

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

ABSENT: None.

INVOCATION.

The invocation was given by the Reverend Asmond L. Maxwell, Jr., Pastor of Commonwealth Methodist Church.

MINUTES APPROVED.

Upon motion of Councilman Albae, seconded by Councilman Thrower and unanimously carried, the Minutes of the last meeting of the City Council on January 17th were approved as submitted to the Council.

ACTION ON PETITION BY ED GRIFFIN DEVELOPMENT CORPORATION FOR ANNEXATION OF 88.7 ACRES OF LAND IN CRAB ORCHARD TOWNSHIP TO THE CITY OF CHARLOTTE, DEFERRED FOR ONE WEEK.

The public hearing was held on the subject petition. Mr. Joe Griffin, representing the petitioner remarked that he is present to answer any questions the Council may wish to ask, and they understand there is no opposition to their petition.

No opposition was expressed by the audience to the proposed annexation.

Councilman Albae moved the adoption of an Ordinance Extending the City Limits of the City of Charlotte by annexing 88.7 acres of land in Crab Orchard Twonship. The motion was seconded by Councilman Jordan.

Councilman Whittington asked Mr. Griffin if he is familiar with the comments of Mr. Franklin, Superintendent of the Water Department, shown on the Agenda for this meeting relative to water service, and Mr. Griffin replied that he is not. Councilman Albae asked Mr. Griffin if he would not be willing to go along with Mr. Franklin's recommendations or is there going to be a conflict between the petitioner and the Water Department? Mr. Griffin replied that if there is any conflict, it is more than he knows about. Mayor Brookshire raised the question as to who is responsible for the \$48,000 cost estimated by Mr. Franklin for installing water mains to the area. The City Manager suggested that Mr. Griffin might want the water mains installed on the basis of a guaranteed 10% revenue. That they would have to be put in under the framework of existing city policy in any event. Mr. Griffin stated that he is not authorized to make any commitment with regard to this. That he has just now read the adverse comment by Mr. Franklin in this regard.

Councilman Short asked if the usual procedure is to vote on these annexation petitions this quickly? That what he has in mind is that Mr. Griffin can observe that Council's comments seem to be favorable and give him two weeks in which to sign the guaranty for the water and put up the \$50,000.00. That once Council has annexed the property, we cannot put it back out, and he is

the one who wants this done; perhaps we should let him have a couple of weeks in which to act first. Councilman Alba remarked that it has been customary where there is no objections to approve the annexation. Councilman Short called attention that the City will be annexing 88 acres with the responsibility of servicing it on a rather tentative statement that they might provide \$50,000 for sewer lines plus the 10% guarantee on the water, and it appears to him that Council should wait for them to make it definite. Mayor Brookshire asked the City Manager or City Attorney if Council approves the petition, does the actual annexation not hinge upon the signing of a formal agreement by Ed Griffin Development Company? If not, then he thinks that Mr. Short's point is well taken.

Councilman Alexander commented that Mr. Franklin states that it would be difficult to serve this area due to the fact that the existing water main in Milton Road was not incorporated and belongs to the Norfolk-Southern Railway Company, he asked if this would not alone assure the Council that for some time there would be no possibility of water being extended to the area? The City Manager replied that this would be basically up to the owner. If Council agrees to the annexation, they could be assured that water and sewer would have to be installed in keeping with the city's policy. If they are not installed, it will be because the owners are unwilling to sign the specific contract. The Mayor suggested that in that case perhaps Council would like to know before hand if the owners are willing to do these things.

Mr. Griffin stated that he is sure the developer is willing to do this under the City's standard policy. That he talked with him just before this meeting, and at that time, he knew of no adverse comments at all; they are planning to go along with the usual city policies, and he thinks that the City Manager will verify that the petitioner has done this in the past.

Councilman Short remarked that he would like to stick with his point because Council will be changing the political boundaries over something that somebody plans to do, and he thinks Council should ask them to give some assurance of it, in some way before taking this action. Councilman Alba remarked that Mr. Griffin has just said that they will go along with the regular routine of the city and that is all anybody is asking for.

