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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber in the City Hall, on Monday, July 29, 1963, at 2 o'clock p.m., with Mayor Brookshire presiding and Councilmen Albea, Bryant, Dellinger, Jordan, Smith, Thrower and Whittington present.

ABSENT: None.

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#### INVOCATION.

The invocation was given by the Reverend C. Ralph Monk of Saint Patrick's Catholic Church.

#### HEARING ON DOWNTOWN PARKING RECOMMENDATIONS.

The public hearing on the recommendations for Downtown Parking regulations was opened by Mayor Brookshire inviting anyone present to speak on the subject who wished to do so.

Mr. Sid Abernathy, President of the Downtown Association, stated their Board of Directors being convinced that expediting the flow of traffic into and to the central business area is in the best interest of merchants operating in the area, recommended over a year ago to the City Council that all on-street parking be eliminated in the central business area and the Association welcomes the proposal that has been made and is now being considered as an interim step in keeping maximum accessibility to the downtown area and they feel these changes will be in the overall interest of all parties, altho they realize that some toes will be stepped on in the process.

Mr. P. D. Kleckley, Manager of Farris Bros Company, who is affected by these regulations presented and filed a petition on what they think should be done in the downtown area as far as parking and handling of traffic is concerned, signed by 145 or more firms. He stated that due to the lack of time all of the firms were not contacted, however these cover firms on North and South Tryon, West and East Trade Streets, College, Church, Fifth and Fourth Streets, in other words the center part of the downtown area being businesses of all types, from small shops to large stores, many of whom are members of both the Downtown Merchants Assoc. and the Chamber of Commerce. The petitioners protested the parking restrictions as proposed by Mr. Hoose, as they feel they will be detrimental to their survival and growth, and which will cost the City of Charlotte the sum of \$222,000 and they are against the expenditure. That the main premise of this plan seems to be how to move people through town and out of town instead of how to keep them coming down town. That they would like the Council to consider the following proposals as agreed upon by the signers who have watched the traffic flow in downtown Charlotte for a number of years and who depend on the people shopping in this area for their livelihood, have their money invested in real estate and merchandise and do not want to see the city streets in the downtown area turned into a highway for the main purpose of moving traffic through the city:

1. That parking meters be changed to one hour parking on Trade Street between Poplar and the Underpass on East Trade, and on Tryon St. two blocks from the Square in both directions. That the meters beyond this point be extended to two hours for two blocks in each direction and past four blocks from the Square be changed to three hour parking.

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2. That College and Church Streets meters be changed to one hour parking for the first two blocks in each direction from Trade Street.
3. From Sixth Street to Eighth Street and Third to First Street be changed to two hour meters. All other meters be changed to three hours.
4. That parking restrictions on all downtown streets be from 8 A.M. till 9 A.M. Monday thru Friday and no restriction in the afternoon.
5. Permission should be granted to the Parking Lots for signs to be erected at every corner of the Uptown Area indicating what direction parking lots are available, to aid out-of-town shoppers and travelers not familiar with the Downtown Area.

Mr. Kleckley then expressed his personal opinion that Charlotte merchants have lost many thousands of dollars because of the car tow-in fee and many sales have been lost because the buyer had to rush out and move his car at 4:30 p.m. while others have had their cars towed away and they have never returned to the Downtown area to shop because of it. That the immediate downtown area is nothing but a large shopping center and the main drawing card for a shopping center is lots of free parking, and they are trying to give their customers more parking for a nominal charge. That he thinks if the proposed restrictions are adopted they will definitely be detrimental to the Downtown area.

Mr. John Belk, First Vice-President of the Chamber of Commerce, stated that Mr. Burnside, President of the Chamber, is out of town or he would be present. Mr. Belk stated their Board of Directors has studied Mr. Hoose's plan on various occasions and would like to congratulate Mr. Hoose on the fine job he has done as it is no easy problem and there is no one solution to it; that the Board has just one thought in mind, that is to help the City of Charlotte and they know to have the best city in the two Carolinas we must have the best solution to traffic and they congratulate the Council on the Expressways coming into Charlotte; he stated further that the Board recommends the adoption of the program proposed by Mr. Hoose.

Mr. Ellis Berlin, whose business is located at 231 East Trade Street, presented pictures he made of East Trade Street last Friday at 8 A.M., 8:15 A.M., 8:30, 9 A.M. and 9:30 A.M. and at 1 P.M. and 5 P.M., and 6 P.M. and they showed no congested traffic and in fact very few cars on the street. Mr. Berlin stated he pays about \$800.00 a year City Taxes and he has been in business at this location since 1926, and during that time the parking has been reduced from 1 hour to 30 minutes, and customers cannot do business within that time. He advised that he found another location in the next block where there was a small off-street area that would park ten cars but when he discussed with Mr. Hoose providing an entrance to the parking area, he was told it could not be allowed; therefore, his only solution lies in his customers being able to park in a metered space for a decent length of time to be served.

Mr. Hoose explained that he suggested that Mr. Berlin use the alley way for the entrance, the idea being that it is right next to the overhead bridge and anyone entering the parking area would have to block the sidewalk.

Mr. Sidney Levy, owner of Lebo Shoe Store on East Trade Street, stated he has been in business at this spot for 39 years and he would definitely be interested in anything that would help Charlotte but they are not in sympathy with the Chamber of Commerce, Downtown Association, Merchants Association because they are not in contact with things as they go on every single day, while he and other merchants are and they know their problems. That traffic is falling off downtown and so is business and they who have their money

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invested in the downtown area know what they need. That it is true there are traffic problems around Christmas and Easter and such holidays but not every day, and what if it does take the people who work uptown another five or ten minutes to get out from up there in the afternoon, it will not hurt them half as much as restrictions on parking and traffic regulations will hurt the merchants business. He stated further that the downtown shopping center is the best in the country if it can be kept that way and the only way to keep it is by providing parking. That what they plead with the Council to do is to try their plan - take off the restrictions. Mr. Levy stated he was recently in Allentown, Pa and they were having no traffic troubles, that the first block off the main downtown streets allowed parking one hour, the next block two hours and after that three hours. That the thing that is really ruining the downtown business is this towing-in of cars, a person resents it and never comes back downtown to spend his money if he is from out of town. He urged that Council give them the opportunity to operate their businesses without strenuous parking restrictions.

Mr. Craddock of Craddock Leather Shop on North College Street, stated that any additional parking restrictions would hurt his business; that 90% of his customers must park near the shop to load and unload luggage and it is essential that he be located in the downtown shopping area for his type of business and further parking restrictions will prove a detriment to him.

