

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, February 19, 1962, at 3 o'clock p.m., with Mayor Brookshire presiding and Councilmen Albea, Bryant, Jordan and Whittington present.

ABSENT: Councilmen Dellinger, Smith and Thrower.

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INVOCATION.

The invocation was given by the Reverend N. Sneed Ogburn, retired Methodist Minister.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and unanimously carried, the Minutes of the last meeting on February 12th were approved as submitted.

RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS ON PINEHURST PLACE, FROM WOODLAWN ROAD TO WITHIN APPROXIMATELY 200 FEET OF WAKEFIELD DRIVE, ADOPTED.

Councilman Bryant moved the adoption of a Resolution Ordering the Making of Certain Improvements on Pinehurst Place, from Woodlawn Road to within approximately 200 feet of Wakefield Drive. The motion was seconded by Councilman Whittington.

Mr. Tom Belcher, Jr., 3226 Pinehurst Place, stated he and a group of residents of Pinehurst Place are present to express their opposition to the work scheduled to be done as they feel it is not needed, will depreciate the value of their property, that they have good natural drainage and no water problem, have high banks on each side of the street sloping down to the present pavement. That they know that less than half of the property owners on their street are not in favor of the work being done and they believe that the people who wish the work done should have it done themselves. That their street leads down to a large number of apartment buildings and takes care of a good flow of traffic now and if it is widened as proposed they would have speeding, and they urge that Council not authorize the improvement. He stated further there are 23 property owners on the street, which is one block long. It was pointed out that the petition showed that 13 had signed requesting that the work be done.

Mr. W. J. Hunt, Realtor, and resident of the street and Mr. S. V. DeLaney, resident of Selwyn Village, expressed opposition to the proposed improvement.

Mr. John Rosenblatt, 3209 Pinehurst Place, stated he is in favor of the improvement, that he thinks it will improve the looks of the street and he would object to the individual property owners making the improvements while others did not.

Mrs W. G. Love, resident of Pinehurst Place, asked how much the street would be widened and stated she objects to cutting into her yard, which would create a drainage condition. At the request of Mr. Veeder, Mr. Kenneth Hoffman of the City Engineering Department, advised that the street is now

20 feet wide and with the improvement will be 26-feet, which with the curb and gutter amounts to only 3 feet on each side. That if there is a problem of drainage it will be worked out, that if it happens that the yard is lower than the street then drainage pipes will have to be installed.

Mr. Hunt asked if the yards are cut back, will the sod be replaced as it was by the City? Mr. Hoffman stated in the past if there is sufficient sod it is covered but they do not sod the grass back.

The vote was then taken on the motion and unanimously carried. The resolution is recorded in full in Resolutions Book 4, at Page 180,

ROBERT PHILLIPS ADVISED THAT REQUESTED CHANGE IN ZONING OF PROPERTY AT WALLACE ROAD AND INDEPENDENCE BOULEVARD SHOULD BE FILED WITH PLANNING BOARD FOR HEARING.

Mr. Robert Phillips, 6116 Preston Lane, stated in 1960 they got their property on the corner of Wallace Road and Independence Boulevard changed from Rural to B-1 A, for a future small business development; that he now finds the zoning has been changed from B-1 A to Office Institution, which will not permit the construction of the business development. That a large sum of money has been spent on the property in moving dirt and improving the grounds for the business development, and they ask that the B-1 A Zoning be restored.

Mayor Brookshire asked the City Attorney if this request could be presented at the Zoning Petitions Hearing tomorrow night, and Mr. Morrissey stated it could not as the last date for filing petitions for the hearing was fixed by the Council as January 22nd. Mayor Brookshire then advised Mr. Phillips that he should file his request with the Planning Board under the usual procedure for a hearing by the Council after it was advertised.

REQUEST FOR REFUND OF DEPOSIT FOR SEWER LINE IN STATESVILLE AVENUE REFERRED TO CITY MANAGER.

