It is his personal feeling that the City of Charlotte and the County of Mecklenburg cannot afford but one water system. That it has been going with two and there has been talk back and forth and conflict between the city and county. Until water and sewer is installed throughout the whole county, we will not continue to be a progressive community or a municipality.

He stated with this idea in mind he thinks it can be worked out with the county for a progressive community. With the city owning the water system, he personally thinks the city should operate the one water system and should work it out with the county paying its share in the future.

Mayor Belk appointed Councilman Milton Short and Councilman Pat Calhoun to work with two representatives from the County, perhaps Commissioner Gus Campbell, and Commissioner Bill Harris, to bring back any information in order to get this closed out by the first of the year. He stated we are right on the threshold now of being a progressive municipality and in order to do this, we must have water and sewer.

Councilman Calhoun stated they accept the appointment with enthusiasm and with the confidence that it can be accomplished.

Councilman Alexander stated this is something the Council has discussed off and on for some time. That he, along with the other members of Council, are happy to hear the Mayor make this suggestion and make these appointments.

Upon motion of Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, the entire Council endorsed the suggestion as proposed by Mayor Belk, and backed him in the appointment of the Committee.

Mayor Belk suggested that the County Commissioners be invited to attend some of the Breakfast Meetings that will be set up by the City Manager. That a lot of benefit can be received from these meetings, and more information will be given to each Council Member.

COMMENTS BY ALBERT PEARSON ON DOWNTOWN PARKING.

Mr. Albert Pearson stated he would like to mention the parking situation downtown as it is very close to everyone. That it is time this Council accepts a suggestion made many months ago by some local architects to give a little thought that the downtown parking be something other than a monstrosity. There is no reason, if you want to put parking between Trade, Fifth, College and Brevard Streets, it has to be just strictly for parking. It could have businesses and other things and it could be made to look like something. With that in mind, he very much favors the suggestions that the City take a closer look at the No. 2 location for parking. That it is his understanding if it is done with revenue bonds, it will be limited to parking. There again you will have just another collector of traffic that will not add anything to the downtown area.

Mr. Pearson stated the land in the first two blocks downtown is too valuable for parking only; it is a very limited viewpoint. If multi-story parking was put up in the third block of East Trade Street, people would walk three blocks; it does not have to be in the first two blocks. If you look ahead 20-40 years, the Downtown will be limited. The downtown to be vital will have to consist of all the elements, and the parking will have to be on the edge of that area. It is very easy to holler for money from Raleigh and Washington; but the best way to get money from anyone is by utilizing the money we have in the most efficient manner. He stated it is time that this Council should sit down with the Belk and Ivey Enterprises and the small merchants in the downtown and figure

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an intelligent way that multi-story parking can aid the downtown area with all bearing their share. Why should the taxpayer furnish downtown parking anymore than SouthPark parking? That he is not against revenue bonds, but he thinks it should be done intelligently without hurting other people.

ORDINANCE NO. 313-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF TWO LOTS WEST OF LONGFELLOW STREET ON PETITION OF ABRAHAM LUSKI, ET AL.

Motion was made by Councilman Whittington, and seconded by Councilman Short, to adopt the subject ordinance changing the zoning of two lots west of Longfellow Street from R-6MF to O-6 and denying the request for a change to B-1 on which a protest petition sufficient to invoke the 3/4 rule has been filed, all as recommended by the Planning Commission.

The vote was taken on the motion and carried as follows:

YEAS: Mayor Belk, Councilmen Whittington, Short, Alexander, Calhoun, Jordan, McDuffie and Withrow.

NAYS: None.

The ordinance is recorded in full in Ordinance Book 18, at Page 410.

PETITION NO. 71-89 BY COY E. DONALD FOR A CHANGE IN ZONING OF A PARCEL OF LAND AT THE SOUTHEAST CORNER OF BELHAVEN BOULEVARD AND NORTH CLOUDMAN STREET, DENIED.

Councilman Whittington moved that the subject petition for a change in zoning from R-6MF to B-2 be denied as recommended by the Planning Commission. The motion was seconded by Councilman Jordan, and carried unanimously.

ORDINANCE NO. 314-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF A LOT AT 4201 HOVIS ROAD ON PETITION OF ANN H. BUTLER.

Upon motion of Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, the subject ordinance was adopted changing the zoning from R-6MF to O-6 rather than the requested B-1 as recommended by the Planning Commission.

The ordinance is recorded in full in Ordinance Book 18, at Page 411.

