

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Monday, April 4, 1966, at 3 o'clock p.m., with Mayor Stan R. Brookshire presiding, and Councilmen Claude L. Albea, Fred D. Alexander, Sandy R. Jordan, Milton Short, John H. Thrower, Jerry C. Tuttle and James B. Whittington present.

ABSENT: None.

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INVOCATION.

The invocation was given by the Reverend David L. Fletcher, Pastor of Sharon Forest Baptist Church.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Short and unanimously carried, the Minutes of the last meeting on March 28th were approved as submitted to the City Council.

COUNCIL ACTION TO WITHHOLD DECISION ON PETITIONS FOR ANNEXATION OF PROPERTY TO CITY FILED AFTER MARCH 21, 1966, CLARIFIED FOR BENEFIT OF DEVELOPERS AS REFERRING TO CITY'S PARTICIPATION IN WATER AND SEWER EXTENSION ONLY IN AREAS OUTSIDE THE CITY ABUTTING THE CITY LIMITS, AND NOT TO AREAS INSIDE THE CITY.

Councilman Short commented that some of the Development people have been concerned over the action of the Council in regard to withholding decision on annexation petitions, apparently in the belief that this meant that all participation by the City Government in the extension of water and sewer facilities had been withdrawn for the time being. He stated this is not the case, as he is sure all of the Council will agree. That which has been withheld or withdrawn for the time being, was participation in water and sewer extensions that related to those areas which abut the city limits, but which are now outside the city limits, and which could conceivably be brought in by petition and by annexation by the Council. He stated that some of the people who called him about this matter proceeded to tell him in detail about their plans in which they had hoped the City would help them involving water and sewer extensions. The areas involved without exception were inside the City of Charlotte, and when he told them that they were not affected in any way, they said they had not understood it. Councilman Short remarked that he thinks the problem all ensued from a misunderstanding. He stated that he has promised a number of people who called him that he would make this comment and would make it clear, and he would like to ask the News Media if they will cooperate in this; that the News Media certainly reflected the action of the Council properly before, but, nevertheless, a number of people apparently misread the newspaper by their own admission and have been concerned.

Councilman Thrower remarked in all fairness to everybody he thinks we should wait until we hear from the people; the ones whom he has talked with are concerned about the portion that affects them, and he thinks we should hear them out.

PETITION NO. 66-32 BY MELVIN T. GRAHAM & OTHERS FOR CHANGE IN ZONING FROM O-15 TO B-1 OF A TRACT OF LAND ON THE EAST SIDE OF PARK ROAD, DENIED.

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

ORDINANCE NO. 454-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE, CHANGING ZONING FROM R-9 TO R-9MF OF 20 LOTS FRONTING ON THE SOUTH SIDE OF AVENUE, BEGINNING APPROXIMATELY 388 FEET EAST OF BEATTIES FORD ROAD. "C"

Councilman Alexander moved the adoption of the subject ordinance as recommended by the Planning Commission. The motion was seconded by Councilman Tuttle and unanimously carried. The ordinance is recorded in full in Ordinance Book 14, beginning at Page 305.

PETITION NO. 66-27A BY SPANGLER LAND COMPANY FOR CHANGE IN ZONING FROM R-6MF AND B-2 TO I-2 OF PROPERTY LOCATED BETWEEN I-85 AND HOSKINS ROAD, DENIED.

Councilman Tuttle moved that the subject petition be denied, as recommended by the Planning Commission. The motion was seconded by Councilman Jordan.

Councilman Short stated that he has asked Mr. Fred Bryant, Assistant Planning Director to be present and to comment for a few moments on the zoning along the I-85 within Council's jurisdictional limits, and he would appreciate it if the Council would let him have the opportunity to hear Mr. Bryant's remarks.