Mr. Frank Sherrill, owner of S & W Cafeterias, spoke about the parking in the downtown area at night. That the present parking restrictions have about ruined his business at the S & W on West Trade Street, and he hesitated about renewing his lease on the building for that reason but has just done so only for a 5 year period. That Charlotte downtown at night is entirely different from the day time and one restaurant on South Tryon Street has been run out of business because of the parking restrictions and he thinks there should be a new approach made as far as parking at night is concerned.

Mr. Jim Bell, Myers Furniture Company, stated they are concerned because of some of the things that exist in the downtown area - where parking is allowed on one side of the street and not on the other, and parking lots are allowed on one side and not on the other. That his store does not have a back door - they did not build the building so they cannot help the situation. They have to load and unload somewhere and at present they cannot begin their operation until 9 a.m. and have to stop at 5 p.m. and if they have to go under the proposed arrangement they cannot afford to remain in business.

Mr. Albert Pearson stated he understood that Mr. Hoose was going to explain his plan today for the first time in public and he thinks if that is done the people could speak more intelligently on the subject. Mayor Brookshire stated that Mr. Hoose has explained the proposals to a number of people and groups and the newspapers have carried full accounts of it.

Councilman Smith stated this is the public hearing and he thinks that Mr. Hoose should answer any questions.

At the request of Mayor Brookshire, the proposed plan was explained in detail block by block by Mr. Hoose from a map of the downtown affected area. He advised that the questions asked at other times he has explained the plan seemed to be mainly regarding the increase in the parking ban on Tryon and Trade Streets to one hour in both the morning and afternoon. He advised in the entire downtown area there are less than 700 meters and most of those are on Trade and Tryon Streets and he is asking for one hour in order to handle the traffic; that traffic lines in the downtown area have increased

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and Trade and Tryon Streets carry from 21,000 vehicles from 7 am to 7 pm and 15% of these are during the peak hours in the morning and in the afternoon. Mr. Hoose called attention that all parking restrictions go off at 6 p.m., which answers one question that has been raised, and persons may park until morning.

He stated that the loading on College Street seems to be their biggest problem and he gave the time trucks were parked on the street for loading and unloading for a month's period.

Mr. Hoose stated they feel the parking plan proposed will expedite the traffic movement and they have ample off-street parking in the downtown area, and to clarify a point in his own behalf he has always been interested in the central business district. That he thinks this is a plan that any Engineer, not just himself, working for the City of Charlotte engaged in traffic would probably come up with the same plan. He stated he has studied the plan and presented it the best he could to everyone interested and feels it would not work a hardship but help the situation in the central business district.

Representatives of Myers Bicycle Company, 123 S. College Street, and of Morris & Barnes, West Trade, all spoke in protest of different phases of the parking restrictions. Mr. Paul Thompson of Coffey-Thompson Company on North College Street stated their problem is having no loading zone. Mr. Hoose stated there is a loading zone 130 feet from the front of their store, which is open for everyone, it is just a question of first come first served.

Mr. Jennings Browning, Manager of Kimbrell's Furniture Store, stated two years ago they rented the building at the northwest corner of East Trade and North College Street and spent \$25,000 remodeling it and about \$6,000 trying to arrange a convenient loading and unloading space at the building, and they have some \$250,000 to \$300,000 worth of merchandise shipped into their store each year, about 50% coming by Trailer-Van that cannot jack-knife into a small space to unload and they are up against it for loading space.

Mr. Albert Pearson asked Mr. Hoose what percentage of time Busses are parked at the Square? Mr. Hoose stated he does not know the exact number of minutes but he can say this, that during the peak hours they are probably at the Square five to six minutes. Among his remarks, Mr. Pearson stated what he is trying to bring out is that this ordinance should not be adopted hastily but should be gone into in more detail.

Mayor Brookshire stated this is a public hearing and certainly no decision will be reached today. If there are no other questions this will conclude the hearing.

MEETING RECESSED AT 3:15 P.M. AND RECONVENED AT 3:25 P.M.

Mayor Brookshire declared a 10 minute recess at 3:15 p.m. and the meeting was reconvened at 3:25 p.m.

W. A. RICHARD, PRESENTED CITIZENSHIP PLAQUE IN ACKNOWLEDGEMENT OF HIS SERVICES AS A MEMBER OF THE CIVIL SERVICE BOARD.

Mayor Brookshire recognized Mr. W. A. Richard, who has served as a member of the Civil Service Board from May 11, 1955 to July 15, 1963 and stated it gave him great pleasure to present him a Citizenship Plaque in acknowledgement and appreciation for his outstanding services to the citizens of Charlotte.

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CITY EMPLOYEES PLAQUES IN ACKNOWLEDGEMENT AND APPRECIATION FOR SERVICES RENDERED PRESENTED TO L. L. LEDBETTER, RETIRING CITY TREASURER, BENNY MCK. MEDLIN, CAPTAIN CHARLOTTE FIRE DEPARTMENT AND ROBERT DUNHAM, LABORER ENGINEERING DEPARTMENT.

In presenting the following retiring city employees Plaques in Acknowledgment and Appreciation for their services rendered to the people of Charlotte during their employment, Mayor Brookshire stated it was his very great pleasure to recognize their loyalty and devotion to the City of Charlotte and he expressed his hope that they would enjoy their years of retirement:

	<u>AGE</u>	<u>YEARS OF SERVICE</u>	<u>POSITION</u>
Mr. L. L. Ledbetter	72	8-15-21 - 8-1-63	City Treasurer
Captain Benny McK. Medlin	53	2-23-33 - 8-1-63 (Retired on disability)	Capt. Fire Department
Mr. Robert Dunham	63	7- 1-46 - 8-1-63	Laborer City Engineering Department

Mr. Ledbetter responded by saying the greater part of his life has been spent here, that he can't say that all of it has been pleasant as he has had some fights, but as a whole it has been pleasant, he has enjoyed his work and he has the satisfaction of feeling that he has saved the City of Charlotte some money.

Councilman Smith stated he thinks that Mr. Ledbetter is putting it mildly when he says he has saved the city some money, he has kept the city at the top and he has been here for years and done a splendid job.

MINUTES APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, the Minutes of the last meeting on July 15th were approved as submitted.

ORDINANCE NO. 187-X EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE BY ANNEXING THERETO 39.0886 ACRES OF PROPERTY IN MALLARD CREEK TOWNSHIP.

The public hearing was held on the petition of Hidden Valley Builders, Inc., for the annexation of 39.0886 acres of property in Mallard Creek Township to the City of Charlotte.