Councilman Alexander asked if the fact that the Norfolk & Southern Railway Company is involved would have any bearing on going through with the customary procedure in matters of this sort? Mr. Veeder remarked that he understands the point that has been raised; that he thinks this, however, in any event, whatever it might require to provide water service to this area, would have to be done within the framework of our existing policy. If this can be done in such a fashion to make use of the water line that belongs to the Railway Company, it might be to the developer's advantage; if it cannot, it would be to the developer's disadvantage, but in any event, it will be done within the framework of our existing policy which would obligate him to guarantee a percentage. That he does not know, from the developers point of view, whether it would cost him more or less to use the existing line.

Councilman Thrower asked if it is not true, if we annex this area, the developer cannot develop it unless he does it according to our policy, and the City Manager replied yes, that is he cannot put in utilities. Councilman Thrower then stated that it is only logical that he is not going to tie himself up so that he cannot develop his own property.

Mr. Griffin commented that there are several houses now under construction and part of the property immediately adjoining has already been developed, and he is sure that the petitioner will go along with the city's policy.

ORDINANCE NO. 500-X

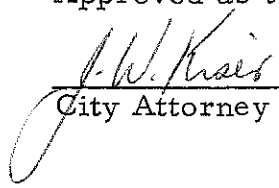
AN ORDINANCE TO AMEND ORDINANCE NO. 366-X, THE 1965-66
BUDGET ORDINANCE, AUTHORIZING THE TRANSFER OF A PORTION
OF THE GENERAL FUND UNAPPROPRIATED SURPLUS ACCOUNT

BE IT ORDAINED by the City Council of the City of Charlotte,
North Carolina:

Section 1. That \$12,680 of the revenue in the General Fund unappropriated surplus account is hereby transferred and added to the appropriation made in the 1965-66 Budget Ordinance for Traffic Engineering - Traffic Controls, said amount then to be used for the purpose of financing the installation of new school zones and signs for certain elementary and junior high schools.

Section 2. This ordinance shall become effective upon its adoption.

Approved as to form:



City Attorney

Attached to the records as instructed by the City Attorney's Office
July 27, 1966.

Ruth Armstrong

Councilman Tuttle offered a substitute motion that action be deferred on the petition for one week and that the City Manager and Mr. Griffin to gether and report back next week so that Council will know what it is voting on. The motion was seconded by Councilman Short.

Councilman Jordan stated that he thinks Mr. Griffin knows what he is doing here and he has always lived up to the policies of the City, and he is sure that he would this time.

The City Manager commented that perhaps there is one point that might be made in addition to the others. That perhaps the most important factor that went into Mr. Griffin's consideration of requesting the annexation was the opportunity it would give him to extend the utilities under the existing policies.

Mr. Griffin remarked that perhaps he caused the confusion and if so, he wants to apologize. That he is willing to commit his company to going along with the standard policies of the City; but as to the \$48,000, he is not prepared to say.

Councilman Whittington commented to Mr. Griffin that he would like to say to Council that he does not question at all what he and Mr. Griffin will do, that he thinks the meat of this is what Mr. Franklin says about the Norfolk & Southern Railway development which is not in the corporate limits of the City and will not be which is contiguous to their property. That he does know the advantages of being annexed prior to development, as against not being as far as water and sewer facilities are concerned. The City every year has some \$350,000 in its annual budget which we have to pay back to developers. This is the reason that he thinks we should defer action until he and Mr. Franklin and Mr. Veeder work it out.

Councilman Short remarked that, in answer to what Mr. Thrower has mentioned, it is true if this property is brought into the city, the sanction of the water and sewer would have to be in accordance with existing policies, but the difference occurs right there between those that are in and those that are not, this \$50,000 would not be recoverable if he were not in and it would be if he were in, so it just shifts the burden of the \$50,000 from him to the city if we bring him in until we have something more than a vague comment about their plans.

Councilman Thrower commented that this is true, and this has been done and he does not know of any one that Council has turned down on request to be annexed. Councilman Short remarked that "they should have," and Councilman Albea commented "that is a matter of opinion."

