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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held on Monday, May 10, 1971, at 3:00 o'clock p.m., in the Council Chamber, City Hall, with Mayor John M. Belk presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, John H. Thrower, Jerry Tuttle, James B. Whittington and Joe D. Withrow present.

ABSENT: None.

* * * * *

INVOCATION.

The invocation was given by Reverend R. L. Ladehoff, Rector, Saint Christopher's Episcopal Church.

RE-HEARING ON PETITION NO. 71-18 BY LEWIS H. PARHAM, JR. FOR A CHANGE IN ZONING OF 43.9 ACRES OF LAND ON THE NORTH SIDE OF ARROWOOD ROAD, WEST OF IRWIN CREEK, AUTHORIZED.

Councilman Withrow moved approval of the Minutes of the Council Meeting on May 3, 1971, with the exception of that portion of the Minutes on Pages 239 and 240 pertaining to the rezoning of the property on Arrowood Road, from R-12 to R-9MF. The motion was seconded by Councilman Thrower.

Councilman Withrow stated there was some misunderstanding by the residents about this zoning; that Mrs. Crow who spoke at that meeting did not understand the meaning of cluster housing; that she stated she would prefer the R-9MF to the cluster housing. Now she says she did not understand what cluster housing was, and she was at fault in her statement at the meeting on May 3. Councilman Withrow stated these residents would like to have the opportunity to come back to Council and explain this. This is the reason he is asking that portion of the Minutes to be withheld from approval.

Mr. Underhill, City Attorney, asked if the proposed explanation of the rezoning requires City Council to reconsider its action? Councilman Withrow replied it will.

Mr. Underhill stated as Council has acted and approved a rezoning change the matter cannot be reconsidered without another advertised public hearing. The failure of Council to approve that portion of the Minutes as it relates to the rezoning would not allow Council to reconsider its vote on that matter since the vote was taken and passed with enough votes to rezone the property. If Council wishes to reconsider the zoning petition as such, it will be required to have another public hearing.

Councilman Short stated this was not a protested petition which requires the 3/4 vote of Council to pass the zoning, and he believes Mr. Withrow wants to change his vote.

Councilman Withrow stated he would like to change his vote. Mr. Underhill stated the proper procedure in that situation is to make a motion for reconsideration, and that will have to be voted on and approved by the Council, and then Council further would have to allow Mr. Withrow to record his vote in the negative in the matter. The proper procedure is to make a motion to have the matter reconsidered only for the purpose of changing the vote. Councilman Withrow stated no, that he thinks Council should hear these people. Mr. Underhill replied this would require another hearing. To hear these people today would be allowing one side of the question to be heard without properly and legally notifying the other side of the question. In order to reconsider the matter, it will have to be advertised and a public hearing be held on the question.

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Mr. Underhill advised at the meeting on May 3, the vote was 6 to 1 to rezone the property; the matter was not protested to invoke the 3/4 Rule and it takes a simple majority of City Council to approve the rezoning.

Councilman Withrow stated he would like to withdraw his original motion, and Councilman Thrower, who seconded the motion, stated this meets with his approval.

Councilman Withrow then stated he would like the record to show that he voted in the negative on the rezoning of the property.

Mr. Underhill stated the minutes of the meeting on May 3 indicate there were six votes in the affirmative and one vote in the negative on this motion. If Mr. Withrow is allowed to change his vote, it would have no effect on the passage of the rezoning as the matter was not subject to a protest petition.

Councilman Withrow asked what Council has to do to hear these residents, and Mr. Underhill replied City Council, on its own motion can direct that the matter be re-heard, but it will have to be re-advertised by the Planning Commission and made the subject of a public hearing.

Councilman Withrow moved that Council re-hear Petition No. 71-18 by Lewis H. Parham, Jr. for a change in zoning of 43.9 acres of land on the north side of Arrowood Road, west of Irwin Creek. The motion was seconded by Councilman Short.

Councilman Short stated on a previous occasion he said that he is not in favor of giving a zoning decision to someone one week and taking it away from them the next, and he still feels this way as he does not think this is a good security and a good dignity for zoning. However, he does not mind this re-hearing because he knows these people were very much in a state of lack of knowledge, or confusion, and did not understand the situation. That without indicating anything as to how he will vote if this is re-heard, he has seconded the motion. The reason he has seconded this motion is that R-6 would produce something less than 190 family units on this land, and the motion that was passed would produce about 450 units. That he is sure these residents did not understand this.

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

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

Councilman Whittington stated he has voted against this motion. If both sides were present and knew what was going on, it would be alright with him, but this has been approved by Council by a 6 to 1 vote and Council does not know if the developer has gone in with loans on this property, and this could have a severe effect on him if he has put up cash money and this sort of thing in the form of a bond to go ahead with the development of this property.

MINUTES APPROVED.

Councilman Tuttle moved approval of the Minutes of the last meeting, on May 3, 1971, as submitted. The motion was seconded by Councilman Thrower, and carried unanimously.

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CERTIFICATES FOR SUPERVISORY MANAGEMENT COURSE PARTICIPANTS PRESENTED.

Mayor Belk stated he has the honor of awarding certificates to American Management Course participants as follows:

Charles S. Armstrong	Charlie Killgo
William F. Berry	Hugh H. King
William P. Berry	Donald J. Martin
Homer E. Carpenter	W. A. McCall (absent)
O. A. Crenshaw (absent)	Charles F. McCollum
C. B. Crisp	Claude L. Murphy
Charlie A. Cross	B. B. Prhphet (absent)
Crosby A. Dunn	W. W. Queen
J. L. Fulk	Charles G. Rust
Billy G. Furr	Lonnie P. Sandifer
L. E. Glenn	Charles B. Sparrow
Robert E. Honeycutt	Robert F. Tilley
Ernest L. Horne	James T. Tucker, Jr.
Robert M. Keziah	Charles E. Williams
	James A. Wood (absent)

Mayor Belk and each Councilmember congratulated each employee for participating in the course and stated they are very proud of the interest the employees are showing.

DAVID A. BURKHALTER, NEW CITY MANAGER, INTRODUCED.

Mayor Belk stated we are fortunate this afternoon to have David A. Burkhalter, the new City Manager, present. That Mr. Burkhalter was born in West Tennessee; before coming to Charlotte, he was City Manager in Springfield, Missouri from 1966; he was City Manager of Johnson City, Tennessee previously and of Elizabethton, Tennessee, from 1952 to 1956. He was Vice President of the International City Management Association in 1962, and he was President of the International City Management Association in 1970. He is an Elder in the Presbyterian Church.

Mayor Belk stated he and Council are very proud to have Mr. Burkhalter here, and they look forward to his service with the city and working with him.

AWARDS OF MERIT PRESENTED TO FIREFIGHTERS E. J. BOWERS, JR. AND W. A. MIMS.

Mayor Belk stated that District Fire Chief H. O. Hooper has written to Chief Walter J. Black that on May 2, 1971, at 2:10 o'clock a.m., an alarm was received at 508 East Kingston Avenue. First Company in, Engine 2, found house well involved with fire and smoke. Company Commander, Lieutenant O. M. Philmon, was told that there was someone still in the house and the approximate location of the victim. Lieutenant Philmon directed the other men to combat the fire while he and Firefighter E. J. Bowers, Jr., wearing Scott air masks, attempted the rescue. Under extreme heat and smoke conditions, Firefighter Bowers entered the room indicated by Lieutenant Philmon and found the victim, Horace Raymond Hilton, Jr., age 20. He then called for help to remove the man from the burning building and Firefighters L. D. Keistler and W. A. Mims assisted in carrying the victim out.