Mr. Sol Lavine, Attorney for the Petitioners, stated this is just an additional portion of the total 187 acre tract owned by Hidden Valley Builders, and Council has already annexed several portions of it; that they have posted the necessary bonds for water, and sewers, streets etc. At the question of Councilman Whittington if any of the acreage has been developed, Mr. Levine stated that several hundred houses have been constructed; that they have probably developed 120 acres of the total 187. That they started the development of the property in sections sometime ago and as they complete one section they move right on to the adjoining one, and it is in no way to be construed as vacant land.

Councilman Thrower moved that the property be annexed as requested, which was seconded by Councilman Albea.

Councilman Whittington stated he thinks what the Council needs to decide is whether we are going to continue to annex vacant property; that we need to know what the overall cost will be against the income the city will receive

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not just the information given on this as to part of the cost; that the Council should establish some policy whether it be for vacant property or developed property. That the City Manager was requested to give us some thinking on this two weeks ago and he has not had an opportunity to do so; that one of the things Council should look at in the budget is the amount budgeted annually to reimburse property owners for annexation.

Mr. Veeder stated he has reservations about this practice in general; that he is not prepared today to recommend an alternative, but he has reservations about the policy of annexing vacant land as a result of which the City pays for water and sewers in the final analysis. This is property if it remained outside the city limits, the developer would be responsible for the cost of the water and sewers-in this case the water and sewer amounts to about \$35,000.

Mr. Levine stated further that they could have requested the annexation of the entire 187 acres at first, but they have been developing it by sections and taking the money out for use on each section as it was required, and they have some 50 structures now on the property, so it is in no sense vacant land.

Councilman Thrower stated he is opposed to annexing vacant land just to be taking it in, but this is a well planned development under construction.

Councilman Bryant said lets don't overstep ourselves by making obstructions to the point of not being able to bring in the people we would like to bring in, this should be considered as well as the amount of money that will be spent. That he would prefer to go on the same basic policy that we have pursued before and go into the question thoroughly before setting a definite policy and he would be in favor of the motion before the house.

Mr. Veeder stated he will get some recommendations to the Council at the earliest possible date, after having a detailed analysis made for council.

The vote was taken on the motion and unanimously carried and the Ordinance was adopted Extending the Corporate Limits of the City by Annexing the 39.0886 acres of property.

The ordinance is recorded in full in Ordinance Book 13, at Page 433.

**ACTION DEFERRED ONE WEEK ON PETITION FOR STREET IMPROVEMENTS TO CHESTERFIELD AVENUE, FROM BASCOM STREET TO WESTOVER STREET.**

The public hearing was held on the petition of 80.9% of the abutting property owners on Chesterfield Avenue, from Bascom Street to Westover Street, a total front footage of 1,100 feet, for the installation of storm drainage facilities and the construction of roll type curb and gutter. The estimated total cost of the improvement being \$7,848.00, of which amount \$3,750.00 would be assessed against the property owners at \$3.40 per front foot.

Mr. John Hall stated he owns two houses on Chesterfield Avenue and he has been living there for 19 years and he is against the improvement being made, as the only advantage would be to have his property revalued and he doesn't care to have his property revalued any more. That the street is only 7 blocks long, and the city came in and cut the street down below the property levels and there is absolutely no advantage in constructing storm drains and curb and gutter as their drainage is perfect and there is absolutely no need for this expense, and the pavement is in good condition.

Councilman Dellinger asked if his street is under maintenance and if the

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street sweepers work his street? Mr. Hall stated the street is under city maintenance, and has been for years and is well paved and he has lived there for 19 years and there has never been a street sweeper on the street.

The City Manager advised that Mr. Hall's property is not on this section of Chesterfield Avenue, but between St. Julien Street and Westover Street, for which a separate petition was filed and which is before Council for hearing today as the next item of business. Mr. Hall stated that is correct.

Councilman Whittington called attention that a letter has been received by all of the Council from Mr and Mrs George W. Jarrett, 2305 Chesterfield Avenue, opposing the improvements on this section of Chesterfield Avenue we are now considering.

No one spoke in opposition to the improvements on this portion of the street.

Councilman Bryant moved the adoption of the Resolution Ordering the Making of the Improvements to Chesterfield Avenue, from Bascom Street to Westover Street. The motion lost for lack of a second.

A substitute motion was offered by Councilman Thrower that action be deferred for one week so that Council could go out and look at the street. The motion was seconded by Councilman Dellinger, and unanimously carried.

**ACTION DEFERRED ONE WEEK ON PETITION FOR STREET IMPROVEMENTS TO CHESTERFIELD AVENUE, FROM ST. JULIEN STREET TO WESTOVER STREET.**

The public hearing was held on the petition of 70% of the abutting property owners on Chesterfield Avenue, from St. Julien Street to Westover Street, a total front footage of 1,100 feet, for the installation of storm drainage facilities and constructing roll type curb and gutter. The total estimated cost of the improvement being \$5,667.00, of which amount \$3,186.00 would be assessed against the property owners at \$3.40 per front foot.

Mr. John Hall called attention that this is the improvement he is objecting to, instead of the former item on Chesterfield Avenue, from Bascom Street to Westover Street.

Councilman Smith moved that action be deferred for one week on this section of the street, as was done on the portion from Bascom Street to Westover Street, and Council can view the entire street at the same time. The motion was seconded by Councilman Dellinger, and unanimously carried.

**RESOLUTION ORDERING THE MAKING OF THE IMPROVEMENTS TO ROLLINGHILL DRIVE, ADOPTED.**

The public hearing was held on the petition of 66.7% of the abutting property owners on Rollinghill Drive, a total front footage of 590 feet, for the installation of roll type curb and gutter and paving with base course and surface course. The total estimated cost of the improvement being \$4,338.00, of which amount \$2,905.00 would be assessed against the property owners at \$4.15 per front foot.

Mr. Lee McGuiness, 4517 Rollinghill Drive, spoke in favor of the making of the improvement, stating the street is in dire need of improvement.

No objections were expressed to the proposed improvements.

Councilman Smith moved the adoption of Resolution Ordering the Making of the Improvement, which was seconded by Councilman Thrower and unanimously carried.

The resolution is recorded in full in Resolutions Book 4, at Page 314.

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ORDINANCE NO. 188 AMENDING CHAPTER 20, ARTICLE I, OF THE CODE OF THE CITY OF CHARLOTTE RELATIVE TO OBSTRUCTIONS TO CROSS-VISIBILITY AT STREET INTERSECTIONS, ADOPTED AS AMENDED.

The public hearing was held on a proposed ordinance to amend Chapter 20 of the City Code relative to obstructions to cross-visibility at street intersections.

No objections to the proposal were expressed by the public.

The City Attorney called attention that the question was raised at the last meeting as to who would bear the cost of removing the obstructions, and he would suggest that the following sentence be added to the sentence at the end of the ordinance:

"and the cost thereof shall be a charge against the person responsible and shall be a lien against the property from which such obstruction is removed."

