

June 17, 1968
Minute Book 50 - Page 364

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, June 17, 1968, at 2:00 o'clock p.m., with Mayor Stan R. Brookshire presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Gibson L. Smith, James B. Stegall, Jerry Tuttle and James B. Whittington present.

ABSENT: Councilman Milton Short.

The Charlotte-Mecklenburg Planning Commission sat with the City Council, and, as a separate body, held its public hearings on Petitions for changes in Zoning Classifications concurrently with the City Council, with the following members present: Commissioners Albea, Ashcraft, Gamble, Godley, Sibley, Stone, Tate and Wilmer.

ABSENT: Commissioners Toy and Turner.

* * * * *

INVOCATION.

The invocation was given by Reverend J. Lee Pittard, Minister of Calvary Methodist Church.

MINUTES APPROVED.

Upon motion of Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, the minutes of the last meeting, on Monday, June 10, were approved as submitted.

HEARING ON PETITION NO. 68-43 BY RADIO CENTER, INC., FOR A CHANGE IN ZONING FROM R-9MF TO O-6 OF TWO LOTS AT THE NORTHWEST CORNER OF HARTFORD AVENUE AND WESTON STREET.

The public hearing was held on the subject petition.

Mr. Fred Bryant, Assistant Planning Director, stated the request consists of two lots located on the north side of Hartford Avenue, east of South Boulevard, at the corner of Hartford Avenue and what would be Weston Street; that Weston Street is not opened.

The properties in the immediate vicinity contain a variety of uses with single family uses on the east side of the property going down Hartford Avenue; single family uses across Hartford Avenue, and all the frontage part of South Boulevard is a general mixture of business and light industrial type uses. The predominate use is the Radio Center development which is used for a combination of apartments and office purposes with parking in the rear coming all the way back to Weston Street if it were open. There are a number of vacant properties in the area particularly along the unopened section of Weston, north of Hartford and south of Hartford.

June 17, 1968
Minute Book 50 - Page 365

The lot immediately to the west of the subject property is zoned O-6 and the frontage property along South Boulevard is B-2; there is multi-family zoning across on the east side of Weston Street; and single family zoning down Hartford Avenue in an easterly direction. The subject property is zoned R-9MF.

No objections were expressed to the proposed change in zoning.

Council decision was deferred for one week.

HEARING ON PETITION NO. 68-45 BY HENRY G. THOMAS FOR A CHANGE IN ZONING FROM R-9MF TO O-6 OF THREE LOTS AT 3000 SPRINGWAY DRIVE.

The scheduled hearing was held on the subject petition.

The Assistant Planning Director advised this consists of three lots located on the south side of Springway Drive; the subject property has a single family structure on it; there are single family uses along Eastway Drive in front of the property, and across the street.

Mr. Bryant stated Springway Drive is not open all the way through as there is a depression that has made it impractical for the street to be opened.

He stated there is B-1 and B-2 zoning all around the vicinity of Eastway Drive and Shamrock Drive; with O-6 zoning directly in front of the property at the corner of Springway and Eastway Drive and multi-family zoning down Eastway; across the depression is also zoned multi-family.

Mrs. Lois Thomas stated they have no plans for developing the property; they hope by rezoning they will be able to sell the property.

No opposition was expressed to the proposed change in zoning.

Council decision was deferred until the next Council Meeting.

HEARING ON PETITION NO. 68-46 BY CATHERINE D. LINEBERGER, ET AL, FOR A CHANGE IN ZONING FROM R-6MF TO O-6 OF ALL PROPERTY ON THE NORTHWEST SIDE OF LILLINGTON AVENUE, FROM RANLO STREET TO NEAR LUTHER STREET (300 TO 334 LILLINGTON AVENUE).

The public hearing was held on the subject petition.

Mr. Fred Bryant, Assistant Planning Director, stated Lillington Avenue runs from Fourth Street across Third to the intersection of Ranlo and Amherst and dead ends at Luther Street. He stated the subject property consists of the majority of the block fronting on Lillington between Ranlo Street and Luther Street. The block is predominately occupied by single family residences with several duplexes in the area; the area in general is a mixture of multi-family, single family and duplexes; the only other use in the area is near the corner of Luther Street and Lillington and is a vacant building that was used for a grocery store. At the intersection of Baldwin Avenue and Luther Street there are several churches and a couple of stores facing on Baldwin Avenue. He pointed out the Charlotte Eye, Ear, Nose and Throat Hospital which is located in the area.

June 17, 1968
Minute Book 50 - Page 366

He stated the subject property is zoned R-6MF as is most of the property around it. All the property along Amherst, along Lillington, along Baldwin and along South Torrence is R-6MF, with the exception of B-1 zoning facing on Luther Street extending from near Baldwin up to Lillington Avenue. The zoning along East Third Street is O-6 going on out to Providence, along Queens Road in the area over to Fourth Street and in the Presbyterian Hospital Area.

Mr. Jippy Carter, representing the petitioners, stated most of the property is rental property and the whole character of the neighborhood is changing so that it is no longer suitable for residential use. He stated the primary person he represents is Mr. Charles Lookabill who, if the property is rezoned, will build an optical laboratory.

Mr. Lookabill stated he plans to build an optical laboratory at a cost of approximately \$40,000.00.

No objections were expressed to the proposed change in zoning.

Council decision was deferred until the next Council Meeting.

HEARING ON PETITION NO. 68-47 BY CHARLOTTE CITY COUNCIL FOR A CHANGE IN ZONING FROM R-9 TO R-9MF OF ALL PROPERTY IN THE BLOCK BOUNDED BY PARK ROAD, HILLSIDE AVENUE, HAVEN DRIVE AND THE REAR OF LOTS HAVING FRONTAGE ON REECE ROAD.

The scheduled hearing was held on the subject petition.

The Assistant Planning Director stated the request was instigated by the City Council. He pointed out Park Road, Hillside Avenue, Reece Road, the Park Road Shopping Center, Park Road Elementary School, St. Ann's School on Hillside Avenue, St. Ann's Church and the Park Road Baptist Church. He stated the subject property is the complete block bounded by Park Road, Hillside Avenue and Haven Drive.