That no heart beat or signs of breathing was detected and Firefighter W. A. Mims administered mouth-to-mouth resuscitation. By the time Fire Car 5 arrived with a resuscitator, which was put into operation immediately by Firefighter F. L. Killian, and heart massage was begun by Firefighter W. A. Mims, a spark of life soon returned. When ambulance arrived, and Mr. Hilton was put on the stretcher, he was breathing well, conscious and talking coherently. Later, at the hospital, he was reported as holding his own with third degree burns on his shoulders and hips.

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Mayor Belk stated Chief Black commends these men highly for a job well done, especially Firefighters W. A. Mims and E. J. Bowers, Jr. because they went beyond the call of duty and this reflects true dedication and excellent training.

Mayor Belk asked Firefighter E. J. Bowers, Jr. and Firefighter W. A. Mims to come forward and presented each with the City of Charlotte Award of Merit.

Mayor Belk and each Councilman congratulated the Firefighters for the fine service they rendered in rescuing Mr. Hilton, and for all the other times they go beyond the call of duty in their work as firefighters.

CANDIDATE FOR CITY COUNCIL CONGRATULATES COUNCILMEN ON ELECTION.

Mr. Alan Wells, candidate for City Council, stated he would like to congratulate the Mayor and Councilmen on the election and expressed appreciation for the opportunity to get together during the past four weeks. That he thinks everyone enjoyed it and he will be happy to do it again. He stated if all the people who ran for office enjoyed it half as much as he did, there would be more people running.

ORDINANCE NO. 93-Z AMENDING CHAPTER 23, SECTION 23-39 FOR CONDITIONAL APPROVAL FOR OFF STREET PARKING ON PROPERTY ZONED R-9 ON THE SOUTH SIDE OF DREXEL PLACE, WEST OF PARK ROAD.

Petition No. 71-26 by Brevard S. Myers for conditional approval for off-street parking under Section 23-39 on property zoned R-9 on the south side of Drexel Place, west of Park Road, was presented for Council's consideration.

Council was advised that a protest petition sufficient to invoke the 3/4 Rule has been filed, and that the Planning Commission recommends the petition be approved except for a 40-foot strip along Drexel Place and 20-foot strips along each side line.

Councilman Thrower stated Council has asked Mr. Myers to go back out in this neighborhood to try to reach a compromise with some of the people. He asked if Mr. John Nelson, the spokesman for the protestants would come forward and report to Council what the majority of the neighbors agreed to.

Mr. Nelson stated they met with Mr. Myers and discussed some of the problems they saw. Some of the problems were resolved and there were some agreements on them; such as moving the boundary line of the parking area back away from Drexel Place, making sure there is an agreement not to enter Drexel Place, having egress and ingress from Drexel Place, and also protection on the sides. Mr. Nelson stated there were some things they did not reach an agreement on and these things are still a concern to the residents. The biggest one they feel is that this action might be leading them towards further rezoning on Drexel Place from single family residential into a situation where they would have more high rise apartments. That this is brought about particularly because of the property adjacent to the property Mr. Myers is building on; that this property runs from Woodlawn to Drexel Place and could be zoned as one piece, and they are afraid that the apartment building could be put right on their street. Also they see many traffic conditions because of the number of cars, not only on Drexel Place but on Woodlawn and Park Roads.

Councilman Thrower stated he has talked with these people, and if Mr. Myers will assure these people, and Council approves this on this basis, that the building will be no more than four stories high, that there be a fence put up at the rear of the property, and that the Planning Commission's recommendation be incorporated, and that in future development or future rezoning that the two pieces of properties left on that particular block, that this line be considered as the end and no other zoning shall go over onto Drexel Place, that he thinks this would be acceptable to the people.

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Councilman Thrower stated he so moved based on these prerequisites. The motion was seconded by Councilman Whittington.

Councilman Withrow stated since he has been on the Council certain items have come before Council for approval and the petitioners bring in drawings of fancy, beautiful buildings to be built on certain lots. Then he finds out that this is not even what they have in mind at all. He asked when the zoning petition is presented, why have these drawings of beautiful buildings if they are not going to build this type of building. That his belief is when they show Council these drawings, this is what will be built. Now he finds out they do not have to build this type of building at all. Councilman Withrow stated there was a ruling, he believes in Atlanta, that overturned and threw out a petition because of this very thing. That he wishes the Planning Commission would specify to the Council that the petitioner is showing pictures of buildings that they do not have to build; it might be similar to what is shown.

Mr. McIntyre, Planning Director, stated that is generally true of all the pictures that are shown in connection with zoning changes. That the city does not have architectural control over buildings, and that is substantially what it amounts to.

Councilman Whittington stated the Council approved the zoning change of this property a year ago. Since that time the property that was requested to be rezoned and which Council approved, has been bought by Mr. Myers and his company. That at the recent public hearing he asked for off-street parking rather than a change in zoning. Councilman Withrow stated he is not objecting to this; that he is just saying the building presented before him the day he approved the first zoning of the high rise is not going on this property that was a beautiful high rise apartment building. That he thinks any new Councilman should realize that these pictures presented at the hearing is not necessarily what the people are going to build; that they are just doing this to get a particular zoning through, and it might be something different when they go to build the building.

Mr. F. W. Palone, 1345 Drexel Place, stated he is right across the street from the proposed parking lot for 200 cars, and he expressed his objections to the petition.

Councilman Short stated the law allows Council only to zone land, with very few exceptions, in categories. Regardless of what someone says he is going to build, the Council can either make it residential, office, business or industrial approximately. That no matter what a petitioner says he is going to build, Council can only zone the land to basically those five categories.

Mr. Myers, the petitioner, stated one of Mr. Thrower's conditions was that there would be no further rezoning on adjoining property. He stated he has no control over that. The other conditions he can comply with, but that one he has no control over. The recommendation of the Planning Commission gave him the responsibility to either screen or fence, and he is glad to do both.

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

The ordinance is recorded in full in Ordinance Book 18, at Page 169.

Councilman Short stated the motion is not intended to say that some future Council will not consider some further zoning on this. It cannot say that.

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PETITION NO. 71-29 BY GREEN ACRES, INC. FOR A CHANGE IN ZONING OF A TRACT OF LAND ON THE WEST SIDE OF FARM POND ROAD, SOUTH OF ALBEMARLE ROAD, DEFERRED.

Councilman Whittington stated it has been pointed out on the subject petition that there was a misunderstanding by the people in Idlewild Farms Subdivision about the condition of the road; they said it was a gravel road and would not be paved and opened. He stated the road is now being paved by the State. He stated the majority of this land is in a flood plain, and he thinks it is fair to assume that single family homes would not be built in this area.

Councilman Whittington suggested to Mr. McIntyre, Planning Director, before Council takes action, that the Planning Commission consider removing that area of land west of Campbell's Creek, that was considered in this petition, and that the remainder then be considered for R-9MF. This would leave about six acres of land to be rezoned for multi-family and for intent and purposes would align the R-9MF as it faces Albemarle Road, and this would be a better arrangement than what Council is now considering. He stated he thinks these considerations should be made by the Planning Staff and Commission before Council takes action.

Councilman Short stated that idea is worthy of consideration by the Planning Commission. Added to it he understands from some of the parties involved there is a strip 60 feet wide along the southerly boundary which is also reserved as the right of way to Mrs. Flowers who has some land to the west of the subject property. That would be the land which, if rezoned, would in effect back these apartment units up to the backyards of some of the lots that have been laid off by Idlewild Farms. In addition to considering leaving that west of Campbell Creek, there could also be some consideration of leaving that strip along the southerly line.

Councilman Tuttle moved that the petition be deferred. The motion was seconded by Councilman Withrow, and carried unanimously.

RESOLUTION FIXING DATE OF PUBLIC HEARING ON MONDAY, JUNE 7, 1971, ON PETITION OF REDEVELOPMENT COMMISSION TO CLOSE PORTIONS OF RIDGE STREET, PEARL STREET, BROWN STREET, EAST HILL STREET, EAST VANCE STREET, CONGO STREET, STANTON STREET, COBBWAY STREET, PLUM STREET, BOUNDARY STREET, WATTS STREET AND KINN STREET, ALL WITHIN BROOKLYN URBAN RENEWAL AREA NO. 4.

