

October 24, 1966
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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Monday, October 24, 1966, at 3 o'clock p.m., with Mayor Stan R. Brookshire presiding, and Councilmen Claude L. Albea, Fred D. Alexander, Sandy R. Jordan, Milton Short, John H. Thrower, Jerry Tuttle and James B. Whittington present.

ABSENT: None.

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INVOCATION.

The invocation was given by Reverend Sam Zealy, Minister of Thomasboro Presbyterian Church.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Thrower and unanimously carried, the minutes of the last Council Meeting on October 17, 1966, were approved as submitted.

RESOLUTION ORDERING THE MAKING OF LOCAL IMPROVEMENTS ON SHENANDOAH AVENUE, FROM HANOVER STREET TO LORNA STREET.

The public hearing was held on the petition of 72.2% of the number of owners, representing 75% of all the lineal feet of frontage for street improvements on Shenandoah Avenue, from Hanover Street to Lorna Street, to determine if the improvements should be made by installing storm drainage facilities and constructing standard curb and gutter for a total distance of 1,100 front feet, at a total estimated project cost of \$11,454, of which the City's share is estimated at \$5,424, and the total amount to be assessed against the owners of property abutting the improvements estimated at \$6,030, at an estimated \$5.48 per front foot.

No opposition was expressed to the petition.

Upon motion of Councilman Thrower, seconded by Council Albea and unanimously carried, the subject resolution was adopted and is recorded in full in Resolutions Book 5, at Page 360.

CITIZENS OF HOSKINS AND THOMASBORO COMMUNITIES PETITION MAYOR AND COUNCIL TO PROVIDE PARK AND RECREATIONAL FACILITIES, BETTER STREET LIGHTING AND PAVED SIDEWALKS FOR CERTAIN STREETS IN THE AREA.

Reverend Sam H. Zealy speaking as a citizen of the community stated he has a petition addressed to the Mayor and City Council in which the citizens of the Hoskins and Thomasboro Communities petition the Mayor and Council to provide immediately for their communities: (1) park and recreational facilities, including playground, tennis courts, swimming pool, picnic grounds and tables, and a ball field; (2) better street lighting; (3) paved sidewalks for at least Belhaven, Hoskins Road, Rozzells Ferry Road, Bradford Drive, Gosset Street, from Hoskins to the School, Glenwood Drive and Hovis Road, and the Beechwood Acres Roads.

Reverend Zealy stated the people of the two communities have felt the additional need for some help from the Council, and from any funds, either federal, state, county funds or city funds for the improvement of their communities. That the petition is signed by 1,889 persons which embraces all denominational lines within the area, all economic lines within the area, and all racial lines within the area; as far as they know, they are all authorized signatures with the exception of those perhaps where the husband signed Mr. and Mrs. or the wife has signed Mr. and Mrs; and there are no persons under eighteen years of age who have signed the petition.

Reverend Zealy stated they feel the two communities have become a step-child, not purposely but because they have grown up and have lacked certain facilities which other areas of the city have shared in; that they are very much concerned about the park area as they have to go to other parks, and there are some people who are not as affluent as others who have means of getting to parks some distances away, and they have to walk or not have these enjoyments. He stated they are looking forward to the bond issue, and they are in approval of the issue and are hoping they will be included in such a bond issue in the hopes that they will have some of these things they are asking for from the Mayor and Council.

Mayor Brookshire advised the petitions will be given careful consideration and the request will be carefully studied, and he and Council will do all that the finances will allow; that the area of Park and Recreation is handled almost by an autonomous body - the Charlotte Park and Recreation Commission - but the Council will intercede for the communities with that Commission to see to what extent they can provide some of the things that have been requested.

Reverend Zealy stated they anticipated possibly this thought and talked with members of the Park and Recreation Commission, and they assured them they received their monies from the Council, and if additional monies were forthcoming, they could do more than they are doing.

Councilman Jordan asked if there is any land in the area that the Park and Recreation might be able to use or acquire for the parks? Reverend Zealy replied the northwest side is growing very rapidly now, and there is land but it is normally for a price.

Councilman Whittington asked if they did not lose the playground area at the school, and Reverend Zealy replied they did, and the Thomasboro Community House, which was actually owned by the church he represents, burned and the city inspector told them at that time it would cost at least \$8,000, and his church was renting this facility to the Teen-age Canteen for the sum of \$250 per year, and it would cost them \$8,000 to put it in condition, and they felt they could not do such, and since that time, they have released the land.

Councilman Short asked the City Attorney if it is correct that the City gives the Park and Recreation the maximum amount which the law allows, and Mr. Kiser, City Attorney, replied the law allows taxation up to 8 cents on the dollar for park and recreation purposes, and, in addition, certain non-tax funds may be made available to the Commission.