PETITION NO. 71-95 BY WARDLOW, KNOX, CAUDLE AND KNOX TO AMEND THE TEXT OF THE ZONING ORDINANCE TO PERMIT A BEAUTY SHOP TO OPERATE AS A CUSTOMARY HOME OCCUPATION, DENIED.

After discussion, motion was made by Councilman Jordan to deny the subject petition as recommended by the Planning Commission. The motion was seconded by Councilman Whittington.

After further discussion, Councilman Short made a substitute motion to delay the petition for one week and ask Mr. Freeman, Attorney for the petitioner, to try to present to Council something in terms of language within a statute that Council could consider. The motion did not receive a second.

The vote was taken on the original motion to deny the petition and carried unanimously.

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ORDINANCE NO. 315-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF PROPERTY ON THE NORTH SIDE OF WASHBURN AVENUE EXTENDING FROM 3321 THROUGH 3341 WASHBURN AVENUE ON PETITION OF CRAWFORD W. MANGUM, ET AL.

Councilman Whittington moved adoption of the subject ordinance changing the zoning from R-6MF to O-6 as recommended by the Planning Commission. The motion was seconded by Councilman McDuffie, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 18, at Page 412.

PETITION NO. 71-98 BY F. I. DRAKEFORD COMPANY, INC. FOR A CHANGE IN ZONING OF PROPERTY AT 1915 BEATTIES FORD ROAD.

Upon motion of Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, the subject petition for a change in zoning from O-6 to B-1 was denied as recommended by the Planning Commission.

PETITION NO. 71-99 BY H & H EQUIPMENT COMPANY FOR A CHANGE IN ZONING OF PROPERTY ON THE NORTHEAST SIDE OF ORCHARD CIRCLE, WEST OF SOUTH TRYON STREET, DEFERRED.

Councilman Short moved that the subject petition for a change in zoning be deferred pending further study by the Planning Commission of an area between South Tryon Street and I-77. The motion was seconded by Councilman Jordan, and carried unanimously.

PETITION NO. 71-102 BY BASIL W. KIKER FOR A CHANGE IN ZONING OF PROPERTY ON THE WEST SIDE OF MCALWAY ROAD AT CRAIG AVENUE, DEFERRED.

Motion was made by Councilman Jordan, seconded by Councilman Short, and unanimously carried, deferring action on the subject petition pending a study of the intersection alignment which would be created by a driveway on this property and Craig Avenue.

AMENDMENT NO. 4 TO REDEVELOPMENT PLAN FOR SECTION NO. 3, BROOKLYN URBAN RENEWAL AREA, PROJECT NO. N. C. R-37, DENIED.

Council was advised that a public hearing on the subject amendment was held by the City Council on November 1, 1971, and action was deferred as requested by the Commission to allow the Planning Commission to reconsider the proposed amendment in light of a change made by the Redevelopment Commission. On November 22, the Planning Commission reviewed the changes made by the Redevelopment Commission and strongly opposed any further relaxation of the sign regulations. That the original proposed amendment would have severely limited the variance which could be approved by the Governing Body of the Commission. The Redevelopment Commission in its deliberations on that proposal determined it would be imprudent to limit its authority to give the Redevelopment Commission the discretion to grant a variance from the sign regulations, controls, and restrictions up to but not less restrictive than the provisions in the City Code. The sign provisions, as such, are not being relaxed, but a procedure is being devised to permit relief in worthy cases within the Commissioners' sound and sole discretion. If the amendment is finalized, it would be only in exceptional cases that any variance would be granted and then only the minimum which would be indicated under the circumstances.

Councilman Alexander asked if there is a situation in which the Redevelopment Commission is hampered from doing something? Mr. Sawyer, Executive Director, replied there is a request before the Redevelopment Commission now from the Downtowner Motel which is being constructed at the corner of Fourth and McDowell Street. This motel has a sign program for their motel. This means they have a certain number of signs of a certain size they want to place on

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the building at certain locations - on the side, on the roof and in front of the building. They gave this as part of their national sign program. The Commission felt some sympathy for the fact if this motel had to restrict its sign program to that required by the Redevelopment Plan, then it would probably not be as competitive as some of the other motels that could put larger signs in places.