Motion was made by Councilman Tuttle, seconded by Councilman Withrow, and unanimously carried, adopting the subject resolution.

The resolution is recorded in full in Resolutions Book 7, at Page 307.

RESOLUTION CALLING FOR A PUBLIC HEARING ON MONDAY, MAY 31, 1971, ON AMENDMENT NO. 1, REDEVELOPMENT PLAN FOR REDEVELOPMENT SECTION NO. 4, BROOKLYN AREA, PROJECT NO. N. C. R-43.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the subject resolution was adopted calling for a public hearing on Monday, May 31, 1971.

The resolution is recorded in full in Resolutions Book 7, at Page 309.

CONTRACTS BETWEEN THE CITY OF CHARLOTTE/MODEL CITIES DEPARTMENT AND OTHER AGENCIES, APPROVED.

Councilman Short moved approval of the following contracts between the Charlotte Model Cities Department and other agencies. The motion was seconded by Councilman Alexander, and carried unanimously:

(a) Mecklenburg County (pre-trial release program) \$20,680.00

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- (b) Mecklenburg County Department of Social Services
(Model Cities Child Development Day Care Center) \$59,970.00
- (c) Johnson C. Smith University (Upward Bound) \$19,655.00

CONTRACTS BETWEEN THE CITY OF CHARLOTTE/MODEL CITIES DEPARTMENT AND OTHER AGENCIES, APPROVED.

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

- (a) Appalachian State University (Summer cultural and recreational program) \$21,728.00
- (b) Belmont Auto Car Club (Auto mechanics summer program) 730.79
- (c) Christ the King Center (Summer recreation and cultural programs) 4,200.00
- (d) Hornet's Nest Girl Scout Council, Inc. (Summer Scouting Program) 22,317.50
- (e) Opportunity Industrialization Center - Charlotte Bureau (Summer Youth Employment Program) 80,340.00
- (f) Progress Association for Economic Development (Entrepreneurial training and business development center) \$267,708.00

Councilman Alexander asked if Model Cities Authorities find these contracts are not being implemented as they should be or anything of that sort, can they be cancelled? Mr. Wilson, Director, replied yes. The contracts go into great detail about program monitoring during which time and through which process they define point by point and through time, the things that are supposed to be accomplished. At any time they feel they are not being accomplished they would send them back to the Council through the Commission amending them.

Councilman Alexander asked if PAED through its program will be moving in any of the areas that the MOTION program will be covering? Mr. Wilson replied he has reviewed both contracts and this contract reads in such a way as to prevent this kind of overlapping. One of the things they will monitor in all these contracts, and one of the things they will attempt to do is to coordinate them.

The vote was taken on the motion and carried unanimously.

CONTRACT BETWEEN THE CITY OF CHARLOTTE/MODEL CITIES DEPARTMENT AND HEALTH SERVICES RESEARCH CENTER OF THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL, APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, contract was approved between the City of Charlotte/Model Cities Department and Health Services Research Center of the University of North Carolina at Chapel Hill, in the amount of \$29,923.80, for a period ending December 31, 1971.

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ORDINANCES AUTHORIZING THE TRANSFER OF 1966 AND 1969 URBAN RENEWAL BOND FUNDS TO THE APPROPRIATE PROJECTS ACCOUNTS.

Councilman Withrow moved adoption of the following ordinances authorizing the transfer of 1966 and 1969 urban renewal bond funds to the appropriate projects accounts, which motion was seconded by Councilman Short, and carried unanimously:

- (a) Ordinance No. 94-X authorizing the transfer of \$220,000 from the 1969 Urban Renewal Bond Fund to Account 535.05 Brooklyn Urban Renewal Project No. 5.
- (b) Ordinance No. 95-X authorizing the transfer of \$125,000 from the 1966 Urban Renewal Bond Fund to Capital Projects Account 535.09 Downtown Urban Renewal Project.

The ordinances are recorded in full in Ordinance Book 18, beginning at Page 170.

RESOLUTIONS AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE AIRPORT EXPANSION PROJECT.

Upon motion of Councilman Withrow, seconded by Councilman Whittington, and unanimously carried, a resolution authorizing condemnation proceedings for the acquisition of property belonging to Joe M. Boyles and wife, Dorothy M. and C. Frank Boyles and wife, Beulah D. Boyles, located on Old Dowd Road in Berryhill Township for a new proposed runway in connection with the Airport Expansion Program was adopted and is recorded in full in Resolutions Book 7, at Page 312.

Motion was made by Councilman Withrow, seconded by Councilman Whittington, and unanimously carried, adopting a resolution authorizing condemnation proceedings for the acquisition of property belonging to C. Frank Boyles and wife, Beulah D. Boyles; Mary Boyles Davenport and Willa Ione Boyles, located at 6603 Old Dowd Road in Berryhill Township in connection with the Airport Expansion Program.

The resolution is recorded in full in Resolutions Book 7, at Page 313.

Councilman Whittington moved adoption of a resolution authorizing condemnation proceedings for the acquisition of property belonging to Katherine McChesney and Dorothy M. Boyles and husband, Joe M. Boyles, located on Old Dowd Road in Berryhill Township for a new proposed runway for the Airport Expansion Program. The motion was seconded by Councilman Withrow and carried unanimously. The resolution is recorded in full in Resolutions Book 7, at Page 314.

Motion was made by Councilman Withrow, seconded by Councilman Whittington, and unanimously carried, adopting a resolution authorizing condemnation proceedings for the acquisition of property belonging to Joe H. Boyles and wife, Dorothy M. Boyles, located at 6637 Old Dowd Road in Berryhill Township in connection with the Airport Expansion Program. The resolution is recorded in full in Resolutions Book 7, at Page 315.

Upon motion of Councilman Whittington, seconded by Councilman Withrow, and unanimously carried, a resolution was adopted authorizing condemnation proceedings for the acquisition of property belonging to the Heirs of John Stuart Boyles located on Old Dowd Road in Berryhill Township in connection with the Airport Expansion Program. The resolution is recorded in full in Resolutions Book 7, at Page 316.

PROPERTY TRANSACTIONS AUTHORIZED.

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

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- (a) Acquisition of 10' x 270' on the west side of York Road, from Emory Buren Dickson, Jr. and wife, Nancy Douglas, for construction easement for York Road Widening.
- (b) Acquisition of 10' x 209.59' of easement at 252 Tyvola Road, from Trotter and Allan Construction Company, at \$1.00 for sanitary sewer to serve 137 Tyvola Road.
- (c) Acquisition of Tract I of 209' x 15' x 7' and Tract II of 127' x 30' of easement on 4.23 acres at Southern end of Old Field Road from Alta Enterprises, INC., at \$340.00 for McMullen Creek Outfall.
- (d) Acquisition of Tract I of 7.86' x 21.70' and Tract II of 30' x 79.78' of easement at 3416 Cambria Road, from Charles W. Lent and wife, Jean Hall Lent, at \$100.00, for McMullen Creek Outfall.

ENCROACHMENT AGREEMENT WITH STATE HIGHWAY COMMISSION PERMITTING THE CITY TO CONSTRUCT A SANITARY SEWER LINE WITHIN THE RIGHT OF WAY OF WILMONT ROAD, APPROVED.

Councilman Jordan moved approval of the subject encroachment agreement with the State Highway Commission permitting the City to construct an 8-inch sanitary sewer line within the right of way of Wilmont Road to serve Wilmont Road Prison Camp. The motion was seconded by Councilman Withrow, and carried unanimously.