Mr. Bryant presented a map of the portion of I-85 under discussion and designated the zoning of each area. He stated that beginning at the Perimeter line on the west the zoning is residential almost up to Little Rock Road, as there is a great deal of existing residential development through this portion, plus the fact that there are no service roads from I-85 into this portion; at a point west of Little Rock Road the Industrial zoning begins on the south side of I-85; and there is an extensive area of Industrial zoning all the way from Little Rock Road to Freedom Drive. He stated that this area was changed to I-1 as a result of the Airport rezoning one and a half years ago. That between Mulberry Road and Freedom Drive, there is a great deal of property zoned I-1; then at Freedom Drive there is Business zoning around two sides of the Interchange, the other two sides being Industrial; on the southeast side from Freedom Drive to Glenwood Drive, the zoning is Residential; and on the other side, there is a combination of Business and Industrial zoning; there is a scattering of Residential zoning along Belhaven Boulevard; beyond Belhaven Boulevard is Industrial zoning, which is the Seaboard Industrial area; on the north side, there is Business zoning and on the south side of the road, the zoning is Residential through the University Park area; the Interchange at Beatties Ford Road is Business all the way around, then there is Residential zoning on Beatties Ford Road almost to Statesville Road. Mr. Bryant pointed out in this area the location of the subject property of Spangler Land Company requested rezoned from R-6MF and B-2 to I-2, stating that on the west side it adjoins the presently Industrially zoned area. That along I-85 at Statesville Road, the Industrial zoning carries all the way through to Graham Street; all of the land between Statesville Road to Graham Street on the south side is zoned Industrially, and all, except a small area, on the north side, with an adjoining Residential area; on the east side of Graham Street, there is a continuation of the Industrial zoning to a point about midway between Graham Street and Sugar Creek Road and from Sugar Creek

Road it is zoned Residential to a point where the new Interstate comes in, except for the Interchange at Sugar Creek Road which is Business zone. Then there is a rather extensive area of Industrial zoning between the new portion of I-85 and Old U. S. 29.

Councilman Short stated the reason he asked at the last meeting that the Petition be deferred until today was that he did not feel that he, personally, could pass judgment on the large tract of land involved on I-85, and he wanted this explanation; that he has in mind that this Interstate Highway limited access runs about fifteen miles within the Council's jurisdiction and before long we will have I-77 some twelve or thirteen miles - about twenty-eight miles with frontage on both sides, which is fifty miles of frontage on these limited access Interstate Highways, these being two of the biggest highways in America, one connecting New York and New Orleans and the other connecting the Great Lakes with the southeast, with their intersection within the city limits of Charlotte, between Beatties Ford and Statesville Roads. That it just occurred to him that with 66 miles of this kind of frontage, perhaps 10 per cent of our total zoning jurisdiction, he wanted to make sure, for one, that Council was benefitted by experiences, for example Independence Boulevard, which is of course a different situation, but he wanted to see the overall picture, and he would like to suggest that all of the Council keep in mind it is going to have more Interstate Highway limited access in its jurisdiction than almost any other town there is, and if there is any looking forward to this, it should be done in connection with I-77 and in connection with the further development along I-85 and the new section of I-85, and it is not any too early to do it. He stated he would say that some mistakes were made along Independence Boulevard which he hopes this Council can avoid. That he has discussed this with members of the Planning Commission and of the Planning Staff, and he has suggested some idea to them, and they to him, and he thinks it would pay all of the members of Council to realize that the next job of zoning is an immense problem; and if we have any ideas, that we should give them to the Zoning and Planning Staff.

Mayor Brookshire remarked that Mr. Short's remarks are most timely in connection with this particular petition.

Councilman Tuttle asked if it would be possible to have a copy of the map that Mr. Bryant used in his explanation; that it is the first map of the zoning of the whole city that he has seen. The City Manager stated that he would see if he cannot get the maps made for each member of the Council to have in his business office.

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

YEAS: Councilmen Tuttle, Jordan, Albea, Short, Thrower and Whittington.

Councilman Alexander abstained from voting.

SUGGESTION THAT PERHAPS A COMPLETE REZONING OF THE ENTIRE CITY SHOULD BE MADE TO ELIMINATE THE PROBLEMS ARISING FROM REQUESTS FOR CHANGES IN ZONING OF INDIVIDUAL PROPERTY.

Councilman Alexander asked if it would be possible, or is it perhaps necessary, that Council give some consideration to a rezoning program; a town grows rapidly, and Charlotte certainly has, and since he has been on the City Council he notices that these zoning situations become more involved

every month. He asked if it would not be possible that every ten years our whole zoning program be looked at; so we can bring it up to date and perhaps eliminate some of these zoning problems that we run into monthly?

Mayor Brookshire replied that the last overall rezoning program was in 1962, and to put a ten-year timetable into the picture would be a rather long wait. Councilman Alexander remarked in that case maybe it should be done every five years.