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

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

RESOLUTION COMMENDING AND THANKING J. A. MALCOLM, JR. FOR HIS OUTSTANDING SERVICES TO THE CITY OF CHARLOTTE AS A MEMBER OF THE REDEVELOPMENT COMMISSION.

Mayor Brookshire read a Resolution commending and thanking Mr. J. A. Malcolm, Jr. for his outstanding services to the City of Charlotte as a member of the Redevelopment Commission from which he has resigned. Councilman Albea moved the adoption of the resolution which was seconded by Councilman Whittington and unanimously carried and is copied in full in Resolutions Book 5, at Page 184.

Mayor Brookshire then presented a mounted copy of the resolution to Mr. Malcolm, who was present at his invitation and commented that it was a real pleasure to do so, and he hopes he will hang it in his office as a reminder of those years of service to his city.

Mr. Malcolm expressed his appreciation for the award and his pride in receiving it.

REVEREND GEORGE J. LEAKE EXPRESSES APPRECIATION FOR THE APPOINTMENT OF A NEGRO TO THE REDEVELOPMENT COMMISSION.

Reverend George J. Leake appeared before Council and stated he has come today to thank the Council for considering the recent contention and concern of the Negro segment of Charlotte about representation on the Redevelopment Commission. The Council after listening to their concern, taking it under advisement, were awarded the opportunity by Providence, or the good judgment of Mr. Malcolm, to rectify what many of them had thought was an unfortunate situation. Therefore, he has come to simply say to the Mayor and members of the Council, thank you for the appointment of a Negro to this Commission.

ORDINANCE NO. 416-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE, CHANGING THE ZONING OF A LOT AT THE NORTHWEST CORNER OF ALBEMARLE ROAD AND DRIFTWOOD ROAD FROM R-9MF TO B-1, ON THE PETITION OF MRS. JOHN H. LITTLE AND MISS SARA LITTLE, ADOPTED.

Upon motion of Councilman Jordan, seconded by Councilman Whittington and unanimously carried, the subject Ordinance was adopted and is recorded in full in Ordinance Book 14, at Page 258.

PETITION NO. 66-1 FOR CHANGE IN ZONING OF A LOT AT THE SOUTHEAST CORNER OF WALKER ROAD AND GOSHEN PLACE, FROM R-12 TO R-9MF BY BROWNING CONSTRUCTION COMPANY, DENIED.

Councilman Tuttle moved that the subject petition on which a protest petition was filed that invokes the 20% rule, be denied as recommended by the Planning Commission. The motion was seconded by Councilman Albea and unanimously carried.

PETITION NO. 66-2 FOR CHANGE IN ZONING OF TWO LOTS ON THE WEST SIDE OF COMMONWEALTH AVENUE, FROM R-9 AND O-6 TO B-1 BY W. H. FOX AND N. C. MCKAY, DENIED.

Upon motion of Councilman Whittington, seconded by Councilman Albea and unanimously carried, the subject petition, on which protest petitions were filed that invoke the 20% rule, was denied as recommended by Planning Commission.

ORDINANCE NO. 417-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE, CHANGING THE ZONING OF A LOT ON THE NORTH SIDE OF KESWICH AVENUE, 150 FEET EAST OF NORTH GRAHAM STREET, FROM O-6 TO I-2, ADOPTED.

Councilman Jordan moved the adoption of the subject ordinance, as recommended by the Planning Commission. The motion was seconded by Councilman Thrower and unanimously carried. The ordinance is recorded in full in Ordinance Book 14, at Page 259.

PETITION NO. 66-5 FOR CHANGE IN ZONING OF A LOT AT 2300 INDEPENDENCE BOULEVARD FROM O-6 TO B-1 BY TOWN & COUNTRY COMPANY, DENIED.

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

PETITION NO. 66-6 FOR CHANGE IN ZONING OF 6.466 ACRE TRACT OF LAND ON THE SOUTHWEST CORNER OF PROVIDENCE ROAD AND OLD PROVIDENCE ROAD, FROM R-15 TO B-1 S.C.D., ON PETITION OF SCHOENITH, INC., DENIED.