The subject property is zoned R-9; across Park Road is R-9MF which was recently changed; there is R-6MF along Reece Road to the south of the property.

Councilman Whittington stated the Ashcraft Farms property across the road has been rezoned to multi-family leaving this area as a island between the Ashcraft property and Haven Drive, and he thought this would be good planning to resolve it now rather than it being something detrimental to the neighborhood in the future.

Mayor Brookshire advised that Mr. K. P. Lineberger, Sr., Chairman of the Park Road Elementary School Committee, has lodged with members of Council an objection to the rezoning of the property.

Council decision was deferred for one week.

PETITION NO. 68-8 BY DOROTHY ALEXANDER POTTER FOR A CHANGE IN ZONING OF A TRACT OF LAND AT THE SOUTHEASTERLY CORNER OF PROVIDENCE ROAD AND SARDIS ROAD, DENIED.

Councilman Tuttle moved that the subject petition for a change in zoning from R-15MF to B-1 be denied, as recommended by the Planning Commission. The motion was seconded by Councilman Whittington, and carried unanimously.

AMENDMENT TO LEASE WITH AIRPORT AUTO SERVICE INCREASING PARKING FEES IN PRESENT SHORT TERM PARKING LOT AND NEW LEASE WITH AIRPORT AUTO SERVICE FOR LONG TERM PARKING LOT, AUTHORIZED.

Councilman Smith moved approval of an amendment to the lease between the City of Charlotte and Airport Auto Service increasing the parking fees in the present short term parking lot and a new lease with Airport Auto Service for a long term parking lot. The motion was seconded by Councilman Stegall.

Mr. Veeder, City Manager, advised this will use about an acre and half of land and will provide an additional 200 parking spaces. That putting a difference in price and making it cheaper to park a further distance from the terminal, they hope to attract people to use this and it will provide an additional 200 spaces that are badly needed.

Mr. Ross Knight, Airport Manager, stated the long term lot is on the west side of the airport access road, directly across from the motel.

Councilman Smith asked if the lease can be cancelled; that this is such a prime location that it should have some cancellation provision. Mr. Underhill, Assistant City Attorney, replied it can be cancelled on sixty days notice if the leased premises becomes necessary for airport use or any other use than storage or parking.

The vote was taken on the motion and carried unanimously.

MASTER PLAN BY J. E. GREINER COMPANY FOR DOUGLAS MUNICIPAL AIRPORT APPROVED.

Mr. Jack Erwin, Chairman of the Airport Advisory Committee, stated his presentation today is based upon Council's approval of the Master Plan by J. E. Greiner Company as submitted several weeks ago.

He stated whether or not the new Plan can be carried out depends upon the availability of funds. A financial feasibility study is essential to determine how much can be accomplished and in what time period. Such a study has been recommended by the City Director of Finance as prerequisite for entering the bond market.

He stated such a study will develop a Capital Improvement Project; analyze revenues and expenses through the forecast period to determine the extent of self sufficiency attainable at the Airport; review the current and proposed debt service requirements; and prepare a concise statement of conditions under which a proposed Capital Improvement Program can be financed with specific consideration given to legal and practical limits of such financing.

Mr. Erwin stated the Airport Advisory Committee and the Airport Manager recommends that Leigh Fisher Associates, Inc. of San Francisco, be retained to perform this study. This firm is a subsidiary of Peat, Marwick, Livingston & Company, the nationally-known accounting firm, and has been making such studies since 1946. That over the years, the firm has attained a high level of confidence both in the airport and air carrier fields with the result that its recommendations are not questioned by the airlines on which shoulders will fall a substantial amount of the financing burden.

June 17, 1968
Minute Book 50 - Page 368

Mr. Erwin stated the time period involved for the study is 180 days; the maximum cost guaranteed is \$17,500. That this is a low figure and would be approximately \$23,000 except for the fact that the City's accounting department is computerized.

Mr. Erwin stated the Airport Advisory Committee recommends that the City Council authorize the award of a contract to Leigh Fisher and Associates for the conduct of a financial feasibility study of the Douglas Municipal Airport Master Plan and the appropriation of \$17,500 from the unobligated balance of airport funds for this program.

Councilman Alexander asked if this means there will be no site considered for a new airport anytime in the future and all will be spent on the development at the present site? Mr. Erwin replied so far as the commercial part is concerned that is right; one of the first things the Greiner Company was asked to determine was whether or not it would be advisable to develop Douglas further or move away completely to a new site for a jet airport; their conclusion was, that without any question, the City should stay where it is and improve it. It is estimated if the airport left the present site, the City would forfeit some \$17 to \$20 million worth of improvements. That to go to an entirely new site would cost in the neighborhood of \$80 million.

Councilman Tuttle moved approval of the J. E. Greiner Company's Master Plan for the Douglas Municipal Airport. The motion was seconded by Councilman Stegall, and carried unanimously.

CONTRACT AWARDED LEIGH FISHER ASSOCIATES TO CONDUCT FINANCIAL FEASIBILITY STUDY FOR THE DOUGLAS MUNICIPAL AIRPORT MASTER PLAN, AND ORDINANCE AMENDING THE 1967-68 BUDGET ORDINANCE APPROPRIATING FUNDS FROM THE UNOBLIGATED BALANCE OF AIRPORT FUND ADOPTED FOR THIS PURPOSE.

Motion was made by Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, awarding contract to Leigh Fisher Associates for the conduct of a financial feasibility study for the Douglas Municipal Airport Master Plan, and adopting the subject ordinance amending the 1967-68 Budget Ordinance appropriating \$17,500 for the unobligated balance of Airport Funds for this purpose.

The ordinance is recorded in full in Ordinance Book 15, at Page 322.

