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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, August 12, 1968, at 3:00 o'clock p.m., with Mayor Stan R. Brookshire presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, Gibson L. Smith, Jerry Tuttle, and James B. Whittington present.

ABSENT: Councilman James B. Stegall.

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#### INVOCATION.

The invocation was given by Reverend J. B. Humphrey, Minister of the First Baptist Church.

#### MINUTES APPROVED AS CORRECTED:

Upon motion of Councilman Whittington, seconded by Councilman Tuttle, and unanimously carried, the minutes of the last meeting, on July 29, 1968, were approved as submitted, with the following addition on Page 440 at the end of the discussion on Day Care Centers, as requested by Councilman Short:

"Councilman Short stated he endorses and will push the idea of further consideration of the matter of day care along the lines of a broader investigation; that he has talked with a number of people on this subject and concludes that further efforts in day care can be of great community benefit in Charlotte; that it would forward child development similar to the head start program; in addition, it could aid in the poverty fight by allowing both parents to work, or allowing one parent to work where there is only one parent. That this is being done in the right order by making sure where all the day care centers are located. What seems to be in the minds of a number of people, including the welfare department and the Mayor's Community Relations Committee, is the possibility of an increased public day care operation, and he hopes the City will meet with the members of the Community Relations Committee as well as with the proper officials of the welfare department.

Councilman Short stated he does not think it would be out of order to suggest to our legislative delegation a small tax on a pack of cigarettes to be imposed by the counties, and that a part of the yield from this tax would go to support a public day care operation - this is not particularly different from supporting public schools from ABC money that comes from the sale of whiskey."

#### SUGGESTION THAT COUNCIL GO ON RECORD THAT ALL LAWS IN THE CITY WILL BE ENFORCED FAIRLY AND WITHOUT DISCRIMINATION.

Mr. Albert Pearson stated during the past weeks in reading the papers, those who opposed the sales tax have been blamed for everything; the straw that broke the camel's back was when the employees of the City of Charlotte, in a news article, blamed the not getting the tax for not enforcing the housing codes in certain areas of Charlotte. He stated it is time for the Council to go on record that all laws in the City of Charlotte will be enforced equally regardless of what section of town they are in. That he read in the article the only thing keeping them from enforcing this code was the lack of money; that being the case,

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there are many ways the budget can be changed at present such as taking the \$30,000 item for the Chamber of Commerce on advertising to hire inspectors. If it has to be to get the law enforced fairly, the first thing would be to take it to the Mayor's Community Relations Committee in an open meeting. That he has never accepted the fact that the law was not imposed because they were going to tear the houses down; that was not the reason; the main reason they did not want to enforce the code was because it might be too much said about it by certain people in Charlotte. If the Community Relations Committee cannot settle this difficulty, it is possible as long as there is going to be discrimination in this area in enforcing laws, we can get the model cities money and attack it from that point of view. The time is well passed when such things as sales tax can be used for an excuse for a few thousand dollars on a \$30 million dollar budget.

Mr. Pearson suggested that the Council go on record that all laws in the city will be enforced fairly and without discrimination.

Mr. W. J. Elvin stated he has a subject that parallels what Mr. Pearson has stated and it is if we could get some sort of public report for discussion on what the Mayor's Committee has done or what it has not done during the last five years. He suggested that something be done about improving the personnel on the committee which, in many cases, is very, very weak; that we should see whether we could go out to the organizations that he knows well - like Celanese Corporation - to see if we can interest them in getting people that will contribute. We are facing something that when the colored boys and the poor whites come back from Vietnam, we better have something ready for them or we will see something that we have never seen before.

#### AFRICAN COLLEGE STUDENTS AND ADMINISTRATORS WELCOMED TO THE CITY AND TO THE COUNCIL MEETING.

Councilman Alexander stated we have in our midst eight outstanding African College Students and Public Administrators who are visiting Charlotte; they have been here since Friday and will be here through tomorrow. This is a part of the tour of the United States that is sponsored by the U. S. State Department and was arranged by the African American Institute. That Charlotte is honored by its selection as one of the southern cities for the students and administrators to visit. Our Model Cities Program is one of the reasons Charlotte was selected so they could make some observations of this program and what Charlotte is doing to get it on foot in our community.

Councilman Alexander introduced each one stating the students and administrators are escorted by Mr. Robert Acker and Mr. Ernest Gitierrez, and are as follows: Mr. Cornelius Ogunsanwo from Nigeria; Mr. Oloshola Afolabi, Nigeria; Mr. Nollah Edum, Nigeria; Mr. David N. Magang, Botswana; Mr. Ayalew Zelleke, Ethiopia; Mr. Ganiyu Omolaka Badmos, Nigeria; Mr. Kawusu Konte, Sierra Leone; and Mr. Alfred Kwanteng, Ghana.

Mayor Brookshire thanked the students for their visit and stated he is sure their coming to Charlotte will help promote international understanding and good will.

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ORDINANCE NO. 955-X EXTENDING THE CITY LIMITS BY ANNEXING 8.373 ACRES OF PROPERTY IN MALLARD CREEK TOWNSHIP ON PETITION OF HOBART SMITH CONSTRUCTION COMPANY, INC.

The public hearing was held on petition of Hobart Smith Construction Company, Inc. requesting the annexation of 8.373 acres of property located in Mallard Creek Township.

No opposition was expressed to the petition for the annexation.

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

The ordinance is recorded in full in Ordinance Book 15, on Page 388 and 389.