Mr. Morrissey advised this language is the same as is contained in the City's weed ordinance.

Councilman Smith moved the adoption of the Ordinance Amending Chapter 20, Article I, of the Code of the City of Charlotte Relative to Obstructions to Cross-Visibility at Street Intersections, as amended today. The motion was seconded by Councilman Albea, and unanimously carried. The ordinance, as amended, is recorded in full in Ordinance Book 13, beginning at Page 435.

RESOLUTION CONFIRMING ASSESSMENT ROLL FOR IMPROVEMENTS ON TENNYSON DRIVE, FROM PLAINVIEW STREET TO SOUTH STREET, ADOPTED.

Councilman Whittington moved the adoption of a Resolution Confirming the Assessment Roll for Improvements on Tennyson Drive, from Plainview Street to South Street, a distance of approximately 1,037.70 front feet, by installing storm drainage facilities and base course and surface course, at a total project cost of \$2,795.31, \$2,594.25 to be assessed against the properties abutting upon the improvements, at \$2.50 per front foot. The motion was seconded by Councilman Thrower, and carried by the following recorded vote:

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

The resolution was adopted at 3:50 p.m., and is recorded in full in Resolutions Book 4, at Page 315.

RESOLUTION CONFIRMING ASSESSMENT ROLL FOR IMPROVEMENTS ON TRESEVANT AVENUE, FROM OLD CITY LIMITS TO DAVENPORT STREET, ADOPTED.

Motion was made by Councilman Whittington, seconded by Councilman Dellinger, and unanimously carried, adopting a Resolution Confirming the Assessment Roll for Improvements on Tresevant Avenue, from Old City Limits to Davenport Street, a distance of approximately 596.5 front feet, by installing storm drainage facilities, base course and surface course, at a total project cost of \$2,077.77. \$1,491.25 of the amount to be assessed against the properties abutting upon the improvements, at \$2.50 per front foot. The resolution was adopted at 3:55 p.m. and is recorded in full in Resolutions Book 4, at Page 316.



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PETITION NO. 63-35 FOR CHANGE IN ZONING OF PROPERTY ON THE NORTHWEST SIDE OF CASWELL ROAD FROM 3RD STREET TO 4TH STREET, WITHDRAWN.

Upon motion of Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, Petition No. 63-35 by Donald W. Graham et al for change in zoning from O-6 to B-1 of property on the northwest side of Caswell Road, from 3rd Street to 4th Street, fronting about 380-ft. on 3rd Street and 185-ft. on 4th Street was permitted to be withdrawn by Mr. John D. Shaw, Attorney for the petitioners.

ORDINANCE NO. 189-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY AT THE NORTHEAST CORNER OF BELLHAVEN BOULEVARD AND LINWOOD STREET, ADOPTED.

Motion was made by Councilman Jordan, seconded by Councilman Bryant, and unanimously carried, adopting Ordinance No. 189-Z Amending Chapter 23, Section 23-8 of the City Code, changing the zoning from R-9MF to B-1 of a lot at the northeast corner of Bellhaven Boulevard and Linwood Street, upon petition of Mr. James E. Smith and Mrs Blanche Capps, and recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 13, at Page 438.

ORDINANCE NO. 190-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY ON THE SOUTHEAST SIDE OF MICHIGAN AVENUE, ADOPTED.

Upon motion of Councilman Jordan, seconded by Councilman Thrower, and unanimously carried, Ordinance No. 190-Z Amending Chapter 23, Section 23-8 of the City Code, was adopted changing the zoning from R-9MF to O-6 of a parcel of land on the southeast side of Michigan Avenue, beginning 130-ft from Eastway Drive, as petitioned for by Mr. H. H. Baucom and recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 13, at Page 439.

PETITION NO. 63-38 FOR CHANGE IN ZONING OF PROPERTY AT THE NORTHWEST CORNER OF HAVELOCK AVENUE AND MORRIS FIELD DRIVE, DENIED.

Upon motion of Councilman Thrower, seconded by Councilman Whittington, and carried, Petition No. 63-38 by Mr. E. Jerry Fox for change in zoning from I-2 to B-2 of a parcel of land 100 ft x 200 ft. at the northwest corner of Havelock Avenue and Morris Field Drive, was denied as recommended by the Planning Commission, by the following recorded vote:

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

DECISION ON PETITION NO. 63-39 FOR CHANGE IN ZONING OF TRACT OF LAND ON THE WEST SIDE OF US 29 NORTH DEFERRED FOR FURTHER STUDY BY PLANNING COMMISSION.

Councilman Bryant moved that action on Petition No. 63-39 by Mr. Harold R. Rimer for change in zoning from I-2 to B-2 of a tract of land 386-ft. x 456-ft. on the west side of US 29 North, across from the Highway Patrol Office, be deferred at the request of the Planning Commission for their further study and recommendation. The motion was seconded by Councilman Whittington, and unanimously carried.

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PETITION NO. 63-40 FOR CHANGE IN ZONING OF TRACT OF LAND FRONTING ON SOUTH SIDE OF MOORES CHAPEL ROAD, WEST OF SULLINS ROAD, DENIED.

Motion was made by Councilman Albea, seconded by Councilman Thrower, and unanimously carried, denying Petition No. 63-40 by Mr. William L. Ballentine for change in zoning from R-9, R-6MF and B-1 to B-2 of a tract of land fronting on the south side of Moores Chapel Road, beginning 242 ft. west of Sullins Road, as recommended by the Planning Commission.

PETITION NO. 63-24 FOR CHANGE IN ZONING OF PROPERTY ON THE NORTHEAST SIDE OF ALBEMARLE ROAD, ON PETITION OF E. T. HANEY, DENIED.

Councilman Bryant moved that Petition No. 63-24 by Mr. E. T. Haney for change in zoning from R-9 to B-1 of property on the northeast side of Albemarle Road, be denied as recommended by the Planning Commission. The motion was seconded by Councilman Albea.

Councilman Dellinger offered a substitute motion that the petition be approved. The motion did not receive a second.

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

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

PETITION NO. 63-41 FOR CHANGE IN ZONING OF PROPERTY OF A TRACT OF LAND AT THE NORTHEAST CORNER OF ALBEMARLE ROAD AND SHARON-AMITY ROAD, DENIED.

Upon motion of Councilman Whittington, seconded by Councilman Bryant, and unanimously carried, Petition No. 63-41 for change in zoning from R-9 and R-9MF to B-1 of a tract of land at the northeast corner of Albemarle Road and Sharon-Amity Road and of a tract at the southeast corner of said intersection, was denied, as recommended by the Planning Commission.

