

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 30, 1962, at 3 o'clock p.m., with Mayor Brookshire presiding and Councilmen Albea, Bryant, Dellinger, Jordan, Smith, Thrower and Whittington present.

ABSENT: None.

Charlotte-Mecklenburg Planning Board members, Mr. Sibley, Chairman, Mr. Delaney, Mr. Ervin, Mr. Hanks, Mr. Turner and Mr. Ward were present during the hearings on petitions for zoning changes.

ABSENT: Mr. Craig, Mr. Jones, Mr. Lakey and Mr. Toy.

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INVOCATION.

The invocation was given by the Reverend James F. Wertz, Pastor of St. Paul's Baptist Church.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and unanimously carried, the Minutes of the last meeting on April 24, 1962 were approved as submitted.

HEARING ON AMENDMENT TO CHAPTER 23, ARTICLE III, DIVISION 2, OF THE CITY CODE, TO ADD SECTION 23-34a ENTITLED "SANITARY LANDFILLS IN RESIDENTIAL DISTRICTS".

The public hearing was held on an Amendment to Chapter 23, Article III, Division 2 of the City Code, relative to adding a new Section numbered 23-34a entitled, "Sanitary Landfills in Residential Zoning Districts".

Mr. Devaney, Assistant Planning Director, advised the purpose of the amendment is to provide the City with an opportunity to purchase property in large tracts of land that are within a price range that is reasonable for sanitary landfill operations in suburban or semi-rural locations beyond residential developments of any intensity, so that these landfill operations can be carried on for a number of years and before the time that residential developments or any other development come to the particular areas involved. That no particular section is involved at the present time, but they have discovered already in the use of the ordinance that to find industrial districts the city will be jeopardizing its opportunities to find suitable sites for landfill operations. That they have worked this out with the Supt. of Motor Transport Department and the Health Department so that the regulations proposed here will be inserted in a section of the ordinance that will permit the use of sanitary landfill in residential districts according to this very thorough list of restrictions. That the regulations are recommended by the Health Department and are in accordance with the State regulations on sanitary landfill and they are also recommended by the Planning Board.

No opposition was expressed to the proposed amendment.

Action was deferred until the recommendation of the Planning Board is received.

HEARING ON PETITION NO. 62-14 FOR CHANGE IN ZONING OF PROPERTY IN BLOCK BOUNDED BY WEST MOREHEAD STREET, WINNIFRED STREET, INDEPENDENCE BOULEVARD AND SOUTH TRYON STREET.

The scheduled hearing was held on Petition No. 62-14 by Roy W. Davis, N. C. National Bank, Honey Properties, et al for a change in zoning from I-2 to B-3 of all property in the block bounded by West Morehead Street, Winnifred Street, Independence Boulevard and South Tryon Street.

Mr. Devaney, Assistant Planning Director, advised the Petition covers the entire block between Morehead Street and Independence Boulevard and Tryon and Winnifred Streets; that Anchor Inn is at the northeast corner of this block, there are a variety of Used Car Lots and Auto Sales activities in the area plus a couple of residential uses on the rear along Winnifred Street. That at the present time the Central Business District ends at Morehead Street coming down Tryon Street, so the request, in effect, is to extend the Central Business District, B-3, to make the southern boundary at Independence Boulevard.

Mr. Russell Robinson, Attorney, represented the petitioners, and more specifically the owners of the Scott property, which is located in the middle of the block in question. He advised that under the previous zoning ordinance the Central Business District extended down into the first block past Morehead Street, including the property they are asking to be rezoned from I-2 to B-3. That last summer the owners of the Scott property entered into negotiations for the construction of a motel on their property and the negotiations were completed in November and the plans were drawn and contract signed for the lease of the land for motel purposes in December. He presented a map showing the motel as it will be constructed, and stated the problem under the present I-2 zoning is that the motel could not be constructed under these plans because of the 20-ft. setback requirement imposed by the I-2 classification, consequently they seek the extension of the Central Business District to include this property as it formerly did, so that the setback requirements will not apply. He pointed out that the adjoining property is occupied by the National Cash Register Building, which is abutting on the street without any setback; that the motel would be setback 3 feet from Tryon Street, according to the plans as drawn and as is required under the B-3 classification. That they submit that a Central Business District zoning is more appropriate for this area than Industrial-2, not only because it was the prior zoning but because of the present use and because of the prospective use of the property in this neighborhood, and as the Central Business District is now moving down South Tryon Street and this block is developing more and more as a part of the Central Business District and there is no industrial use in the neighborhood.