Councilman Short stated Mr. Sawyer makes the point that the urban renewal areas should have the same identification sign privileges as other areas of the city; but the concern he has is that the other areas of the city are not very well regulated as to these identification signs that are attached to businesses. In fact, the code specifically says with reference to identification and business signs attached to businesses "maximum area, no limit" meaning absolutely unlimited. If it were a business identification sign attached to a building we could evolve something here in Charlotte almost like the strip in Las Vegas. It seems to him as we get I-77 going close into downtown and we are going to have the expressway loop that we have the possibility, the way the law is written now, not just for urban renewal, but for the city in general, of businesses seeking to compete with each other so they can attract the attention of riders and travelers on the expressways. The 200 square feet that applies to urban renewal areas in his opinion would be a good regulation to have for the entire city; this would be a sign 8 feet tall and 25 feet long; an illuminated sign of that size could be seen for miles. What we really should do is not make urban renewal like the rest of the city, but make the rest of the city like the urban renewal area. If the expressway travelers want to find a motel there could be signs out in an industrial area when the expressway runs through an industrial area.

Councilman Jordan stated the Downtowner has two other motels in the city and asked if they have the signs they are asking for on the one in the urban renewal area? Mr. Sawyer replied they have the same number; that he is not sure about the size. They are asking for the sign they wish to place on the roof to be about 560 square feet. This would be 10' x 50'; the present regulations would hold it to 200 square feet.

Councilman Alexander asked if the Urban Renewal Commission did not feel in the beginning when this regulation was established that it was a good regulation for urban renewal property? Mr. Sawyer replied they did which is indicated by their approval of the redevelopment plan with these restrictions in it.

Councilman Whittington moved that the request of urban renewal be denied. The motion was seconded by Councilman Short.

Councilman Calhoun asked if Mr. Sawyer is recommending this on behalf of the Downtowner or does he honestly feel this change is in order, and would be needed for redevelopment purposes? Mr. Sawyer replied they have been under right much pressure, and he knows the Planning Commission has been under similar pressure with respect to the zoning ordinance from not only motels but automobile agencies and others that have national sign programs. This really is not a new request; it is the request that spurred them to take this action.

Mr. Sawyer stated the first change recommended was one to increase the size at the discretion of the Commission by 100% above what they have now, and the Planning Commission approved this; they did not approve using unlimited discretion; it did approve exercising discretion in certain cases to increase the requirements 100%. Right now the requirement is that only one sign on a side of a building be permitted; to increase that to 100% would allow two signs. The minimum size of the sign is 200 square feet. To increase that would be 400 square feet. He asked if Council would consider this?

Mr. McIntyre, Planning Director, stated the Planning Commission did not agree to the final proposal of the Redevelopment Commission and that is to allow variance up to the requirements of the zoning ordinance in that you can have any number of signs placed on a building. The Commission did agree with the idea of the Redevelopment Commission to have the authority to vary up to twice

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what the regulation is at the present time. Instead of being limited to one sign, to have the authorization to vary up to two signs in number and to vary from the present limitation of 200 square feet up to 400 square feet. They limited, however, by 10%, the area on the side of a building. In substance the Planning Commission did not agree with the final proposal of the Redevelopment Commission, but did agree with the initial agreement.

Councilman Short stated he thinks Council should turn this down, and perhaps deal further with the other matter that was mentioned with another approach.

The vote was taken on the motion to deny the request and carried unanimously.

PLANNING COMMISSION REQUESTED TO SET A PUBLIC HEARING APPLYING A 200 SQUARE FOOT LIMITATION TO ATTACHED SIGNS IN B-1, B-2 AND B-3 AREAS.

Councilman Short moved that the City Council ask the Planning Commission to have a public hearing to apply a 200-square foot limitation to attached business and identification signs in B-1, B-2 and B-3 areas and also include within this the auxiliary matters that were mentioned by Mr. Sawyer. The motion was seconded by Councilman Alexander.

Councilman Short stated the matter of having this set up with these throughways running through the city is written in the book "no limit", and that is not a healthy situation.

Councilman McDuffie asked how long urban renewal will control these buildings? Mr. Sawyer replied for 20 years from the date of the approval of the plan; this is a control that runs with the deed.

Councilman Short stated the hearing would have to be worked out with certain specifics. For example, there is a building fronting on three streets. The basic idea is to impose a 200 square foot limitation.

Councilman McDuffie stated the idea is to make everyone comparable. That he would like to change the sign regulations all over the city so that the new car dealers would not be able to put up a sign larger than the one in urban renewal.

The vote was taken on the motion, and carried unanimously.