The Reverend Thomas A. Jenkins, Pastor of Statesville Avenue Presbyterian Church, stated about ten years ago they erected their church and they were requested by the City Engineering Department to make a deposit of \$380.00 for sewerage at the church, and the amount was deposited by Mr. Arthur Grier with the Engineering Department. That they understood as soon as four additional units tied into this sewer line they could get their deposit back. During the past three years there have been three additional units to connect with the sewer line. That ten years ago there was no sewer lines on the side streets off Statesville Avenue and within the last five years these streets have sewer lines which they assume come up to and tie in with their sewer line, and as they were supposed to have four additional units to secure the refund of their deposit, they are of the opinion that these lines in the side streets would, together with the three units, constitute a sufficient number for their deposit to be refunded.

Mayor Brookshire asked the City Manager to look into the matter and advise Mr. Jenkins.

ORDINANCE NO. 64 TO AMEND ORDINANCE NO. 61 ENTITLED "AN ORDINANCE ESTABLISHING CHAPTER 10A OF THE CODE OF THE CITY OF CHARLOTTE ENTITLED 'HOUSING'", ADOPTED.

The proposed amendments to the Housing Code was presented and the City Attorney stated these amendments were worked out between the Building

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Superintendent, the City Manager, City Attorney and representatives of the Property Management Association. He then explained the amendments individually relating to the light and ventilation, heating standards in occupied housing, and changing the provisions relative to the standards of thickness prescribed for the hearth.

Councilman Whittington moved the adoption of Ordinance No. 64 Amending the Housing Code, which was seconded by Councilman Albea, and unanimously carried. The ordinance is recorded in full in Ordinance Book 13, at Page 229.

GRADING SYSTEM FOR HOUSING CODE APPROVED AND CITY MANAGER INSTRUCTED TO EMPLOY FOUR ADDITIONAL INSPECTORS IN BUILDING INSPECTION DEPARTMENT.

Councilman Whittington moved the approval of the Grading System as submitted and recommended today by Mr. McMillan, Supt. of the Building Inspection Department, and that the City Manager be instructed to work toward employing four inspectors in this department as soon as possible. The motion was seconded by Councilman Jordan, and unanimously carried.

NOTE: Grading Schedule for houses, as adopted filed in office of City Clerk, Drawer No. 144 File 3.

ACQUISITION OF STRIP OF LAND BETWEEN WEST 10TH STREET AND WEST 11TH STREET, FROM SEABOARD AIRLINE RAILROAD COMPANY AUTHORIZED FOR RIGHT OF WAY FOR WEST SIDE GRADE CROSSING ELIMINATION PROGRAM.

Councilman Albea moved approval of the acquisition of a strip of land, consisting of 9,703 sq. feet, between West 10th and West 11th Streets, from the Seaboard Air Line Railroad Company, at a cost of \$6,000.00 for right-of-way in the West Side Grade Crossing Elimination Project, and the necessary track relocation at a price of \$6,300.00. The motion was seconded by Councilman Jordan, and unanimously carried.

EASEMENT-LEASE AUTHORIZED WITH ROSE COLLINS AND HATTIE RUTH COLLINS BROWN FOR CONSTRUCTING AND MAINTAINING A WALKWAY TO COLLINSWOOD PARK FROM BARTLING ROAD.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, an Easement-Lease was authorized with Rose Collins and Hattie Ruth Collins Brown, for the construction and maintenance of a walkway to Collinswood Park from Bartling Road.

Councilman Whittington commended and thanked Mr. Bobo, the Engineering Department, the Attorneys and the Collins Family for their efforts in behalf of the school children who will benefit by this walkway.

PAYMENT AUTHORIZED TO MARCUS L. MAUNEY AND WIFE FOR SANITARY SEWER RIGHT-OF-WAY TO STATESVILLE ROAD JUNIOR HIGH SCHOOL.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, authorizing the payment of \$80.00 to Marcus L. Mauney and wife for right-of-way 158.13 feet in length for sanitary sewer to Statesville Road Junior High School.