Councilman Dellinger asked if there was any chance of the motel being set back more than 3 feet? Mr. Robinson stated they took this up with the Architect immediately when the zoning classification was changed to I-2 and he advised the motel could not be built under those conditions as the lot is oddly shaped, having a narrow frontage on Tryon Street and a broad frontage on the rear along Winnifred Street; he stated they would also have to set back 20 feet on Winnifred Street, which makes it impossible to construct the motel with a setback on both Tryon and Winnifred Streets. He stated they applied to the Zoning Board of Adjustment to allow a release from the 20 foot setback requirement, and that was denied by the Board who indicated informally that it was denied because they thought that our more appropriate procedure was to seek a rezoning to B-3.

Mr. Robinson advised that the construction of the motel depends entirely on getting relief from the 20-foot setback requirement.

No opposition was expressed to the proposed change in zoning. Action was deferred until a recommendation is received from the Planning Board.

PROCLAMATION DESIGNATING THE WEEK OF MAY 1 - MAY 8, 1962 AS "GET RID OF OF THE LITTER BUG WEEK" ADOPTED.

Mayor Brookshire recognized Mr. J. E. Dowd and Mr. Kermit High, representing the City Appearance Committee of the Chamber of Commerce, and stated before calling on them he wished to read a Proclamation which they would like to have Council approve.

The Proclamation, in essence, declared that the Board of Commissioners of Mecklenburg County and the City Council of Charlotte, in separate but altogether sympathetic actions, designated the week of May 1 - May 8, 1962 to be GET RID OF THE LITTER BUG WEEK in Charlotte and Mecklenburg County.

Councilman Smith moved the adoption of the Proclamation, which was seconded by Councilman Whittington, and unanimously carried.

Mr. Dowd stated they called on the Board of County Commissioners this morning and they will bear the entire expense in connection with the campaign.

Mayor Brookshire stated the City is most happy to cooperate with them and appreciates their interest in making Charlotte a cleaner and more beautiful city.

ACTION ON PETITION NO. 62-12 BY JAMES A. THOMAS FOR CHANGE IN ZONING DEFERRED ONE WEEK.

Mr. Ben Horack, Attorney for Mr. James A. Thomas, petitioner for a change in zoning of his property at the northwest corner of Honeywood Avenue and Bellhaven Boulevard, from R-6MF to B-1, appeared before Council in regard to Council deferment last week of action on the request in order that Mr. Horack might contact Mr. Thomas with regard to the recommendation of the Planning Board that the property be rezoned Conditional B-2 Highway in lieu of B-1. Mr. Horack stated he has contacted Mr. Thomas in a Veterans Hospital in Florida and explained the situation as best he could; that Mr. Thomas' reaction is that in preference to getting no change at all in the present zoning, he will accept the Conditional B-2 zoning but without the B-1 zoning there is a good chance of his losing the proposition made him by an Oil Company for leasing the property.

Councilman Whittington suggested that Mr. Horack discuss this with the Planning Board, who is presently in session, and Council will defer action until next week; that he feels the Planning Board should receive the information from Mr. Horack in the interest of his client and after they have reconsidered it and advised Council, action can be taken by this body.

Mr. Horack stated he would be glad to do so.

HOUSE DEMOLISHING COMPANIES GIVEN PERMISSION TO CONTINUE USING STATESVILLE AVENUE DUMP FOR DISPOSING OF DEBRIS, EXCLUDING TREE STUMPS, ON AN INTERIM BASIS UNTIL A PERMANENT ARRANGEMENT CAN BE WORKED OUT.

Mr. Jack Norman of Norman House Demolishing Company was present with regard to his request at last week's meeting for a solution to the problem of disposing of debris in connection with demolishing buildings.

Mr. Veeder, City Manager, advised that the Council has approved the continued use of the Statesville Avenue dump by his and other companies to dump debris

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on an interim basis until such time as a firm recommendation can be presented Council on how to handle the problem on a permanent basis; that this does not include the disposal of tree stumps at the dump.

Mr. Norman expressed his appreciation for this consideration.

MR. OLIVER HILL, ASSISTANT TO FEDERAL HOUSING ADMINISTRATOR, WELCOMED.