Reverend H. L. Ferguson, Pastor of Thomasboro Baptist Church, stated he believes if all the facts are investigated the City will find they do have a cause, and there is a real reason why they have all these names. That he has been pastor of the same church in the Thomasboro Area for 21 years, and he was pastor and resident when they were out of the city, and also

resident when they were brought into the city, and he knows the difference in taxes in the city and out of the city, and they feel they are asking and not demanding that the City give every consideration it possibly can to their needs in their communities and areas. As far as need in this particular area, their need is just as great as any other.

Reverend Ferguson stated they went to the Park and Recreation office and got the map which he held before Council, and it shows what they are trying to show to Council. That in talking with them he found there is a difference between a playground and a park, and normally the difference between a playground and park is a minimum of fifteen acres. He stated they have a playground in Thomasboro, but there is no shelter and no recreational facilities whatever, and it contains about eight acres and is owned by the school. That if he is correct, the City of Charlotte owns no land at all in their area for park purposes.

He called attention to the map and pointed out Interstate 85, including the old Chadwick area and all the northwestern section of the city where there are no parks whatever. He stated there is a big gap in there, and they would like the City to help them fill it in. Reverend Ferguson stated the Park and Recreation Commission told them they had no plans for the communities due to lack of funds. As far as they know, no plans were made in the bond issue to do anything for them, and they feel they have not had anything, and it looks as though nothing will be done, and that is the reason they are here today to ask that something be done.

Councilman Tuttle asked how far away the nearest park with facilities is from the center of the populous area of the Thomasboro and Hoskins area? Reverend Ferguson stated from the Enderly Park Community Center to the P & N Railroad at Hoskins, it is exactly 2.2 miles. That Enderly Park is not in their area; they are speaking of the Thomasboro and Hoskins area; that they have grown tremendously since they were brought into the city limits, and they appreciate everything the City has done for them and their section is considerably improved since they were brought into the City.

Councilman Alexander asked where the eight-acre playground is they have now, and Reverend Ferguson replied it is right in the center on Bradford Drive, and it is only a playground, and there is nothing there except a field. Reverend Ferguson stated at one time the Pony League had a ball field in Westchester, and the City helped in the matter of grading; but it was sold to the developer, and there are houses now where the ball field use to be; that they think purchasing the land is urgent now, because if you do not do anything but get the land, it would be a tremendous stride and the longer the delay, the higher the cost.

Councilman Thrower asked where the street lights are needed. Reverend Zealy replied they asked for better street lighting; that Bradford Drive and South Hoskins have been improved immeasurably, and they think they are on Broadway, but there are other areas that are not as equally travelled, and it is in these areas they are concerned about better lighting. Councilman Thrower stated this is something the City can start on right away. Councilman Tuttle asked if there are any lone areas where there are no lights, and Reverend Zealy replied there are some in the Hoskins Area. Councilman Tuttle stated he is sure that Mr. Bobo, Administrative Assistant, is taking cognizance of this and a study will be made out there immediately.

Mr. Bobo replied the Traffic Engineering Department will make a study of the need for lights immediately.

Mayor Brookshire stated while the map is before everyone, he would like to make the observation that it shows the lack of parks or playgrounds in the vicinity the petitioners represent, and it also illustrates the need for enlarging upon the Charlotte Park and Recreational system. That he sees areas to the north and northeast, to the east itself and to the south that seems minus appropriate or properly located parks and recreational facilities. That Charlotte voted \$1.0 million for capital funds for park and recreation purposes about 1951 and that bond money has been expanded, and he thinks the total community should awaken to its further needs at this time in view of Charlotte's rapid growth. He thanks the representatives of the two communities for bringing not only their own needs to the City's attention but the other needs within the City that should be given serious thought. He stated he would like to thank the people in Hoskins and Thomasboro Communities for what they have done in the last two or three years under the leadership of Mr. McNeill, Chairman of the Community Development Program under the leadership of Mr. Zeb Strawn's Urban Renewal Advisory Commission. Mayor Brookshire stated he has been in their communities on several occasions, and he does know the interest and the efforts they have made to improve their own homes and neighborhoods, and he would like to acknowledge publicly their contributions in that area.

Councilman Tuttle stated he would also like to thank this group; that Reverend Zealy emphasized one of his points when he said land was available at a price, and it is at a price which concerns him because if we do not start earmarking some of this land near town and in the suburbs, it will be too late and will be beyond the cost.