CONTRACTS WITH MCDOWELL BRACKETT ASSOCIATES FOR THE DESIGN, SUPERVISION OF CONSTRUCTION, AND ADMINISTRATION FOR THE GREENVILLE NEIGHBORHOOD CENTER AND CENTRAL NEIGHBORHOOD FACILITIES CENTER, APPROVED.

Motion was made by Councilman Thrower and seconded by Councilman Tuttle, to approve two contracts with the subject company for the design, supervision of construction, and administration for the Greenville Neighborhood Center at a fee of 8.2% of the estimated construction cost of \$325,000, and for the Central Neighborhood Facilities Center at a fee of 7.7% of the estimated construction cost of \$525,000.00.

Councilman Whittington asked if it is not a fact that HUD has said they will not approve any more public housing in Greenville or any public housing in Greenville other than what is already there? Councilman Alexander replied he would think what has been said would end up in such a fact. Mr. Bobo, Acting City Manager, stated they have set certain conditions that will have to be met before they would approve public housing in Greenville. Councilman Whittington stated he is not opposed to the Center, but he thinks we are doing one thing on one hand in approving the center, and then everyone else is saying that HUD is not going to approve any housing there.

Councilman Alexander replied the question is that it is unfortunate we have not acted in such fashion that we could resolve these problems we are now facing sooner. That he would say Council has perhaps not acted as it could have acted in seeing that all these factors were weighed and reconsidered, and come up with answers to them before we got to this stage where we are fouled up so to speak. That he would not think going along with these centers would be any waste of time, effort or funds; that he still thinks some type of housing is going to have to be placed in that area.

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Mr. Bobo stated it is not a question of whether they will allow housing; it will be a question of what type of housing they will allow. It will still be possible to build private single family dwellings.

Councilman Whittington stated he thinks HUD is wrong if they made any indication that housing in any form, as long as it is new, would not be approved for this area. If the burden is upon the Council to go to HUD or to Secretary Romney or to our Senators and Congressman about this particular problem then it should be done. Obviously, the homes there are being destroyed, and we should replace them, and HUD should not delay this effort on behalf of Council, Redevelopment, Reverend Henderson and other groups who are trying to do just this out there. Councilman Alexander stated this is what he meant when he said that Council should have given reconsideration to this whole area. That he does not think we need close our minds to the fact that HUD is going to demand a statement of Council of the re-understanding of our old position as it regards public housing before it comes up with a definitive answer as to what is going to happen.

Councilman Alexander stated he has asked that a presentation be made to Council on this matter so that it can be resolved. Mr. Bobo stated this report is coming up soon with Mr. Selden's Committee, the Housing Authority, Planning Commission and Redevelopment Commission.

Councilman Withrow asked if Council is wise in approving this \$525,000 building today? Councilman Alexander stated the centers are needed now. Mayor Belk stated they are needed and he would recommend them to Council.

The vote was taken on the motion and carried unanimously.

CONTRACT AUTHORIZED WITH BENTON-HOBSON, ASSOCIATES FOR DESIGN, SUPERVISION AND CONSTRUCTION AND CONTRACT ADMINISTRATION FOR FIRE STATION NO. 4.

Councilman Tuttle moved approval of a contract with Charles Morrison Grier & Assoc. for architectural services for Fire Station No. 4, at 8.5% of the estimated construction cost of \$300,000.00. The motion was seconded by Councilman Jordan.

Councilman Short stated Mr. Grier is a fine architect, but he has received a great many of these contracts. There is no savings here as it is based on a percentage basis anyway.

Councilman Short made a substitute motion that this architectural contract be given to the local architectural firm of Benton-Hobson Associates. The motion was seconded by Councilman Withrow for discussion.

Councilman Short stated he thinks Council should pass some of this work around. Councilman Withrow asked how many contracts Mr. Grier has had? Mr. Bobo, Acting City Manager, replied he has received a number of contracts for fire stations; some years back Mr. Grier developed a basic plan to be used for future fire stations, and all he had to do was adapt it to the site. There was savings in this as it reduced the cost. Before that time it was given to various architectural firms and each station was different, and the cost continued to grow.

Mr. Bobo stated in the case of Station No. 4, it will be a new station and a new plan entirely. That Mr. Grier does know of the needs and the problems of the fire department.

Councilman Alexander asked if there is a possibility of an increased cost in the station if we change architects? Mr. Bobo replied not in this case; it would be if the city was building a neighborhood station. Councilman

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Alexander asked if the contracts do not go out for bids as in other contracts? Mr. Bobo replied all would quote the same fee, and it would not be a matter of fee. That Mr. Grier is recommended because of his previous experience in design of the other fire stations and he knows the city's needs and its problems.

Councilman Short stated Mr. Benton has been interested in this contract for a year or so. That he thinks fairness in the use of public tax money almost makes it mandatory that we just not repeat over and over, particularly in a situation where it is a new plan. That he is sure Mr. Benton will not do this in a way that will cost the city any additional money in architectural fees.

Councilman Thrower asked if Mr. Grier has done any work on this in anticipation of receiving the contract? Mr. Bobo replied he has not.

Councilman Tuttle asked what research a new architect will have to make? Are specifications drawn so that he will not have to actually go out and make studies of other fire stations similar to this in other cities? Mr. Bobo replied he is sure the specifications we have will be helpful, but he would think that the architect would have to do some research for this particular type station because it is a downtown station.

Councilman Jordan asked if this will delay the construction of the station? Mr. Bobo replied he does not know that it will delay it as there is a possibility of delay anyway because of the rise in costs of construction and the purchase of equipment.

Councilman Short stated there is no question about Mr. Benton's competence. That he has a brochure that list probably 200 buildings he has designed, and a number of them are government buildings for the school board and things of that sort. This man is thoroughly competent.

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

YEAS: Councilmen Short, Withrow, Alexander and Tuttle.

NAYS: Councilmen Jordan, Thrower and Whittington.

Councilman Alexander stated an opportunity should be provided so that more architects would have an opportunity to design some of the public buildings. Councilman Tuttle stated Mr. Charlie Conneley, a fine architect, said to him the only thing he regretted was that he had never had a job for the City of Charlotte.

Councilman Thrower stated his negative vote does not in any cast reflections on the ability of Mr. Benton.

STREETS TAKEN OVER FOR CONTINUOUS MAINTENANCE BY THE CITY.

Motion was made by Councilman Jordan, seconded by Councilman Short, and unanimously carried, authorizing the following streets taken over for continuous maintenance by the city:

- (a) Mullis Road, from Hartsell Place to Somerworth Drive.
- (b) Ludwig Drive, from Mullis Road to 84 feet east of Mullis Road.
- (c) Caudell Place, from 160 feet north of McBride Street to end of cul-de-sac.
- (d) Hartsell Place, from 78 feet south of Mullis Road to 80 feet north of Mullis Road.
- (e) Berrytree Court, from Griers Grove Road to end of cul-de-sac.
- (f) Griers Grove Road, from 165 feet west of Berrytree Court to 310 feet east of Berrytree Court.

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CONSTRUCTION OF SEWER MAINS.

Motion was made by Councilman Thrower, seconded by Councilman Whittington, and unanimously carried, approving the construction of the following sanitary sewer mains:

- (a) Contract with Evans Construction Company for the construction of 880 feet of 8-inch main to serve McClintock Woods Subdivision, inside the city, at an estimated cost of \$6,754. All cost of construction will be borne by the applicant whose deposit in the full amount has been received and will not be refunded.
- (b) Contract with Nalley Commercial Properties, Inc. for the construction of 1,280 feet of 8-inch main to serve the Shopping Center on Independence Boulevard at Idlewild Road, outside the city, at an estimated cost of \$9,383.00. All cost of construction will be borne by the applicant whose deposit in the full amount has been received and will be refunded as per terms of the agreement.

Approved by Community Facilities Committee on April 6.