Councilman Whittington moved that the subject petition, to which a protest petition had been filed that invoked the 20% rule, be denied as recommended by the Planning Commission. The motion was seconded by Councilman Tuttle and unanimously carried.

PETITION NO. 66-7 FOR CHANGE IN ZONING OF A LOT AT THE INTERSECTION OF THRIFT ROAD AND ELMWOOD CIRCLE, FROM R-12 TO B-1 BY SCHOENITH, INC., DENIED.

Upon motion of Councilman Albea, seconded by Councilman Alexander and unanimously carried, the subject petition, on which a protest petition was filed that invoked the 20% rule, was denied as recommended by the Planning Commission.

ORDINANCE NO. 418-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE, CHANGING THE ZONING OF A LOT AT THE NORTHEAST CORNER OF WATERMAN AVENUE AND SHENANDOAH AVENUE, FROM R-9 TO O-6, ON PETITION OF PRESIDENTIAL MOTOR INN, ADOPTED.

Councilman Short 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, at Page 260.

ORDINANCE NO. 419- AMENDING CHAPTER 23, ARTICLE II, SECTION 23-25 OF THE CITY CODE, TO PERMIT STRUCTURES TO BE BUILT ABOVE THE HEIGHT LIMIT, PROVIDED THEY ARE SEPARATED FROM ADJOINING LOT LINES BY AT LEAST ONE HALF THEIR HEIGHT, ADOPTED.

Upon motion of Councilman Jordan, seconded by Councilman Alexander and unanimously carried, the subject ordinance was adopted, on petition and recommendation of the Charlotte-Mecklenburg Planning Commission. The ordinance is recorded in full in Ordinance Book 14, at Page 261.

PETITION NO. 66-10 BY CHARLOTTE-MECKLENBURG PLANNING COMMISSION TO CHANGE THE ZONING FROM R-6 AND B-2 TO R-6MF ELEVEN LOTS ON THE WEST SIDE OF FAIRBROOK DRIVE AND ONE LOT ON THE SOUTHEAST CORNER OF LYNCHES TER PLACE AND FAIRBROOK DRIVE, AND CHANGE FROM R-6 AND B-2 TO B-1 PROPERTY ON THE WEST SIDE OF BEATTIES FORD ROAD, AND CHANGE FROM R-9, R-6MF AND O-15 TO O-6 PROPERTY ON THE EAST SIDE OF BEATTIES FORD ROAD, AND CHANGE FROM B-1 S.C.D. AND O-15 TO B-1 PROPERTY AT THE NORTHWEST CORNER OF BEATTIES FORD ROAD AND INTERSTATE HIGHWAY 85, DEFERRED PENDING RECOMMENDATION BY THE PLANNING COMMISSION.

Upon motion of Councilman Short, seconded by Councilman Albea and unanimously carried, the subject petition was deferred pending the recommendation of the Planning Commission who wish to study it further following the hearing.

Councilman Whittington told Mr. Fred Bryant, Director of Current Planning, that he wants to request that the Planning Commission in making its presentation to Council, tell them why they are making this recommended change, and he says this basically for the reason that from I-85 north on Beatties Ford Road on the west side there is one of the finest residential areas on the west side of Charlotte, and between the single-family homes and Beatties Ford Road, we now have multifamily. Also, there is to be built there three new churches moving from other sections of the city. Across the street are garages, small stores, a drycleaning plant, etc., plus vacant farm land to a great degree right many acres, and it seems to him that the Planning Commission is on the wrong side of the street in talking about putting business on the west side and O-6 on the east side; and to save his life, he cannot understand their reasoning. Perhaps he is premature in not waiting for their recommendation, but obviously they will recommend it or they would not be asking for the change. And he would like all of these factors presented to Council prior to the day they are to vote on it so that he can get a better picture of it than he has right now.