CHANGE ORDER NO. 2 IN CONTRACT WITH REA CONSTRUCTION COMPANY FOR STRENGTHENING RUNWAYS 18/36 AND 5/23 AND MISCELLANEOUS TAXIWAYS, APPROVED.

Councilman Jordan moved approval of the subject change order to cover overlying Taxiway "C" between Runway 5 and Taxiway "A", amounting to 741 tons of asphalt at a cost of \$7,357.75. The motion was seconded by Councilman Whittington, and carried unanimously.

CHANGE ORDER NO. 1 IN CONTRACT WITH WALKER & WHITESIDES, INC. FOR STRENGTHENING RUNWAYS 18/36 AND 5/23 AND MISCELLANEOUS TAXIWAYS, APPROVED.

Motion was made by Councilman Whittington approving the subject change order to cover the cost of lowering 35 high intensity lights and raising two additional taxiway lights increasing the contract price of \$11,914 by \$435.25. The motion was seconded by Councilman Jordan, and carried unanimously.

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RESOLUTIONS RESCINDING AUTHORIZATION TO INSTITUTE CONDEMNATION PROCEEDINGS.

Councilman Withrow moved adoption of a resolution to rescind authorization to institute condemnation proceedings against property belonging to Katherine McChesney and Dorothy M. Boyles and husband, Joe M. Boyles, located on Old Dowd Road, in Berryhill Township, for a new proposed runway in connection with the Airport Expansion Program. The motion was seconded by Councilman Whittington, and carried unanimously.

The resolution is recorded in full in Resolutions Book 8, at Page 5.

Motion was made by Councilman Withrow, seconded by Councilman Whittington, and unanimously carried, adopting a resolution to rescind authorization to institute condemnation proceedings against property belonging to Robert D. Noble and wife, Sylvia A. Noble, located at 2000 Sharon Lane, for the Sharon Lane Widening Project.

The resolution is recorded in full in Resolutions Book 8, at Page 6.

ORDINANCES ORDERING THE REMOVAL OF WEEDS AND GRASS PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE, AND CHAPTER 160-200 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, the following ordinances were adopted ordering the removal of weeds and grass:

- (a) Ordinance No. 316-X ordering the removal of weeds and grass on property adjacent to 1101 South Boulevard.
- (b) Ordinance No. 317-X ordering the removal of weeds and grass on property adjacent to 3025 Simpson Drive.

The ordinances are recorded in full in Ordinance Book 18, beginning at Page 413.

CITY OWNED PROPERTY TO BE ADVERTISED AND OFFERED FOR SALE.

Councilman Alexander moved that city-owned property at 2301 Blanton Street, located in an R-6MF zone and consisting of approximately 12,000 square feet, be advertised and offered for sale in accordance with ordinance requirements. The motion was seconded by Councilman Jordan, and carried unanimously.

PROPERTY TRANSACTIONS AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Calhoun, and unanimously carried, the following property transactions were authorized:

- (a) Acquisition of 10' x 1,148.77' of easement at 700 Beal Street, from McAlway Industrial Park, Incorporated, at \$1,050.00, for sanitary sewer to serve 917 Beal Street.
- (b) Acquisition of 10' x 235.14' of easement at 1026-1030 Northwood Drive, from William Trotter Development Company, at \$1.00, for sanitary sewer to serve Northwood Park III.
- (c) Acquisition of 155.45' x 185.39' x 131.41' x 200.77' at 420 East 15th Street, from Duncan Memorial Methodist Church, at \$8,500.00, for Model Cities Mini Park.