Mr. Fred Bryant, Assistant Planning Director, remarked that he does not know as far as their work program is concerned, that they are anywhere near really restudying the entire Zoning Ordinance, but they are giving it some thought, and he thinks it will be on their work schedule very shortly, complete restudy of the general development plan on which the zoning ordinance is based; and in the course of that study if there are any drastic changes, it would, of course, come to Council in a logical order. Councilman Alexander stated he is thinking about what the Council was interested in last week - take a road like Independence Boulevard, anybody can see what is happening there, and certainly some consideration should be given to whether that road is zoned for what is the best opportunity for the development of the city and, also, for the knowledge of property owners so they would know. He remarked that he is probably getting into hot water, but he does think that it should be gone into.

Mr. Bryant remarked that he thinks the zoning attitude is symbolic of the growing city, and if we had the city rezoned today, we would be getting requests for changes in two month's time.

ACTION DEFERRED UNTIL NEXT MEETING OF THE CITY COUNCIL ON PETITION NO. 66-22 BY GUS PAPAMIHIEL FOR CHANGE IN ZONING OF PROPERTY ON THE NE SIDE OF U. S. 74 BEGINNING AT MCALPINE CREEK.

The subject Petition was presented for Council consideration.

Action on the Petition had been deferred on March 7th, when it was presented for consideration, until the Petitioner could appear before the Zoning Board of Adjustment and request a variance in the existing zoning, Councilman Whittington having pointed out that the request for rezoning was predicated on the desire of the Petitioner to enlarge the kitchen facilities of the restaurant on the property to meet the requirements of the Charlotte-Mecklenburg Health Department, and therefore, is a hardship case and comes within the category of a variance. Subsequently, the Council was advised that the Zoning Board of Adjustment in meeting on March 29th had denied the request of the Petitioner for a variance in the present zoning of the property.

Councilman Whittington asked Mr. Nick Miller, Attorney for the Petitioner, the exact minimum space or land area they need to enlarge the restaurant facilities to meet the requirements of the Health Department. Mr. Miller replied that he cannot give the exact footage, but he has the letter from the Health Department which asks for at least three times the amount of space that the kitchen presently has, if the restaurant expects to maintain an "A" Grade rating.

Councilman Whittington asked Mr. Miller if they are allowed 300 feet depthwise by 300 feet lengthwise, from the right of way of the highway, would it be sufficient to take care of the requirements of the Health Department? Mr. Miller said that it would be sufficient for this purpose and also provide an adequate parking area. Councilman Whittington stated he would then so move that the Petition be approved for a change in

April 4, 1966
Minute Book 47 - Page 60

zoning from R-9 to B-2 of only the necessary footage to meet the requirements of the Health Department and for adequate parking.

The City Attorney stated that before a motion could be adopted to rezone any portion of the property included in the Petition, the area to be rezoned should be more specifically defined. That perhaps the best way to arrive at the exact area would be to ask Mr. Bryant of the Planning Staff to draw up the boundaries of the area to be rezoned.

Councilman Tuttle questioned whether the portion of the property proposed for rezoning to meet these requirements would infringe on the McAlpine Greenway and stated that he would be opposed to doing so until we know just what the County is going to do about the Greenway.

Mr. Miller remarked that if the area desired to be rezoned to meet the requirements would be defined as 150 feet in depth and 150 feet in width centered on the building and 300 feet from the right of way, he thinks it would accomplish the purpose, and this would leave several hundred feet between the area rezoned and McAlpine Creek. Councilman Tuttle stated that he would go along with the rezoning of an area that stays at least 300 feet from the Creek. Mr. Miller stated that the building is approximately 750 feet from the Creek; and if 150 feet from the center of the building towards the Creek is rezoned, that will leave over 500 feet between the Creek and the Building. The City Manager suggested that it would probably be desirable to have an actual survey showing this 300 feet, and he asked Mr. Bryant if this could be done without it being too much of a job? Mr. Bryant stated that he thinks the problem is that we do not have a map showing the precise survey location of the building. If the area to be rezoned is going to be related to the building, then they need a survey of the building.

Mr. Miller asked if the motion to affect the change could not be worded that the area rezoned is 150 feet from the center of the building, in accordance with the survey to be made by the Planning Commission, instead of bringing it back to Council another time?