Reverend E. B. Hicks, Pastor of Hoskins Baptist Church, stated about two years ago, they started a cleanup campaign in the Hoskins community and much has been accomplished, and they are grateful for that; they are grateful for the work that is being done by the City throughout the entire city. That just a few days ago he was driving in his community, and it was raining, just to see the conditions that existed with the school children; coming down Highway 16 or Belhaven some little colored children were starting to school; there is no sidewalk, and the traffic is very heavy at that time of the morning, and they were in the road and back out in the weeds, and the weeds on the side of the road were not even cut; they were going to Hoskins School; throughout the Hoskins area there is not one foot of sidewalk, and the children must walk in the street to school, and it is very dangerous. They ask that Council consider this very seriously and be assured that these people in the last few months have more confidence in our City Government than they have had before. When this petition was carried to the people, they signed it believing that something would be done, and he hopes Council will give it every consideration it possibly can.

Mr. Bobo advised last week Council appropriated money to construct a sidewalk on Belhaven Boulevard, and Mayor Brookshire replied it will be a partial help, and a month or so ago he asked for a general survey of some of the needs in these communities, and the City is making this survey now.

Reverend Zealy stated that they are not in the most affluent area of Charlotte, and Hoskins and Thomasboro need something now to keep them from becoming a burden and a tremendous expense both in the area of crime and poverty, and now is the opportunity for the stop gap, and he hopes Council will help them all it can.

Mayor Brookshire again thanked them for coming up and presenting their needs, which in an inadvertent way, calls attention to other needs in the area of parks and recreation, and Council will give these matters its

full consideration and will even explore with the County further the possibilities of a countywide system, countywide supported system, which will enable us to go into the perimeter of the city and procure lands in the near future that will have an exorbitant price on them if we do not act in the matter.

Councilman Alexander asked if these communities have had any contact with the Area Poverty Funds looking toward the possibility of a neighborhood center and Reverend Hicks replied they had the Neighborhood Youth Corp working in the Hoskins area for thirty days this summer. Reverend Zealy stated several months ago they heard that federal funds would be given to them, but it was given to another locality within the city. Councilman Alexander suggested that it may be wise if they made some contact with Mr. Zuidema and look into this side of the program and possibly they could get some help.

Mayor Brookshire stated while Mr. McNeill is present he would like to publicly thank him for the manner in which he has worked with these people and a lot of others in the City of Charlotte to improve homes and neighborhoods.

DECISION ON PETITION NO. 66-82 BY SARAH A. HAWKINS FOR CHANGE IN ZONING FROM R-9 AND R-9MF TO I-2 OF A TRACT OF LAND FRONTING 1,549.02 FEET ON THE NORTH SIDE OF INTERSTATE HIGHWAY 85, BEGINNING APPROXIMATELY 200 FEET EAST OF IRWIN CREEK AND EXTENDING NORTHWARD TO NEAR KENDRICK AVENUE DEFERRED PENDING FURTHER STUDY BY THE PLANNING COMMISSION.

Councilman Jordan moved that the subject petition be deferred pending further study by the Planning Commission. The motion was seconded by Councilman Whittington, and carried unanimously.

DECISION ON PETITION NO. 66-83 BY ROBERT B. KEMP, JR. ET AL FOR CHANGE IN ZONING FROM R-6MF TO B-1 OF FIVE LOTS ON THE NORTHWEST CORNER OF WEST CAMA STREET AND SOUTH TRYON STREET, FRONTING 226 FEET ON WEST CAMA STREET, AND 310 FEET ON SOUTH TRYON STREET, AND FIVE LOTS ON THE SOUTHWEST CORNER OF WEST CAMA STREET AND SOUTH TRYON STREET, FRONTING 240 FEET ON WEST CAMA STREET AND 200 FEET ON SOUTH TRYON STREET, DEFERRED PENDING FURTHER STUDY BY THE PLANNING COMMISSION.

Motion was made by Councilman Whittington deferring decision on the subject petition pending further study by the Planning Commission. The motion was seconded by Councilman Tuttle, and carried unanimously.

ORDINANCE NO. 544-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING THE ZONING FROM R-9 TO I-1 OF A 4.248 ACRE TRACT OF LAND LOCATED 800 FEET SOUTH OF THE 6100 BLOCK OF ORR ROAD.

Councilman Thrower moved the adoption of the subject ordinance, changing the zoning from R-9 to I-1 as recommended by the Planning Commission. The motion was seconded by Councilman Whittington.