DECISION ON PETITION NO. 63-42 FOR CHANGE IN ZONING OF TRACT OF LAND ON THE SOUTHEAST SIDE OF SHARON-AMITY ROAD BEGINNING 165-FT SOUTHWEST OF RANDOLPH ROAD, DEFERRED UNTIL AUGUST 19TH.

Mr. John D. Shaw, Attorney for the petitioners for change in zoning from O-15 to B-1 of a tract of land fronting on the southeast side of Sharon-Amity Road, beginning about 165-ft. southwest of Randolph Road, requested that Council decision on their petition be deferred until August 19th, in order that they may consider changing their request for change to B-1 Shopping District Center rather than just B-1, which would be a conditional approval instead of a definite change.

Mr. Paul Ervin, Attorney, called attention that he represents more than 100 people in the neighborhood opposing the change in zoning and he would like to know if there is any new evidence that is to be brought to Council on the subject by Mr. Shaw, as the matter has been thoroughly debated and he certainly would oppose the continuance of the matter and hopes Council will not do so, as everyone knows exactly what the situation out there is and is ready to vote.

It was pointed out to Mr. Ervin that it is not unusual to defer action at the request of petitioners; in fact, a zoning petition was deferred for

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several weeks recently at Mr. Ervin's request. Mr. Ervin called attention that his request in that instance was based upon other property owners owning adjacent property wanting to file a similar petition at the same time his was considered, and he thinks that was proper.

Councilman Dellinger moved that action on the petition be deferred until August 19th as requested. The motion was seconded by Councilman Whittington. The vote was taken on the motion and unanimously carried, and the matter was deferred until August 19th.

ORDINANCE NO. 191-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY ON THE WEST SIDE OF PARK ROAD, ADOPTED.

Councilman Smith moved the adoption of Ordinance No. 191-Z Amending Chapter 23, Section 23-8 of the City Code changing the zoning from R-6MF to O-6 of the entire block on the west side of Park Road, between Holmes Drive and Heather Lane, as recommended by the Planning Commission. The motion was seconded by Councilman Whittington, and carried by the following recorded vote:

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

The ordinance is recorded in full in Ordinance Book 13, at Page 440.

ORDINANCE NO. 192-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF PROPERTY AT THE SOUTHEAST CORNER OF PARK ROAD AND FAIRVIEW ROAD, ADOPTED.

Upon motion of Councilman Smith, seconded by Councilman Jordan, and unanimously carried, Ordinance No. 192-Z Amending Chapter 23, Section 23-8 of the City Code changing the zoning from R-12MF to O-15 of a tract of land at the southeast corner of Park Road and Fairview Road, upon petition of Mr. Warley L. Parrott, and recommended by the Planning Commission, was adopted. The ordinance is recorded in full in Ordinance Book 13, at Page 441.

AWARDS OF MERIT FOR TRAFFIC SAFETY PROGRAM PRESENTED CITY OF CHARLOTTE BY NATIONAL SAFETY COUNCIL AND ANNUAL TRAFFIC INVENTORY FOR CHARLOTTE REVIEWED.

Mayor Brookshire introduced Mr. James E. Civils, District Director of the National Safety Council, who stated it is a pleasure to be here again to discuss Charlotte's annual inventory of traffic safety activities analysis for 1963, based on 1962 information which is typical of the action program of the present Committee for Traffic Safety, and covers the availability of manpower, working tools, coordination of effort, authority and organizational structure which make up the Traffic Safety program. He stated all of these phases have reached the 80% level, as shown on the Chart he presented; that traffic engineering remains a very strong program with a 96% rating, that Police traffic supervision gained from 67% to 82%, traffic courts remain about the same and was reduced about 3 points but is still a program rated at 86% by the American Bar Association, school safety education is rated at the same 90%, public safety education is rated at 96% and 94% previously, organization for traffic safety improvement came up to 85% from 83%, a total increase from 86% to 88% total programming. This rates one of the highest of their awards, the Award of Merit, which was won by only ten cities in the United States out of 1,300 that reported in the Traffic Inventory this year; of these 10 cities 5 were as large or larger than Charlotte.

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He presented the Award of Merit for the City of Charlotte to Mayor Brookshire for the wonderful performance in accident prevention and traffic management as shown in the Annual Traffic Inventory for 1962. Mayor Brookshire accepted the Award on behalf of the citizens of Charlotte and the agencies that have earned the award.

Mr. Civils then presented a second Award to the City of Charlotte for outstanding traffic engineering as shown in the Annual Traffic Inventory for Charlotte's very fine outstanding and strong traffic engineering. Mayor Brookshire accepted the Award on behalf of Mr. Herman Hoose, the City's Traffic Engineer.

Mr. Civils also presented a third Award to the City of Charlotte for outstanding performance in public traffic safety education as shown in the Annual Traffic Inventory; this program covers the media of the press, radio, television, civic service, and education that have rallied behind the Citizens Safety Association that was formed here about two years ago. Mayor Brookshire expressed his appreciation on behalf of the Citizens Safety Association and in turn presented it to Mr. Ed Pickard, President of the Association. Mr. Pickard expressed his appreciation to all of the agencies, individuals and media who have assisted them so well in their efforts.

Mr. Civils stated that last year he left 10 recommendations to be considered during the coming 12 months to improve Charlotte's traffic accident program, as he has done for the last several years. There was an improvement shown in the first recommendation for marking additional street intersections with pedestrian cross-walks; No. 3, development of a manual of traffic policies and procedures has been taken care of; No. 5, Increase total traffic enforcement by at least 20%, this has been done about 16.7%; No. 10 Support State-wide needs in relation to Charlotte's traffic problem in the 1963 Legislature - this was done by certain delegations from Charlotte. He stated they concede that what has been done to prevent accidents is excellent and there is still some distance to go in traffic improvement but at least there is a coordination of effort and good support in Charlotte. He stated on account of the fine program in Charlotte, their comments are mainly analytical instead of critical.

Mr. Civils discussed in detail the different phases of the traffic safety program in Charlotte, pointing out those sections that needed attention and outlining the manner in which each section can be improved.

Mr. Civils called attention that in the Annual Traffic Inventory for 1963 there are eight recommendations to be considered by Council during the next 12 months to improve Charlotte's traffic accident prevention program.

Mr. Civils stated to the Mayor and Council that it is, indeed, a pleasure to be in Charlotte and present the traffic analysis and present the City with the Award of Merit, the second highest award given by the National Safety Council. He commended the Council, City Manager and citizens of Charlotte for working together cooperatively in improving its traffic conditions.

Mayor Brookshire expressed his appreciation to Mr. Civils for coming and giving these words of encouragement.