Councilman Albea stated that he thinks this matter should go back to the Planning Commission since the area proposed for rezoning now has been changed from the area in the Petition as filed; that he might vote for it if it goes back to the Commission.

Councilman Tuttle remarked that Mr. Miller says that as far as the Health Department is concerned they will go along with them for another week or so, so it can go back to the Planning Commission for the survey, and he moved that action be deferred until the next meeting of the City Council. The motion was seconded by Councilman Whittington and unanimously carried.

COUNCILMAN THROWER ABSENT FROM MEETING FOR REMAINDER OF SESSION.

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

PUBLIC HEARING FIXED ON APRIL 25, 1966, ON AMENDMENT NO. 1, REDEVELOPMENT PLAN FOR PROJECT NO. N. C. R-37.

Councilman Whittington moved that a Public Hearing be fixed for April 25, 1966, on Amendment No. 1, Redevelopment Plan for Project No. N. C. R-37. The motion was seconded by Councilman Jordan and unanimously carried.

CONTRACT AUTHORIZED FOR APPRAISAL OF PROPERTY FOR THE NORTHWEST EXPRESSWAY AND EASTWAY DRIVE.

Motion was made by Councilman Jordan, seconded by Councilman Albea and unanimously carried, approving the following contracts:

- (a) Contract with D. A. Stout for the appraisal of one parcel of land at the northeast corner of West 11th Street and North Church Street.
- (b) Contract with G. A. Hutchinson for the appraisal of one parcel of land on East 11th Street.
- (c) Contract with Harry G. Brown for the appraisal of one parcel of land on East 11th Street.
- (d) Contract with C. W. Todd for the appraisal of one parcel of land at the northeast corner of West 11th Street and North Church Street.
- (e) Contract with B. Brevard Brookshire for the appraisal of one parcel of land on Eastway Drive.

CONSTRUCTION OF SANITARY SEWER TRUNK TO SERVE PINEHURST APARTMENTS LOCATED ON PROVIDENCE ROAD, APPROVED.

Councilman Albea moved approval of the construction of 1,537 feet of sanitary sewer trunk to serve Pinehurst Apartments, located on Providence Road, inside the city limits, at the request of Lone Star Builders. The cost being estimated at \$11,380.00, to be borne by the Applicant, whose deposit of this amount has been received and will be refunded as per terms of the contract. The motion was seconded by Councilman Short and unanimously carried.

RESOLUTION AMENDING A RESOLUTION AUTHORIZING MR. W. J. VEEDER, CITY MANAGER, TO FILE APPLICATION FOR FEDERAL GRANT FOR SEWAGE WORKS IMPROVEMENTS, ADOPTED.

Upon motion of Councilman Jordan, seconded by Councilman Short and unanimously carried, the subject resolution was adopted and is recorded in full in Resolutions Book 5, beginning at Page 232.

DEED WITH CHARLOTTE-MECKLENBURG SCHOOL BOARD, TRANSFERRING 2.1 ACRES OF LATTA PARK PROPERTY IN EXCHANGE FOR SCHOOL PROPERTIES OF SIMILAR VALUE.

Councilman Albea moved approval of a Deed to the Charlotte-Mecklenburg School Board, transferring to them 2.1 acres of Latta Park Property for the expansion of Dilworth School, presently used by the Park & Recreation Commission, in exchange for school properties of similar value. The motion was seconded by Councilman Short and unanimously carried.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Q. V. Broadway and Virginia N. Broadway, for Graves No. 6, 7, 8, ^{Lot 173} Section 2, Evergreen Cemetery, at \$180.00.
- (b) Deed with Mrs. Jeanne E. Morgan, for Graves 5 and 6, Lot 190, Section 2, Evergreen Cemetery, at \$120.00.
- (c) Deed with Mrs. Bertha Atkins Ledwell, for Lot 432, Section 6, Evergreen Cemetery, at \$240.00.
- (d) Deed with Horace Wells, for Grave No. 6, Lot 157, Section 2, Evergreen Cemetery, at \$60.00.

CONTRACT AWARDED WECO, INC., FOR INSTALLATION OF SANITARY SEWERS IN WILMOUNT ROAD AREA AND KINGSPORT SUBDIVISION.

Upon motion of Councilman Albea, seconded by Councilman Jordan and unanimously carried, contract was awarded the low bidder, Weco, Inc., for the installation of sanitary sewers in Wilmount Road and Kingsport Subdivision, as specified, in the amount of \$36,049.75.