Mr. Bryant advised that the Commission is not making a recommendation for any new business zoning in the area. The area on the west side of Beatties Ford Road, where they are recommending the change to B-1, is already zoned B-2, so actually their recommendation is in the form of a more restrictive type zoning on the west side than there is now. In addition to that, there is a great deal of land behind the frontage that is also zoned B-2 that has since been developed with single family and with some multifamily use, and they are recommending that it be recognized with its proper zoning, namely single family and multifamily zoning. So actually this is a tightening up of the zoning of the area rather than any proposed new usage. That they are faced here with a situation they do not like; frankly, they would much prefer to keep the business zoning and business usage down nearer the I-85 intersection rather than have them coming on up Beatties Ford Road; however, we already had business zoning up Beatties Ford Road and this is merely trying to rectify or correct to an extent, an existing situation.

Councilman Alexander remarked that he understands what is being done as regards the upper end - Northwoods - bringing it into its proper perspective. Now, is he correct that the other section is the area next to the location of the gas tanks? Mr. Bryant replied that this is the frontage part of it on Beatties Ford Road from the Gas Company's property on up to the first street. The reason the Planning Commission deferred making a recommendation on this matter is that they had heard some speculation that the owner of that frontage property actually was planning to use it for multifamily purposes rather than for business purposes, and they want to find out about this and if it is true, then would hope to change their recommendation accordingly and eliminate the difficulty.

The vote was taken on the motion to defer action and carried unanimously.

ACTION ON PETITION NO. 66-11 BY J. H. CHEATWOOD FOR CHANGE IN ZONING OF A LOT ON THE SOUTHWEST CORNER OF WATERMAN AVENUE AND SHENANDOAH AVENUE FROM R-9 TO O-6, DEFERRED AND PETITION REFERRED BACK TO THE PLANNING COMMISSION FOR FURTHER CONSIDERATION AND REPORT.

The subject petition was presented for consideration, and Councilman Short stated he thinks this Petition should be referred back to the Planning Commission for further consideration. That it appears that this situation is substantially and closely similar to a petition that we had last May, namely Petition No. 65-55 involving property on Peterson Drive. That he has been to both locations and was struck with the similarity between the

two, and, also, the similarity of the requests of the two petitioners. In the Peterson Drive case, even though the neighbors protested, the Planning Commission approved the change to Office as a sort of a buffer, but in the present case with the neighbors willing to go along, the Planning Commission is not, and it appears to him that their findings are a bit inconsistent in these cases. He moved that the Petition be referred back to the Planning Commission for further consideration and report. The motion was seconded by Councilman Whittington.

Councilman Thrower asked Councilman Short if the Council did not over ride the Planning Commission in the Peterson Drive case; and Councilman Short replied that the Council did, but there was a protest and it was a little hard to avoid overriding the Commission in that case, but he did not vote to override the Commission. Councilman Albea asked Councilman Short if he does not think that every case should stand on its own merits, that he does not believe in comparing one case with another. Councilman Short replied that ⁱⁿ the judicial nature of these hearings he thinks it is fair sometimes to consider strikingly similar circumstances. Councilman Thrower remarked if we are going to send this back to the Planning Commission, we know they cannot meet themselves coming back, and they are going to have to maintain the same recommendation they had to start with; that if Council wants to vote it down, let's go ahead and do so. Councilman Albea asked if they can have any more evidence now than they did before, and he remarked that he is not sure that he is opposed to sending it back, but it is skating on thin ice. Councilman Short stated that he would say that the matter of Peterson Drive case if it were not considered by them before, it will have more evidence than last week. Councilman Tuttle remarked to the Mayor that if Council defers this, he imagines that he will be so good as to turn that letter that he has over to the Planning Commission, and Mayor Brookshire replied that he would.

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

ORDINANCE NO. 420-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE, CHANGING THE ZONING OF THE PROPERTY LOCATED 187 FEET SOUTH OF MCDONALD BELT ROAD, FROM B-2 TO I-2, ADOPTED.

Upon motion of Councilman Thrower, seconded by Councilman Tuttle and unanimously carried, the subject ordinance was adopted as recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 14, at Page 262.

PETITION NO. 66-14 FOR CHANGE IN ZONING OF PROPERTY AT 7501 NEAL ROAD, FROM R-12 TO B-2, ON PETITION OF I. R. MEISENHEIMER, DENIED.