CONTRACT AUTHORIZED WITH STATE HIGHWAY COMMISSION FOR ENCROACHMENT IN NC #16 FOR CONSTRUCTION OF SEWER LINE.

Councilman Albea moved approval of a contract with the State Highway

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Commission for encroachment in NC #16 at Center Street, for the construction of an 8-inch sanitary sewer line. The motion was seconded by Councilman Whittington, and unanimously carried.

CONSTRUCTION OF SANITARY SEWER MAINS AUTHORIZED.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, the construction of sanitary sewer mains was authorized at the following locations:

- (a) Construction of 1,285-ft. of sewer main in Gladstone Lane and Seaforth Drive, at request of The Windsor Company, at an estimated cost of \$3,770.00. All cost to be borne by the applicant, whose deposit of the entire cost will be refunded as per terms of the contract.
- (b) Construction of 785-ft. of sewer main in Amity Garden Court, at request of Ervin Construction Company, at an estimated cost of \$2,005.00. All cost to be borne by the applicant, whose deposit of the entire cost will be refunded as per terms of the contract.
- (c) Construction of 236-ft. of sewer main in Ellington Street, at request of Yearwood Construction Company, Inc., at an estimated cost of \$645.00. All cost to be borne by the applicant, whose deposit of the entire cost will be refunded as per terms of the contract.
- (d) Construction of 3,208-ft. of sewer main in Echo Glen Subdivision, at request of Ed Griffin Development Corp., at an estimated cost of \$10,570.00. All cost to be borne by the applicant, whose deposit of the entire cost will be refunded as per terms of the contract.

TRANSFER OF CEMETERY LOT.

Councilman Jordan moved that the Mayor and City Clerk be authorized to execute a deed with Mrs Ruth B. Stone for the transfer of Grave #4, Lot 20, Section 3, Evergreen Cemetery, at \$60.00. The motion was seconded by Councilman Whittington, and unanimously carried.

CONTRACT AWARDED L & N ROYAL TIRE SERVICE FOR 1,646 TIRES AND 277 TUBES.

Councilman Bryant moved that the bid of L & N Royal Tire Service be accepted for 1,646 Tires and 277 Tubes, at their bid price of \$27,864.42. The motion was seconded by Councilman Whittington.

Mr. C. C. Leonard of Leonard & Nicholson Royal Tire Service, Inc., stated their position is that the specifications developed by the City's Purchasing Agent were well written and would assure the city a quality product. That it is unfortunate that a few suppliers elected to disregard the specifications and bid on products that did not meet the specifications and that more bids were not received from major tire people. That the reasons may be many but the one most outstanding perhaps was a guaranteed price for one year, as there are strong rumors of a pending price increase. That his Company actually obtained from U. S. Rubber Company unusual concessions on these prices and a year's price guarantee. That his company would like to buy all their tires at this price for it is actually below their regular deal; that for example L & N's regular cost of 750 x 14/4 Super Safety 800 nylon, exclusive of Federal Tax, is \$18.26 while the price quoted the City for the same tire is \$14.10, which is \$4.16 below their regular deal. That the question may arise in some of the Council's

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minds as to how the U. S. Rubber Company could control this - that they have to submit to U. S. Rubber Company a tax exemption certificate on these tires delivered to the City and these certificates issued by the City's Purchasing Agent would control the number of tires that go to the City and they in turn would give his Company a credit-back. He stated this is pointed out to show that the City of Charlotte is getting a good price along with the desired quality. He stated the City Police Department has been receiving unusually low mileage, around 4,000 miles, on tires that have been purchased, which of course do not meet the specifications of the present bid. That Major Stegall and Mr. Beatty are endeavoring to improve the quality of the tires placed on Police cars and at the same time improve safety. Mr. Leonard stated his Company feels they should be awarded the bid for the following reasons:

1. Specifications were properly bid. If other suppliers had followed specifications or had even submitted bids, our bids would have been favorable or low.
2. We received unusual concessions from U. S. Rubber Company for this specific bid. Now that our bid has been opened it will be the objective of all suppliers that choose to bid if new bids are called for.
3. On these prices L & N will receive a 5% delivery commission and that is the full extent of our profit. You can see that we can not further reduce our price. You gentlemen of the Council are business men and know that 5% is a low commission and is questionable if it is even profitable.
4. L & N has the recapping contract for 1962. On the first three pickups at City Police Garage a total of 22 tires were brought in for retreading; of these our shop had to reject 8 or 36% as not suitable due to carcass failures. This is further proof that quality should be graded up.