Councilman Whittington stated at the hearing it was reported that this would be a part of Barrington Drive, and an addition to or change in zoning could be a block or handicap for the City when the road is extended, and he asked if the Commission considered this when it recommended the change. Mr. Fred Bryant, Assistant Planning Director, replied they did, and it was recommended because we are dealing with a situation where you have a

tract of land with 800 feet of the depth of the frontage already zoned for industrial purposes and this would increase that depth only by 200 feet; also, this area is only a corridor for the road with no precise location determined as yet, and the additional 200 feet of depth would not greatly add to the cost of any road that might go through there. In looking at the map and trying to think a little ahead as to where the road is most likely to go, it was their feeling that the road is more likely to go down the edge of the property line rather than through the property. Mr. Bryant stated this is one small tract of land, only 200 feet in depth, surrounded on three sides by existing industrial zoning. He is not sure how this happened, but it is a very obvious situation where the line should be straightened out.

The vote was taken on the motion and carried unanimously.

The ordinance is recorded in full in Ordinance Book 14, at Page 408.

PETITION NO. 67-85 BY MABEL F. SEAWRIGHT, JACKSON ENGINEERING CORPORATION AND SHARON CORPORATION FOR A CHANGE IN ZONING FROM R-12MF AND O-15 TO B-1 OF PROPERTY FRONTING 1,106.55 FEET ON THE SOUTH SIDE OF SHARON AMITY ROAD, BEGINNING 165.05 FEET WEST OF THE CENTERLINE OF RANDOLPH ROAD, AND HAVING A DEPTH OF 500 FEET, DENIED.

Upon motion of Councilman Tuttle, seconded by Councilman Jordan and unanimously carried, the subject petition was denied as recommended by the Planning Commission.

CHANGE ORDER NO. 2 IN CONTRACT WITH F. N. THOMPSON, INC. FOR WEST CONCOURSE AT AIRPORT, APPROVED.

Councilman Alexander moved approval of Change Order No. 2 in contract with F. N. Thompson, Inc., general contractor for West Concourse at Airport, to provide additional storm drain work to prevent flooding of the ramp area adjacent to the concourse during heavy rains, at an additional cost of \$2,334 with funds to be appropriated from the Airport unencumbered receipts. The motion was seconded by Councilman Thrower and carried unanimously.

SANITARY SEWER MAIN CONSTRUCTION.

Upon motion of Councilman Whittington, seconded by Councilman Short and unanimously carried, the construction of sanitary sewer mains was approved, as follows:

- (a) Construction of 50 feet of sanitary sewer main to serve Esso Station at Sharon Amity Road and Albemarle Road, inside the city, at the request of Hipp Construction Company. The estimated cost of \$405 will be borne by the Applicant, whose deposit of the full amount has been received and will be refunded as per terms of the agreement.
- (b) Construction of 125 feet of sanitary sewer main to serve Randolph Road, inside the city, at the request of Dr. Charles F. Robinson. The estimated cost of \$600 will be borne by the Applicant, whose deposit of the full amount has been received and will be refunded as per terms of the agreement.

CLAIM OF MR. PHILLIPS O. SMITH FOR PERSONAL INJURIES DENIED.

Councilman Thrower moved that claim in the amount of \$230 filed by Mr. Phillips O. Smith, 1908 Baxter Street, for personal injuries received on June 30, 1966, when claimant stepped into an opening caused by a displaced catch basin slab when crossing over to Alexander Street from Second Street, be denied as recommended by the City Attorney. The motion was seconded by Councilman Tuttle and carried unanimously.

CLAIM OF MR. E. W. BICKFORD FOR LOSS OF PERSONAL PROPERTY DENIED.

Upon motion of Councilman Whittington, seconded by Councilman Short and unanimously carried, claim of Mr. E. W. Bickford, 2006 Dartmouth Place, in the amount of \$634.45 for the loss of personal property on July 11, 1966, was denied as recommended by the City Attorney.

STREETS TAKEN OVER FOR CONTINUOUS MAINTENANCE BY THE CITY.

Motion was made by Councilman Jordan, seconded by Councilman Whittington and unanimously carried, authorizing the following streets taken over for continuous maintenance by the City:

STREET	FROM	TO
Somerdale Drive	120' E. of Woodgreen Terrace	150' E. of Irvington Dr.
Crestment Drive	70' N. of Firethorne Road	140' N. of Somerdale Dr.
Irvington Drive	100' N. of Sudbury Road	Somerdale Drive
Woodgreen Terrace	160' W. of Irvington Drive	155' E. of Irvington Dr.
Abbeydale Drive	700' N. of Sharon Amity Rd.	Somerdale Lane
Woodgreen Terrace	150' W. of Abbeydale Drive	200' E. of Abbeydale Dr.
Somerdale Lane	100' W. of Abbeydale Drive	Winedale Lane
Ivanhoe Place	150' E. of Abbeydale Drive	Abbeydale Drive
Hancock Terrace	150' E. of Abbeydale Drive	Abbeydale Drive
Kavanaugh Drive	140' E. of Somerdale Lane	Somerdale Lane
Winedale Lane	160' W. of Somerdale Lane	Somerdale Lane

RENEWAL OF SPECIAL OFFICER PERMIT TO LUKE FREDERICK QUINN.