Councilman Albea moved that the subject petition, on which a protest petition was filed that invokes the 20% rule, be denied as recommended by the Planning Commission. The motion was seconded by Councilman Tuttle and unanimously carried.

ORDINANCE NO. 421-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE, CHANGING ZONING OF A STRIP OF LAND ON THE NORTH SIDE OF SUNSET ROAD, FROM R-9 AND B-2 TO I-2, ON PETITION OF W. BRUCE HUTCHINSON, ADOPTED.

Upon motion of Councilman Jordan, seconded by Councilman Thrower and unanimously carried, the subject ordinance was adopted as recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 14, at Page 263.

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STREETS TAKEN OVER FOR MAINTENANCE.

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

STREET	FROM	TO
Montrose Court	South Dotger Avenue East	End
Sheridan Drive	165' S. of Folkston Dr.	North end of cul-de-sac
Medallion Drive	190' S. of Folkston Dr.	150' N. of Maureen Dr.
Folkston Drive	180' W. of Sheridan Drive	140' E. of Medallion Dr.
Maureen Drive	Medallion Drive	110' E. of Medallion Dr.

SUPPLEMENTARY CONTRACT AUTHORIZED WITH JOHN CROSLAND COMPANY FOR INSTALLATION OF WATER MAINS IN HUNTINGTOWNE FARMS SUBDIVISION.

Councilman Jordan moved approval of a Supplementary Contract with John Crossland Company to their contract dated January 11, 1965, for the installation of an additional 2,605 feet of water mains and two hydrants in Huntingtowne Farms Subdivision, outside the city limits, at an estimated cost of \$10,500. The Applicant to pay all cost and own same until such time as the area is incorporated into the city when the mains and hydrants will become the property of the city without further agreement. The motion was seconded by Councilman Short and unanimously carried.

RENEWAL OF SPECIAL OFFICER PERMIT TO WOODROW-FREEMAN FOR USE ON THE PREMISES OF THE PARK AND RECREATION COMMISSION.

Upon motion of Councilman Albea, seconded by Councilman Jordan and unanimously carried, the Special Officer Permit held by Mr. Woodrow Freeman was authorized renewed for one year for use on the premises of the Park and Recreation Commission.

TRANSFER OF CEMETERY LOT.

Councilman Albea moved that the Mayor and City Clerk be authorized to execute a deed with Mrs. L. O. Poplin for Graves 7 and 8 in Lot 168, Section 2, Evergreen Cemetery, at \$120.00. The motion was seconded by Councilman Tuttle and unanimously carried.

CONTRACT AWARDED VALCAN MATERIAL COMPANY FOR 460 SHEETS OF ALUMINUM.

Upon motion of Councilman Thrower, seconded by Councilman Jordan and unanimously carried, contract was awarded the low bidder, Valcan Material Company for 460 Sheets of Aluminum, as specified, in the amount of \$5,951.31.

The following bids were received:

Vulcan Materials Co.	\$ 5,951.31
Olin Mathieson Chem. Corp.	6,342.27
Southeastern Safety Supplies	6,435.34
Joseph T. Ryerson & Son, Inc.	6,541.74
Kiser Aluminum & Chem. Sales	6,632.30

CONTRACT AWARDED FLORIDA STEEL CORPORATION FOR 111 LINEAR FEET OF CORRUGATED METAL PIPE.

Councilman Jordan moved the award of contract to the low bidder, Florida Steel Corporation, for 111 linear feet of Corrugated Metal Pipe, as specified, in the amount of \$2,378.00. The motion was seconded by Councilman Alexander and unanimously carried.

The following bids were received:

Florida Steel Corporation	\$ 2,378.00
Republic Steel Corporation	2,434.78
Metal Products Division, Armco Steel Corp.	2,569.04

CONTRACT AWARDED MINE SAFETY APPLIANCES COMPANY FOR ONE FOAM GENERATOR.