ORDINANCE NO. 956-X EXTENDING THE CITY LIMITS OF THE CITY OF CHARLOTTE BY ANNEXING 16.18 ACRES OF PROPERTY LOCATED IN CRAB ORCHARD TOWNSHIP ON PETITION OF JOHN CROSLAND COMPANY.

The scheduled hearing was held on the petition of John Crosland Company requesting the annexation of 16.18 acres of property in Crab Orchard Township.

There was no one present to speak for or against the petition.

Upon motion of Councilman Jordan, seconded by Councilman Smith, and unanimously carried, the subject ordinance was adopted, and is recorded in full in Ordinance Book 15, beginning on Page 390.

THREE PLATOON SYSTEM WITH 56 HOUR WORK WEEK AUTHORIZED FOR THE FIRE DEPARTMENT, EFFECTIVE SEPTEMBER 25, 1968.

Councilman Whittington moved that the Fire Department be instructed to go on the three platoon system recommended by the McCann Report with the 56 hour work week, effective the date the pay plan goes into effect on September 25, 1968. The motion was seconded by Councilman Tuttle, and carried unanimously.

COUNCIL COMMITTEE APPOINTED TO STUDY MCCANN REPORT AND TO REPORT BACK TO COUNCIL WITH RECOMMENDATIONS.

Councilman Alexander stated Council is aware of the comprehensiveness of the McCann Report, and although each has given it much study, the indepth study is what Council is concerned with at this time. To help move the report on he suggested that a committee be appointed to work with the head of the Fire Department, the City Manager, and other persons concerned to see if we can arrive at a meeting of the minds on some of the key points of the report for Council consideration.

Mayor Brookshire then named Mr. Alexander, Mr. Stegall and Mr. Whittington to the Committee and suggested that the three members of the Committee confer with Mr. Veeder, City Manager, to give the McCann Report further study and report back to Council with recommendations.

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RESOLUTION FIXING DATE OF PUBLIC HEARING ON PETITION FOR LOCAL IMPROVEMENTS ON DRUID CIRCLE, FROM MORETZ AVENUE TO STATESVILLE AVENUE.

Motion was made by Councilman Short, seconded by Councilman Whittington, and unanimously carried, adopting the subject resolution setting the date of hearing on August 26, 1968.

The resolution is recorded in full in Resolutions Book 6, at Page 185.

RESOLUTION FIXING DATE OF PUBLIC HEARING ON REQUEST FOR TRANSFER OF A TAXICAB CERTIFICATE OF NECESSITY FROM WILLIAM FRANK KING TO MITCHELL L. HUGGINS.

Councilman Tuttle moved the adoption of the subject resolution setting date of public hearing on August 26, 1968. The motion was seconded by Councilman Jordan.

Councilman Whittington stated he understands that attorneys representing the taxicab companies have requested a public hearing on taxicab rates, and nothing has been done about it. He asked if this has been scheduled for the next meeting? Mr. Bobo, Administrative Assistant, replied they have contacted the attorney and the taxicab owners concerning the request, and have asked them to submit certain financial data to the Finance Director for his study. Once this information is received and studied then the request will be brought to Council.

The vote was taken on the motion to set the public hearing and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 186.

RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES.

Upon motion of Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, the subject resolution was adopted authorizing the refund of certain taxes in the total amount of \$486.83 which were assessed in error, and the City-County Tax Collector has certified proper written demand has been made for the refunds.

The resolution is recorded in full in Resolutions Book 6, at Page 187.

APPOINTMENT OF MRS. LOUISE MCLENDON AS DEPUTY CITY CLERK FOR THE CITY OF CHARLOTTE.

Councilman Jordan moved the appointment of Mrs. Louise McLendon as Deputy City Clerk for the City of Charlotte. The motion was seconded by Councilman Whittington, and carried unanimously.

CHANGE ORDER NO. 2 IN CONTRACT WITH BOYD & GOFORTH, INC. FOR NORTH-SOUTH EXPRESSWAY AND IRWIN CREEK OUTFALL.

Motion was made by Councilman Alexander, seconded by Councilman Short, and unanimously carried, approving the subject Change Order increasing the contract price by \$35,221.81 to cover relocation of existing small sewer lines necessary for the completion of the project, and which amount will be paid for by the Highway Commission.

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CONSTRUCTION OF SANITARY SEWER MAINS, AUTHORIZED.

Upon motion of Councilman Short, seconded by Councilman Tuttle, and unanimously carried, contracts for the construction of sanitary sewer mains, were authorized as follows:

- (a) Construction of 200 feet of 8-inch sewer main in Carmine Street, inside the city, at the request of Domar Corporation, at an estimated cost of \$1,190.00. All cost of construction to be borne by the applicant. Applicant's deposit in the full amount has been received and will be refunded as per terms of the agreement.
- (b) Construction of 355 feet of 8-inch sanitary sewer trunk in Tyvola Drive, inside the city, at the request of Tyvola Mall, Inc., at an estimated cost of \$3,340.00. All cost of construction to be borne by the applicant. Applicant's deposit in the full amount has been received and will be refunded as per terms of the agreement.
- (c) Construction of 950 feet of 8-inch sanitary sewer main in Providence Road, inside the city, at the request of Executive Sales, Inc., at an estimated cost of \$5,665.00. All cost of construction to be borne by the applicant. Applicant's deposit in the full amount has been received and is to be refunded as per terms of the agreement.