- (c) Contract with North Carolina State Department of Corrections for the construction of 845 feet of 8-inch main to serve the Wilmont Road Prison Camp, outside the city, at an estimated cost of \$10,842.70. All cost of construction will be borne by the applicant whose deposit in the full amount has been received and will be refunded as per terms of the agreement.

Approved by Community Facilities Committee on April 6, 1971.

- (d) Contract with Central Soya Company, Inc. for the construction of 128 feet of 8-inch main in South Boulevard, inside the city, at an estimated cost of \$1,348.60. All cost of the construction will be borne by the applicant, whose deposit in the full amount has been received and will be refunded as per terms of the agreement.

CONTRACT WITH RALPH SQUIRES CONSTRUCTION COMPANY, INC. FOR WATER MAINS, APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Short, and unanimously carried, the subject contract was approved with Ralph Squires Construction Company, Inc. for the construction of 3,270 feet of water mains and three (3) fire hydrants to serve a portion of the Milton Acres Subdivision, Phase I, inside the city, at an estimated cost of \$14,125.00, with the applicant to advance the full cost of the mains and to be reimbursed 50% of the sum over a period of time, according to the revenue yield, all in compliance with the Partnership Plan.

APPRAISAL CONTRACTS AUTHORIZED.

Councilman Tuttle moved approval of the following appraisal contracts, which motion was seconded by Councilman Whittington, and carried unanimously:

- (a) Contract with G. Howard Webb for appraisal of one parcel of land at a fee of \$200.00 for the Model Cities Neighborhood Center's System.
- (b) Contract with Gerald A. Hutchinson for appraisal of one parcel of land at a fee of \$200.00 for the Model Cities Neighborhood Center's System.
- (c) Contract with Henry E. Bryant for appraisal of three parcels of land at fees of \$175.00 each for the Airport Expansion.

(continued)

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- (d) Contract with Wallace D. Gibbs, Jr. for appraisal of three parcels of land at fees of \$175.00 each for the Airport Expansion.
- (e) Contract with John W. Huffaker for appraisal of two parcels of land at fees of \$80.00 each for Sugar-Irwin Creek Parks.
- (f) Contract with Thornwell G. Guthery for appraisal of two parcels of land at fees of \$80.00 each for the Sugar-Irwin Creek Parks.
- (g) Contract with Harry G. Brown for appraisal of one parcel of land at a fee of \$450.00 for trunk to serve Monroe Road and Yardley Place.
- (h) Contract with Willis I. Henderson for appraisal of one parcel of land at a fee of \$450.00 for trunk to serve Monroe Road and Yardley Place.

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.

Motion was made by Councilman Thrower, seconded by Councilman Short, and unanimously carried, adopting six ordinances ordering the demolition and removal of dwellings as follows:

- (a) Ordinance No. 96-X ordering the demolition and removal of dwelling at 1921 Pegram Street.
- (b) Ordinance No. 97-X ordering the demolition and removal of dwelling at Tax Reference 039-041-18, Deed Reference 2106-519 Glenn Road.
- (c) Ordinance No. 98-X ordering the demolition and removal of dwelling at 2230 Blanton Street.
- (d) Ordinance No. 99-X ordering the demolition and removal of dwelling at 2234 Blanton Street.
- (e) Ordinance No. 100-X ordering the demolition and removal of dwelling at 240 Goff Street.
- (f) Ordinance No. 101-X ordering the demolition and removal of dwelling at 300 Carothers Street.

Council was advised that the demolitions would not be contested.

The ordinances are recorded in full in Ordinance Book 18, beginning at Page 172.

SPECIAL OFFICER PERMITS AUTHORIZED.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, Special Officer Permits were authorized issued to the following:

- (a) Issuance of a permit to William Joshus Moses for use on the premises of Stanley Drug Stores, Inc., 1949 East Seventh Street.
- (b) Renewal of permit to Erskine C. Bennett for use on the premises of Fredrickson Motor Express Corporation, 3400 N. Graham Street.
- (c) Renewal of permit to Stephen J. Wilson for use on the premises of Charlotte Eye, Ear, Nose & Throat Hospital.
- (d) Renewal of permit to Nahum R. Pillsbury, Jr. for use on the premises of Charlotte Eye, Ear, Nose & Throat Hospital.

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TRANSFER OF CEMETERY DEEDS.

Councilman Withrow moved that the Mayor and City Clerk be authorized to execute deeds for the transfer of the following cemetery lots. The motion was seconded by Councilman Whittington, and carried unanimously.

- (a) Deed with Edward Dudley Sanders and wife, Helen Boykin Sanders, for Lot No. 326, Section 6, Evergreen Cemetery, at \$320.00.
- (b) Deed with Claude F. Drye and wife, Adele S. Drye for Graves No. 3 and 4, in Lot No. 803, Section 6, Evergreen Cemetery, at \$160.00.
- (c) Deed with William C. Matthews, M. C., and wife, Lillian G. Matthews, for Lot No. 347, Section 6, Evergreen Cemetery, at \$480.00.
- (d) Deed with James Parks and wife, Hattie R., for Lot No. 516, Section 8, Oaklawn Cemetery, at \$320.00.

CONTRACT AWARDED THE FORD METER BOX COMPANY, INC. FOR WATER METER YOKE PARTS.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, awarding contract to the only bidder, The Ford Meter Box Company, Inc., in the amount of \$4,760.00, on a unit price basis, for water meter yoke parts for the Water Department.

NOMINATION OF C. T. BROWN TO CIVIL SERVICE BOARD.

Councilman Jordan placed in nomination the name of Mr. C. T. Brown for re-appointment to the Civil Service Board for a three year term. He stated Mr. Brown has done a tremendous job on this Board.

NOMINATION OF W. T. COVINGTON TO THE FIREMEN'S RELIEF BOARD OF TRUSTEES.

Councilman Short placed in nomination the name of Mr. W. T. Covington to the Firemen's Relief Board of Trustees for a two year term.

PRIORITY LIST FOR STATE HIGHWAY SYSTEM IMPROVEMENTS APPROVED.

Councilman Whittington moved that Council accept and approve the report as given in Conference Session by Mr. Hoose, Traffic Engineer, and Mr. Hopson, Public Works Director, as it relates to our expressways, street system and soforth, and that Council ask Mr. Maxwell, Highway Commissioner, and Mr. Hoose and Mr. Hopson to carry this report to Mr. Faircloth and to Mr. Billy Rose to be presented to the State Highway Commission; that they ask Mr. Billy Rose to come to Charlotte and present the Highway Commission's views on our priorities as it relates to money and construction so that everyone in this city and county will know where we stand with the State. The motion was seconded by Councilman Short, and carried unanimously.

The report is attached in the Minute Book.

HELP IN MAINTAINING LITTLE LEAGUE BASEBALL FIELDS TO BE CONSIDERED DURING BUDGET SESSION.

Councilman Withrow stated he has been around to a number of Little League Ballparks. The chief complaint of these people is that they go out and find someone to donate a field to bulldoze and clean it up and use it. He stated the Park and Recreation Commission does nothing to help maintain these lots, and these people would like for the City Council to act in some way to give them some relief and to help maintain these fields.

Councilman Withrow asked that this be brought to Council during the budget session for consideration.

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PROPOSED IMPROVEMENTS
STATE SYSTEM HIGHWAYS
CHARLOTTE & MECKLENBURG COUNTY

DEPARTMENT OF PUBLIC WORKS
&
TRAFFIC ENGINEERING DEPARTMENT

CITY OF CHARLOTTE
NORTH CAROLINA

May, 1971

The following report defines a partial, but highly recommended, list of proposed highway improvements within the City of Charlotte and Mecklenburg County. It also contains a priority list recommended jointly by the Department of Public Works and the Traffic Engineering Department. This list has also been reviewed with the staff of the Planning Commission and the Mecklenburg County Department of Public Works, and they concur in the recommendations.