ORDINANCE NO. 896-X AMENDING ORDINANCE NO. 655-X, THE 1967-68 BUDGET ORDINANCE TRANSFERRING THE UNENCUMBERED BALANCE OF CAPITAL IMPROVEMENT ACCOUNT AND ALLOCATING \$92,000 OF THE PROCEEDS OF THE SALE OF \$2,900,000 AIRPORT BOND ANTICIPATION NOTES.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, the subject ordinance was adopted authorizing the transfer of funds to be used for the reconstruction of Taxiway A.

The ordinance is recorded in full in Ordinance Book 15, at Page 323.

June 17, 1968
Minute Book 50 - Page 369

ORDINANCE NO. 897-X AMENDING ORDINANCE NO. 655-X, THE 1967-68 BUDGET ORDINANCE ALLOCATING \$376,610 OF THE PROCEEDS OF THE SALE OF \$2,900,000 AIRPORT BOND ANTICIPATION NOTES.

Councilman Tuttle moved the adoption of the subject ordinance allocating \$376,610 to be used to acquire land north and south of Runway 18-36 to extend Airport Apron east and northwest of North Concourse, to construct North-South Taxiway to intersection with Runway 5, and to rebuild East Concourse Taxiway. The motion was seconded by Councilman Whittington, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 15, at Page 324.

RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF GRANT AGREEMENT FOR PROJECT NO. 9-31-017-C817 BETWEEN THE UNITED STATES OF AMERICA AND THE CITY OF CHARLOTTE.

The City Manager stated the City now has a formal grant offer from the Federal Aviation Agency to pay half the cost of the \$846,000 project at the Airport to extend the Parallel Taxiway and North-South Runway and to expand the apron. The Grant would obligate the federal government to split the cost of this by \$423,000. He requested Council to adopt the subject resolution adopting and approving the execution of the Grant Agreement.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and carried unanimously, adopting the subject resolution.

The resolution is recorded in full in Resolutions Book 6, at Page 151.

ORDINANCE NO. 898-X AMENDING ORDINANCE NO. 655-X, THE 1967-68 BUDGET ORDINANCE AUTHORIZING TRANSFER OF A PORTION OF THE CAPITAL IMPROVEMENT PROGRAM BUDGET.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the subject ordinance was adopted authorizing the transfer of \$12,500 from Account No. 537.13 Parkwood Avenue Widening and \$12,500 from Account No. 537.41 North Davidson Street Widening to Account No. 547.1 Belmont Code Enforcement Program to be added to existing funds to carry out the first year's work of a three year program.

The ordinance is recorded in full in Ordinance Book 15, at Page 325.

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.

Motion was made by Councilman Tuttle and seconded by Councilman Stegall to adopt the subject ordinances, as follows:

- (a) Ordinance No. 899-X ordering the removal of weeds and grass on property adjacent to 2624 Norfolk Avenue.
- (b) Ordinance No. 900-X ordering the removal of weeds and grass on property adjacent to 4033 Seaforth Drive.

June 17, 1968
Minute Book 50 - Page 370

- (c) Ordinance No. 901-X ordering the removal of weeds and grass on property adjacent to 2202 Highland Street.
- (d) Ordinance No. 902-X ordering the removal of weeds and grass on property adjacent to 1121 Lingnore Place.
- (e) Ordinance No. 903-X ordering the removal of weeds and grass on property to the rear of 125 Manning Drive.

Councilman Smith stated the City needs to use a lot of discretion in this program; that there are weeds all over Charlotte, including the Urban Redevelopment Projects, which the City does not stay right on top of; that it is doing a better job; that it could be a hardship if someone is complaining about every other week that you should cut your backyard.

Mayor Brookshire stated this point is well taken; he asked if the City's Inspectors could not show some initiative in inspecting vacant lots around town and act on their own inspections; they could notify the owners to clean them up and if they do not, then they can bring them to Council.

Councilman Stegall stated there should be some measure by which you define weeds and/or grass, or how high it can get before you have to have it cut; it could be if you were away on vacation and stayed three or four weeks, someone could complain about the grass and under the ordinance, you would be forced to cut it.

Mr. Veeder, City Manager, stated if the City had people who did nothing but inspect property on a continuing basis, it would have to add substantially to the personnel involved in this activity; and he does not know how it could be funded.

Councilman Whittington stated he does not think Council should do anything to discourage inspections by the City's personnel or by citizens in the community reporting such lots as there are a lot of them you would never hear about if you did not have these reports from interested citizens.

Councilman Smith stated if anything he is recommending that the City increase this program by not waiting for complaints. Mayor Brookshire stated that is what he had in mind, and the City should be alert to any of its properties that need clearing or cleaning through the summer months; that a case in point might be the area between the street and the sidewalk on North Tryon Street. Mr. Veeder replied the property between the curb and sidewalk by ordinance is an obligation of the abutting property owner to keep it clean.

After further discussion, the vote was taken on the motion to adopt the ordinances and carried unanimously.

The ordinances are recorded in full in Ordinance Book 15, beginning at Page 326.

June 17, 1968
Minute Book 50 - Page 371

ORDINANCES ORDERING THE DEMOLITION AND REMOVAL OF DWELLINGS PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE AND ARTICLE 15, CHAPTER 160 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the subject ordinances were adopted, as follows:

- (a) Ordinance No. 904-X ordering the demolition and removal of the dwelling at 822 West Trade Street pursuant to the Housing Code of the City of Charlotte, and Article 15, Chapter 160 of the General Statutes of North Carolina.
- (b) Ordinance No. 905-X ordering the demolition and removal of the dwelling at 221 East Tremont Avenue, pursuant to the Housing Code of the City of Charlotte, and Article 15, Chapter 160 of the General Statutes of North Carolina.
- (c) Ordinance No. 906-X ordering the demolition and removal of the dwelling at 2400 Sherrill Avenue pursuant to the Housing Code of the City of Charlotte, and Article 15, Chapter 160 of the General Statutes of North Carolina.

The ordinances are recorded in full in Ordinance Book 15, beginning at Page 331.

RESOLUTION SETTING DATE OF PUBLIC HEARING ON MONDAY, JULY 15 ON PETITIONS NO. 68-48 THROUGH 68-57 FOR ZONING CHANGES.