The following bids were received:

Weco, Inc.	\$36,049.75
A. P. White & Associates	41,606.00
Boyd & Goforth, Inc.	45,714.25
Howie Crane Service	46,506.00
T. A. Sherrill Const. Co.	47,453.00
Crowder Const. Company	52,785.75

CONTRACT AWARDED GENERAL ELECTRIC SUPPLY COMPANY FOR CABLE AND WIRE FOR FIRE ALARM SYSTEM AT FIRE STATION NO. 16.

Councilman Jordan moved the award of contract to the only bidder, General Electric Supply Company, for cable and wire for the extension of the fire alarm system at Fire Station No. 16, as specified, in the amount of \$12,519.89, on a unit price basis. The motion was seconded by Councilman Albea.

Councilman Tuttle asked the City Manager why we have only the one bid on this material? Mr. Veeder replied that this a very critical item and it is going to be more so with time, according to our information, and after checking with suppliers if we do not accept this bid today we could reasonably expect to get a higher bid the next go round. He stated this bid will only hold for two weeks.

Mr. J. R. Richardson, Vice-President and General Manager of the Union Supply and Electric Company, Charlotte, stated they were not given an opportunity to bid on this item; that his name is in the bid file of the Purchasing Department, and he would like to have an opportunity to bid on such items. That they have in the past received quotations on wire and cable.

Mr. D. C. Brown, Purchasing Agent, checked the list of the 23 companies to whom invitations to bid were directed and advised that an invitation was sent to his company, Union Supply and Electric Company. Mr. Richardson replied that the only reason he knew that bids were being received was that his supplier called and asked him if he had bid and he told him that he had not bid; that he had not received a list. He stated that he did not receive a list of the items to be quoted on this job. He stated he is not here to try to cause a ruckus over the fact that he did not have an opportunity to bid this material, but he does want to say that on several other occasions they have not had an opportunity to bid, even though their name is on the mailing list, and their parent company, located in Wilmington, N. C., is also on the list. That he wants to say that he would like in the future for them to have an opportunity to bid on electric material and wire cable. He stated further that he called the Purchasing Department with reference to not being given the opportunity to bid when traffic signals were bought. The City Manager asked Mr. Brown if he had any comment on the fact that our records show that the gentleman's company was sent an invitation to bid, and he says he did not receive it? Mr. Brown replied that he has no comment to make other than the invitation to bid was mailed his company, Union Supply & Electric Company, 1400 South Mint Street, and Mr. Richardson stated that is the correct street address.

April 4, 1966
Minute Book 47 - Page 63

Councilman Tuttle remarked that this gets back to his original comment and just in view of the fact that something happened to this gentleman's mail, could not something also have happened to the other 21 invitations to bid? That it does not seem feasible unless, in some way, the letters did not get mailed. Under the circumstances he is inclined to think that we should hold this up for a week and ask for bids again or whatever procedure the City Manager thinks correct. And at the same time check up with these other 21 firms and see if they received their bid information. The City Manager stated he would suggest rejecting the bid received and readvertise. Mr. Richardson stated that the only reason he does not have a bid in on this wiring is the fact that his company did not have an opportunity to bid on it. However, he would think it would be to the best interest of the City to purchase this wire now on the quotation the City has, because of the shortage of the supply of copper wire, by next week the City will not be able to buy this wire at this price.

The vote was taken on the motion and unanimously carried.

CONTRACT AWARDED MILL-POWER SUPPLY COMPANY FOR TRAFFIC CONTROL CABLE.

Councilman Jordan moved the award of contract to the low bidder, Mill-Power Supply Company, for 10,000 feet of Traffic Control Cable, in the amount of \$3,379.46, on a unit price basis. The motion was seconded by Councilman Tuttle and unanimously carried.

The following bids were received:

Mill-Power Supply Company	\$ 3,379.46
General Electric Supply Co.	5,454.95

CONTRACT AWARDED THREADGILL VETERINARY SUPPLIERS, INC., FOR ANTI-RABIES VACCINE.

Councilman Albea moved the award of contract to the low bidder, Threadgill Veterinary Suppliers, Inc., for 500 bottles of Anti-Rabies Vaccine, as specified, in the amount of \$1,345.12, on a unit price basis. The motion was seconded by Councilman Whittington and unanimously carried.