Mr. Fred Alexander, Office Manager Double Oaks Apartments, introduced Mr. Oliver Hill, who is Assistant to the Federal Housing Administration Commissioner and a past member of the City Council of Richmond, Virginia, who is here on a short visit.

Mr. Hill stated he is in Charlotte for only a few hours and as Assistant to the Federal Housing Commissioner is interested in all housing programs and hopes to be able to establish a Housing Clinic here next fall and help educate the people as to the possibilities of the program and in the implications and possibilities of urban renewal and hopes to have the cooperation of everyone.

Mayor Brookshire welcomed Mr. Hill to Charlotte and to City Hall and stated he will be most happy to have him help us in any way that he can.

COUNCIL ADVISED RULING AT LAST MEETING THAT A 3/4 AFFIRMATIVE VOTE REQUIRED TO AFFECT CHANGE IN ZONING ON PETITION OF E. P. NISBET COMPANY WAS IN ERROR.

Mr. James Preston, Attorney, stated he is present in the absence of Mr. Joe Grier in regard to Zoning Petition No. Z-25 by E. P. Nisbet Company for change in zoning of property on both sides of Avant Street, from R-6MF to B-2.

Mayor Brookshire stated the hearing has been held and it is not in order to hear it further, and Council decision will be made today when the item is reached on the Agenda.

Mr. Morrissey, City Attorney, stated Mr. Preston is present at his suggestion because he is obliged to announce to Council that he advised them erroneously last week on the requirement for a 3/4 affirmative vote. At that time he was under the impression that a sufficient 20% protest had been filed and subsequent to that time it has been determined that no protest in writing has ever been filed, and therefore, a simple majority of the Council is all that is required for passage of this proposal.

Mr. Preston stated that he submits in light of this fact that the petition should be allowed by a simple majority vote.

Mayor Brookshire stated the Council will be guided by the ruling of the City Attorney in making their decision on the petition.

ORDINANCE NO. 92-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY ON BOTH SIDES OF AVANT STREET, SOUTHWEST OF BAXTER STREET, ADOPTED.

Councilman Whittington moved the adoption of Ordinance No. 92-Z Amending Chapter 23, Section 23-8 of the City Code, changing zoning from R-6MF to B-2 of property on both sides of Avant Street, southwest of Baxter Street, on petition of E. P. Nisbet Company. The motion was seconded by Councilman Dellinger.

Councilman Bryant stated this is an established business and has been in the same location for 20 years and regardless of what we do is going to continue to be there for another 30 or 40 years and it will be a help to the neighborhood rather than a hindrance because there will be nicer looking and more permanent buildings and give the section a better appearance, and that is his reason for favoring the change in zoning.

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

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

The ordinance is recorded in full in Ordinance Book 13, at Page 258.

RESOLUTION PROVIDING FOR PUBLIC HEARINGS ON MAY 28TH ON PETITIONS FOR ZONING CHANGES AND THE PUBLICATION OF NOTICE THEREOF, ADOPTED.

Upon motion of Councilman Smith, seconded by Councilman Dellinger, and unanimously carried, a Resolution Providing for Public Hearings on May 28th on Petition Numbered 62-13 and Petitions Numbered 62-15 through 62-20 and the Publication of Notice thereof, was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, at Page 193.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, authorizing the construction of driveway entrances at the following locations:

- (a) Two 30-ft. entrances at 1615 West Boulevard.
- (b) One 18-ft. and One 20-ft. entrance at 916 Kings Drive.
- (c) Two 20-ft. entrances at 2420 Roswell Avenue.
- (d) Two 28-ft. and One 30-ft. entrance on Eastcrest Drive, four 30-ft. entrances on Eastcrest Drive, all for Green Oaks Apartments, 1335 Briarcreek Road.
- (e) Two 30-ft. entrances at 3350 Commonwealth Avenue.
- (f) One 20-ft. and One 30-ft. entrance at 314 West Bland Street.
- (g) One 16-ft. and One 12-ft. entrance at 1201 West Trade Street.
- (h) One 35-ft. and One 20-ft. entrance at 4801 Silabert Avenue.

INSTALLATION OF TEMPORARY SIDEWALK ON SOUTH TRYON STREET, BETWEEN FAIRWOOD AND GRIFFITH STREETS, AUTHORIZED.