He stated further that a separate part of the bid covers Steel Cord Tires and L & N was low of the three bids submitted. That they were informed that this would be awarded to their company. That actually deliveries have already been made and inventories have been put in to take care of the City's needs. Now they are informed that this bid will also be thrown out. That L & N feels that the Council will properly weigh these facts and will declare them the successful bidder for the City's tire needs for 1962.

Mayor Brookshire thanked Mr. Leonard for his statement and asked Mr. Beatty, Purchasing Agent, if he would like to make any remarks or recommendations.

Mr. Beatty stated he has made his recommendation. That they feel they should have more competition on tires, that the City has never before attempted to buy 110 level tires, and they thought this was the right approach and he discussed it with the five major tire companies and after some months of comparison they made their specifications accordingly but apparently the dealers did not see fit to bid after 33 of them were invited to bid. That his only reason for asking for rejection of the one bid that met the specifications which is that of L & N Tire Company, is that in an expenditure of this size with as many tire dealers as there are in Charlotte, there is something wrong either with the tire dealers or the specifications or the way the specifications were drawn. That he will say the dealers gave all kinds of flimsy excuses for not bidding. In reply to Mayor Brookshire's question as to how the unit prices compare with prices the City has been paying, Mr. Beatty replied the prices are higher to the extent of about 19% but the tires are better quality. Mayor Brookshire asked Mr. Beatty if he thinks by rewriting the specifications

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and readvertising, he would get competitive bids on the 110 level tires? Mr. Beatty stated he thinks he can. Councilman Bryant stated we are coming right back to the same situation that all the dealers will know the prices L & N has given. Mayor Brookshire stated that is correct but the L & N price is 19% higher than we have been paying - Mr. Beatty called attention that they are 19% higher than the lower grade tires we have been buying. Councilman Bryant stated he believes there is a matter of principle involved due to everyone being concerned with saving money; that when we have advertised as widely as we did and have one firm who meets the specifications in all respects and has given a price apparently in line with current prices, which prices have been made public, it seems it will drive prices down if we want to conduct it in this manner, and after a while people will begin to get a little leery of bidding on our needs, and as a matter of principle he does not see how the Council can do anything but go on and award the contract to this firm.

The vote was taken on the motion to award the contract to L & N Tire Service and unanimously carried.

BIDS REJECTED ON 98 METALLIC TIRES AND TIRES AUTHORIZED PURCHASED SINGLY FROM WHOMEVER THE CITY CAN BUY WHO MEETS OUR SPECIFICATIONS.

Councilman Bryant stated he understands the City can buy single tires in this category for less than this bid, and Mr. Beatty stated that is correct. Councilman Bryant stated that being the case he thinks we should go ahead and buy tires on a single basis, as there is apparently no advantage to buying them as a group.

Councilman Bryant moved the bids be rejected and these tires be bought on a single tire basis from whomever we can buy from so long as they meet the specifications. The motion was seconded by Councilman Whittington.

Mr. Leonard of L & N Tire Service stated the Michelin tires are the first steel tires the City has ever used and other companies have attempted to duplicate it but the patent is held by Michelin. That U. S. Rubber Company has now discontinued even attempting to produce a steel tire, and that is no doubt the reason the City did not get a bid from U. S. Rubber Company; that he understands other tire companies are considering discontinuing attempting to produce a steel tire. That it is a very superior tire and the City would be very smart in buying it. That it is true you can buy a cheaper tire but not a Michelin.