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- (d) Acquisition of 27.17' x 56.67' x 53.82' x 50' at 826 Belmont Avenue, from George Franklin Jones and wife, Ruby L., at \$4,125.00, for Belmont Neighborhood Improvement Project, Belmont Avenue Widening.
- (e) Acquisition of 16,398^{square}/feet at North Davidson Street and Parkwood Avenue (Cordelia Park), from Charlotte Park and Recreation Commission, at \$1,891.00, for Belmont Neighborhood Improvement Project, Parkwood Avenue Widening.
- (f) Acquisition of 100' x 7' x 85' x 15' x 12' construction easement at 2000 Sharon Lane, from Robert D. Noble and wife, Sylvia A., at \$100.00, for Sharon Lane Widening.
- (g) Acquisition of 25' x 31.43' x 17.53' of easement at 3509 Windsor Drive, from John S. Proctor and wife, Barbara H., at \$50.00, for Lower Briar Creek Interceptor Sanitary Sewer Construction.
- (h) Acquisition of 5' x 10' of easement at 5320 Park Road, from James Oliver Lake and wife, Willie, at \$10.00, for Lower Briar Creek Interceptor Sanitary Sewer Construction.
- (i) Acquisition of 10' x 8' of easement at 5314 Park Road, from Atando Properties, Inc., at North Carolina Corporation, at \$10.00, for Lower Briar Creek Interceptor Sanitary Sewer Construction.
- (j) Acquisition of 25' x 69.71' of easement at 2301 Inverness Road, from Louise F. Folger (widow), at \$70.00, for Lower Briar Creek Interceptor Sanitary Sewer Construction.
- (k) Acquisition of 25' x 23.73' x 20.46' of easement at 3020 Statesville Avenue, from NCNB Trustee U/A Walter Hook at \$50.00, for Interstate 77 Sanitary Sewer Relocation.
- (l) Acquisition of 15' x 188.25' and 25' x 231.06' of easement at 2201 Slater Road, from James P. Griffin and wife, Louise, at \$420.00, for Interstate 77 sanitary sewer relocation.
- (m) Acquisition of 2.59' x 10' of easement on Route 11, Box 592, from Olga W. Ross (widow), at \$50.00, for Interstate 77 sanitary sewer relocation.
- (n) Acquisition of 25' x 353.29' of easement at 2031 McDonald Drive, from John O. Crowe, Jr. and wife, Catherine A., at \$500.00, for Interstate 77 sanitary sewer relocation.
- (o) Acquisition of 25' x 116.38' of easement on Route 11, Box 600E, from James Lewis Overcash and wife, Virginia M., at \$300.00, for Interstate 77 sanitary sewer relocation.
- (p) Acquisition of 25' x 1,148.11' of easement at 2100 Slater Road, from Thomas Carl Chapman, (widower), at \$1,350.00, for Interstate 77 sanitary sewer relocation.
- (q) Acquisition of 30' x 353.51' of easement at 3220 Mill Pond Road, from Mountainbrook Club, Inc., at \$700.00, for McMullen Creek Outfall sanitary sewer relocation.
- (r) Acquisition of 10' x 67.47' of easement at 5212 Auburndale Road, from Byrd N. Sexton III and wife, Linda S., at \$68.00, for Tamerlane Sanitary Sewer relocation.
- (s) Acquisition of 10' x 75' at 4144 Larkspur Lane, from Eddins Corporation, at \$75.00, for Tamerlane sanitary sewer relocation.
- (t) Acquisition of 10' x 49.50' of easement at 4111 Tamerlane from Eddins Corporation, at \$50.00, for Tamerlane Sanitary sewer relocation.
- (u) Acquisition of 15' x 564.16' of easement at 550 Bilmark Avenue, from Nancy A. Starrette and husband, W. H. Starrette, at \$590.00, for sanitary sewer to serve 5621 North Tryon Street.

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RESOLUTIONS AUTHORIZING CONDEMNATION PROCEEDINGS, ADOPTED.

Motion was made by Councilman Whittington to adopt a resolution authorizing condemnation proceedings for acquisition of property of Warner Enterprises, Inc., at 3804 Commonwealth Avenue, for Eastway Drive Widening. The motion was seconded by Councilman Withrow, and carried unanimously.

The resolution is recorded in full in Resolutions Book 8, at Page 7.

Councilman Withrow moved adoption of a resolution authorizing condemnation proceedings for the acquisition of property of Victoria Granger (widow), at 1808 Wayt Street, for Sugar Creek-Irwin Creek Open Space Project. The motion was seconded by Councilman McDuffie, and carried unanimously.

The resolution is recorded in full in Resolutions Book 8, at Page 8.

Upon motion of Councilman McDuffie, seconded by Councilman Whittington, and unanimously carried, a resolution was adopted authorizing condemnation proceedings for the acquisition of property of Wilson Lewith, et al, at the southwest corner of Harrill Street at East 15th Street, for the Sugar Creek-Irwin Creek Open Space Project.

The resolution is recorded in full in Resolutions Book 8, at Page 9.

CLAIM BY MRS. LUTITIA HALL FOR PERSONAL INJURIES, DENIED.

Motion was made by Councilman Whittington, seconded by Councilman Calhoun, and unanimously carried, authorizing claim of Mrs. Lutita Hall, in the amount of \$239.00, for personal injuries be denied, as recommended by the City Attorney.

SPECIAL OFFICER PERMIT AUTHORIZED.