The limits and current status of each project are given and, where available, project cost estimates.

We are also attaching a list of street projects as recommended by the Mecklenburg County Public Works Department and with which we concur.

RECOMMENDED PRIORITY LIST
FOR
STATE HIGHWAY SYSTEM IMPROVEMENTS

DEPARTMENT OF PUBLIC WORKS
&
TRAFFIC ENGINEERING DEPARTMENT

April 23, 1971

CHARLOTTE URBAN AREA PROJECTS

Freeway System Projects

1. INDEPENDENCE FREEWAY - Fifth Street to Kenilworth Avenue
2. INDEPENDENCE FREEWAY - Kenilworth Avenue to I-77
3. I-85 INTERCHANGES - Mulberry Road to Sugar Creek Road

Major Road System Projects

Construction:

1. INNER LOOP AND AIRPORT PARKWAY
2. FAIRVIEW ROAD EXTENSION
3. THE PLAZA
4. FREEDOM DRIVE
5. STATESVILLE AVENUE
6. THIRTIETH STREET
7. TYVOLA ROAD EXTENSION
8. CENTRAL AVENUE (OUTSIDE CITY)

Planning:

1. NORTH TRYON STREET
2. PARK ROAD RELOCATION
3. GRAHAM STREET
4. INDEPENDENCE BOULEVARD CORRIDOR STUDY
5. NEW AIRPORT TERMINAL ENTRANCE ROAD

PROPOSED HIGHWAY IMPROVEMENTS

Freeway System Projects

1. INDEPENDENCE FREEWAY

Limits: Fifth Street to Kenilworth Avenue

This project is the connector between the Northwest Freeway and Independence Boulevard. It is estimated to cost three million dollars. All necessary right-of-way is in hand.

2. INDEPENDENCE FREEWAY

Limits: Kenilworth Avenue to I-77

This project will complete the southern leg of the interloop freeway system. The project is estimated to cost 25 million dollars. No funds have been appropriated for either right-of-way or construction.

The Highway Commission staff has been instructed to prepare a Municipal Agreement outlining cost sharing between the City and the State. The City has not seen a draft of this agreement.

3. INTERSTATE 85 INTERCHANGE RECONSTRUCTION

Limits: Mulberry Road to Sugar Creek Road

The four-lane facility that is I-85 is today carrying traffic volumes that approach 30,000 vehicles per day. This traffic, along with the large volumes of traffic on the crossing streets, causes many of the existing interchanges to become overloaded during the peak hours. It is, therefore, proposed that I-85 be widened to six lanes and that the existing interchanges be rebuilt to accommodate the projected traffic volumes.

The length of this proposed project is approximately eight miles. No cost estimates are available.

MAJOR ROAD SYSTEM CONSTRUCTION PROJECTS

1. INNER LOOP AND AIRPORT PARKWAY

Limits: Inner Loop - Goodwin Avenue to Park Road
Parkway - South Tryon Street to I-85

The two projects described above, coupled with the improvements of Sugar Creek Road, would complete Charlotte's major circumferential route. This proposed Belt Road will connect with I-85 via Sugar Creek Road in the north-east, encircle three-fourths of the City, and connect again with I-85 on the west side via the Airport Parkway. The completed length of the Belt Road will be approximately 17 miles.

The City has spent over \$2,000,000 for right-of-way on the completed portions of the Belt Road. The Highway Commission has spent over \$2,000,000 for construction. The City and State are currently in the process of acquiring necessary right-of-way for the project from Goodwin Avenue to Monroe Road. The right-of-way is estimated to cost \$2,000,000 and the construction is estimated to cost \$2,000,000.

The estimated cost on the project from Monroe Road to Park Road is \$5,000,000 for construction and \$3,000,000 for right-of-way.

The estimated construction cost on the five-mile Airport Parkway is \$2,500,000 with a right-of-way cost estimated at \$700,000.

2. FAIRVIEW ROAD EXTENSION

Limits: Sharon Road to Providence Road (Via Carmel Road)

Fairview Road Extension is a proposed new facility which would extend existing Fairview Road from Sharon Road to tie into Carmel Road near Country Day School; then with Carmel Road to Providence Road. The projected 1990 traffic count is 22,000 vehicles per day on a five-lane roadway.

Much of this projected traffic will be generated by the new Southpark Shopping Center. The total project length is 2.5 miles and the construction estimate is \$1,000,000 with right-of-way at an additional \$1,000,000.

Planning is currently underway on the project by the State Highway Commission.

Major Road System Construction Projects Continued

3. THE PLAZA

Limits: Eastway Drive to Milton Road

The Plaza serves a very large residential area in northeast Charlotte. The section outlined above is carrying an average of over 9,000 vehicles per day on a two-lane roadway that has a very bad horizontal alignment. It is, therefore, proposed to widen The Plaza to four lanes from Eastway Drive to Milton Road - a distance of 1.7 miles. The estimated construction cost is \$900,000.

4. FREEDOM DRIVE

Limits: Interstate 85 to Mount Holly Road

This project was originally scheduled for construction in 1966 as a State Bond Fund Project. But, due to a lack of funds, no work has taken place. However, construction plans have already been prepared and should funds be made available, this project could probably be let at an early date. The project length is 3.5 miles and the estimated construction cost is \$1.7 million.

5. STATESVILLE AVENUE (U.S. 21)

Limits: Newland Road to Interstate 85

The State Highway Commission has already prepared construction plans for the widening of this two-lane road to four and five lanes. It is carrying upwards of 16,000 vehicles per day and is a vital connector between I-85 and Downtown Charlotte.

The project length is approximately one mile. The estimated cost for construction is \$600,000.

6. THIRTIETH STREET

Limits: Statesville Avenue to North Tryon Street; The Plaza to Independence Boulevard

The two phases of the Thirtieth Street project outlined above will provide some much needed mileage in this proposed major circumferential route. Combined with the Thirtieth Street - Griffith Viaduct - Matheson Avenue project now complete, they will provide a route that will connect East Independence Boulevard (U.S. 74) with North Tryon Street (U.S. 29 and N.C. 49); North Graham Street; Statesville Avenue (U.S. 21) and Interstate 77. It is also proposed that a future project extend Thirtieth Street on to N.C. 16 and the Northwest Freeway.

The project length from Statesville Avenue to North Tryon Street is 1.5 miles. The estimated construction cost is \$750,000. The project length from the Plaza to Independence Boulevard is 1.9 miles. The estimated construction cost is \$950,000.

Major Road System Construction Projects Continued

Two new projects being offered for consideration this year are listed below:

7. TYVOLA ROAD EXTENSION

Limits: South Boulevard to the North-South Freeway

The City and the State have done a considerable amount of planning on this project during the past few years. A large portion of the necessary right-of-way has also been secured through dedication by landowners in the area.

With the construction of this project and the relocation of Tyvola Road through the Sugar Creek Treatment Plant, a major circumferential route from the North-South Freeway to Sharon Road at Fairview will be opened up.

The project length is $3/4$ of a mile. The estimated cost is \$560,000.

8. CENTRAL AVENUE

Limits: City Limits to Albemarle Road

With the completion of the City project to widen Central Avenue from Eastway Drive to the City Limits, it will become imperative that the improvements be continued on to Albemarle Road.

The project length is $1/2$ of a mile. The construction cost is estimated at \$90,000. A 100-foot right-of-way is already in existence.

MAJOR ROAD SYSTEM PLANNING PROJECTS

1. NORTH TRYON STREET

Limits: Eighth Street to Orr Road

North Tryon Street is Charlotte's major radial facility. It is carrying upwards of 23,000 vehicles per day in some sections with lane widths of ten feet or less. It is also plagued by an over-abundance of railroad conflicts. The two separation structures (one at Twelfth Street and one at Sixteenth Street) do not have adequate highway clearance either horizontally or vertically. There is also an at-grade crossing near Atando Avenue that has been a constant source of irritation to people traveling North Tryon Street regularly.