Councilman Smith moved adoption of the subject resolution setting date of hearing on Monday, July 15. The motion was seconded by Councilman Alexander and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 152.

RESOLUTION AMENDING THE PERSONNEL POLICIES AND REGULATIONS OF THE CITY.

Mr. Robert Earle, Personnel Director, stated the resolution amending the personnel policies and regulations of the City is a redraft of a proposal submitted to Council on April 29, 1968. Initially, he recommended that Council consider an injury leave policy providing for 90 working days of leave in case of on-the-job injury, and a supplemental benefit through the use of sick leave. That this proposal was deferred for redraft

Mr. Earle stated the City of Atlanta, the City of Greensboro and the State of North Carolina all have one year for injury leave in the case of job disability, and the subject proposal is drafted along these lines. Included is 250 work days exclusive of holidays which, in effect, is a full calendar year from the date of injury and the use of sick leave beyond this period if it is required, charging at the rate of 1/2 day per day of use. For the purpose of administering the policies the criteria for eligibility is determined under the Workmen's Compensation Laws of the State. That means the carrier of the City's insurance would make the decision on the eligibility of the employee to receive or not to receive the benefit.

June 17, 1968
Minute Book 50 - Page 372

He stated the average stay off the job for injury has been 9- 1/2 days; at present, the City is paying for the first 7 calendar days so that the costs have not been very great, and will not be very great assuming the average length of disability remains the same. It is estimated to be in the neighborhood of \$12,000.00. He stated Council should be aware that a program of this type is subject to abuse, and there are abuses at the present time, even without this provision and these might range from the minor sort of thing of not reporting back to work promptly when released by the doctor, up to working on a full time job for another employer while on leave.

Councilman Whittington stated if an employee is hurt in the line of work, then he can stay out of work on City pay for a period of one year - 250 days less the holidays; at the end of the one year what happens? Mr. Earle replied he can use his sick leave to continue his city salary, after that he would be phased out and removed from the payroll all together or perhaps a determination would have been reached on total disability.

Councilman Whittington asked the effective date of the proposed amendment? Mr. Earle replied it should be effective on the date of Council's action; there was discussion of applying the policy retroactively, but he feels the salary obligations involved should not be extended backward and the policies should be applied to all employees as of the date of its adoption.

Councilman Stegall stated when this was discussed previously, there was a question about accrued vacation and sick leave; he asked the policy written into this? Mr. Earle replied this would continue to accrue as long as the person remains on the payroll.

Councilman Smith asked how the Fire Department's setup fits into this? Mr. Earle replied insofar as the individual fireman is concerned, they are now receiving salary subsidy out of the Firemen's Relief Fund so that in terms of salary security it would not change at all; this policy would take over right now and they would be relieved of the need for subsidizing the refund.

Mr. Earle stated about 150 employees have been out for injury on the job for short periods of two or three days. That there are four long term disabilities at present - two of the injuries occurred in November and two in February.

Councilman Jordan moved adoption of the subject resolution, effective today (June 17, 1968), amending the personnel policies and regulations of the City by deleting Section 2, Paragraph g., concerning employee incapacitation and absence because of on the job injury and relettering the succeeding paragraphs of Section 2 accordingly, and by adding a new section, Section 2.1, entitled "Injury Leave with Pay", as follows:

"An employee incapacitated and absent from work because of on-the-job injury shall be entitled to injury leave with pay up to 250 work days, exclusive of holidays, during the one year period immediately following the date of injury.

Such Employee shall receive that portion of his regular salary which will, together with compensation received under Workmen's Compensation Laws, equal his regular salary.

If such employee's incapacitation and absence from work continues beyond the period covered by injury leave, he may use accrued sick leave as a supplement to Workmen's Compensation payments. Sick leave used in this manner will be charged at the rate of one-half (1/2) day for each work day absent or fraction thereof.

Entitlement to the leave benefits provided herein shall be contingent upon entitlement to Workmen's Compensation benefits under the laws of the State of North Carolina."

The motion was seconded by Councilman Whittington.

Councilman Smith asked Mr. Earle if he has a complaint on the carrier's recommendation if he would bring it to Council? Mr. Earle replied the law provides for an appeal to the State Industrial Commission.

The vote was taken on the motion and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 153.

APPOINTMENT OF MR. JOE CHAMPION AS FULL TIME COORDINATOR FOR YOUTH OPPORTUNITY PROGRAM FOR SUMMER OF 1968, AND GRATITUDE EXPRESSED TO MR. REITZEL SNIDER FOR DEVELOPING THE PROGRAM.

Mayor Brookshire stated Mr. Reitzel Snider has served for the past several months as Coordinator, and has done an outstanding job, in the program of Youth Employment for the Summer Months, acting under and in cooperation with the Mayor's Council on Youth Opportunities.

Mr. Snider stated some start has been made on the youth opportunity program for the summer of 1968, but as originally conceived around the first of June, he was to step out of the picture and a full time coordinator would take over to continue to implement the program during the remainder of the summer. He stated they have spent the past several weeks in an intensive search in order to locate the man they thought was best qualified to assume the position of full time coordinator, and he recommends to Mayor Brookshire and Dr. James Martin, Chairman of the County Board of Commissioners, the appointment of Mr. Joe Champion as full time coordinator for the Youth Opportunity Program for the summer of 1968.

Mr. Snider stated Mr. Champion is employed by the School System; he has taught in the public schools, he has a real insight into the young people of the community; he is currently serving as guidance counselor at West Charlotte; he is an active churchman; he understands the language and motivation and the problems of the business community; and they believe he is highly qualified to continue to work both in the area of the conception of the remaining portion of the program that is still in the planning stages and also in the areas of implementation and execution that will be necessary through the remainder of the summer.

Mayor Brookshire stated because the County has shared with the City the expense for this summer's operation under this program, he is going to appoint Mr. Champion with the concurrence of Dr. Martin.