Councilman Jordan moved approval of the issuance of a Special Officer Permit to James Britt Atkins for a period of one year on the premises of Jefferson Standard Building. The motion was seconded by Councilman Withrow, and carried unanimously.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Withrow, seconded by Councilman Whittington, and unanimously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of cemetery lots, as follows:

- (a) Deed with Harry & Bryant, Inc., for Lot No. 207, Section 3, Evergreen Cemetery, at \$878.00.
- (b) Deed with Harry & Bryant Co., Inc. for Graves Nos. 1, 2, 5, 6, 7 and 8 in Lot No. 208, Section 3, Evergreen Cemetery, at \$592.00.
- (c) Deed with J. Z. Watkins and wife, Louise O. Watkins for Graves No. 3 and 4, in Lot No. 208, Section 3, Evergreen Cemetery, at \$210.00.

ALL BIDS REJECTED FOR SANITARY SEWER FACILITIES TO SERVE 5621 NORTH TRYON STREET AND MILTON ACRES.

Councilman Jordan moved that all bids received for sanitary sewer facilities to serve 5621 North Tryon Street and Milton Acres be rejected. The motion was seconded by Councilman Whittington, and carried unanimously.

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CONTRACT AWARDED SANDERS BROTHERS, INC. FOR SANITARY SEWER FACILITIES TO SERVE MILTON ACRES.

Motion was made by Councilman Whittington to award contract to the low bidder, Sanders Brothers, Inc., in the amount of \$13,434.00, on a unit price basis, for sanitary sewer facilities to serve Milton Acres. The motion was seconded by Councilman Short, and carried unanimously.

The following bids were received:

Sanders Brothers, Inc.	\$13,434.00
Crowder Const. Co.	15,500.00
Thomas Structure Co.	15,737.00

REQUEST FOR TRAFFIC SIGNAL AT INTERSECTION OF SHANNONHOUSE DRIVE AND THE PLAZA TO BE PLACED ON AGENDA FOR NEXT COUNCIL MEETING.

Councilman McDuffie moved that the matter of a traffic signal at Shannonhouse Drive and The Plaza be placed on the agenda for the next Council Meeting, and that Mr. Hoose, Traffic Engineer, be requested to be present at that time. The motion was seconded by Councilman Whittington, and carried unanimously.

COUNCILMAN SHORT REAPPOINTED AS DELEGATE TO CENTRAL PIEDMONT REGIONAL COUNCIL OF LOCAL GOVERNMENTS.

Councilman Withrow moved the reappointment of Councilman Milton Short for a one year term, effective January 1, as a delegate to the Central Piedmont Regional Council of Local Governments, and that the Mayor be given the authority to name an alternate delegate. The motion was seconded by Councilman Alexander, and carried unanimously.

DECEMBER 24 DESIGNATED AS ADDITIONAL CHRISTMAS HOLIDAY FOR CITY EMPLOYEES.

Councilman Jordan moved that Friday, December 24, be designated as an additional Christmas Holiday for City Employees. The motion was seconded by Councilman Withrow, and carried unanimously.

MAYOR REQUESTED TO REORGANIZE THE GOVERNMENTAL PLAZA COMMISSION.

Councilman Whittington asked if the Mayor has made an effort to reorganize the Governmental Plaza Commission so that they can begin to bring to Council and the County Commissioners any plans for the historical park, and anything else that will be tied into the Plaza.

Mayor Belk replied he has talked about it but nothing has been done yet, but he will work on it.

SPEED DETECTOR DEVICE WITH FLASHER REQUESTED INSTALLED AT THE CORNER OF MURRAYHILL ROAD AND WOODLAWN ROAD.

Councilman Whittington requested the City Manager to ask Mr. Hoose, Traffic Engineer, to consider installing a speed detector device with flasher light at the corner of Murrayhill Road and Woodlawn Road. He stated there have been a lot of accidents at the intersection, and he does not want to recommend a traffic signal, but he thinks the speed detector device with flasher is necessary.

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JOINT MEETING OF COUNCIL, COUNTY COMMISSION AND PLANNING COMMISSION ON FLOOD CONTROL ORDINANCES SET FOR THURSDAY, JANUARY 6, 1972 IN LAW ENFORCEMENT CENTER.

Councilman Whittington moved that a joint meeting of the City Council, County Commission and Planning Commission be set for Thursday, January 6, 1972, at 2:30 o'clock p.m., in the Law Enforcement Center on new flood control ordinances. The motion was seconded by Councilman Short, and carried unanimously.