An approved Planning Board Report on North Tryon Street prepared by the Highway Commission recommends a six-lane urban section on North Tryon Street from Eighth Street to beyond Sixteenth Street. From Sixteenth Street to Thirty-First Street, a one-way pair system is recommended, utilizing existing North Tryon Street and Church and Donloe Streets. Each leg of the pair would carry four lanes. The estimated construction cost for this section is \$5,000,000 and the right-of-way cost is \$2,000,000.

The proposed section from Thirty-First Street on north to Orr Road is for six and seven lanes on the existing 100 foot right-of-way. The cost on this section is \$2,400,000.

The total length of the North Tryon Street project is 4.8 miles.

2. PARK ROAD RELOCATION

Limits: Tyvola Road (Proposed) to Frederick Place

The project described above is the construction of new Park Road at a new location with the old facility remaining in service. A portion of this facility has already been constructed under subdivision control. The right-of-way on a large portion of the remaining section is also under public ownership.

The project length is 1.3 miles. The estimated construction cost is \$750,000.

3. GRAHAM STREET

Limits: Morehead Street to Dalton Avenue

Graham Street is at the present time carrying, in some places, almost 20,000 vehicles per day on traffic lanes that are only nine feet wide. The widest the street is at any point is forty feet face-to-face of curbs. It is proposed that this street be widened to six and eight lanes to accommodate traffic counts that are expected to surpass 30,000 vehicles per day by 1990. It is also recommended that a grade separation structure be provided at North Graham Street and Statesville Avenue.

Major Road System Planning Projects Continued

The Highway Commission is currently working on a Planning Report for the project. The Charlotte Redevelopment Commission has been asked to secure a consultant to design that portion of the project within the Greenville Urban Renewal Boundary.

4. INDEPENDENCE BOULEVARD CORRIDOR STUDY Limits: Northwest Freeway to Eastern City Limits

Independence Boulevard, within the limits described above, is carrying almost 40,000 vehicles per day in some places. This count can be expected to reach 50,000 vehicles per day by 1974. It is becoming imperative that an additional facility be constructed to augment existing Independence Boulevard. We propose that a consulting firm be engaged to make a study of this corridor and to recommend additional facilities. The project length is approximately 4 miles.

5. NEW AIRPORT TERMINAL ENTRANCE ROAD

A new terminal is proposed in the expansion of Douglas Municipal Airport. In order that this new terminal meet the needs for which it will be designed, it will be necessary that new ground access facilities be constructed. It is recommended that an early determination of the type and location of these facilities be made in order that local planning and right-of-way protection may be initiated.

MECKLENBURG COUNTY PROJECTS

The following is a list of projects in Mecklenburg County proposed for improvements by the County Department of Public Works and the staff of the Charlotte-Mecklenburg Planning Commission. The Department of Public Works and the Traffic Engineering Department concur in the recommendation of these projects.

1. MALLARD CREEK CHURCH ROAD

Widen to four lanes from N. C. 49 to U.S. 29 including the intersection at U.S. 29.

2. U.S. 21 NORTH

Widen to four lanes from north of Interstate 85 to Sunset Road.

3. ARROWOOD BOULEVARD

Improve and extend from Nations Ford Road to Pineville Road.

4. HARRIS BOULEVARD

Extend from N. C. 49 cross country to Plaza Extension at Plott Road.

5. SAM FURR ROAD

Extend from N. C. 115 eastward to N. C. 73 at Caldwell Station Road.

6. OLD MONROE ROAD

Widen and improve from Idlewild Road to Matthews.

7. HARRISBURG ROAD

Widen and improve from Albemarle Road 5000 northward.

8. CARMEL ROAD

Widen and improve from Providence Road to N. C. 51.

Mecklenburg County Projects

9. VARIOUS INTERSECTION IMPROVEMENT PROJECTS

- (A) N. C. 51 - U.S. 521 - Pineville Road
- (B) Mallard Creek Road - Nevins Road
- (C) Cindy Lane - Griers Grove Road - Beatties Ford Road
- (D) Dixie River Road - Shopton Road - N. C. 160

RNP:pp

April 27, 1971

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RESOLUTION AMENDING THE PAY PLAN OF THE CITY OF CHARLOTTE BY ASSIGNING CLASS NO. 322 DIRECTOR OF TRAFFIC ENGINEERING TO PAY RANGE 51.

Councilman Thrower stated at the last budget session, he thinks Council overlooked the pay scale for the Director of Traffic Engineering. He requested that the pay range be changed from Range 50 to 51. He stated Mr. Hoose has done an excellent job on the TOPICS program, and he will be working with the new transportation committee.

Councilman Thrower moved adoption of a resolution amending the pay plan of the City by changing the pay range of the Director of Traffic Engineering from Range 50 to Range 51. The motion was seconded by Councilman Jordan, and carried unanimously.

The resolution is recorded in full in Resolutions Book 7, at Page 317.

COUNCIL REQUESTS SENATORS AND CONGRESSMEN TO VOTE FOR NATIONAL LEGISLATION REGARDING EMERGENCY EMPLOYMENT AND PUBLIC HOUSING APPROPRIATIONS.

Councilman Alexander stated there are now two pieces of national legislation that if passed can have an effect on local governments, and we should show our concern about them.

One is House Bill 3613, the Emergency Employment Act of 1971. This legislation will provide funds to local governments when national employment rates reaches 14.5%. The bill authorizes \$250.0 million for the current fiscal year; \$750.0 million for the fiscal year 1972, and a billion for each of three succeeding fiscal years. The important features in this legislation are: Number one, no local matching funds are required and, Number 2, Section 6 of this legislation authorizes public service and employment funds from cities or areas within cities based on local unemployment conditions. This feature is of the utmost importance for cities since in many instances the national unemployment rate is not indicative of the local unemployment feature of a city. It is therefore important that city officials contact their Congressman now and urge the vote for this legislation and a vote against any amendment which would weaken this Bill, especially Section 6. That this contact must be made before May 12 as that is when the vote is to come up on the floor of the House.

He stated another which should have Council's attention is on the failure of the House Committee to approve additional funds for Sections 235 and 236 of the Housing Assistance Programs. On May 6, 1971, the House Appropriations Committee reported out the Second Supplemental Bill for the current fiscal year 1971. In doing so, they failed to include \$25.0 million in appropriations for each of Sections 235 and 236 Housing Assistance Programs. Councilman Alexander stated he feels that the full amount of funds set for these programs should be added. Senator Philip Hart, Democrat of Michigan, will introduce such an amendment. The current indications are that by June 30, there will be a backlog of applications towards 70,000 units under Section 235 and 246,000 units under Section 236. If approved, the \$25.0 million in appropriation will allow these commitments to be made on another 21,000 under each program. That because of the shortness of time, it is important that we wire Senators immediately urging support for the Hart amendment because this Bill comes to the floor of the Senate tomorrow, May 11.

Councilman Alexander moved that Council request our Senators and Congressmen to give their support to these two pieces of legislation. The motion was seconded by Councilman Short.

Councilman Tuttle stated he cannot vote for this motion, not because he is opposed to housing, but he does not know enough about the background. That he does not know what is in reserve or why they cut the appropriations. Councilman Thrower stated he agrees with Councilman Tuttle.

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Councilman Short stated this is an effort by Congress to curtail the 235 program; a program that has been used frequently in Charlotte. That he does not know that he has heard it criticized and he does not believe that it should be curtailed.