Councilman Albea moved approval of the installation of a temporary sidewalk on South Tryon Street, from Fairwood Street and Griffith Street, from the end of the existing paved concrete sidewalk to Fairwood Street, at a cost of \$260.00, and that this amount be transferred from the Contingency Fund for this purpose. The motion was seconded by Councilman Thrower, and unanimously carried.

INSTALLATION OF SIDEWALK ON SUDBURY ROAD, FROM WINDSOR PARK SCHOOL ENTRANCE TO CRESTMONT DRIVE, AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, approval was given for the installation of a sidewalk on the northeast side of Sudbury Road, from Windsor Park School entrance to Crestmont Drive, approximately 450 feet, at a cost of \$45.00, and the transfer of this amount from the Contingency Fund.

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CONSTRUCTION OF SANITARY SEWER IN ALLEGHANY STREET AND CARLYLE DRIVE,
AUTHORIZED.

Councilman Jordan moved approval of the construction of 1,370 feet of sanitary sewer in Alleghany Street and Carlyle Drive, at the request of C. D. Spangler Construction Company, at an estimated cost of \$4,380.00. All cost to be borne by the applicant, whose deposit of the entire amount to be refunded as per terms of the contract. The motion was seconded by Councilman Dellinger, and unanimously carried.

APPOINTMENT TO FILL VACANCY ON AUDITORIUM-COLISEUM AUTHORITY DEFERRED ONE WEEK.

Upon motion of Councilman Thrower, seconded by Councilman Whittington, and unanimously carried, appointment to fill the vacancy on the Auditorium-Coliseum Authority was deferred for one week.

FUNDS APPROPRIATED TO CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY FOR PAYMENT OF ACCURED OPERATING EXPENSES OF GOOD SAMARITAN HOSPITAL UPON CONDITION THAT DEED TO GOOD SAMARITAN HOSPITAL PROPERTY BE ACCEPTED SIMULTANEOUSLY.

Councilman Bryant moved that the City Council appropriate the sum of \$64,000 from available non-tax funds for payment to Charlotte-Mecklenburg Hospital Authority for the purpose of meeting accrued operating expenses of Good Samaritan Hospital, upon condition that said Hospital Authority accept from the City of Charlotte simultaneously with the check in the said amount, a deed conveying the Good Samaritan Hospital property from the City of Charlotte to said Hospital Authority. The motion was seconded by Councilman Jordan, and unanimously carried.

AGREEMENT AUTHORIZED WITH AIR NATIONAL GUARD RELATIVE TO USE OF THEIR FIRE FIGHTING AND FIRE PREVENTION EQUIPMENT AND AMBULANCES AT DOUGLAS MUNICIPAL AIRPORT.

Councilman Jordan moved approval of the execution of an Agreement with the Air National Guard providing that the Air Guard and Air Force be held harmless for any injury to persons or property occasioned by the City's use of their fire fighting and fire prevention equipment and ambulances at Douglas Municipal Airport. The motion was seconded by Councilman Bryant, and unanimously carried.

UNITED COMMUNITY SERVICES REQUESTED TO HAVE THEIR SOCIAL PLANNING COUNCIL MAKE INVESTIGATION OF POSSIBLE SURVEY OF CRIME IN CHARLOTTE AND TO GIVE OUTLINE OF AREAS TO BE COVERED BY SUCH STUDY AND THE COST.

Councilman Alba moved that the Council request the United Community Services to have their Social Planning Council make an investigation of a possible survey of crime in Charlotte and to give the Council in outline form the areas to be covered by such study or studies and the cost thereof. The motion was seconded by Councilman Thrower, and unanimously carried.

RESOLUTION OF APPRECIATION FOR SERVICES OF MR GEORGE POTTER ON AUDITORIUM-COLISEUM AUTHORITY.

Councilman Bryant moved that the City Attorney prepare the proper type

of resolution expressing the sympathy of Council to the family of Mr. George Potter in gratitude for the work he has done on the Auditorium-Coliseum Authority and that the resolution be duly recorded. The motion was seconded by Councilman Whittington, and unanimously carried.

WATER SERVICE AUTHORIZED INSTALLED IN OLINDA STREET.