June 17, 1968
Minute Book 50 - Page 374

Dr. Martin stated he will join with the Mayor in the appointment of Mr. Joe Champion as the full time Summer Coordinator.

Mr. Champion stated he receives the appointment with the greatest of enthusiasm. From what he knows about the program, what has been done and the guidance given by Mr. Snider, that he cannot help but see the great implications and the great potentials for youth opportunities for the youth in this country. That the guidance Mr. Snider has given is to be commended. That he accepts this position humbly, and hopes that he can continue to carry on in the work that Mr. Snider has done so nobly.

Councilman Alexander stated under Mr. Snider's leadership, the community received a new emphasis of its responsibility regarding the part that the citizenry can play in the youth opportunity movement; that he has watched him with much keenness and much pleasure.

Councilman Alexander moved that Council express to Mr. Snider its gratitude for the manner in which he has developed the program that has been most useful to the community. The motion was seconded by Councilman Smith, and carried unanimously.

ACTION ON ACQUISITION OF PROPERTY AT THE SOUTHEAST CORNER OF NORTH TRYON STREET AND EAST FIFTH STREET, FROM ROBERT L. COLE AND WIFE, AND ELIZABETH S. COLE, DEFERRED FOR TWO WEEKS.

Councilman Smith moved that action be deferred for at least two weeks on the acquisition of subject property. The motion was seconded by Councilman Tuttle, and carried unanimously.

PROPERTY TRANSACTIONS AUTHORIZED.

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

- (a) Advertisement of sale of airport clear zone property acquired from W. W. McGinn, at an opening bid of \$30,000.
- (b) Acquisition of approximately 4,000 square feet of property off Erinshire Road, Block 2, Lots 12, 13, 14 and 15, from Rousseau-Petty Company, at \$1.00, for sanitary sewer easement to serve Castleton Gardens.
- (c) Acquisition of approximately 7,750 square feet of property off Worcaster Place, Block 2, Lots 5, 11, 12, 13, 14, 15, 16, 17, 18 and 19, at \$1.00, from Rousseau-Petty Company, for sanitary sewer easement to serve Castleton Gardens.
- (d) Acquisition of 6,980.40 square feet of property off Doncaster Drive at Cottingham Lane, from Rousseau-Petty Company, at \$1.00, for sanitary sewer easement to serve Castleton Gardens.
- (e) Acquisition of 8,520.9 square feet of property on Delivau Drive, from Ed Griffin Development Company, at \$1.00, for sanitary sewer easement to serve Hope Valley 2-C.
- (f) Acquisition of 598.12 square feet of property on Belle Plaine Drive, from Ed Griffin Development Company, at \$1.00, for sanitary sewer easement to serve Hope Valley 2-C.

June 17, 1968
Minute Book 50 - Page 375

- (g) Acquisition of 3,000 square feet of property from Covecreek Drive to Cardigan Avenue, Block 5, at \$1.00, from William Trotter Development Company, for sanitary sewer easement to serve Eastbrook Woods II.
- (h) Acquisition of 1,700 square feet of property on Covecreek Drive, facing Eastbrook Drive, from William Trotter Development Company, at \$1.00, for sanitary sewer easement to serve Eastbrook Woods II.
- (i) Acquisition of 4,724.7 square feet of property on Burleson Drive, from William Trotter Development Company, at \$1.00, for sanitary sewer easement to serve Hampshire Hills.
- (j) Acquisition of 4,016.25 square feet of property, on Summersworth Drive, from John Crosland Company, at \$1.00, for sanitary sewer easement to serve Hampshire Hills.

APPRAISAL CONTRACTS AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, approving appraisal contracts, as follows:

- (a) Contract with G. A. Hutchison for appraisal of one parcel of land for the West Third Street and Fourth Street Connector.
- (b) Contract with John G. Turner for appraisal of one parcel for the west Third Street and Fourth Street Connector.
- (c) Contract with William E. Etchison for appraisal of one parcel of land for the relocation of distribution main I-77.
- (d) Contract with W. L. Frickhoeffler for appraisal of one parcel of land for the relocation of distribution main I-77.

RIGHT OF WAY AGREEMENT FOR INSTALLATION OF WATER MAIN ACROSS 29N AUTHORIZED.

Councilman Whittington moved that the Mayor and City Clerk be authorized to execute a right of way agreement with the North Carolina State Highway Commission for the installation of a 16-inch diameter distribution system water main across 29 North, at a point approximately 3,600 feet north of the intersection of US 29N and N. C. No. 49 Highways in connection with serving the Collins and Aikman property with water. The motion was seconded by Councilman Tuttle, and carried unanimously.

LICENSE APPLICATION OF W. R. STROUP SECURITY AND PATROL, INC., APPROVED.

Motion was made by Councilman Tuttle approving the application of W. R. Stroupe Security and Patrol, Inc., for privilege license to operate under the classification of Detective and Guard Patrol. The motion was seconded by Councilman Whittington, and carried by the following vote:

YEAS: Councilmen Tuttle, Whittington, Alexander, Jordan and Smith.
NAYS: None.

Councilman Stegall abstained from voting for personal reasons.

June 17, 1968
Minute Book 50 - Page 376

ORDINANCE NO. 907 AMENDING CHAPTER 11, ENTITLED "LICENSE" OF THE CODE OF THE CITY OF CHARLOTTE.

Councilman Whittington moved the adoption of the subject ordinance amending Chapter 11, by changing the word "sixty" to "thirty" in Section 11-7(c) and deleting Section 11-18(313) "U-Drive-It Companies \$37.50. The motion was seconded by Councilman Jordan, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 15, at Page 333.

SPECIAL OFFICER PERMITS AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, Special Officer Permits were authorized for a period of one year each, as follows:

- (a) Issuance of Permit to Mr. Jacob W. Suber for use on the premises of Johnson C. Smith University.
- (b) Issuance of Permit to Mr. Stephen J. Wilson for use on the premises of Charlotte Eye, Ear, Nose and Throat Hospital.
- (c) Issuance of Permit to Mr. James T. Cureton for use on the premises of the Charlotte Park and Recreation Commission.