Councilman Gibson Smith called attention that the Council appointed a Committee about 2 years ago to get our traffic safety program off the ground, and that Mr. Bill Terrell, the first Chairman of this Committee is present today to listen to this report of how far we have gone.

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COUNCIL JOINS WITH PARK & RECREATION COMMISSION AS PLAINTIFFS IN LAW SUIT TO DETERMINE THE OWNERSHIP OF THE ATHLETIC FIELD BEHIND OLD CENTRAL HIGH SCHOOL.

Mr. John D. Shaw appeared before Council in behalf of the Park & Recreation Commission stating in 1950 due to changes in the State law, School officials would not spend any money on maintenance and repair of school property unless they had title to it, so the City Council authorized the execution of a deed to the various school properties. One deed was drawn and in that deed was the property of Central High School. That there was no question about the front part of the property on Elizabeth Avenue being school property, behind it was property about which there was some question. Adjacent to it is property from the old Charlotte Water Works, which was Park property. The Park Commission wants to institute a law suit questioning the validity of the deed to the property behind the school which was the old ball field. It is a friendly suit, the idea being to determine the validity as to whether the City Council had the authority to execute the deed, or if it was Park property and if it was then the City did not have the authority to execute the deed. Therefore, he is requesting permission to name the Council as a party in the suit to determine this question.

Councilman Whittington asked the City Attorney if he would so recommend to Council that they join as plaintiffs with the Park Board?

Mr. Morrisey stated Mr. Shaw has not discussed it with him and he has no knowledge of the transaction. From what Mr. Shaw has said he would determine that the joining of the City with the Park Board as plaintiffs is a matter of form rather than substance and he sees no reason why we should not do so.

Councilman Whittington moved that the City join with the Charlotte Park and Recreation Commission as plaintiffs in a suit to determine the validity of the deed as it applies to the athletic area behind the Old Central High School. The motion was seconded by Councilman Jordan, and unanimously carried.

RESOLUTION FIXING DATE OF PUBLIC HEARINGS ON AUGUST 19, 1963 FOR LOCAL IMPROVEMENTS ON HOLLY STREET AND OLINDA STREET, ADOPTED.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and unanimously carried, Resolutions Fixing the date of Public Hearings on August 19, 1963 on Petitions for Local Improvements on Holly Street, from Newland Street to the dead-end, and on Olinda Street, from Kildare Drive to Ilford Street, were adopted. The resolutions are recorded in full in Resolutions Book 4, beginning at Page 317.

RESOLUTIONS APPROVING PRELIMINARY ASSESSMENT ROLLS FOR LOCAL IMPROVEMENTS COMPLETED ON ROSEMONT AVENUE, TRANQUIL AVENUE AND WOODLARK LANE, AND PROVIDING FOR NOTICE AND PUBLIC HEARINGS THEREON ON AUGUST 19, 1963.

Motion was made by Councilman Albea, seconded by Councilman Jordan, and unanimously carried, adopting Resolutions Approving Preliminary Assessment Rolls for Local Improvements Completed on Rosemont Avenue, from Wilkinson Boulevard to Hargrove Avenue, Tranquil Avenue from Chelsea Drive to Westfield Road, and Woodlark Lane from Randolph Road north 1200 feet. The resolutions are recorded in full in Resolutions Book 4, beginning at Page 319.

*[Faint, illegible text at the bottom of the page, possibly bleed-through or a stamp.]*

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CHANGE ORDER NO. 5 AUTHORIZED IN CONTRACT WITH BLYTHE-CROWDER CONSTRUCTION COMPANY FOR WEST SIDE GRADE CROSSING ELIMINATION PROJECT.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, Changer Order No. 5 was authorized in the contract with Blythe-Crowder Construction Company for the West Side Grade Crossing Elimination Project which deletes in its entirety the relocation of Southern Railway Company steam and condensate lines across the West Fourth Street underpass structure, thereby decreasing the contract price by \$10,340.00. The Railway Company will perform the work required to remove the existing lines, boiler house and modify the heating systems for their remaining buildings and bill the City for the total net cost of the work with the amount not to exceed and perhaps be under the \$10,340.00, thus the total project cost will not be changed.

COUNCILMAN BRYANT ABSENT FOR REMAINDER OF MEETING.

Councilman Bryant left the meeting at this time and was absent for the remainder of the session.

AMENDMENT TO CONTRACT WITH WHITEHEAD & ZICKEL FOR ENGINEERING SERVICES ON WEST SIDE GRADE CROSSING ELIMINATION PROJECT, SUBSTITUTING CORPORATE NAME "RALPH WHITEHEAD & ASSOCIATES" IN LIEU OF "WHITEHEAD & ZICKEL", APPROVED.

Upon motion of Councilman Smith, seconded by Councilman Whittington, and unanimously carried, amendment to contract with Whitehead & Zickel for Engineering Services on West Side Grade Crossing Elimination Project, substituting the corporate name "Ralph Whitehead & Associates" in lieu of "Whitehead & Zickel" was approved.

CONTRACTS FOR APPRAISAL OF 57 PARCELS OF LAND FOR RIGHT OF WAY FOR THE NORTHWEST EXPRESSWAY, AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Albea, and unanimously carried, authorizing contracts for the appraisal of 57 parcels of land in right of way for the Northwest Expressway, as follows:

- C. W. Todd                      12 parcels on N. Caldwell St., E. 12th & N. Davidson Streets
- L. L. Rose                        12 parcels on E. 8th, E. 9th, Stevens Streets and Seigle Avenue.
- J. M. Gallagher                8 parcels on Stevens St., E. 8th and E. 9th Streets.
- G. A. Hutchinson               10 parcels on E. 12th St., N. College, E. 11th N. Tryon, N. Alexander and N. Davidson Streets.
- Earl Robards                    7 parcels on N. Alexander, E. 11th and E. 12th Streets.
- R. T. Lawing                    8 parcels on N. Alexander St, E. 12th Street N. Davidson Street and E. 11th Street.

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CONTRACT WITH JACKSON ENGINEERING CORP. FOR INSTALLATION OF WATER MAINS IN BARCLAY DOWNS SUBDIVISION NO. 7, AUTHORIZED.

Councilman Whittington moved approval of contract with Jackson Engineering Corp. for the installation of 2,500 feet of water mains and 3 fire hydrants to serve Barclay Downs Subdivision No. 7, inside the city limits, at an estimated cost of \$8,500.00 with the City to finance all costs and applicant to guarantee an annual gross water revenue equal to 10% of the total cost. The motion was seconded by Councilman Jordan, and unanimously carried.