REDEVELOPMENT COMMISSION REQUESTED TO BRING COUNCIL PLANS ON BLUE HEAVEN PARK AREA.

Councilman Whittington suggested that the Redevelopment Commission come back to Council with whatever plans they have, if any, for the completion of the Blue Heaven Park. That this has been left up in the air for over a year, and most of it is Council's fault, but perhaps if they come back with another presentation, then Council would have something to act upon.

PARK AND RECREATION COMMISSION REQUESTED TO BRING COUNCIL ITS PLANS ON ACQUIRING LAND FOR PARK IN THE NORTHEAST AND NORTHWEST SECTIONS OF CITY AND ON SUGAR CREEK PARK PROGRESS.

Councilman Whittington requested the Park and Recreation Commission to come to Council and give any late plans they have on acquiring the park in the northeast or northwest section of Charlotte, and what progress has been made, if any, on the Sugar Creek Park.

HOUSING AUTHORITY REQUESTED TO MEET WITH COUNCIL ON HOUSING IN THE HICKORY GROVE AREA AND HOUSING NEEDS FOR THE CITY.

Councilman Whittington requested that the Housing Authority meet with Council and give the plans for public housing or 225D6 or 223D6 housing in the Hickory Grove, northeast section of Charlotte. That everyone out there seems to be up tight about this, and perhaps rightly so. That all he knows about it is what he reads in the paper or what people tell him. This is information Council should have, and the Housing Authority should give Council this information before they proceed.

Also, the Housing Authority should give Council its requirements now for public houses and what ideas they have about scattering public housing.

Councilman Withrow stated while they were attending the meeting in Hawaii this past week, he found that a number of cities are using contingency funds. One city took out of its contingency fund \$600,000 and bought sites to place two, three or four houses or apartments on. When the buildings were completed, they were sold to the Housing Authority and the City received the \$600,000 back. They continue to do this. That the Housing Authority says it cannot build one or two on a site, and these cities are doing it, and are doing it with the city's contingency fund. He requested the City Manager to check into this and see if the local statutes would allow us to do this. He stated St. Louis and New York City are both using this approach.

CITY MANAGER REQUESTED TO GET INFORMATION ON PLAZA ROAD WIDENING FROM STATE.

Councilman Whittington stated Mr. Maxwell, Highway Commissioner, has told Council that Plaza Road would be widened by the State. He requested the City Manager to contact the State and ask for a date when the work will be let for a contract, and hopefully when it will be completed.

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COUNCILMAN WHITTINGTON AUTHORIZED TO MEET WITH VARIOUS CITIES REPRESENTATIVES AND THE NORTH CAROLINA LEAGUE OF MUNICIPALITIES ON TAX RELIEFS.

Councilman Alexander moved that Councilman Whittington be authorized to get together with various cities to discuss tax reliefs, and to work with the North Carolina League in getting this through the Legislature. The motion was seconded by Councilman Jordan, and carried unanimously.

MAYOR AND COUNCIL REQUESTED TO WRITE LETTERS OF SUPPORT TO THE GOVERNOR OF HAWAII FOR MOTEL TAX REQUESTED BY MAYOR OF HONOLULU.

Councilman McDuffie stated he is going to write the Governor of Hawaii. That they are having the same problem we have, and the Mayor was interested in a motel tax which they do not have, and the Governor is opposed to it. That it seems we should lend our support, and he encouraged all members of Council and the Mayor to do the same.

REQUEST THAT CITY SET UP POLICY FOR ANSWERING FIRE CALLS OUTSIDE THE CITY LIMITS.

Councilman McDuffie asked the city's policy on fire trucks answering calls in the county, such as Sunday Night on the apartments just outside the city? Mr. Bobo, Assistant City Manager, replied there is an agreement whereby if city help is needed in an emergency, the city will answer the call; that the county police calls the fire department for assistance.

Councilman McDuffie stated he would like for the city to formalize a policy. That he feels very strongly that the city services should be for the city people; that he realizes there are certain circumstances where the city should be called on for a big disaster. That he gets the impression that the people out Independence Boulevard and out North Tryon Street in the apartment complex rely on the knowledge that our vehicles are ready and able to serve them and would be there. So that by living outside the city, they still have access to these services, and are not supporting a \$5.0 million budget for fire service. That he would not want someone to think the city is heartless and would let their house burn down; but he would invite them into the city, and especially the complex out North Tryon Street which is right on the border.