REAPPOINTMENT OF MR. HUGH ASHCRAFT TO CHARLOTTE-MECKLENBURG PLANNING COMMISSION FOR A THREE YEAR TERM.

Councilman Jordan moved the re-appointment of Mr. Hugh Ashcraft to the Charlotte Planning Commission for a term of three years. The motion was seconded by Councilman Whittington, and carried unanimously.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Mrs. Evelyn Ivey Todd, for Lot 315, Section 6, Evergreen Cemetery, at \$240.00.
- (b) Deed with Mrs. Maria Z. Flores for Lot No. 258, Section 4A, Evergreen Cemetery, at \$189.00.

CONTRACT AWARDED GLOBE TICKET COMPANY, INC. FOR DATA PROCESSING CARDS.

Councilman Tuttle moved award of contract to the low bidder, Globe Ticket Company, Inc., in the amount of \$5,812.40, on a unit price basis, for data processing cards. The motion was seconded by Councilman Stegall and carried unanimously.

The following bids were received:

Globe Ticket Company, Inc.	\$5,812.40
Business Supplies Corp. of America	5,829.96
Lewis Business Forms, Inc.	5,855.00
International Business Machines	6,361.23

June 17, 1968
Minute Book 50 - Page 377

REPORT ON USE OF RAILROAD PROPERTY IN CHICAGO.

Councilman Jordan stated the Municipal News carried the following article:

"Mayor Richard Daly, of Chicago, has given the Chicago Planning Commission proposals for ground and air rules for a projected one billion dollar city in the sky which would use Illinois-Central Air rights in the downtown district, bounded by the Chicago River, Lake Michigan, Randolph Street and Michigan Avenue. Three private developers plan a complex including a sixty story sky scraper, housing for 30,000 people and office space for 45,000. The project will require an investment by the City of \$133,000,000 in public funds, added to the one billion dollars in private money and would take 15 years to complete after a final City Hall go ahead. It involves the hottest downtown property in any American city."

Councilman Jordan stated it seems other cities throughout the country are in the same light as Charlotte in trying to get railroad property; that he was very interested and hopes Charlotte will continue to push for the railroad property.

Mayor Brookshire stated he saw the location proposed for this development. There are about 40-odd railroads coming in there, and it would be impossible for them to relocate the tracks but they do plan to utilize by air rights the area above the tracks.

CITY MANAGER REQUESTED TO ARRANGE MEETING WITH CIVIL SERVICE BOARD AND TO DISCUSS WITH CHIEFS OF POLICE AND FIRE DEPARTMENTS SUGGESTIONS ON LOWERING AGE LIMITS FOR RECRUITS.

Councilman Whittington stated last week the City Manager gave Council the report on recruiting as it relates to the Fire and Police Departments. He asked if Council concurs in the recommendations or would they want to delay the adoption of this until a later time.

Councilman Smith stated about three weeks ago he brought up the question of going through channels to see if a man that is to be drafted could have a choice of going into the Fire or Police Departments for the three years - having the federal government supplement him at what they pay a recruit or private, and giving him an allowance for house and board. He stated that this would be a solution for the whole country if you could get these fellows - around 20 years old. They might decide to make a career out of it when they get their discharge. If you could get federal help in training and have it built in for three years, it would not only help Charlotte, but it would help the whole country as crime is one of the wars we are fighting right here at home.

He stated if a boy is going to be drafted and he signs up for the Police Department for three years under a federal program assisted by the city, immediately we would have these people to act as personnel and have competent people. They would of course have to be acceptable to the Fire and Police Department; they would have to have some qualifications and exams.

Councilman Stegall asked if they would not have to be 21 years of age and Councilman Smith replied you would not want to take a 17 or 18 years old in this type of work; these problems could be worked out, but the President, Congressmen and everyone else agrees that crime is a real war and it is tearing up the nation and this war should be fought just as hard as the foreign war is being fought.

June 17, 1968
Minute Book 50 - Page 378

Councilman Whittington stated Council received the recommendations of Mr. Earle and Mr. Veeder on an aggressive recruiting program and the liberalization of application procedures and a liberalized examination procedure and these are three areas that have been a bottle-neck in the recruitment and examination of personnel for fire and police. For example, a man might live in Buncombe County and would have to be interviewed here and perhaps have to come four or five times before it was finally determined whether he would be hired as a Fireman or Policeman.

Based on this experience and the fact that Mr. Smith's suggestions have a lot of merit, and he and Mr. Stegall have discussed the idea of a Police Academy, he suggested that next Monday, Council meet an hour early and ask the Civil Service Commissioners to come and discuss with Council these things as recommended by Mr. Earle and Mr. Veeder, as well as the ideas Mr. Smith and Mr. Stegall have brought up and try to go from there with some sort of program we can all be in gear with as far as Fire and Policemen are concerned.

Mr. Veeder stated that certainly the authority to revise the recruitment and selection program is vested with the Civil Service Board and it is that Board that is going to have to consider these general areas.

Councilman Stegall stated Assistant Chief Blackmon was quoted as stating he felt the 18-year old did have a place in the Fire Department. He stated he feels they have a place in both departments. That one of the most outstanding Police Chiefs in the nation has a cadet police program; these boys do not go out and make arrests, but they do a lot of other services. In the Fire Department, there are a number of jobs that require inside personnel that the boys could handle. He feels the City is missing the boat unless it does consider these 18 or 19 year olds. He feels if a man can go to Vietnam and fight and win these wars over there, he does not see why he cannot be used in the City as far as Fire and Police are concerned.

Councilman Alexander stated he feels using them is alright but the City should know how they want to use them; how they will fit in. That just to adopt a program and leave it wide open like that is not accomplishing anything.

Mayor Brookshire stated it would be advisable to let the Police Chief and Fire Chief bring some recommendations to Council as Mr. Earle has done; something specific about age and if these young people should be used inside or outside.