CONTRACT WITH UNIVERSITY RESEARCH PARK, INC. FOR INSTALLATION OF WATER MAINS AND FIRE HYDRANTS AUTHORIZED.

Councilman Whittington moved approval of the subject contract for the installation of approximately 6,823 feet of 16-inch water main and four (4) fire hydrants in U. S. Highway 29 North and McCullough Drive, outside the city, at an estimated cost of \$105,600.00, to serve property abutting on McCullough Drive within the bounds of the University Research Park, with the total cost of the project to be borne by the applicant as set forth in the Water and Sewer Extension Policy adopted by Council on April 17, 1967. The motion was seconded by Councilman Short.

Councilman Whittington stated he hopes this is the first step for the new buildings at University Park; that Council and all concerned have worked long and hard on this particular project.

Councilman Short stated a number of very fine local business people have put a great deal of time on this for civic reasons in an effort to give Charlotte the benefit of this Research Park.

The vote was taken on the motion and carried unanimously.

CONTRACT WITH S & T DEVELOPMENT COMPANY, INC. FOR INSTALLATION OF WATER MAINS TO SERVE MONTIBELLO SUBDIVISION, OUTSIDE THE CITY LIMITS.

Motion was made by Councilman Short, seconded by Councilman Smith, and unanimously carried, approving the subject contract for the construction of approximately 1,270 feet of water mains at an estimated cost of \$12,171.00, with the total cost of the installation to be borne by the City under the provisions of the Water and Sewer Extension Policy adopted by Council on April 17, 1967, and the applicant to guarantee a monthly revenue equal to one percent (1%) of the total cost of the project.

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CONSIDERATION OF ORDINANCE AMENDING CHAPTER 7 OF THE CITY CODE PERTAINING TO CEMETERY CHARGES DEFERRED UNTIL AUGUST 26 COUNCIL MEETING.

An ordinance amending Chapter 7, Sections 8, 15, and 19 of the City Code pertaining to cemetery charges was presented for Council consideration.

Councilman Short stated he is curious as to how the City operates at about 20% of the cost in an industry where the city is directly competing with private enterprise operations; that he does not know how they continue when the city is 75% tax subsidized. Why would the city not get 100% out of this except in charity cases? Mr. Bobo, Administrative Assistant, stated in the past Council has felt the city should carry some of the cost rather than making it self sustaining; that most private cemeteries get their revenues from the sale of lots; that the proposed ordinance would increase the sale of lots from \$1.50 to \$2.00 per square foot and would still be below most private cemeteries. Councilman Short stated he would like to have time to think about whether or not the city should hang this kind of difficulty around the businessmen who are trying to make a living.

Councilman Short moved that consideration of the subject ordinance be deferred for a month. The motion was seconded by Councilman Alexander.

Councilman Smith stated this is a 50 percent increase which is a substantial increase; and these people are not going into the private business of running cemeteries unless they feel they can make some money.

Councilman Whittington stated when a family has a pre-need for a cemetery lot with the city, they have to pay cash; and in the privately owned cemeteries they do not do this, unless they have funds available. That he has no objections to deferring the matter but he thinks this should all be carefully thought out and discussed before a final decision is made.

After further discussion, Councilman Short restated his motion to read that action be deferred until the next Council Meeting on August 26, 1968. Councilman Alexander again seconded the motion, which carried unanimously.

STREETS TAKEN OVER FOR CONTINUOUS MAINTENANCE BY THE CITY.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and carried unanimously, authorizing the following streets to be taken over for continuous maintenance by the City:

- (a) Bellechassee Street from 630' north of centerline of Covered Bridge Lane to 435' south of centerline of Covered Bridge Lane.
- (b) Covered Bridge Lane from Bellechassee Street to 195' west of centerline of Bellechassee Street.
- (c) Maylin Lane from 160' north of centerline of Bellechassee Street to end of cul-de-sac.
- (d) Rebel Drive from 210' south of centerline of Bellechassee Street to end of cul-de-sac.
- (e) Corwin Drive from Dobson Drive to 515' north of centerline of Dobson Drive.
- (f) Dobson Drive from 140' south of centerline of Snow White to end of cul-de-sac.

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CONTRACT WITH SYSTEM DEVELOPMENT CORPORATION AUTHORIZED.

Councilman Smith moved that the Mayor and City Clerk be authorized to execute a contract with System Development Corporation for a period of one year not to exceed \$6,500 for the balance of consulting service agreement which expired June 1, 1968. The motion was seconded by Councilman Alexander, and carried unanimously.

CLAIM OF BEATY DISTRIBUTORS, DENIED.

Councilman Whittington moved that claim filed by Beaty Distributors, 328 East Seventh Street, in the amount of \$2,002.04, for damages to ice-making machines which allegedly occurred because the company's municipal water supply was cut off for non-payment of their water bill, be denied, as recommended by the City Attorney. The motion was seconded by Councilman Tuttle, and after discussion, carried unanimously.

CLAIM OF MACK FRANK KISER FOR DAMAGES TO AUTOMOBILE, DENIED.