The following bids were received:

Threadgill Veterinary Supplies, Inc.	\$ 1,345.12
L. A. Mosher Company	1,363.50

FRANK A. MCCLENECHAN NOMINATED TO SUCCEED HIMSELF ON THE AUDITORIUM-COLISEUM AUTHORITY FOR A TERM OF FIVE YEARS.

Councilman Albea nominated Mr. Frank A. McCleneghan to succeed himself on the Auditorium-Coliseum Authority for a term of five years.

The Mayor stated that the nomination will remain open until the next meeting of the City Council, as is the usual practice.

ORDINANCE NO. 455 AMENDING CHAPTER 10, ARTICLE II, OF THE CODE OF THE CITY OF CHARLOTTE WITH RESPECT TO DISPOSITION OF GARBAGE, ASHES AND MISCELLANEOUS REFUSE, ADOPTED.

Councilman Whittington moved the adoption of the subject ordinance which was seconded by Councilman Tuttle.

April 4, 1966
Minute Book 47 - Page 64

Councilman Short stated that he is going to vote in favor of this ordinance if the City Attorney tells him that if some Judge says that seven days is not sufficient time in which to presume that somebody decided to abandon his automobile, we can increase the time. Mr. Kiser replied that Council can certainly amend the Ordinance to correct any such defects.

The vote was taken on the motion and unanimously carried.

The ordinance is recorded in full in Ordinance Book 5, beginning at Page 302.

ORDINANCE NO. 456 AMENDING CHAPTER 13, ARTICLE I, OF THE CODE OF THE CITY OF CHARLOTTE WITH RESPECT TO ABANDONED ICEBOXES, FURNITURE AND MOTOR VEHICLES, ADOPTED.

Councilman Whittington moved the adoption of the subject ordinance, which was seconded by Councilman Tuttle and unanimously carried.

The ordinance is recorded in full in ordinance Book 14, beginning at Page 303.

PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CITY CODE RELATING TO WITHDRAWALS AND AMENDMENTS TO ZONING PETITIONS, SET FOR APRIL 25TH.

Councilman Alba moved that a Public hearing be set for April 25th on an Amendment to the City Code relating to withdrawals and amendments to zoning petitions. The motion was seconded by Councilman Tuttle and carried unanimously.

ACQUISITION OF PROPERTY IN CONNECTION WITH EASTWAY DRIVE WIDENING, PLAZA ROAD WIDENING, NORTHWEST EXPRESSWAY AND SANITARY SEWER EASEMENTS.

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

- (a) Acquisition of 537 square feet of property, at 3609 Eastway Drive, from Frances Pauline Turner, Widow, at \$600.00, in connection with the Eastway Drive Widening Project.
- (b) Acquisition of 94 square feet of property at 4251 Plaza Road, from Walter W. Thompson and wife, Dorothy I. Thompson, at \$1.00, in connection with the Plaza Road Widening Project.
- (c) Acquisition of 299.83 square feet of property, at 900 North Davidson, from W. B. Fincher and wife, Jamie Q. Fincher, at \$325.00, in connection with the Northwest Expressway.
- (d) Right-of-Way easement 10' x 365', between 2407 and 2419 Kingspark Drive, from Nance-Trotter Realty Company, at \$1.00 for sanitary sewer line to serve Kingspark.
- (e) Right-of-Way easement 30' x 65.04' at 1226 Dean Street, from James P. Lowry and Irene Neal Lowry, at \$86.04, for sanitary sewer line to Irwin Creek Outfall.
- (f) Right-of-Way easement 10' x 516.74' at the dead end of Booker Avenue, from James C. Evans, at \$1.00, for sanitary sewer line to serve Booker Terrace.
- (g) Right-of-Way easement 129.75' x 30' at 1222 Dean Street, from Roger Bennett and Lannie Bennett (Mother), at \$179.75, for sanitary sewer to serve Irwin Creek Outfall.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF A. L. CHARLES ESTATE, LOCATED AT 415 SEIGLE AVENUE, FOR NORTHWEST EXPRESSWAY.

Councilman Tuttle moved the adoption of a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of property of A. L. Charles Estate Located at 415 Seigle Avenue, for Northwest Expressway, which was seconded by Councilman Short and unanimously carried.

The resolution is recorded in full in Resolutions Book 5, beginning at Page 233.