Mr. Veeder stated we are talking right now about age limits but there are many other things that are germane to the issue of recruitment and selections over and above this and he does not feel this should be looked at as the begin all and end all answer to the problems of recruitment and selection; there are many things that could be done recruitment-wise that are not being done or could be done differently toward encouraging more people. That one city he read about was not only recruiting five days a week, it was recruiting and offering to give examinations 24 hours a day, seven days a week, in order to facilitate the recruitment selection process.

Councilman Smith asked Council if he would be permitted to ask Mr. Veeder to write Senator Sam Ervin and ask him to check and see if anything like this is being considered under the draft system.

June 17, 1968
Minute Book 50 - Page 379

Councilman Jordan stated he would like to read a letter pertaining to the Civil Service Commission - "Splendid cooperation has been received from the Civil Service Commission by Personnel and Training Section. Several steps they have taken to assist us are listed as follows: (1) more frequently held examinations - about every two weeks; (2) allowing us to schedule service men while they are home on leave; (3) allowing procedural changes for these service men - such as having physical and polograph examinations prior to being certified by the Commission; (4) hiring a police applicant as a civilian employee during the time necessary to process."

"Personnel and Training: Personnel and Training Section has become more aggressive in recruitment - (1) the standard newspaper ads by Civil Service Commission; (2) spot announcements on the radio; (3) recruitment posters in business establishments; (4) participation in 90-day early-out program in military service; (5) having police personnel available to talk with applicants at any time. According to this, as of this writing, prospects seem bright that we can reach maximum strength near July 1, 1968 in the Police Department."

Councilman Stegall stated there were 89 separations in the Police Department according to Lieutenant Stone's communication letter to Captain Adams - this is 89 people who have come and left in a given time of a year; whether we recruit 89 or lose 89, we still have 89 turnover and percentage-wise this is pretty high when you look at the percentage of 450 people. That Mr. Whittington's suggestion is a good one and he would like to include the Fire and Police Chiefs as the Mayor has mentioned and see what their thinking is on 18, 19 or 20 year olds; he is not advocating 18, but he feels the age limit should be dropped and/or look at some sort of cadet program to utilize these fellows in their youth until they reach 21.

Mr. Veeder stated Chief Goodman has such a program that they are proposing to Council in the budget.

Councilman Whittington moved that the Civil Service Commission be requested to meet with Council, preferably next Monday prior to the regular Council Meeting, with enough time to discuss recruiting procedures on a cooperative basis with the Council, the Personnel Department, the City Manager and Civil Service. The motion was seconded by Councilman Tuttle, and carried unanimously.

Councilman Whittington moved that the City Manager be requested to meet with the Fire Chief and the Police Chief to discuss and bring back recommendations to Council and to the Civil Service Commission regarding the age limits. The motion was seconded by Councilman Alexander.

Councilman Smith asked if this means the Police Chief and Fire Chief will not be before Council? Councilman Tuttle replied just not next Monday, give them time to work with Mr. Veeder and come back with their thoughts on the recommendations.

The vote was taken on the motion and carried unanimously.

June 17, 1968
Minute Book 50 - Page 380

CITY MANAGER REQUESTED TO MEET WITH FIRE CHIEF AND STAFF AND MEN THROUGH THE RANKS TO DISCUSS THE MCCANN REPORT AND BRING BACK TO COUNCIL THE THOUGHTS OF THE REPORT AS FAR AS THE DEPARTMENT IS CONCERNED.

Councilman Whittington stated he would like for Mr. Veeder, City Manager, to meet with the Fire Chief and his staff - this should not only be the Chief Officers but this meeting should come all the way down through the ranks - to discuss the McCann Report and bring back to Council the thoughts on the report as far as the Department is concerned. That Council should know how the Personnel of the Department feel about this report; that this does not necessarily mean that Council would agree with that. He stated he thinks it is an excellent report and would be willing to adopt it today except as it deals with finances and legislation. He stated Council does not know how the firemen feel about the Report and does not even know how the City Manager feels about it as far as a complete endorsement is concerned.

Councilman Whittington stated he does not mean for the City Manager to meet with all firemen, but he thinks it would be a mistake to meet just with the Fire Chief and his Officers; that Council should have some sampling of how - for example, a shift at No. 4, No. 15 or No. 16 Station feels about the report. That if he contacts only the Chief and his Assistant, he will get their thoughts and will never know how a Captain or a Lieutenant or a Private feels down in the ranks.

Councilman Whittington stated again he would like to say he is for the majority of the Report but he thinks Council should go to the Firemen and get their reaction to the Report.

Mayor Brookshire stated Councilman Whittington is suggesting that Mr. Veeder sample the attitude and get opinions from all levels in the Fire Department from Private on up.

Councilman Smith stated the best way to do that would probably be a questionnaire and let them indicate what they feel and not sign it.

REAPPOINTMENT OF MR. C. T. BROWN TO THE CIVIL SERVICE BOARD.

Councilman Tuttle moved that Mr. C. T. Brown be reappointed to the Civil Service Board for a term of three years. The motion was seconded by Councilman Stegall and carried unanimously.

LEGAL OPINION REQUESTED REGARDING PROPER REASONS TO ABSTAIN FROM VOTING.

Councilman Tuttle asked the City Attorney under what circumstances a Council Member can abstain from voting?

Mr. Underhill replied the answer is in our Charter, Section 3-23: "A Majority of the members of the City Council shall constitute a quorum; no member shall be excused from voting unless upon matters involving the consideration of his own official conduct or involving his financial interest. In all other cases a failure to vote by a member who is present, or having been present has withdrawn from the meeting without being excused by the City Council, shall be deemed an affirmative vote and shall be so recorded."

June 17, 1968
Minute Book 50 - Page 381

REPORT ON ASSIGNMENT OF RIGHT OF WAY APPRAISERS DISCUSSED.

Councilman Tuttle stated the Council Members received the report on the assignment of right of way appraisals. He suggested the list be culled.

The City Manager stated they would like to do a little more work on the list and come back to Council with a better report.

CHAMBER OF COMMERCE REPORT ON NEED FOR FLASHING LIGHTS AT NINETEEN SCHOOL ZONE LOCATIONS.