Council was advised that the City Attorney recommends the subject claim be denied. That the claim is in the amount of \$321.66 for damages to Mr. Kiser's car on June 28, 1968, when a member of the Charlotte Police Department was investigating an accident at the intersection of Liddell and North Graham Streets, and directed Mr. Kiser to proceed along Liddell Street and into Graham Street even though the traffic light for Mr. Kiser was red and the light for traffic along Graham Street was green. In obedience to the police officer's direction, Mr. Kiser proceeded through the red light. The Police Officer had failed to observe an automobile which was being driven north on Graham Street and the driver was unable to see either the police officer or Mr. Kiser, and the vehicles collided. That the City Attorney recommends the claim be denied as a police officer in directing traffic for the city is in the exercise of a governmental function for the benefit of the public, and the city incurs no liability for the negligence of such an agent.

Mr. Underhill, Assistant City Attorney, advised the police and fire departments and garbage collections are three of the functions of the city that remain as governmental functions - so called governmental functions by the court; in the direction and in the process of performing functions of a policeman or fireman the city would not be liable - the city would not be liable, this does not mean the man himself. The city would be immune from suit because this was all done in the public interest.

Councilman Tuttle stated if the city has a responsibility, he thinks it is to include our policemen in the city's insurance coverage; that this is something we should pursue.

Mr. Underhill stated this arises quite often; currently there are four suits pending against policemen for various charges; that his office feels it is its responsibility to defend these officers so therefore they do not have to have private legal counsel; the city attorney's office provides it to them.

After further discussion, Councilman Tuttle moved that the City Manager meet with the various department heads and the Insurance Advisory Committee and come up with a figure that will protect this sort of thing, and in particular false arrest. The motion was seconded by Councilman Smith, and carried unanimously.

Councilman Short moved that claim of Mr. Mack Frank Kiser, in the amount of \$321.66, be denied as recommended by the City Attorney. The motion was seconded by Councilman Tuttle, and carried unanimously.

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ORDINANCES ORDERING THE REMOVAL OF WEEDS AND GRASS PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160-200 OF THE GENERAL STATUTES OF NORTH CAROLINA, ADOPTED.

Motion was made by Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, adopting the subject ordinances, as follows:

- (a) Ordinance No. 957-X ordering the removal of weeds and grass on property adjacent to 205 Center Street.
- (b) Ordinance No. 958-X ordering the removal of weeds and grass on property adjacent to 209 West Boulevard.
- (c) Ordinance No. 959-X ordering the removal of weeds and grass on property adjacent to 2616 Beechnut Road.
- (d) Ordinance No. 960-X ordering the removal of weeds and grass on property at corner of South Bouelvard and Tremont Avenue.
- (e) Ordinance No. 961-X ordering the removal of weeds and grass on property adjacent to 648 Ideal Way.
- (f) Ordinance No. 962-X ordering the removal of weeds and grass on property adjacent to 4114 Stacy Boulevard.
- (g) Ordinance No. 963-X ordering the removal of weeds and grass on property adjacent to 336 Yeoman Road.
- (h) Ordinance No. 964-X ordering the removal of weeds and grass on property adjacent to 901 Bridlepath Lane.
- (i) Ordinance No. 965-X ordering the removal of weeds and grass on property adjacent to 1323 Larkfield Drive.
- (j) Ordinance No. 966-X ordering the removal of weeds and grass on property at corner of 18th Street and North McDowell Street.
- (k) Ordinance No. 967-X ordering the removal of weeds and grass on property at corner of Springway and Flamingo Streets.
- (l) Ordinance No. 968-X ordering the removal of weeds and grass on property at the rear of 1833 Logie Avenue.
- (m) Ordinance No. 969-X ordering the removal of weeds and grass on property adjacent to 1126 Clement Avenue.
- (n) Ordinance No. 970-X ordering the removal of weeds and grass on property adjacent to 3120 Kirkland Avenue.
- (o) Ordinance No. 971-X ordering the removal of weeds and grass on property adjacent to 2006 Russell Avenue.
- (p) Ordinance No. 972-X ordering the removal of weeds and grass on property adjacent to 200 Pennsylvania Avenue.
- (q) Ordinance No. 973-X ordering the removal of weeds and grass on property adjacent to 212 Pennsylvania Avenue.
- (r) Ordinance No. 974-X ordering the removal of weeds and grass on property adjacent to 610 Westbury Road.
- (s) Ordinance No. 975-X ordering the removal of weeds and grass on property to the rear of 3039 Arundel Drive.
- (t) Ordinance No. 976-X ordering the removal of weeds and grass on property at 716 Lexington Avenue.
- (u) Ordinance No. 977-X ordering the removal of weeds and grass on property at 1704 East Boulevard.
- (v) Ordinance No. 978-X ordering the removal of weeds and grass on property adjacent to 2142 Cloister Drive.
- (w) Ordinance No. 979-X ordering the removal of weeds and grass on property adjacent to 2501 Rozzells Ferry Road.
- (x) Ordinance No. 980-X ordering the removal of weeds and grass on property at rear of 2115 Ashley Road - Lot 5.
- (y) Ordinance No. 981-X ordering the removal of weeds and grass on property at the rear of 2115 Ashley Road - Lot 6.
- (z) Ordinance No. 982-X ordering the removal of weeds and grass on property adjacent to 2911 Hanson Drive.
- (aa) Ordinance No. 983-X ordering the removal of weeds and grass on property at corner of Newland Road and Gilbert Street.

The ordinances are recorded in full in Ordinance Book 15, beginning on Page 392.



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APPRAISAL CONTRACTS APPROVED.