MECKLENBURG ENGINEERS & CONTRACTORS AUTHORIZED TO CONNECT PRIVATE SANITARY SEWER LINES TO CITY'S SANITARY SEWERAGE SYSTEM IN BEVERLY WOOD SUBDIVISION.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and un-animously carried, Mecklenburg Engineers & Contractors was authorized to connect privately owned sanitary sewer lines, outside the city limits, to the City's Sanitary Sewerage System in Beverly Woods Subdivision.

CONSTRUCTION OF SANITARY SEWERS AUTHORIZED.

Upon motion of Councilman Dellinger, seconded by Councilman Smith, and un-animously carried, the construction of sanitary sewer mains and trunk, all inside the city limits, with all costs to be borne by the applicants, whose deposits of the entire amount to be refunded as per terms of the agreements, was authorized at the following locations:

- (a) Construction of 1,095-ft. of sanitary sewer main and trunk in Hillsborough Acres #2, at request of James R. Purser, at an estimated cost of \$4,050.00.
- (b) Construction of 714-ft. of sanitary sewer trunk and 2,485-ft. of main in Shamrock Terrace Subdivision, at request of C. D. Spangler Construction Company, at an estimated cost of \$10,200.00.
- (c) Construction of 1,556 ft. of sanitary sewer trunk in Shamrock Gardens Apartments, at request of Trotter & Allan Construction Company, at an estimated cost of \$5,460.00.
- (d) Construction of 488-ft. of sanitary sewer trunk and 1,075-ft. of main in Senior Drive, at request of C. D. Spangler Construction Company, at an estimated cost of \$4,785.00.
- (e) Construction of 2,867 ft. of sanitary sewer mains in Shannon Park #5, at request of Tri-Development Corporation, at an estimated cost of \$9,050.00.

APPLICATIONS FOR RENEWAL OF PRIVILEGE LICENSES APPROVED.

Upon motion of Councilman Thrower, seconded by Councilman Dellinger, and un-animously carried, renewal of privilege licenses to the following applicants was approved:

- (a) Merchants Patrol, Inc. for classification of "Guard & Patrol Service".
- (b) R. L. Plott for classification of "Detective".
- (c) Doris Simpson for classification of "Detective".
- (d) W. R. Stroupe for classification of "Detective".

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CLAIM OF MRS W. W. NEWELL AUTHORIZED SETTLED.

Councilman Jordan moved that claim of Mrs W. W. Newell in the amount of \$4.08 representing the cost of gardening materials alleged to have been removed by the City trash collectors from the rear of her home through error, be settled as recommended by the City Attorney. The motion was seconded by Councilman Smith, and unanimously carried.

RENEWAL OF SPECIAL OFFICER PERMITS TO CYRUS CLAYTON AUSTIN, R. A. SMITH AND CLAUDIS MILLS, AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Dellinger, and unanimously carried, authorizing approval of the renewal of Special Officer Permits to Mr. Cyrus Clayton Austin, 3321 Ritch Avenue, Mr. R. A. Smith, 2217 Charlotte Drive and Mr Claudis Mills, 906 Marble Street, all for use on the premises of Highland Park Mfg. Co., 300 E. 16th Street.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with E. Jerry Fox and wife Violet S. Fox, for Lot No. 63, Section 2, Evergreen Cemetery, at \$360.00.
- (b) Duplicate deed with Manuel S. Miller, for Lot No. 309, Section 7, Oaklawn Cemetery, at \$3.00 for new deed.

CONTRACT AWARDED N. C. LEAGUE OF MUNICIPALITIES FOR METAL LICENSE TAGS.

Councilman Dellinger moved the award of contract to N. C. League of Municipalities, the low bidder, for 72,400 City Automobile & Motorcycle Tags, as specified, in the amount of \$6,711.48. The motion was seconded by Councilman Jordan, and unanimously carried.

The following bids were received:

N. C. League of Municipalities	\$ 6,711.48
The J.F.W. Dorman Co., Inc.	8,981.60

CONTRACT AWARDED C. W. SPANGLER CONSTRUCTION COMPANY FOR SANITARY SEWER CONSTRUCTION ON PROJECT IN RAMA WOODS AND ORCHARD ACRES.

Upon motion of Councilman Jordan, seconded by Councilman Thrower, and unanimously carried, contract was awarded the low bidder, C. D. Spangler Construction Company, for sanitary sewer trunk and mains construction, as specified on project located in Rama Woods and Orchard Acres, in the amount of \$55,300.00.

The following bids were received:

C. D. Spangler Construction Co.	\$55,300.00
Howie Crane Service Company	57,729.50
Noll Construction Company	59,177.50
A. P White & Associates	61,391.00
Boyd & Goforth, Inc.	62,597.00
C. W. Gallant, Inc.	64,382.00



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ACQUISITION OF SANITARY SEWER RIGHTS OF WAY AND CONDEMNATION OF PROPERTIES AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, acquisitions of rights of way and condemnation of properties were authorized, as follows:

- (a) Acquisition of tract of land 10' wide by 1,677' long, plus damages due to six manholes extending above the surface of the ground, in Windsor Park, from Windsor, Inc., for sanitary sewer line to serve Windsor Park (Orchard Acres), at \$1,677.00.
- (b) Acquisition of tract of land 30' wide by 801.40' long in Wilkinson Boulevard, from Clyde Neely Sloan et al, estate of J. P. Sloan, for Wilkinson Boulevard trunk at \$801.40.
- (c) Acquisition of land containing 312.93 sq. ft. in Charin Place, from Trotter & Allan Fine Homes, for sanitary sewer in Rama Road from Lynbrook Drive, at \$156.47.
- (d) Condemnation of area 10' wide by 261.18' long, in Markland Drive, owned by Catherine G. Dunavant Tatum & Charles H. Tatum, for sanitary sewer line to serve Ponderosa Subdivision.
- (e) Condemnation of tract of land 10' wide and 130' long at 1903 Summey Avenue, owned by Nellie G. Johnston for sanitary sewer line to serve Summey Heights.
- (f) Condemnation of tract of land 10' wide by 80' long, at 1897 Summey Avenue, owned by W. J. Rice and wife, Nettie, for sanitary sewer line to serve Summey Heights.

ACQUISITION OF RIGHT OF WAY WITHIN THE CLEAR ZONE OF THE SOUTH END OF THE NORTH-SOUTH AIRPORT RUNWAY, AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the acquisition of the following two tracts of land within the clear zone of the south end of the North-South Runway at the Airport was authorized:

- (a) Acquisition of an odd shape vacant lot 145.83' x 70.77' x 105' x 127.18' on Wilmont Road in Berryhill Township, from Lena B. Cole, at \$1,000.00.
- (b) Acquisition of vacant lot 100' x 409' x 100' x 402' (4,055 sq. ft.) on Wilmont Road, in Berryhill Township, from John C. Rogers and wife, Susie L. Rogers, at \$2,700.00.