Upon motion of Councilman Albea, seconded by Councilman Thrower and unanimously carried, contract was awarded the low bidder, Mine Safety Appliances Company, for One Foam Generator, as specified, in the amount of \$1,446.83.

The following bids were received:

Mine Safety Appliance Co.	\$ 1,446.83
Southeastern Safety Appliance, Inc.	1,488.00
Walter Kidde & Company, Inc.	1,663.45
G. W. Ogburn Company	1,680.45
Bliss-Rockwood Division, E. F. Bliss Company	1,846.79

CONTRACT AWARDED INDUSTRIAL CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF A METAL BUILDING AT EVERGREEN CEMETERY.

Councilman Alexander moved the award of contract to the low bidder, Industrial Construction Company, for the construction of a metal building at Evergreen Cemetery, as specified, in the amount of \$4,313.00. The motion was seconded by Councilman Jordan and unanimously carried.

The following bids were received:

Industrial Construction Co., Inc.	\$ 4,313.00
Myers & Chapman, Inc.	4,765.00

ACQUISITION OF RIGHT OF WAY AUTHORIZED FOR NORTHWEST EXPRESSWAY, WOODLAWN ROAD WIDENING, SHARON-AMITY ROAD WIDENING AND PLAZA ROAD WIDENING, AND DRAINAGE EASEMENTS FOR EASTWAY DRIVE PROJECT AND WOODLAWN ROAD WIDENING.

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

- (a) Acquisition of 15,096 sq. feet of property on north side of Seventh Street, between Seigle Avenue and Sugar Creek, from J. R. Harris and wife Vera, at \$17,600.00 for the Northwest Expressway.
- (b) Acquisition of 2,275 sq. feet of property at Seventh Street and Sugar Creek from J. R. Harris and wife Vera, at \$900.00, for the Northwest Expressway.

- (c) Acquisition of 3,200 sq. feet of property on Woodlawn Road, between South Boulevard and Nations Ford Road, from Frances Baugh Wilson and P. J. Baugh, at \$2,588.00, for Woodlawn Road Widening.
- (d) Acquisition of 211.12 sq. feet of property at the southwest corner of Sharon-Amity and Randolph Roads, from Pure Oil Company, at \$3,000.00, for Sharon-Amity Road Widening.
- (e) Acquisition of lot 145' x 65' x 106.75' x 168.95' at 4021 The Plaza, from Roland L. Hardin and wife Bessie, at \$6,000.00, for The Plaza Road Widening.
- (f) Drainage easement for 515 sq. feet over property at 1722 Eastway Drive, from Henry L. Madden and wife Mildred, at \$75.00, for Eastway Drive Project.
- (g) Construction Easement over 2,000 sq. feet of property and Drainage Easement over 1,925 sq. feet of property, at 400 Halstead Street, from R. G. Hill at \$75.00, for Woodlawn Road Widening.
- (h) Construction Easement over 600 sq. feet of property and Drainage Easement over 400 sq. feet of property, at 4339 Attaburg Drive, from Mrs. Paul L. Snyder at \$207.50, for Woodlawn Road Widening.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF SPERO M. ATHANS AND WIFE, ALICE, AND KENDALL OIL COMPANY, LOCATED AT THE EAST SIDE OF 11TH STREET AT MCDOWELL STREET FOR NORTHWEST EXPRESSWAY, ADOPTED.

Upon motion of Councilman Albea, seconded by Councilman Jordan and unanimously carried, a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of Spero M. Athans and Wife, Alice, and Kendall Oil Company Located at the East Side of 11th Street at McDowell Street for Northwest Expressway, was adopted. The resolution is recorded in full in Resolution Book 5, at Page 185.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF HEIRS OF MRS. RUTH BAGBY LOCATED AT 512-14-16-18-20 NORTH STEVENS STREET, AND 1,000-02 EAST NINTH STREET, FOR NORTHWEST EXPRESSWAY, ADOPTED.