Motion was made by Councilman Short, and seconded by Councilman Whittington, to approve the following appraisal contracts:

- (a) Contract with O. D. Baxter, Jr. for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (b) Contract with James G. Bolton, Jr. for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (c) Contract with Henry E. Bryant for appraisal of five parcels of land for Airport Terminal Expansion (20 Year Program).
- (d) Contract with Michael C. Cockinos for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (e) Contract with Michael C. Cockinos for appraisal of one parcel of land for Eastway Drive Project.
- (f) Contract with Alan J. Davis for appraisal of one parcel of land for Airport Terminal Expansion (20 Year Program).
- (g) Contract with Kemp R. Dunaway for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (h) Contract with William E. Etchison for appraisal of one parcel of land for Airport Terminal Expansion (20 Year Program).
- (i) Contract with William W. Finley for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (j) Contract with William L. Frickheoffer for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (k) Contract with John M. Gallagher for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (l) Contract with Wallace D. Gibbs, Jr. for appraisal of five parcels of land for Airport Terminal Expansion (20 Year Program).
- (m) Contract with Thornwell B. Guthrey for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (n) Contract with Robert H. Percival for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (o) Contract with Leo H. Phelan, Jr. for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).
- (p) Contract with Alfred E. Smith for appraisal of two parcels of land for Airport Terminal Expansion (20 Year Program).

Councilman Smith stated Council is supposed to have a list of approved appraisers, and there are a number listed on the docket who are not on the list to his knowledge; and he does not know whether the Right of Way Office knows there is a list for them to choose from. Mr. Bobo, Administrative Assistant, stated each one is checked out thoroughly and no one is added to the list without some indication from a member of Council. Councilman Smith stated he has no objections to any of those listed on the docket today, but there are some he has not seen before, and they just have not gotten the approval of Council.

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Mayor Brookshire stated there are names included today that he is not familiar with at all, and the only objections he would raise would be as to their qualifications, for accurate, careful appraising based on training and experience.

Councilman Whittington stated several years ago Council asked for a list of appraisers, and the Right of Way cannot add to the list without a suggestion from Council.

Councilman Smith stated he is in favor of going along with the contracts today with the suggestion to the Right of Way Department that a list be submitted so Council will know who the appraisers are. Councilman Whittington stated he believes that everyone on the docket today for contracts is on the approved list as submitted several years ago.

Mayor Brookshire stated Council would go back to the policy established when the first list of appraisers was approved, and have the Council, in open session, approve any new names that are added.

The vote was taken on the motion approving appraisal contracts, and carried unanimously.

#### PROPERTY TRANSACTIONS AUTHORIZED.

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

- (a) Advertisement of sale of approximately 4,500 sq. ft. of property located on East Third Street, acquired from Mark Rothman, at an opening bid of \$1,000.
- (b) Acquisition of right of way of 3,200 sq. ft. of property from Amberly Lane to Scottsbrook Drive, approximately 135 ft. from Monteith Drive, from Hobart Smith Construction, at \$1.00, for sanitary sewer easement to serve Virginia Manor #4.
- (c) Acquisition of right of way of approximately 1,450 sq. ft. of property at the southwest corner Ambely and Snow White Lane, from Hobart Smith Construction Company, at \$1.00, for sanitary sewer easement to serve Virginia Manor #4.
- (d) Acquisition of right of way of 499.9 sq. ft. of property at Barrington Drive, from Charlotte-Mecklenburg Board of Education, at \$50.00, for sanitary sewer easement to serve Hope Valley Section 2-C.
- (e) Acquisition of 769.6 sq. ft. of property at Southwest Boulevard, from University Gardens Associates, a partnership between Jack Cooper and Ralph Cerino, Sr., at \$1.00, for sanitary sewer to serve Southwest Boulevard Project.

#### TRANSFER OF CEMETERY LOTS.

Motion was made by Councilman Tuttle, seconded by Councilman Short, and unanimously carried, authorizing the Mayor and City Clerk to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with Thomas R. Reynolds for Lot No. 510, Section 8, Oaklawn Cemetery, transferred from Mrs. Ollie N. Reynolds, at \$3.00, for transfer deed.
- (b) Deed with Mrs. John C. Fletcher, Jr. for Lot No. 361, Section 6, Evergreen Cemetery, at \$240.00.

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SPECIAL OFFICER PERMITS AUTHORIZED ISSUED.

Upon motion of Councilman Whittington, seconded by Councilman Short, and unanimously carried, special officer permits for a period of one year each were authorized as follows:

- (a) Renewal of permit to Howard W. Halberstadt, 5328 Randolph Road, for use on the premises of Sharon Memorial Park, corner of Sharon Amity and Old Monroe Roads.
- (b) Renewal of permit to Paul E. Halberstadt, 5927 Sharon View Road, for use on the premises of Sharon Memorial Park, corner of Sharon Amity and Old Monroe Roads.
- (c) Renewal of permit to Leonard W. Hedrick, 1233 Godwin Avenue, for use on the premises of Sharon Memorial Park, corner of Sharon Amity and Old Monroe Roads.
- (d) Permit to Lewis James Jackson, 2908 Botany Street, for use on the premises of Johnson C. Smith University Campus, 100 Beatties Ford Road.
- (e) Renewal of permit to Walter C. Thomas, Route 7, Matthews, N. C., for use on the premises of Sharon Memorial Park, corner of Sharon Amity and Old Monroe Roads.
- (f) Permit to Murray Lee Blackwell, 418 N. Caldwell Street, Salisbury, North Carolina, for use on the premises of Southern Railway Company, Charlotte, North Carolina.

CONTRACTS AWARDED FOR CONSTRUCTION OF METAL BUILDING FOR THE WATER DEPARTMENT WATER WORKS SHOP.