Councilman Whittington moved approval of the renewal of Special Officer Permit to Mr. Luke Frederick Quinn, for use on the premises of the Southern Railway Company, D. C. Yard. The motion was seconded by Councilman Thrower and carried unanimously.

APPRAISAL CONTRACTS IN CONNECTION WITH THE SIXTH STREET WIDENING PROJECT AND EAST THIRD STREET CONNECTOR APPROVED.

Councilman Alexander moved approval of contracts with Leo H. Phelan, Jr. for appraisal of two parcels of land in connection with the Sixth Street Widening Project, and one parcel of land in connection with the East Third Street Connector. The motion was seconded by Councilman Whittington and carried unanimously.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Tuttle, seconded by Councilman Albea and unanimously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with Mrs. Evelyn S. Laws, Lot No. 511, Section 6, Evergreen Cemetery, at \$240.00.
- (b) Deed with William D. Shuford and wife, Edna C. Shuford, for Lot No. 510, Section 6, Evergreen Cemetery, at \$240.00.
- (c) Deed with Charles R. Shuford and wife, Johnnie N. Shuford, for Lot No. 509, Section 6, Evergreen Cemetery, at \$240.00.

ENCROACHMENT AGREEMENT WITH THE STATE HIGHWAY COMMISSION FOR CONSTRUCTION OF SANITARY SEWER TRUNK WITHIN RIGHT OF WAY OF INDEPENDENCE BOULEVARD, FROM EDWARDS BRANCH NEAR COMMONWEALTH AVENUE TO WESTCHESTER BOULEVARD, APPROVED.

Councilman Albea moved approval of an encroachment agreement with the State Highway Commission permitting the City of Charlotte to construct an 18-inch sanitary sewer trunk within the right of way of Independence Boulevard from Edwards Branch near Commonwealth Avenue to Westchester Boulevard. The motion was seconded by Councilman Tuttle and carried unanimously.

CONTRACT AWARDED GULF OIL CORPORATION FOR GASOLINE.

Motion was made by Councilman Jordan, seconded by Councilman Albea to award contract to the low bidder, Gulf Oil Corporation, in the amount of \$161,823.44 on a unit price basis for 853,600 gallons of regular and premium gasoline.

Councilman Tuttle asked if this represents all the bids received or if they are cut off down the line, and Mr. Bobo, Administrative Assistant, replied this is all the bids. Councilman Tuttle stated all the companies with the exception of Shell bid, and he is just wondering why they did not bid on this. Mr. Bobo replied they were all invited to bid; that this is a cooperative bid with the County. Councilman Whittington asked how the products are kept in this quantity, and Mr. Bobo replied it is delivered on request and the City has a certain amount of storage tanks at the City garage for gasoline, oil and so forth.

The vote was taken on the motion and carried unanimously.

The following bids were received:

Gulf Oil Corporation	\$ 161,823.44
Sinclair Refining Co.	163,612.50
Texaco, Inc.	166,375.63
American Oil Company	167,206.14
Humble Oil & Refining Co.	170,743.50
The Pure Oil Company	181,702.82

CONTRACT AWARDED THE PURE OIL COMPANY FOR MOTOR OILS.

Councilman Albea moved award of contract to the low bidder, The Pure Oil Company, in the amount of \$7,019.52, on a unit price basis for 13,035 gallons motor oils. The motion was seconded by Councilman Thrower and carried unanimously.

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The following bids were received:

The Pure Oil Company	\$ 7,019.52
American Oil Company	7,227.12
Sinclair Refining Co.	7,267.43
Texaco, Inc.	8,283.42
Humble Oil & Refining Co.	9,036.27

CONTRACT AWARDED SINCLAIR REFINING COMPANY FOR GEAR LUBRICANT.

Upon motion of Councilman Jordan, seconded by Councilman Whittington and unanimously carried, contract was awarded the low bidder, Sinclair Refining Company for 9,400 pounds of gear lubricant in the amount of \$1,054.37, on a unit price basis.

The following bids were received:

Sinclair Refining Co.	\$ 1,054.37
American Oil Company	1,073.54
The Pure Oil Company	1,083.13
Texaco, Inc.	1,198.50
Humble Oil & Refining Co.	1,569.09

CITY ATTORNEY ADVISED THAT COUNCILMAN WOULD NOT HAVE CONFLICT OF INTEREST IN VOTING AWARD OF CONTRACTS TO LARGE COMPANIES IF HE DOES NOT OWN CONTROLLING STOCK OR SIZABLE QUANTITY.