Councilman Albea moved the adoption of a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of Heirs of Mrs. Ruth Bagby Located at 512-14-16-18-20 North Stevens Street, and 1,000-02 East Ninth Street, for Northwest Expressway, which was seconded by Councilman Jordan and unanimously carried. The resolution is recorded in full in Resolutions Book 5, at Page 186.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF A. T. DANIELS LOCATED AT N/E CORNER OF ELIZABETH AVENUE AND MORROW STREET FOR NORTHWEST EXPRESSWAY, ADOPTED.

Upon motion of Councilman Albea, seconded by Councilman Jordan and unanimously carried, a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of A. T. Daniels Located at N/E Corner of Elizabeth Avenue and Morrow Street for Northwest Expressway, was adopted. The resolution is recorded in full in Resolutions Book 5, at Page 187.

CITY MANAGER ADVISES THAT PLANNING DIRECTOR WILL REVIEW THE REPORT OF THE SURVEY OF THE GREENVILLE AREA WITH COUNCIL ONE WEEK FROM TODAY.

Mayor Brookshire requested the City Manager to check with Mr. McIntyre, Planning Director, as to when Council might expect the remaining surveys which Council requested made of certain areas in the city - he remarked that reports on the First Ward and Greenville areas have been made. The City Manager advised that he talked with Mr. McIntyre this morning on this subject and he will review the restudied Greenville report a week from today.

The Mayor asked if the City Manager knows what other areas they are planning to submit studies on, and Mr. Veeder replied the Dilworth, Morehead and Downtown areas and at least one or two more. Mayor Brookshire stated they would like to know when to expect those, as he does not think Council will want to consider any of them until all the reports have been received.

Councilman Whittington advised that he did not get a report of the survey on First Ward, and he asked the City Manager to have a copy furnished him.

DELAY IN CONSIDERATION OF IMPROVING AND WIDENING STREETS IN DOWNTOWN AREA OCCASIONED BY SURVEYS TO DETERMINE IF URBAN RENEWAL SHALL BE ENGAGED IN, IN THE DOWNTOWN AREA.

Councilman Albea asked the City Manager if any progress is being made at all on the widening of the streets downtown - 5th and 6th and 4th streets? Mayor Brookshire remarked that he would like to attempt to answer his question, that we are holding up the bond money that was approved for the improving and widening of the downtown streets until we see whether Council is willing to engage in an urban renewal project in the downtown area, as this money might be used as matching funds. Councilman Albea commented that he does not object to that but we have been talking about widening the streets downtown for the last ten years. Mayor Brookshire stated that is one reason for his asking the City Manager when we might expect the reports on the studies from Mr. McIntyre; when they are all received, Council can begin to set priorities and determine just what the bond money will be used for. Councilman Albea stated he has no objection to waiting to see if it can all be worked in together but we have widened streets in areas all over town and not one spade of dirt has been turned in the downtown section. The City Manager advised that the completion of the Downtown Plan, which Mr. Jordan and Mr. Tuttle are working on also has some reference to this. Councilman Tuttle stated that both Belk's and Ivey's, which create most of the traffic downtown, are aware of the reason for the delay and they are both agreeable to waiting until the reports of the surveys are in. Councilman Albea replied that he is not talking about Belk's and Ivey's, he is talking about downtown and there are other businesses downtown, too, and it will help the small business as well as big business. Mayor Brookshire remarked that we are all anxious to move forward as fast as possible on the movement in the central city, it just takes a certain amount of time - and more than we like - for the surveys to be made and the recommendations based on the surveys. Councilman Albea remarked that he accepts the explanation.


CITY MANAGER REQUESTED TO DISCUSS WITH STATE HIGHWAY COMMISSION THE NECESSITY FOR WIDENING N. C. 21 SOUTH TO THE CITY LIMITS.

Councilman Thrower asked the City Manager if we could not work out an agreement with the State Highway Commission to go ahead and widen N. C. 21 south, or South Boulevard, to the present city limits? That we have a situation out there now where fire trucks must use this road in serving the area and

with only two lanes it is an impossible situation, and we are going to wind up with some bad accidents unless something is done. The City Manager remarked that he certainly agrees that this is one of the streets that needs treatment.

ADJOURNMENT.

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



Lillian R. Hoffman, City Clerk