General Contract

Councilman Jordan moved award of contract to the low bidder, Engineered Buildings of Charlotte, North Carolina, Inc., in the amount of \$13,507.00, for the construction of metal building for Water Department at Fairmont Street. The motion was seconded by Councilman Tuttle, and carried unanimously.

The following bids were received:

Engineered Buildings of Charlotte, Inc.	\$13,507.00
Donald C. Neal Construction Co.	18,373.00
Myers & Chapman, Inc.	19,569.00
Laxton Construction Co., Inc.	20,878.00

Mechanical Work

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, awarding contract to the low bidder, W. A. Hemby Heating and Air Conditioning, in the amount of \$4,628.00, for mechanical work.

The following bids were received:

W. A. Hemby Heating & A/C	\$ 4,628.00
R & H Heating & A/C, Inc.	5,423.00
Air Masters, Inc.	5,149.00
Piedmont Heating & A/C Co.	5,447.00
Piedmont Natural Gas Co., Inc.	5,498.00
A. Z. Price & Associates, Inc.	6,448.00

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Electrical Work

Upon motion of Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, contract was awarded Austin Electric Company, in the amount of \$3,941.00, for the electrical work.

The following bids were received:

Austin Electric Company	\$ 3,941.00
Reid Electric Co., Inc.	4,446.00
Howard Electric Co., Inc.	4,649.00
Interstate Electric Co.	4,837.00

Plumbing Work

Motion was made by Councilman Jordan awarding contract to the low bidder, City Plumbing Company, in the amount of \$1,375.00, for the plumbing work on the metal building. The motion was seconded by Councilman Tuttle, and carried unanimously.

The following bids were received:

City Plumbing Company	\$ 1,375.00
J. V. Andrews Company	1,820.00
Sullivan Plumbing & Heating Co.	2,200.00
A. Z. Price & Associates, Inc.	2,500.00

CONTRACT AWARDED WECO TIRE DISTRIBUTORS FOR TIRES AND TUBES.

Councilman Whittington moved award of contract to the low bidder, Weco Tire Distributors, in the amount of \$23,542.38, on a unit price basis, for estimated yearly requirement of tires and tubes for various departments. The motion was seconded by Councilman Jordan for discussion.

Councilman Jordan asked if Weco Tire is a local concern, and Mr. Bobo, Administrative Assistant, advised that it is.

The following bids were received:

Weco Tire Distributors	\$23,542.38
Cooper Tire & Rubber Co.	24,674.23
Miller Tire Service	27,801.13
Delta Buyers Service #1	28,828.21
Goodyear Service Stores	31,525.02
B. F. Goodrich Company	34,883.83

CONTRACT AWARDED MILLER TIRE SERVICE FOR TIRE RECAPPING AND REPAIRS.

Motion was made by Councilman Tuttle, seconded by Councilman Alexander, and unanimously carried, awarding contract to the only bidder, Miller Tire Service, in the amount of \$23,776.04, on a unit price basis, for yearly requirement of tire recapping and repair service for all departments.

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COUNCIL MEMBERS REPORT ON VISIT TO SAN ANTONIO, TEXAS,

Councilman Jordan stated there were four other Councilmen making the trip to San Antonio, Texas along with Mr. Tuttle, plus a county Commissioner and 35 other businessmen. That the Venice of San Antonio is one of the greatest tourist attractions he has seen in this country, and they were told this project cost San Antonio millions of dollars; that he does not know whether or not they received any help from the government. He stated they all talked about this in connection with Sugar Creek here in Charlotte. That it does warrant some discussion and especially since Mr. Tuttle has said he is going to take another group out to look at this.

Councilman Jordan stated because the Mayor and Mr. Whittington did not make the trip, it was his privilege to make one of the presentations at the Alamo; and because Mr. Whittington was to be there, the Mayor pro tem presented him with a scroll for Mr. Whittington which is very beautiful and makes Mr. Whittington an honorary Alcalde of San Antonio, Texas.

Councilman Smith stated that Mr. Jordan did an outstanding job representing the city; that he had all the Councilmen out there participating; that he was real pleased with the way Mr. Jordan handled it; he did a splendid job.

Councilman Smith stated in reference to the remarks about Sugar Creek he thinks, as both papers said, Mr. Tuttle's enthusiasm and his imagination are to be commended. That when they were riding down the river they were served at tables on the barges; that the barges went up and down the stream in the heart of town. That he does not know whether or not they had federal money, but they had urban renewal running out their ears. He stated he was a little bit taken back when he read in the press about sending representatives of the Engineering Department out there along with two or three Councilmen to make a study of it before it was ever mentioned to Council. That when he thinks about Convention Boulevard and Convention Center, and so many other priorities, he does not see how we could even conceive of this project now, and spend city money pursuing it. That he would not object to one engineer going out, investigating and reporting back to Council, but he does not want to send another convention group out there.

MAYOR REQUESTED TO SEND LETTERS OF APPRECIATION TO FIRMS AND INDIVIDUALS WHO COOPERATED IN MAKING IT POSSIBLE FOR CITY TO MAKE EXTRA LANE ON INDEPENDENCE BOULEVARD, FROM EASTWAY DRIVE TO SHARON AMITY ROAD.