COMMENTS ON THEME OF MEETING IN HAWAII AND SIGNS IN TUSCON, ARIZONA.

Councilman Short stated one of the principal themes made by some of the speakers at the meeting in Hawaii last week was that revenue sharing will not solve the problems of larger growing cities, and will not replace other types of federal assistance such as urban renewal, model cities, NIP programs, open space programs, water and sewer programs, TOPICS programs, and so forth.

Councilman Short stated to back up the comments made earlier in the meeting about signs, he passed around photographs taken by a telescopic-type camera in Tuscon, Arizona. They do not have regulations for identification signs; it was unlimited. That not all of the signs are identification signs, but most of them are, and he would like to pass them around so that the members of Council can be thinking about it.

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INFORMATION ON TAX PLIGHT OF THE CITY PRESENTED BY FINANCE DIRECTOR IN CONFERENCE SESSION TO BE SENT OUT TO CITIZENS OF CHARLOTTE AT LATER DATE.

Councilman Alexander stated in the Conference Session today he spoke briefly about the need to do a composite job of informing citizens of our tax plight. That Mr. Whittington suggested the statement made by Mr. Fennell, Finance Director, be put in with our water bills. He asked if our information office is set up to give special attention to this matter in connection with Mr. Fennell and can do a first class job of setting up ways to forward this type of information to our citizens from time to time to bring these facts in focus. He stated this is information we need to bring to our citizens in tune with some of the real problems of tax financing. He asked if the information department can put together such a program and come back to Council with recommendations on it.

Mr. Burkhalter, City Manager, replied you first have to schedule for the use of the water bill type information. The City does have methods of doing this. Also, the City has a new director of the Public Information Department who is beginning to gather information. He stated the people have already been informed as they have a detail breakdown of the budget, where the money comes from and such. The difficulty is the people will not read it. It has to be done in brief form and has to be sent out gradually.

Councilman Alexander suggested the matter be taken up with the Information Department and come back to Council with a program.

Mr. Burkhalter stated he just wants to caution Council about using this. The public gets tired of hearing you holler wolf, and the city has hollered no money for a long time, and we give them no choice. He thinks you make a mistake by going out and saying we need more money and not saying this is the way we should get it. If the program is worked up and the alternatives listed, this is what should be done.

Councilman Calhoun stated Mr. Alexander is on the right track but he thinks it is a matter of timing. At present, there are two other things going. That he and Mr. Alexander are on the W. J. Smith's Committee, and Mayor Belk has pointed out there will be a meeting with the County Commissioners and the representatives to talk about new sources of revenue. That Council should wait on the other campaign before putting this information out.

Councilman Alexander agreed, but asked that the discussion remain in the record.

CITY MANAGER REQUESTED TO SET UP CONFERENCE SESSION ON WASTE DISPOSAL.

Councilman Jordan requested the City Manager to set up a conference meeting on waste disposal so they can show the slides they have, and also that each Councilman who went to Vienna review his notes and be ready to give the other members of Council his viewpoints on what was seen. Councilman Jordan also requested that Senator Belk, who went on his own with them to Vienna, be invited to attend this meeting.

COMMENTS ON PROGRAMS OF OTHER CITIES WHICH COULD BE PUT TO PRACTICE IN CHARLOTTE.

Councilman Withrow stated the theme of the National League of Cities Meeting was the involvement of people. That he was on two panels and two different speakers said their cities had gone out and wooed good people into forming neighborhood groups and community groups over neighborhood groups. The speakers said this was very effective and they wished that all cities would move in this direction of people-oriented problems and procedures. People could come to government and government could go to these different

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neighborhood groups and learn the needs of the people. They also said that young people over the nation were demanding this, and unless government listens to the young people, then they are in trouble.

Councilman Withrow stated we should take this into consideration. That of all the things he learned, the main one was that we have to get people involved.

Councilman Jordan stated the Mayor of Honolulu told them at the beginning of the meeting of a clean up program they had for ten days and asked the citizens of Honolulu to participate and 210,000 of the people participated and they did a beautiful job. He suggested that a note be made of this and in the Spring, we can ask our people to participate in a program such as this.

Councilman Alexander stated he found out in Hawaii that Model Cities trucks on clean ups can pick up any type of trash in model cities area, whether they do it in other sections of the city or not.

ADJOURNMENT.

Upon motion of Councilman Jordan, seconded by Councilman Alexander, and unanimously carried, the meeting was adjourned.



Ruth Armstrong, City Clerk