Councilman Tuttle stated both he and his wife own stock in the Texaco Corporation and Martin-Marietta Corporation, and he asked the City Attorney if he should be disqualified from voting in any organization where he owns stock. Mr. Kiser, City Attorney, advised that in this instance no one could accuse Mr. Tuttle of having a conflict of interest if he votes in the contract award to these large companies if he does not own a majority of stock or any sizable quantity. Councilman Tuttle requested that the record show that Mrs. Tuttle does not own control in Texaco, Inc.

CONTRACT AWARDED SINCLAIR REFINING COMPANY FOR KEROSENE.

Councilman Albea moved award of contract to the low bidder, Sinclair Refining Company, in the amount of \$3,103.07 on a unit price basis for 25,100 gallons of kerosene. The motion was seconded by Councilman Whittington and carried unanimously.

The following bids were received:

Sinclair Refining Co.	\$ 3,103.07
American Oil Company	3,319.57
Humble Oil & Refining Co.	3,478.32
The Pure Oil Company	4,658.07

CONTRACT AWARDED SINCLAIR REFINING COMPANY FOR NO. 2 FUEL OIL.

Motion was made by Councilman Jordan awarding contract to the low bidder, Sinclair Refining Company, in the amount of \$11,222.50 on a unit price basis for 11,750 gallons of No. 2 Fuel Oil. The motion was seconded by Councilman Whittington and carried unanimously.

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The following bids were received:

Sinclair Refining Co.	\$11,222.50
American Oil Company	12,891.48
H. V. Johnson & Son	13,248.38
Humble Oil & Refining Co.	13,484.71

CONTRACT AWARDED GULF OIL CORPORATION FOR NO. 5 AND NO. 6 FUEL OIL.

Upon motion of Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Gulf Oil Corporation in the amount of \$12,955.25 on a unit price basis for 63,000 gallons No. 5 and 100,000 gallons No. 6 fuel oil.

The following bids were received:

Gulf Oil Corporation	\$12,955.24
American Oil Company	13,188.84
H. V. Johnson & Son	13,248.38
Humble Oil & Refining Co.	13,484.71

CONTRACT AWARDED SINCLAIR REFINING COMPANY FOR DIESEL FUEL.

Councilman Albea moved award of contract to the low bidder, Sinclair Refining Company, in the amount of \$7,463.69 on a unit price basis for 72,463 gallons diesel fuel. The motion was seconded by Councilman Short and carried unanimously.

The following bids were received:

Sinclair Refining Co.	\$ 7,463.69
American Oil Company	8,359.34
Humble Oil & Refining Co.	8,426.50
The Pure Oil Company	8,896.41

CONTRACT AWARDED THE PURE OIL COMPANY FOR HYDRAULIC LIFT OIL.

Motion was made by Councilman Alexander awarding contract to The Pure Oil Company, the low bidder, in the amount of \$2,383.95, on a unit price basis for 6,010 gallons hydraulic lift oil. The motion was seconded by Councilman Albea, and carried unanimously.

The following bids were received:

The Pure Oil Company	\$ 2,383.95
Texaco, Inc.	2,666.64
Sinclair Refining Co.	2,819.06
American Oil Company	2,880.34
Humble Oil Refining Co.	3,677.04

CONTRACT AWARDED GRAYBAR ELECTRIC COMPANY, INC. FOR TRAFFIC CONTROL CABLE.

Motion was made by Councilman Short, seconded by Councilman Albea, and unanimously carried, awarding contract to the low bidder, Graybar Electric Company, Inc., in the amount of \$6,604.07, for 17,000 feet of 36 conductor traffic cable.

The following bids were received:

Graybar Electric Co., Inc.	\$ 6,604.07
General Electric Supply Co.	6,670.29
Wilmington Electrical Supply Co.	6,952.57
Westinghouse Electric Supply Co.	7,442.87
Mill-Power Supply Company	11,418.05

CONTRACT AWARDED SUPERIOR STONE COMPANY, DIVISION OF MARTIN-MARIETTA CORPORATION FOR CRUSHED STONE.

Councilman Thrower moved award of contract to the only bidder meeting specifications, Superior Stone Company, Division Martin-Marietta Corporation, in the amount of \$264,735.75, on a unit price basis, for 121,500 tons various sizes crushed stone. The motion was seconded by Councilman Whittington.