The City Manager advised that some two week ago Mr. Dellinger asked him to check what could be done to permit the installation of a small water service in Olinda Street, costing some \$700 or \$800, and he assured him that it could be worked out for the individual interested in getting the installation made. That in view of his comments that it could be done, Mr. Dellinger informed the individual and he went ahead and started building his house. That subsequent to this when Mr. Veeder got into the matter thoroughly he found in fact there is a form of restriction precluding any installation of this particular street because the street is not on anybody's system for maintenance; but recognizing the fact that the individual is building the house and proceeded in good faith based on assurance from Mr. Dellinger which he in turn got from Mr. Veeder that it could be done, he does not think the individual should be penalized. Therefore, in view of the situation he suggests that Council approve the installation of the water service in Olinda Street and the individual will guarantee the usual 10% of the revenue against the cost of the line and that it be approved on an exception basis and not have it construed as any type of precedent. Councilman Dellinger moved that the water service be installed on the basis recommended. The motion was seconded by Councilman Whittington.

Councilman Dellinger stated there are three or four houses on the street and others will be constructed that will use the service. Mr. Veeder stated the only water service now available on Olinda Street comes in across country from Plaza Road and the individuals who built these houses on the Street could not get service up Olinda because it is not on anybody's system, therefore, they made arrangements to get service off Plaza Road by cutting across the back of the lots, but the structure now being built is on the corner of Olinda and Kildare and a short service is necessary. Councilman Dellinger stated this was in a large subdivision and this lot is owned by an individual; that he thinks this was discussed in Executive Session once and he was under the impression the Council had said these individuals with hardship cases would be taken care of but the law does not provide for that and there is no ordinance to that effect.

The vote was taken on the motion and unanimously carried.

DISCUSSION OF CHANGES IN PRIVILEGE TAX.

Councilman Smith stated that at budget time we get into the matter of Privilege License Tax at the last minute and end up adopting the tax we had before, and each year it is getting more antiquated and inequitable in places, and he is wondering if the City Manager has been able to make a study of it. Mr. Veeder replied that he has not, and he thinks the problem for several years has been not so much the opportunities available to the discretion of the Council but rather the problem of State Legislation affecting this; that for the last two sessions of the Legislature, and perhaps before that, there have been attempts by the League of Municipalities and others to get the State Legislature to consider a complete revision of the Privilege Tax Statute but so far it has not been accomplished. That there might be some minor changes that could be considered that are within the discretion of the Council but the real problem is not one within the authority of the Council. He suggested that Mr. Morrissey might amplify or correct him on this.

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Mr. Morrissey stated he can only affirm what Mr. Veeder has said with regard to the State schedule on License Taxes; that Mr. Yarborough has sent to him suggested changes in our present ordinance, which he will study, and has asked him to take a further look at the ordinance with an eye toward correcting any other matters that are susceptible to correction. Councilman Smith asked if the Council does not have the privilege of raising or lowering the individual tax? Mr. Morrissey stated yes, except as to those which are covered by Schedule B of the State Revenue Act, and this creates the inequity because where the Council exercises its authority with respect to those types of businesses not under the State law, they are bound by the limitations of those businesses that are under the State law.

BOND ELECTION FOR \$12,600,000 AUTHORIZED HELD ON SEPTEMBER 8, 1962.

Councilman Smith moved that the Bond Election for \$12,600,000 for the Airport, Expressway, Sewers and Water be held on September 8, 1962. The motion was seconded by Councilman Dellinger, and unanimously carried.

BOARD OF MECKLENBURG COUNTY COMMISSIONERS TO BE INVITED TO MEET WITH COUNCIL AT CITY HALL AT 1 P.M. MONDAY, MAY 7TH TO HEAR REPORT AND RECOMMENDATIONS OF LAND STUDY COMMITTEE AND TO DISCUSS FLOOD PLAIN STUDY.

Councilman Smith asked if a meeting has been arranged with the County Commissioners to further discuss Flood Plain; that he talked with one of the Commissioners who was very much against it and he said he was not against the study and he thought a study should be made. Councilman Smith stated he feels there is a misunderstanding about the study and a meeting should be arranged. Mayor Brookshire stated he has talked with some of the Commissioners and he honestly thinks it will be time wasted to discuss it further with them but they say they are willing to talk about it. That he had planned to invite them over next Monday to hear a report of the Land Study by Councilman Jordan and the Committee, and they can be invited for the dual purpose.

Councilman Jordan stated they have the final report and recommendations of the Land Study Committee to be presented to the Council next Monday and they would like to have the County Commissioners present as it is a joint venture, and he would like the Mayor to invite the Commissioners to be present, perhaps at 1 o'clock instead of 2 o'clock.

It was definitely decided that the Mayor invite the Commissioners to meet with Council at 1 o'clock next Monday.