Councilman Bryant stated the only thing that concerns him is the fact that according to Mr. Nicholson's letter he was told they would get the bid and have already begun to deliver the tires and to stock supplies to meet our needs. Mr. Beatty stated the Purchasing Agent does not have authority to award any contracts and he did not make the statement to Mr. Nicholson or any of his representatives that he would be awarded the contract; that he will explain the conditions under which he did buy two small orders of Michelin tires; that at the time he discussed the tires with L & N, the low bidder, we needed 3 or 4 tires of one size and 3 or 4 of another and he gave the order to L & N with the full understanding that they were to be furnished at the low price at which they had bid and if for any reason the contract was not awarded them and the price was not satisfactory for the initial order, then the price on these tires would be negotiated between them and the Purchasing Agent. That there was no intention on his part to seal a contract prior to the award by the Council. That he had a clear understanding with Mr. Leonard on this, and there was no discussion as to his granting a contract, and that is the only thing in L & N's letter to the Council that is not according to their understanding. That after this was done, he found that the variation in the price from what had

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been paid in the past for other brands of metal tires was much cheaper than that of the Michelin Tire. That Michelin tires were bid by three dealers. That he has bought tires from others for around \$12.00 less than the Michelin tire. Mayor Brookshire asked if he has bought Michelin tires before, and Mr. Beatty stated he has and they feel that Michelin has the best service of any of the tires. Councilman Whittington asked who some of the manufacturers are who make a similar tire and why they did not bid. Mr. Beatty stated Goodyear, Firestone and General, and as he has said he had some rather flimsy excuses, that Goodyear finally said they could not put up the 5% required deposit, Firestone held the bid forms until four days before the date to receive the bids and sent them over to their Store and the Store Manager said he did not have time to make up the bid and General did not meet the specifications. At the time these bids were taken, there had been considerable trouble in the industry because the Federal Trades Commission had moved in on the tire industry and was investigating their list price arrangement, and presumably for this reason some of the bidders did not choose to bid at this time.

He stated further as a procurement man he feels he should get as many bids as possible and he is certainly willing to do everything possible to secure bids but he cannot make a firm bid. Councilman Whittington said it appears to him that all efforts have been exhausted to get these companies to bid and it would be a little unfair to not give the contract to the low bidder based on the statement of Mr. Beatty that there is no question about this being the best tire.

Councilman Bryant stated it seems the real problem is whether to award the bid to anyone or whether to buy the tires on a single basis. If the City can buy on a single tire basis at less expense than we can buy them together and the tires that we can buy singly meet the specifications, then we should buy them singly.

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

Mr. Leonard stated he would like to comment that his company does not want to cast any reflections on the validity of the relations between the Purchasing Agent and L & N as far as buying the two tires ahead of time. That he would like to commend Mr. Beatty for the efforts he put forth on these bids, he has certainly put in a lot of work. That he was not criticizing Mr. Beatty in any way on the steel tires.

LETTER OF DIRECTOR OF CHARLOTTE COUNCIL ON ALCOHOLISM ACCEPTED FOR INFORMATION OF COUNCIL AND COUNCIL TO COOPERATE WITH STATE PROBATION DEPARTMENT IN ACHIEVING AIMS SET FORTH IN LETTER.

Councilman Alba moved that the letter of Mr. Joseph L. Kellerman, Director of the Charlotte Council on Alcoholism, be accepted for the information of the City Council, and that the Council cooperate with the State Probation Department to the extent legally possible in achieving the aims set forth in Mr. Kellerman's letter. The motion was seconded by Councilman Whittington and unanimously carried.

NOTE: Letter from Mr. Kellerman herein referred to is filed in Office of City Clerk, Drawer No. 174, File 2.

CITY ENGINEER REQUESTED TO DISCUSS WITH RESIDENTS OF FIELDVIEW ROAD MAKING IMPROVEMENTS TO THE STREET.