Councilman Whittington requested the Mayor to write a letter of appreciation to the firms and individuals who cooperated with the City in making the extra lane available on Independence Boulevard, between Eastway Drive and Sharon Amity Road. There are now six lanes open. That Mr. Hoose has stated this intersection today is taking 28,000 more cars than the road was built for, and this effort, through Charles Ervin and other business firms along there, has given the City another lane on both sides, and Council should be cognizant of this and write them a letter of thanks.

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CITY ENGINEER REQUESTED TO REPORT TO COUNCIL AT NEXT MEETING ON COMPLETION OF DOWNTOWN STREET WIDENING PROGRAM.

Councilman Whittington stated several months ago Council was told that the corner of Pine Street and West Trade Street was still lacking in being straightened out, and then the City could go to contract in getting the Pine Street Connector in line with Mint Street. That intersection, Poplar Street and the one block of East Fifth Street are the only phases of the downtown street widening left to be done. He asked that Mr. Cheek, City Engineer, be requested to give Council a report at the next Council Meeting.

TRAFFIC ENGINEER REQUESTED TO CHECK ENTRANCE INTO PARK ROAD FROM VERSAILLES APARTMENTS.

Councilman Tuttle stated he received a call from a lady in the Versailles Apartments, 2600 Park Road, about the entrance into Park Road; that this is about the most horrible entrance into a main thoroughfare he has ever seen, and he asked that Mr. Hoose, Traffic Engineer, be requested to look at it.

CHARLOTTE JAYCEES OFFER ASSISTANCE TO BECOME INVOLVED IN GOVERNMENTAL PROJECT.

Councilman Tuttle requested Mr. Bobo, Administrative Assistant, to convey to the City Manager, the information that the Charlotte Jaycees has indicated a desire to become involved in some type of governmental project or projects, and they are willing to do such things as survey, public opinion surveys or whatever may be suggested, or research work as one of their projects- even to the extent of a survey count which might be done after hours. That the Jaycees have offered their services and he thinks it should be pursued with various departments and see if we can exploit them to some extent.

SUGGESTIONS THAT EMERGENCY NUMBERS FOR CITY BE LISTED IN DIRECTORY UNDER BOLD TYPE "EMERGENCY".

Councilman Tuttle stated the other night around 10:15, he received a call from a lady whose water was off because a dozer had burst a pipe on West Boulevard; they had had no water from six o'clock. That she had trouble getting through to an emergency department. He stated he called the only number in the telephone book that is listed as "emergency", and that emergency number is streets and sewer, and no mention of water. The Water Department's number is not listed as an emergency number and everyone would assume that number is closed like any other.

Councilman Tuttle stated it is too late now for the new telephone directory, but he would suggest that one bold type emergency and whatever city departments that we have be listed under this. That this gets back to what Mr. Jordan has talked about, our public relations go down the drain when people have something serious to happen and they do not know how to call and they cannot get anyone.

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SEMINAR ON LAND AND WATER FOR TOMORROW TO BE HELD IN CHARLOTTE OCTOBER 8, 9, AND 10, 1968.

Councilman Tuttle stated he received a call and a note from Mrs. Jean Cook, President of the League of Women Voters and they are interested in a seminar which will be held October 8, 9 and 10. The seminar is on Land and Water for Tomorrow. That it is apparently a well thought out program with some qualified teachers. He requested Mr. Bobo, Administrative Assistant, to look it over and see if it fits anyone in city government and whether or not they should attend and to let him know.

SUGGESTION THAT OLD SEED BE THROWN OUT ON RED CLAY BANKS AROUND AIRPORT.

Councilman Tuttle stated on their trip he believes the other Councilmen heard the people fussing about how ugly Charlotte is when you enter by airplane with the red clay banks all around. That it has been suggested that some sort of old seed, or something, be thrown out.

SMALL HORNET'S NEST WITH POEM WRITTEN BY MARY LEE ROSS PRESENTED TO MAYOR BY COUNCILMAN TUTTLE.

Councilman Tuttle called attention to a very small hornet's nest before him, and stated it was sent to the Mayor for placement somewhere in City Hall; that it was arranged by Mary Lee Ross and she enclosed a poem, entitled: "Charlotte 1768 to 1968". That the poem closes with these lines: "Happy birthday, Dear Charlotte, you are grown up now, you have earned it all, so take a bow."

REQUEST THAT SIX LANES OF TRAFFIC ON INDEPENDENCE BOULEVARD BE CONTINUED OUT TO IDLEWILD ROAD.

Councilman Short stated in connection with Mr. Whittington's comments about the six lanes on Independence Boulevard running out to North Sharon Amity Road, he asked if there is some way to get the six lanes to run on out to Idlewild Road? That this would be very useful; that just yesterday there was a near wreck because it is now in a partial six lane condition. Mr. Bobo, Administrative Assistant, replied it is now under construction to go to Idlewild.

REPORT ON CHILL WATER PLANT IN SAN ANTONIO, TEXAS.

Councilman Alexander stated the one feature that impressed him greatly on the trip to San Antonio, Texas was their chill water plant. This plant develops steam and cold air for heating and refrigeration. If Charlotte is to get interested in a new innovation in city planning, that he would think it needs to give some immediate consideration to the chill water plant as it has been developed in San Antonio. That this could give the City its first revenue producing utility and would also be the means of revitalizing an entire community. Think what it would do to Charlotte in developing our uptown if we had a chill water plant where the cost of a building could be lessened where a developer would not have to add into his building plans a heating and refrigeration system, but just hook up to the city's system as he does the water lines; not to think of the potentials this would have for housing and everything else in our community.