Councilman Thrower asked how this price compares with what the City paid last year, and Mr. Bobo, Administrative Assistant, replied the City paid \$1.95 a ton last year, and this year is paying \$2.05 a ton. Councilman Whittington stated the hauling charge is costing more; if the City could go get it, it would be 10 cents per load or per ton less as they have to lease the trucks to haul it.

Councilman Albea asked why there is only one bid, and Mr. Bobo replied this is the only company with a quarry located in the Charlotte or Mecklenburg area.

The vote was taken on the motion and carried unanimously.

The following bids were received:

Superior Stone Company	
Division of Martin-Marietta Corp.	\$254,735.75
Young Stone Company - not on specifications-	387,872.25

CONTRACT AWARDED A. E. FINLEY & ASSOCIATES, INC. FOR SNOW PLOW.

Councilman Albea moved award of contract to the low bidder, A.E. Finley & Associates, Inc., for one snow plow complete with accessories and two standard universal push and lift truck hitches, in the amount of \$1,186.78, for the Airport. The motion was seconded by Councilman Whittington, and carried unanimously.

The following bids were received:

A. E. Finley & Associates, Inc.	\$ 1,186.78
Frink Sno-Plows, Inc.	1,490.41

CONTRACT AWARDED BLYTHE BROTHERS COMPANY FOR RESURFACING VARIOUS STREETS.

Upon motion of Councilman Thrower, seconded by Councilman Alexander, and unanimously carried, contract was awarded the low bidder, Blythe Brothers Company, in the amount of \$188,828.00 on a unit price basis for resurfacing various streets.

The following bids were received:

Blythe Brothers Company	\$188,828.00
Rea Construction Co.	192,980.61
Dickerson, Inc.	210,227.50

ORDINANCE NO. 545-X AMENDING ORDINANCE NO. 498-X, 1966-67 BUDGET ORDINANCE AUTHORIZING THE TRANSFER OF A PORTION OF THE GENERAL FUND CONTINGENCY APPROPRIATION.

Councilman Thrower moved adoption of the subject ordinance authorizing the transfer of \$1,800 from the General Fund Contingency Account to the Engineering Department budget for the construction of temporary sidewalks on Kirkpatrick Road for approximately 800 feet between Nottingham Road and the path at the rear of Rama Road Elementary School, and on Snow White Lane for approximately 440 feet between Thornwood Road and the entrance driveway to Hidden Valley Elementary School. The motion was seconded by Councilman Tuttle, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 14, at Page 409.

ACQUISITION OF PROPERTY IN CONNECTION WITH TAGGART CREEK OUTFALL PROJECT AND SIXTH STREET WIDENING AND FUTURE DAVIDSON STREET WIDENING.

Upon motion of Councilman Albea, seconded by Councilman Short and unani-
mously carried, acquisition of property was authorized, as follows:

- (a) Acquisition of right of way 25' x 1,600' off Wilmore Drive at Taggart Creek, from Betty K. Price, at \$2,700 for easement to serve the Taggart Creek Outfall sanitary sewer.
- (b) Acquisition of 7,740 sq. ft. of property at the southwest corner of East Sixth Street and North Davidson Street, from Southern Bell Telephone Company, at \$17,000 for Sixth Street Widening and future Davidson Street Widening.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF JAMES BRUCE LONG AND WIFE, FRANCES D., LOCATED AT 3409 EASTWAY DRIVE, FOR EASTWAY DRIVE WIDENING PROJECT.

Councilman Albea moved adoption of a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of James Bruce Long and wife, Frances D., located at 3409 Eastway Drive, for Eastway Drive Widening Project. The motion was seconded by Councilman Short and carried unanimously.

The resolution is recorded in full in Resolutions Book 5, at Page 361.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF INVESTORS DISCOUNT CORPORATION, LOCATED AT 3349 EASTWAY DRIVE, FOR EASTWAY DRIVE WIDENING PROJECT.

Motion was made by Councilman Albea, seconded by Councilman Short and unani-
mously carried, adopting a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of property of Investors Discount Corporation, Located at 3349 Eastway Drive, for Eastway Drive Widening Project.

The resolution is recorded in full in Resolutions Book 5, at Page 362.

CITY MANAGER INSTRUCTED TO CONFER IMMEDIATELY WITH THE REDEVELOPMENT COMMISSION AND THE SCHOOL BOARD TO RESOLVE THE PARKING PROBLEM FOR THE NEW SCHOOL BOARD ADMINISTRATIVE OFFICES; AND TO CONSIDER WITH NECESSARY AGENCIES AND RECOMMEND TO COUNCIL WHETHER IT COULD NOT PROCEED WITH THE APPOINTMENT OF A JOINT COMMISSION.