Councilman Whittington asked the City Manager for a report on Fieldview Road off Hunter Lane. Mr. Cheek, City Engineer, stated that Fieldview Road is not a part of the city street system and that the requirements to secure city maintenance for the street have been explained to Mr. Snellings and

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interested persons, and other than that he has nothing in particular to report. Councilman Whittington stated his comment to Mr. Veeder was that Mr. Snellings informed him that he and the people facing on Fieldview Road would pay for their improvement and when someone wants to pay this, the City should rush out and sit down and talk with them. Mr. Cheek stated he will be glad to follow up on it.

CITY ENGINEER REQUESTED TO IMPROVE CONDITION OF THRIFTWOOD DRIVE, FROM FREEDOM DRIVE TO BROWNS AVENUE.

Councilman Whittington stated he has had several calls from the people on Thriftwood Drive, off Freedom Drive two blocks under city maintenance which has been paved with topping, about the condition of the street; that he drove over the street yesterday and everything they say is true and he would like to suggest that it be fixed. He advised that Thriftwood Drive runs from Freedom Drive to Browns Avenue, and there was a fire out there the other night and the Fire truck ran into some parked cars because of the condition of the street.

CITY ENGINEER REQUESTED TO IMPROVE SIDES OF FREEDOM DRIVE, FROM BRADFORD DRIVE TO CITY LIMITS.

Councilman Whittington stated that the sides of Freedom Drive, from Bradford Drive to the city limits, are in a bad state of repairs now that the new sewer line was laid on the west side, and the street should be repaired. He stated further that the contractor who put in the sewer line was supposed to leave the street in the same condition he found it, but as is most often the case, he did not.

CITY MANAGER AND PERSONNEL DIRECTOR REQUESTED TO DRAFT GRIEVANCE PROCEDURE FOR CITY EMPLOYEES.

Councilman Whittington stated he thinks it would be wise for Council to ask the City Manager and Personnel Director to draw up some grievance procedure for all city departments. That he thinks the recent controversy in the Fire Department has shown the need for such procedure. That his idea is to let the employees know there is a procedure to follow in order to get their problems to their superiors, and he moved that the procedure be drawn up for Council consideration. The motion was seconded by Councilman Jordan, and unanimously carried. The City Manager stated he concurs with Mr. Whittington. Mayor Brookshire stated he thinks all city employees should have the right to make any complaints know to the proper authority.

DISCUSSION OF A COMMITTEE TO COORDINATE VARIOUS ORGANIZATIONS INTO ONE GROUP ON THE QUESTION OF SLUM CLEARANCE AND THE PREVENTION OF BLIGHTED AREAS.

Councilman Whittington asked the Mayor if he would be able to give Council a report soon on the Mayor's Uplift Committee, and Mayor Brookshire stated he will be glad to ask for a report.

Councilman Whittington stated he has been told by Mr. Rouser of the Re-development Commission that they can't on their own go out and solve the problem that it has to come from the people and until this Body does something to encourage these organizations and get all of these groups together, we are just dragging our feet. That if the Mayor could get his Committee to bring in their recommendations, and then if the Municipal Government could encourage the people to clean up maybe we could head off

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some of these problems. Mayor Brookshire stated the objectives of the Committee he named were to reorient folks who are being moved from the Brooklyn area and what Mr. Whittington is talking about is a larger problem than stepping up urban redevelopment, it also covers those areas not yet blighted. Councilman Whittington asked if the Mayor would consider appointing a Council Committee including a representative of the Building Inspection Department and one from Mr. Rouser's Committee to sit down and attack this problem as it should be, from A to Z, in an effort to get all efforts coordinated. Mayor Brookshire stated he is willing to do anything that will hasten slum clearance and prevent the development of blighted areas. That he is not quite clear what Mr. Whittington's thoughts are on the subject, that he feels a program can be undertaken by private enterprise to do much of this work, and he would encourage private enterprise to not only begin slum clearance but also try to rescue other neighborhoods that are blighted. That in that regard he has had a conversation with Mr. Randy Babcock, who is a proponent of free enterprise and a very fine person and he asked him if he would lead such a committee in an effort to see what private enterprise can do in other areas, excluding Brooklyn, which already has a program and the Committee. That he had a letter from Mr. Babcock last week indicating that he expects to get together a number of interested citizens who share his views and hopes to make definite recommendations to the City. He stated further he is willing and anxious to do anything he can to encourage this group or any other group to help with this general housing problem. Councilman Albea stated we are all for private enterprise but the only reason we are in this shape today is that private enterprise did not do it.