CITY MANAGER REQUESTED TO BRING FIGURES TO COUNCIL ON (1) CITY PAYING ALL OR MORE OF COST OF GROUP MEDICAL INSURANCE FOR EACH EMPLOYEE (2) INCREASE IN CLOTHES ALLOWANCE FOR DETECTIVES (3) COMPENSATION FOR POLICE OFFICERS FOR TIME SPENT IN COURT ROOM AS WITNESS DURING OFF-DUTY HOURS AND (4) PURCHASE OF SHOES FOR DETECTIVES AS WELL AS OTHER POLICE OFFICERS.

Councilman Whittington advised he wants to discuss the Review of the Pay Plan which was presented Council by the City Manager last week, and to ask Mr. Veeder and Mr. Earle to bring back these figures next week so Council can have them for study, and he hopes, for adoption to be effective by July 1st. That his main concern is the Group Medical Insurance that each employee has and for which the City pays about \$1.00 and the employee pays the balance; that he thinks Council should give serious consideration to paying for the employee, not his family but the employee, if not all of the Insurance then more than the \$1.00 the City is now paying.

Secondly, the Detectives in the Police Department for the last 15 years have drawn \$180.00 as a clothing allowance, and it seems to him that is unreasonable today with the increase in costs of things so that \$180.00 a year is not sufficient for clothes for an individual.

Thirdly, he would like to request that the City Manager get for Council consideration the time spent by Policemen on and off duty in Court. As information, in the month of March there were 130 man-days spent in Court and 88 man-days spent out of Court, and that means that 709 man-hours were spent by these men off duty in the Court Room as witnesses, which is time given without compensation, and would not be done by any other organization he can think of and he thinks Council should consider some compensation for these men who are called back into Court in off-duty hours to testify. He requested Mr Veeder to get these recommendations on these three things and the costs and bring them to Council so they can be considered along with the revisions in the pay plan.

Councilman Dellinger asked to add a request to those made by Councilman Whittington. He stated that last week when Council approved the request for shoes for the Police Department, he was under the impression that all Police Officers were to get shoes but it seems the Detectives were excluded, and he voted in favor of it solely on the basis of shoes for all Officers. That he thinks the Policemen in the Detective Division needs comfortable shoes the same as other Officers, as many of them are in cars and not even on foot. That he would like to see the order made uniform for all officers.

Mr. Veeder suggested that perhaps the point of view Councilman Dellinger is reflecting ties in with the point of view Councilman Whittington reflected in terms of the possibility of increasing the clothing allowance for Detectives; that he doubts if it necessarily follows that Detectives per se should have the same identical shoes as Patrolmen. Councilman Dellinger stated he thinks if one has the shoes, all Officers should have them; that they get the clothing allowance as Detectives and he wants them to have comfortable shoes, and he thinks they have been discriminated against. It was suggested that the Detectives might not care to wear black shoes when they wear a brown suit, and Councilman Dellinger stated he does not think this would enter into it, and Detectives tell him they are getting their clothes from Pawn Shops.

DISCARDED DODGE PUMPING ENGINE AUTHORIZED TRANSFERRED FROM FIRE DEPARTMENT TO MECKLENBURG FIRE COMMISSION BOARD FOR USE IN VOLUNTEER TRAINING PROGRAM.

The City Manager advised that the Fire Department has received a request from the Chairman of the Mecklenburg Fire Commission Board that an old piece of equipment be given to them for use in training purposes. Mr. Veeder stated the equipment is out of service, and is, in fact, equipment that was put together during the War and put into service in 1941 as a reserve unit, and it is an Old Dodge Chassis with a 500 gallon per minute pump plus some discarded parts from other apparatus and a hose body from some 1912 equipment; that it has served its usefulness and has been completely retired from service. He stated the Fire Commission Board, working with the Volunteers would like very much to have Council give them the equipment.

Councilman Thrower moved that the equipment be transferred to the County Fire Commission Board at the consideration of \$1.00. The motion was seconded by Councilman Jordan, and unanimously carried.

TRIANGULAR PIECE OF INWOOD FIRE STATION PROPERTY TO BE PUT UP FOR SALE AT BEGINNING PRICE OF \$500.00.