Councilman Tuttle asked if the April 25th Resolution of the Charlotte Chamber of Commerce regarding the need for flashing lights at 19 school zone locations, at a cost of some \$19,000, has gone to Mr. Hoose for study. Mayor Brookshire replied he sent his copy of the Resolution to Mr. Hoose.

Councilman Tuttle commended Mr. Hoose for getting the litter signs from the State for the median of Sharon Amity and Emerywood and Archdale.

CITY MANAGER TO INVESTIGATE THE USE OF MACE BY CITY POLICE AND REPORT TO COUNCIL AT NEXT MEETING.

Councilman Alexander stated in the June Issue of Nations' Cities, he read that there was some question about the use of Mace. That Charlotte is using it, and until the matter is cleared up as to whether or not it is really dangerous, he thinks we should suspend using it until informed as to how much damage results from its use. That the article states that a person who has been sprayed with this mace is in danger if it is not washed off at least 15 to 20 minutes after use, especially around the area of the eye. If this is the condition, then Charlotte should suspend the use until such time as it is cleared up.

Councilman Alexander requested the City Manager to look into this and give Council a report at the next meeting.

Councilman Whittington stated he cannot vote to stop the use of the mace until Council gets a report on this.

Councilman Alexander stated if it is a fact that there is danger if not washed off within 15 to 20 minutes, that certainly in our attempts to curb lawlessness, we do not want to set up a case for lawlessness or to injury anyone permanently. That he thinks it is no more than a humane consideration.

Councilman Jordan stated he read the same article and they have not found any specific cases where this has been detrimental or blinded anyone. That as he recalls, it stated this was possible.

After further discussion, Councilman Smith moved that Mr. Veeder be requested to make a further investigation of this and give Council a report. The motion was seconded by Councilman Alexander, and carried unanimously.

June 17, 1968
Minute Book 50 - Page 382

INVESTIGATION AND REPORT ON SEWER EXTENSION TO PROPERTY ON AMITY PLACE TO BE MADE BY MR. PAUL BOBO AT NEXT MEETING.

Councilman Smith stated he received a call from Mr. J. T. Bolt, on Amity Place. That Mr. Bolt was taken into the City Limits the last extension and septic tanks were used on the street. That Mr. Bolt's septic tank has gone out and he has applied to the City for sewer and he was given an estimated cost of \$1,100 to bring the sewer to his house. Councilman Smith stated he has asked Mr. Paul Bobo to check into this and bring Council a report next week to see if there is any better deal that the City can give the man. That at present, he has a health hazard.

Councilman Alexander stated he brought up a case where sewer does not go to a piece of property, and the only way to get sewer is to tie on to a sewer line a block away as the other line runs in the wrong direction, and it will run this man some thousand odd dollars; he asked if this man can be given consideration under the same thing.

FLASHING LIGHT REQUESTED AT INTERSECTION OF BALDWIN AVENUE AND LUTHER STREET.

Councilman Stegall requested the City Manager to have the Traffic Engineer put up a blinking light at the intersection of Baldwin Avenue and Luther Street. A new four-way-stop has been installed there and a lot of people are not noticing the signs. That Baldwin Avenue has been a through street for years. That he does not disagree with the four way sign but he does think some other caution is needed.

CITY MANAGER REQUESTED TO CHECK ON BUILDING ON KINGS DRIVE AND REPORT TO COUNCIL.

Councilman Stegall requested the City Manager to check on the building on Kings Drive as to whether the building is going to be torn down or if they are going to start construction. That nothing has taken place; the city had it cleaned off and it is grown up in weeds again and looks like a jungle.

MAYOR'S REPORT ON UNITED STATES CONFERENCE OF MAYORS.

Mayor Brookshire stated at the meeting of the U. S. Conference of Mayors in Chicago last week, the overriding concern of both the participants and the speakers had to do with the problems of poverty and the maintenance of law and order.

In the area of law and order the predominate subject discussed by speakers and the Mayors themselves had to do with the pending legislation in Congress on gun registration and control. A number of cities have recently adopted ordinances on gun registration including the city of Chicago and he brought back a copy of the law for whatever use the Council and Mr. Underhill would like to make of it.

Mayor Brookshire stated it appears to him on the surface that people who have legitimate use of guns for either sports, hunting or what not should have no objections to at least registering their guns; that this is only done one time and does not have to be done each year. That any other provisions of such a law that could prevent the sale and distribution of guns of any kind through the mail by mail-order houses should be prohibited if possible; that perhaps that can be controlled only by federal

June 17, 1968
Minute Book 50 - Page 383

legislation. That Ramsey Clark himself is backing the matter before Congress at the moment and is also recommending that the Mayors consider adoption of local ordinances by the officials of their city.

Mayor Brookshire suggested that Mr. Underhill review this particular ordinance and any others and bring some recommendations back to Council on a feasible, practical ordinance that the City Council might consider.

Mayor Brookshire stated one of the resolutions before the Mayors Conference read:

"WHEREAS during the year 1967, crimes committed with a fire arm has substantially increased; and

WHEREAS, these crimes include homicide, robbery, assault with intent to kill, and other serious offences; and

WHEREAS, most of the fire arms had never been registered and most of the individuals were not eligible to own or possess fire arms;

NOW, THEREFORE, BE IT RESOLVED, that the U. S. Conference of Mayors urge each State to make registration of fire arms mandatory and to establish a gun registration information center, containing fire arm registration information.


BE IT FURTHER RESOLVED, that the Federal Government be urged to establish a central information center which will receive and store gun registration information from all the States and will provide access to States and Local Governments in their investigation of crimes."

PRELIMINARY BUDGET FILED.

Mr. Veeder, City Manager, filed with the Mayor and Council Members copies of the Preliminary 1968-69 Operating Budget and the recommendations on the five-year Capital Improvement Programs and recommendations on salaries for 1968-69, and a copy to be placed on file in the office of the City Clerk for public inspection.

ADJOURNMENT.

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


Ruth Armstrong, City Clerk