Councilman Bryant stated in the last month he has had some real interesting and rewarding conversations with a good many people and there is going to be a gathering together which he is not at liberty to discuss, as it is only in the exploratory state and he does not know just what direction they will take, but they do not intend in any way to usurp the powers of the Council, but rather a group of people concerned with a community problem which they intend to discuss and in view of that the group might have recommendations to make to the Council in a matter of three or four weeks.

Mayor Brookshire stated he talked with Mr. Babcock about this matter prior to Councilman Bryant's mentioning it here in Council Meeting some three or four weeks ago, and that was one reason at that time he wanted Mr. Bryant's recommendations and suggestions in writing, and he still does. Councilman Bryant stated he started to give the Mayor his recommendations the next week but he was so deluged with so many people who were so interested he thought it was foolish to write his recommendations without getting with a good number of other people and giving him the recommendations of the group.

TREE ORDINANCE REFERRED TO THE CITY MANAGER AND CITY ATTORNEY FOR RECOMMENDATIONS TO MAKE IT MORE WORKABLE.

The Mayor called attention to the notice on the Docket that the terms of the Tree Commissioners expired in 1958 and no appointments have been made. Councilman Albea stated that the members of the Commission quit because the ordinance was such that it could not be applied and the ordinance will have to be changed to be workable.

Mayor Brookshire referred the matter to the City Manager and City Attorney for recommendations.

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CITY MANAGER REPORTS FUNDS ALLOCATED FOR FURTHER STUDY OF FLOOD CONTROL BY US CORPS OF ENGINEERS.

Mr. Veeder, City Manager, stated we were waiting to hear further from the Corps of Engineers, on what they might or might not do on Sugaw Creek and Briar Creek and we have had a reply from them, the substance of which is a reconnaissance report on the proposed improvement which has been approved by the Chief of Engineers and funds have been allocated for a further investigation and the preparation of a detailed project report; that this is what we have been wanting and the detail report will include the estimate of the cost. They ask that a meeting be established with the Board of County Commissioners to discuss this further. That our Engineering Department in initiating the work with the Corps of Engineers was in effect acting as an agent of the County Commissioners as it is a county project; that arrangements will be made for a meeting to discuss this further to the extent of local cooperation on the project. This takes us over one hurdle.

APPOINTMENT OF KEMP DUNAWAY TO APPRAISE GENERAL MILLS PROPERTY.

The City Manager called attention that last week Council approved the use of two appraisers on the General Mills property, Mr. Cromartie and Mr. Daniel, that Mr. Cromartie accepted the assignment but Mr. Daniel did not think it appropriate to accept the assignment as his partner had appraised the property for General Mills. That Mr. Allen Davis, the next on the list, is the appraiser for the 5th and 6th Street project, and the next was Mr. DeLaney, Sr., who is the father of the attorney for General Mills, so he moved down to the next on the list, Mr. Kemp Dunaway and he has accepted the assignment, which he hopes meets with the Council's approval.

PURCHASE OF TWO ADDITIONAL CUSHMAN TRUCKSTER UNITS FOR POLICE DEPARTMENT AUTHORIZED.

Mr. Veeder stated he would like to get approval of receiving bids on two units of equipment for the Police Department, two additional Cushman Truckster Units. The Department would like to increase the number of these units and they think they will serve a real purpose in the business district and alleys at night as it relates to the increased breakings and enterings we have had.

Councilman Albea moved approval of the purchase of the two units, which was seconded by Councilman Whittington, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the meeting was adjourned until 7 o'clock p.m. on February 20, 1962, Mecklenburg County Court House, Court Room #1.


Lillian R. Hoffman, City Clerk