Councilman Alexander stated he must agree that it is necessary now to attempt a settlement of the question as to the extent of governmental agencies use of the plans for the government center as designed by Colonel Pease and Associates. That he thinks it would be most unfortunate at this time to permit a stalemate to develop between the School Board and the Redevelopment Commission over the parking problem as was permitted by the water matter; that he feels it is the responsibility of this Council to speak out now and let its voice be heard in this matter, and he moved that the City Manager be instructed to confer immediately with the necessary agencies involved conveying the Council's wishes that steps be taken to resolve the matter at once by finding ways of working out the parking problem with available funds. The motion was seconded by Councilman Albea.

Mayor Brookshire asked if the intent of the motion is to ask Mr. Veeder to interpose his services between the Redevelopment Commission and the School Board to resolve the parking problem for the new school board administrative offices, and Councilman Alexander replied it is.

Councilman Short requested Councilman Alexander to enlarge his motion and ask that the City Manager consider with the necessary agencies and recommend to Council whether it could not proceed immediately with the appointment of a joint commission. Councilman Alexander and Councilman Albea accepted the addition to the motion.

The vote was taken on the motion and carried unanimously.

CITY MANAGER'S OFFICE REQUESTED TO CHECK WITH PARK AND RECREATION COMMISSION IN CONNECTION WITH THE NEED FOR ANOTHER LIGHT IN WEST CHARLOTTE AT THE RECREATIONAL CENTER.

Councilman Alexander stated several weeks ago he brought to the attention of the City Manager the need for additional light around the recreational center in West Charlotte, and he would like to suggest that the City Manager's office confer with the Park and Recreation Commission in regard to the installation of another light. That they find that the one light was not near enough to light up the area, and another is needed.

POLICE DEPARTMENT TO BE INSTRUCTED THAT STUDENTS ARE GOING THROUGH FENCES INTO ELMWOOD CEMETERY AND OTHER CEMETERIES DESTROYING SHRUBBERY AND DEFACING MARKERS, AND TO TRY TO APPREHEND THEM AND PROSECUTE THEM.

Councilman Whittington stated he has a complaint from people who own cemetery lots in Elmwood Cemetery, and he understood that this has been brought to the attention of the Superintendent who has called for help in the matter but has not been able to correct it. That students come through the cemetery, through the fence or over the fence, destroying shrubbery and defacing some of the markers. That he was told that on October 14, 25 were seen coming through the fence. That this is not only a problem with Elmwood, but it is a problem with Evergreen, and the other cemeteries. That he has asked the City Attorney if there is an ordinance that would make this a felony, and he said no. Councilman Whittington stated he wants the Police Department instructed that this is going on and to try and apprehend these people and prosecute them.

Mr. Bobo, Administrative Assistant, advised that he looked at the problem with Mr. Haas, Cemetery Superintendent, last week and talked with Chief Selvey about the problem; there is a fence out there, but it is a welded wire fence, and he thinks the solution to the long range problem would be the chain link fence similar to the one around Pinewood.

ADMINISTRATIVE ASSISTANT TO CHECK REPORT THAT AIR FREIGHT IS OFF 40% THIS YEAR AND REPORT BACK TO COUNCILMAN TUTTLE.

Councilman Tuttle stated the air strike probably had some effect on air freight which is this year to date off 40%. That the revenues, total receipts, are up slightly. That he was under the impression that most of the air mail was moving even during the strike.

That this could be in error, but he would like to know what the 40% decrease in air express is, and he requested Mr. Bobo, Administrative Assistant to check this for him.

RESOLUTION AUTHORIZING FILING OF NOTICE OF INTENT IN ACQUIRING CHARLOTTE ARMY MISSILE PLANT.

Mr. Kiser, City Attorney, stated that information from General Services Administration with respect to the Charlotte Army Missile Plant required that the City file some document with them indicating a notice of interest on or before the 26th of October. That he has prepared for the Mayor's signature a notice of intent of interest in the property which he would like for Council to give its approval.

Councilman Whittington moved the adoption of a resolution entitled: Resolution Authorizing Filing of Notice of Intent in Acquiring Charlotte Army Missile Plant, which was seconded by Councilman Jordan.

Mayor Brookshire stated he dictated a letter this morning indicating the City's interest based on the expression of the members of City Council when the matter was announced to them. That he thinks it behooves us to keep the door open; that he does not know what use, if any, can be made of it as we do not know what it would cost but it does suggest at least we look into it before we turn it down.

The vote was taken on the motion and carried unanimously.

The resolution is recorded in full in Resolution Book 5, at Page 363.

ADJOURNMENT.

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

Ruth Armstrong
Ruth Armstrong, City Clerk