CITY MANAGER REQUESTED TO ADVISE COUNCIL IF INFORMATION IS CORRECT THAT REFUNDS FOR WATER AND SEWER TO ANNEXED AREAS ARE MADE BY THE CITY ON AN AVERAGE OF A FOUR-YEAR DELAY, RATHER THAN ACCORDING TO THE PROVISIONS OF THE CONTRACT WITH THE DEVELOPER.

Councilman Tuttle stated that he is passing on to the City Manager a statement that was given him, the accuracy of which he cannot be sure, but he is sure of his source.

In the information given the Council by Mr. Fennell, Finance Director, with reference to the moratorium on annexation, water and sewer, he used as an example the Ten-Year Plan, and his figures were based on a two-year delay in the City making refunds to developers. Councilman Tuttle stated that he is told that some refunds do not meet the provisions of the contract, sometimes five and even as long as eight years have gone by before we refund this money, and on the average, it could not be better than four years. If this be true, then the figures used by Mr. Fennell would be subject to some alteration. He stated that he would be interested in knowing if it is four years on the average, for this is quite a difference.

CONTRACT WITH ABRAMS AERIAL SURVEY CORPORATION FOR PROFESSIONAL SERVICES TO COMPILE TOPOGRAPHIC MAPS OF THE AREAS IN MECKLENBURG COUNTY NOT PRESENTLY MAPPED, ON A CONTINUING BASIS, 55,000 ACRES OF WHICH TO BE MAPPED DURING 1966.

Councilman Whittington moved that a contract be entered into with Abrams Aerial Survey Corporation to compile topographic maps of the areas of Mecklenburg County not presently mapped, 55,000 acres of which are to be mapped during 1966 at a unit cost of \$.23/acre, in the total amount of \$12,650.00, which is available for this purpose in the Planning Commission Budget. The motion was seconded by Councilman Albea and unanimously carried.

CONTRACT AWARDED CROWDER CONSTRUCTION COMPANY FOR STREET IMPROVEMENTS IN EARLE VILLAGE PUBLIC HOUSING PROJECT.

Councilman Albea moved the award of contract to the low bidder, Crowder Construction Company for street improvements in Earle Village Public Housing Project, as specified in the amount of \$119,240.00, on a unit price basis. The motion was seconded by Councilman Jordan and unanimously carried.

The following bids were received:

Crowder Construction Company	\$119,240.00
Blythe Brothers Company	121,242.50
Rea Construction Company	123,165.00
T. A. Sherrill Construction Company	124,000.00

COUNCIL EXTENDED INVITATION TO ATTEND MEETING OF UNIVERSITY OF NORTH CAROLINA EXTENSION DIVISION ON EMERGENCY PREPAREDNESS, IN LINCOLNTON, AT V. F. W. BUILDING, APRIL 13TH, AT 6:30 O'CLOCK.

Mayor Brookshire advised the Council members that they have been invited by the University of North Carolina Extension Division to attend a Conference on Emergency Preparedness in Lincolnton on the evening of April 13th, in the V. F. W. Building, at 6:30 O'clock, which is a dinner meeting. That an invitation has also been received from Mayor Lentz of Lincolnton, who advises that the Governor and his wife will be present. The meeting is designed to keep local Government Officials informed of the local, State and National efforts, and the necessity for constant preparedness for both natural and man-made disasters.


The Mayor asked that the Council members who can attend this meeting to please notify the City Manager, who will advise Mayor Lentz.

COUNCIL EXTENDED INVITATION TO ATTEND SYMPOSIUM BY MECKLENBURG COUNTY MENTAL HEALTH OFFICIALS AT UNIVERSITY OF NORTH CAROLINA AT CHARLOTTE, APRIL 21ST, BEGINNING AT 12 NOON.

Mayor Brookshire advised the members of the City Council that they are invited by Mecklenburg County Mental Health Officials to attend their Third Annual Symposium on the Impact of Integration on the Child, at the University of North Carolina at Charlotte, On April 21, 1966, the General Session begins at 12 noon, with luncheon at 12:30, the price of which is \$2.00. Reservations must be made by April 10th on the reservation forms sent to him, which will be available to the Councilmen in his office. He stated that the session begins registration at 12 noon and will last until 5 p.m.

ADJOURNMENT.

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


Lillian R. Hoffman, City Clerk