JOINT CITY-COUNTY MEETING TO BE HELD ON WEDNESDAY AUGUST 21ST.

Mayor Brookshire advised Council that the next Joint Session with the County Commissioners will be held on the third Wednesday in August, being August 21st.

COUNCIL MEETINGS TO BE HELD ON AUGUST 5TH AND 19TH AND MEETING ON AUGUST 12TH OMITTED.

Councilman Albea moved that Council Meetings be held on August 5th and 19th and omitted on August 12th. The motion was seconded by Councilman Jordan, and unanimously carried.

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CITY MANAGER REQUESTED TO INVESTIGATE REPORT THAT HYDROSTATIC PRESSURE AFFECTING WATER HEATERS IN ROLLINGWOOD.

Councilman Thrower asked the City Manager to investigate the complaint to him of several persons in Rollingwood that the hydrostatic pressure is affecting their water heaters.

APPOINTMENT OF BEN E. DOUGLAS TO AIRPORT ADVISORY COMMITTEE.

Councilman Albea called attention that several weeks ago he nominated Mr. Ben E. Douglas to succeed himself as a member of the Airport Advisory Committee upon the expiration of his present term on July 31st, and he now moves his appointment for a term of 5 years. The motion was seconded by Councilman Jordan, and unanimously carried.

RESOLUTION RELATIVE TO THE DEATH OF JOHN M. DURHAM, MEMBERS OF CHARLOTTE SOLICITATION COMMISSION.

Councilman Albea introduced a resolution and moved its adoption in memory of Mr. John M. Durham who died on July 18, 1963 while serving as a member of the Charlotte Solicitation Commission, and having served as Councilman from May 3, 1935 to May 8, 1939. The motion was seconded by Councilman Jordan, and unanimously carried. The resolution is recorded in full in Resolutions Book 4, at Page 320.

ERVIN CONSTRUCTION COMPANY AND P & N RAILWAY COMPANY COMMENDED FOR CORRECTING BAD CONDITION OF DRAINAGE DITCH AT END OF RAMSEY STREET.

Councilman Whittington referred to the matter of the drainage ditch at the end of Ramsey Street, which was presented to Council on June 24th and which the City Manager, City Engineer and he went out and investigated. He advised that he now finds that Mr. Charles Ervin of Ervin Construction Company and the P & N Railway people, who developed the area, have looked into the situation and have jointly done the needed work to correct the bad condition, and he wishes to commend them for their action, as it constitutes good relations between them and the City and the property owners who were affected by the ditch.

PROGRESS REPORT ON REAL ESTATE INVENTORY FILED BY COUNCILMAN JORDAN, CHAIRMAN OF THE JOINT COMMITTEE.

Councilman Jordan presented the Council with a Progress Report on the Real Estate Inventory which was prepared by the Joint Committee on Real Estate Inventory, of which he is Chairman, a copy of which is on file in the office of the City Clerk. The Report indicates that the inventory and cataloging of publicly owned property in Charlotte and Mecklenburg County is proceeding satisfactorily and is presently 85% complete.

DOWNTOWN PARKING ORDINANCE ORDERED DRAWN TO INCLUDE STREETS AND BLOCKS AND RESTRICTIONS ON SAID STREETS.

Councilman Smith referred to the Downtown Parking Ordinance which was explained earlier in the meeting, stating it has been approved by the Chamber of Commerce and the Downtown Association, and the questions of some of the

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members of the Charlotte Merchants Association were answered today, and it would personally seem to him it would be well to go ahead and give Mr. Hoose a vote of confidence; that Mr. Hoose has made one alteration along College Street which will satisfy a number of people as to loading zones. That if we leave it open it will lead to more and more conversations and he, personally, would like to go ahead and pass the ordinance today.

Mayor Brookshire stated his reaction to that is that he too would like to go ahead with it but as this was a public hearing and suggestions were made to Mr. Hoose, it would be well to have him study the suggestions before adopting the ordinance. Councilman Smith stated he did not hear any requests that the ordinance would not cover. Mayor Brookshire wondered if Mr. Hoose would like to make any changes in view of the matters brought out this afternoon? Councilman Smith stated the question has been debated so many times and over such a long period of time and the fact that Mr. Hoose has made his recommendations, he cannot see what else can be done.

Councilman Albea expressed objections to voting on the proposal today, stating he may not vote in favor of the ordinance at all but certainly he does not want to vote on it today.

Mr. Veeder suggested it might be well to have an ordinance prepared, which has not been done but which could be done by next Monday's meeting.

Councilman Whittington stated he thinks both Mr. Smith's and Mr. Albea's points are well taken but he would like to request when the ordinance is prepared that the streets and the restrictions on the streets be spelled out, so he will know what he is voting on by street and by block.

CONTRACTS AUTHORIZED WITH DUKE POWER COMPANY AND SOUTHERN BELL TEL. & TEL. COMPANY FOR REMOVAL AND RELOCATION OF THEIR UTILITY FACILITIES REQUIRED IN THE CONSTRUCTION OF THE NORTH-SOUTH RUNWAY EXTENSION AT DOUGLAS MUNICIPAL AIRPORT.

Upon motion of Councilman Smith, seconded by Councilman Thrower, and un-animously carried, contracts were authorized with Duke Power Company and Southern Bell Telephone & Telegraph Company for the removal and relocation of utility facilities of the respective Companies, required by the construction and extension of the North-South Runway, and the maintenance of clear zones at Douglas Municipal Airport. The City to pay Duke Power Company the sum of \$16,604.14 and Southern Bell Tel & Tel Company an estimated amount of \$8,500.00, in accordance with cost estimates approved by John Talbot & Associates, the City's Consulting Engineer.

ACTION ON JULY 15TH FIXING DATE OF HEARING ON PETITIONS FOR CHANGES IN ZONING CLASSIFICATIONS RESCINDED, AND RESOLUTION ADOPTED PROVIDING FOR THE HEARINGS ON AUGUST 19TH.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and un-animously carried, Council action on July 15th adopting a Resolution Providing for Public Hearings on August 12th on Petitions Numbered 63-45 through 63-50 for changes in zoning classifications and the Publication of Notice Thereof, was rescinded, and a Resolution was adopted Providing for Public Hearings on the Said Petitions on August 19th, and the Publication of Notice thereof. The resolution adopted is recorded in full in Resolutions Book 4, at Page 321.

ADJOURNMENT.

Upon motion of Councilman Thrower, seconded by Councilman Jordan, and un-animously carried, the meeting was adjourned.

Lillian R. Hoffman, City Clerk