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That when Mr. Veeder is present to hear it, he would like to have some discussion on the chill water plan to really see if enough interest can be drummed up to have our engineers and those professional people who could delve into this and ask the technical questions regarding financing and all that would lead us to some formal consideration as to whether or not we wanted to give some consideration to this idea.

Councilman Jordan stated he has a book on the chill water system that he intends to give to Mr. Veeder; that this plant takes care of all the Hemisphere, and can take care of most of the City; that the one there would take care of most of our downtown.

COPIES OF WRITTEN REMARKS BY ASSISTANT SECRETARY OF MODEL CITIES AND GOVERNMENTAL RELATIONS OF U. S. DEPARTMENT OF HUD ON MODEL CITIES REQUESTED GIVEN TO COUNCIL MEMBERS.

Councilman Alexander stated he has written remarks by H. Ralph Taylor, Assistant Secretary of the Model Cities and Governmental Relations of the U. S. Department of Housing and Urban Redevelopment. That it is a down to earth laymen's terminology of model cities and the part the cities play in model cities planning, direction and leadership, and he would like for every member of Council to read it. He requested that a copy of this be placed in the hands of each member of Council.

REPLY FROM SECRETARY OF DEFENSE ON RECOMMENDATIONS THAT DRAFT HELP POLICE AND FIRE DEPARTMENTS IN RECRUITMENT.

Councilman Smith stated he has received a copy of a letter from the Assistant Secretary of Defense on the proposal he made of perhaps the draft helping out the police and fire situation throughout the country, which reads as follows:

"Dear Senator Ervin:

This is to reply to your recent letter to the Secretary of Defense forwarding for consideration a letter from Mr. Gibson L. Smith of Charlotte, North Carolina.

Mr. Smith suggests that men who desire to serve in local police or fire departments could be drafted into the armed forces and, after completion of basic training, be released for such civilian service with some federal subsidy, together with a commitment for a period of obligated police or fire department service.

The Department of Defense has recognized the problem of staffing local police departments and has established cooperative arrangements with local communities for supporting police recruiting at military installations. This recruiting is conducted both during on-duty and off-duty hours among men approaching the completion of their terms of service. At the present time recruiting teams from many major metropolitan areas are participating in the on-duty program. Further military personnel who are accepted for appointment on local police forces may be given early release from military service of up to 90 days.

In addition, as part of our program of assisting servicemen to obtain skills useful in civilian life, we are, under our Project Transition, providing law enforcement training. This training is provided during the last six months of service under courses which prepare men to accept public service careers in various police jurisdiction throughout the country.



We perceive a number of substantial difficulties in Mr. Smith's suggestion. It would establish a precedent affecting other types of public service -- for example, teachers -- which could lead to proposals to give basic training to numbers of people exceeding the military requirements for active or reserve forces. The resultant costs added to the Department of Defense budget would be difficult to justify on military grounds.

Mr. Smith's proposals reflect a most constructive interest which we greatly appreciate. I hope he will agree that the programs cited, in part, meet his objectives.

I trust this will assist you in responding to Mr. Smith.

Sincerely,

Alfred B. Pitt"

Councilman Smith stated Senator Ervin was very enthusiastic about this and has written him two letters on it; that they both went into this venture knowing there would be some objections, but they made their point and the government is helping as much as they can, and they will help metropolitan areas in training; the government is conscious of this problem and before it is over will have a more effective program in helping metropolitan areas recruit police and firemen.

Mayor Brookshire stated Mr. Smith should be commended for having initiated this idea.

CONTRACT-AGREEMENT BETWEEN THE CITY AND STATE HIGHWAY COMMISSION FOR REMOVAL AND RELOCATION OF CERTAIN WATER MAINS IN CONFLICT WITH THE NORTHWEST EXPRESSWAY.

Councilman Whittington moved approval of the subject contract-agreement with the State Highway Commission for the relocation of certain water mains in conflict with the Northwest Expressway, with the estimated cost being \$204,668.64, and the Highway Commission paying approximately 77% of the cost and the remaining 23% to be paid by the City. The motion was seconded by Councilman Alexander, and carried unanimously.

CONTRACT WITH FROEHLING & ROBERTSON, INC. FOR INSPECTION, SAMPLING, TESTING AND REPORTS ON BORROW EXCAVATION AND C.A.B.C. FOR EAST THIRTIETH STREET, AUTHORIZED.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, the subject contract was authorized, in the amount of \$7,895.00, for the East Thirtieth Street Project.

ADMINISTRATIVE ASSISTANT TO CHECK WITH PARKS & RECREATION REGARDING PARK BEHIND OLD CHADWICK MILLS WHERE BOYS ARE PLAYING BALL AND THE HOUSES ARE BEING PELTERED WITH BALLS.

Mr. Parks Ritch stated that Mr. M. A. Parks who lives in the Chadwick-Hoskins section is with him today; that Mr. Parks is a World War I veteran, and worked hard to pay for his home. That a little park has been built just behind the Old Chadwick Mills, big enough to play softball,


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and it has been converted from softball to hard ball. That a number of houses are being pelted with these balls; that the boys play from early morning until night; the people do not want to stop the playing but they would like some relief from the balls coming into their yards and hitting their homes.

Mayor Brookshire requested Mr. Bobo, Administrative Assistant, to check into the problem with Mr. Diehl of Parks and Recreation.

ADJOURNMENT.

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

  
Ruth Armstrong, City Clerk