The City Manager advised that the owner of property adjoining the Inwood Fire Station property desires to purchase a small triangular portion of land on the rear of the Fire Station property, consisting of 1608.39 square feet. He stated the City has no need for the land and by the sale we would square off our property line. He advised further that the offer for the property is \$500.00. That he has discussed this with Councilman Jordan, as Chairman of the Committee on Land Study and they both agree there is no reason why the land should not be put up for sale and this offer of \$500 be the first offer for it.

Councilman Jordan moved that the land in question be put up for sale at beginning price of \$500.00. The motion was seconded by Councilman Dellinger and unanimously carried.

ALBERT H. CARRIER, JR., REALTOR, ADDED TO LIST OF APPROVED APPRAISERS FOR CITY WORK.

Upon motion of Councilman Albea, seconded by Councilman Jordan, and un-animously carried, Mr. Albert H. Carrier, Jr. was added to the list of approved Appraisers for city work, upon his request to the City Manager.

PROCEDURE FOR ADVISING PROPERTY OWNERS ON KENILWORTH AVENUE RELATIVE TO ACQUISITION OF RIGHT-OF-WAY FOR STREET EXTENSION AND WIDENING APPROVED BY COUNCIL, AND APPRAISERS SELECTED.

The City Manager explained the plans for proceeding on Kenilworth Avenue for Council approval. He stated they have in mind as soon as the appraisers are appointed for the widening and extension of Kenilworth Avenue, making personal, individual contact with each property owner affected by the acquisition of right-of-way for the project and explaining in detail the effect of the project on each individual property; that the contact will be made through the right-of-way agent and a letter will be delivered to each property owner informing him of the proposed course of action in acquiring the right-of-way, and, also, informing him that additional personal contact will be made by the appraisers after they have been appointed by the City Council. It will be made clear to each property owner that the Engineering Department will be available to explain all aspects of the project upon request. That he thinks this method will pay off in better relations with the property owners affected. That there will be a considerable number affected and if this approach meets with Council approval the next thing he would suggest is that the Council consider appointing appraisers for the project. That he would like consideration given the appointment of two appraisers, each to act independent of the other setting values on the property involved and from that point on judgments will have to be made on the acquisition. That we will want our own right-of-way agent to work on this but because of the size of the project Council will want to consider appointing someone else, in addition, to help negotiate it; that he thinks appraising and negotiating should be two distinct separate phases, and the appraisers should not negotiate, and toward that end he would suggest that Council consider appointing two appraisers.

The list of approved Appraisers was reviewed as to those who have not been assigned city work; he called attention that this is a large and important project and this should be borne in mind in the selection of appraisers.

Mayor Brookshire suggested that three or four be nominated so that Mr. Veeder can get two appraisers from the group.

Councilman Bryant nominated Mr. Frank Harlan and Mr. Claude Freeman.

Councilman Albea nominated Mr. Ernest DeLaney, Sr., Mr. Frank Thies and Mr. Robert Webb.

Mr. Veeder stated that the first two of the five nominated who are available will be assigned as Appraisers.

Councilman Whittington thanked Mr. Veeder and those who assisted him in this approach for informing the property owners relative to the acquisition of their property for right-of-way; that they may not like what we are taking away from them but they will appreciate our telling them what we are going to do, and he hopes the newspapers will give this coverage and thinks it would be appreciated by the people who live on these streets.

CITY MANAGER REQUESTED TO ASCERTAIN FROM CHIEF OF FIRE DEPARTMENT IF FIRE ZONE IS TO BE EXTENDED.

Councilman Dellinger asked Mr. Veeder to contact Chief Charles at once and advise him by Wednesday if the Fire Zone is to be extended; that this was discussed sometime ago and he was told it would be extended.

APPRECIATION EXPRESSED COUNCIL FOR MAKING POSSIBLE DRIVERS TRAINING SCHOOL FOR MOTOR TRANSPORT DEPARTMENT.

The City Manager stated that Mr. Ted Noe, Supt. of the Motor Transport Department wishes to speak to Council.

Mr. Noe stated he would like to express the appreciation of his Drivers and himself for the Council making it possible for them to have the recent Drivers Training School; that he wishes every member of the Council could have attended the Rodeo on Saturday, that it was one of the most inspirational events he has ever seen. That he had people who have been here 15 and 20 years say they have never seen a group of drivers so enthused over anything and that every one of them made a good showing, and several of them have told him they would like their appreciation expressed to the Council for making the School possible.

ADJOURNMENT.

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


Lillian R. Hoffman, City Clerk