Councilman Withrow stated he agrees with the first one but he does not know enough about the second one. Councilman Alexander stated if Council does not act on this today, there will not be time as it comes up tomorrow; that if we hope to break the bottleneck of housing as it exists in Charlotte, we will have to resort to the provisions of 235 and 236. Councilman Withrow stated he will vote on it under the condition that the City Council will go on record asking the Housing Authority in Greensboro to give it the authority for the placement of all FHA units of this type in the City of Charlotte so that we can determine our own existence in low income housing. Councilman Alexander replied the only thing before us tomorrow is this legislation; and if you do not get this legislation then, it will not make any difference if you have the authority to place as you will not have any funds to place them.

After further discussion, the vote was taken on the motion and carried by the following vote:

YEAS: Councilmen Alexander, Short, Jordan and Whittington.

NAYS: Councilmen Tuttle, Thrower and Withrow.

Councilman Withrow stated he is voting against the motion because they will not give us the authority to determine where to place these units. Councilman Whittington stated this is a matter that Council can handle with the Housing Authority and the Planning Commission.

COUNCILMAN TUTTLE EXPRESSES APPRECIATION TO PEOPLE WHO VOTED FOR HIM IN RECENT ELECTION.

Councilman Tuttle stated he would like to thank the roughly 12,000 people who had a little confidence in him at the polls. He stated he is saying this today because if arrangements can be made, he and his wife are going to the West Coast and he will not be present for the meeting next Monday. That he would like to thank the people of this city for giving him six years to work for them in the only manner that he knows - to stand up and speak out on his honest convictions. That he has done this for six years, and it has been his pleasure. He stated he would like also to thank his colleagues here for the courtesies shown him, and especially the Mayor. That in spite of the Charlotte Observer, he thinks this has been a good Council, and it has served this City well. Mayor Belk has done an excellent job as the people proved on Election Day.

COUNCILMAN WHITTINGTON ASKED FOR REPORTS AND NECESSARY ACTIONS OF COUNCIL TO BE TAKEN ON VARIOUS PROJECTS.

Councilman Whittington stated the last time Council made a tour as it relates to the bond program, they were told that we would go out to contract on Central Avenue, from Eastway Drive to Sharon Amity Road in the summer of 1971. That he has heard nothing since that time, and he would like to know if this is true and to get it back to Council to take action. He asked the City Manager to bring this to Council next week.

Councilman Whittington asked what steps Council needs to take to begin the widening of Sharon Lane? Mr. Bobo, Acting City Manager, stated there is right-of-way to be acquired and it looks as though it will have to be through condemnations. That recommendations for condemnations will be before Council shortly. Councilman Whittington stated it is his judgement that we should proceed and do what is necessary to be ready to go out to contract as soon as possible.

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Councilman Whittington stated sometime ago he asked for a report, and he would like to ask again where is the report on annexation of that property east of the city limits on Independence Boulevard, Albemarle Road Extension down to Monroe Road? Mr. Bobo replied Mr. McIntyre, Planning Director, is working on this report, and he has assured him he will have a recommendation to Council just as soon as possible; that he cannot tell Council the exact time, but he would hope it would be ready within the next month or six weeks. Councilman Whittington stated this should be top priority, and if it can be done in less time, it should be done. Councilman Tuttle stated the last report Council received on this spelled out cost but it did not relate this cost very well to tax dollars; he asked that the report show cost in relation to the anticipated revenues.

Councilman Whittington requested that a meeting be scheduled with the Park and Recreation Commission and staff immediately to see what we can do about the question of Park Center, and the question of what we can do about getting underway with a park either in the northeast or northwest. That this is a money problem and he does not know all the ramifications of that but we need to have a meeting to make some decision. Councilman Short stated at this conference, he would hope we could also get their views and confer with them about a park and recreation program for the handicapped which was mentioned to him repeatedly in campaigning around the city. Councilman Whittington stated that is a good point; it has been pointed out that there are 11,000 handicapped people in the City who cannot use our parks as there are no programs and no facilities for them to use.

SUGGESTION THAT COUNCIL BE SPLIT INTO COMMITTEES TO WORK WITH VARIOUS DEPARTMENTS AND VARIOUS BOARDS AND COMMISSIONS.

Councilman Whittington stated we have a new City Manager who came to work today. Secondly, we are about to begin a new term as far as Mayor and Council is concerned. He stated he thinks the Mayor and Mr. Burkhalter should consider splitting Councilmembers into Committees to work with the various departments and various boards in this city. Every year this job gets heavier and there are more problems. That something could be said of the success the Board of County Commissioners has had in the last two years by working in committees. This does not take anything away from the seven members of Council because whatever a committee would bring back to Council would have to be acted upon and passed by the entire Council.

Councilman Whittington suggested that the Mayor and Mr. Burkhalter consider this and he hopes they will concur that this is a good arrangement.

CITY MANAGER REQUESTED TO SET A MEETING FOR CITY COUNCIL AND DEPARTMENT HEADS.

Councilman Whittington suggested that Mr. Burkhalter, City Manager, consider a meeting with all the Council and all of the Department Heads in the Council Chamber or some appropriate place, other than a Council Meeting, where we can mutually discuss many of the things that have been brought to his attention and other members of Council about the lack of communication and various problems that people say they cannot get answers for. He stated he is not trying to go around the new City Manager; that he is just making a suggestion to him that he thinks would be helpful.

PUBLIC WORKS DIRECTOR REQUESTED TO CONTACT PRIVATE COMPANY THAT PICKS UP TRASH DOWNTOWN ABOUT DROPPING TRASH FROM THEIR TRUCKS.

Councilman Jordan stated last week, on a very windy day, a private company was picking up trash downtown from one of the large buildings. That they actually lost more trash going up and down the street than he has ever seen. Trash was blowing all over that side of town from this one truck. There were papers coming from a bank building up there. There should be some way when they are dumping those dumpsters, that the trash does not come out. He requested Mr. Hopson, Public Works Director, to contact these companies and see if they cannot work out something so that the trash will not blow out.

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CONFERENCE SESSIONS TO BE HELD IN COUNCIL CHAMBERS.

Councilman Jordan moved that the conference sessions of City Council be moved into the Council Chamber from the Conference Room unless there is a public hearing where Council would be required to have a conference meeting. The motion was seconded by Councilman Tuttle, and carried unanimously.

SUGGESTION THAT LEFT TURN LANES ON EASTWAY DRIVE BE EXTENDED.

Councilman Withrow stated during the election, he was out on Eastway Drive, and he found that one thing people complain about is the left turn lanes. They say the lanes are too short, and the traffic backs into the lanes of traffic going two ways. He stated these lanes should be extended and make the left turn lanes longer. That this is true all down Eastway Drive.

LEFT TURN LANE REQUESTED ON SHAMROCK, TURNING INTO EASTWAY DRIVE.

Councilman Whittington stated there is also a need for a left turn lane for traffic coming from the bridge on Shamrock in the direction of the Methodist Home. They need a lane and slot to be able to turn left.

COUNCILMAN SHORT INTRODUCES SON.

Councilman Short introduced his son, Hal, and stated he lives in Raleigh and is visiting Council today.

STATEMENT REGARDING STREETS TO BE IMPROVED WHICH ARE NOT STATE MAINTAINED.

Councilman Short stated a number of streets have been included on the state program. Last year when Council did this, he received a long phone call from someone who was upset because he thought his street had been removed from the program. But it just was not a state road. Councilman Short stated there are several city streets that are scheduled ultimately for widening but they are not state roads. The fact that they have been omitted from the list today is because they are not state roads. This includes such streets as Oaklawn Avenue, Remount Road, Randolph Road, Seventh Street and Davidson Street. These are in the city's capital improvement program for widening.

WIDENING AND IMPROVEMENTS TO WELLESLEY AVENUE TO BE INCLUDED IN CAPITAL IMPROVEMENT BUDGET AS DESIGNATED BY THE CITY MANAGER.

Councilman Short stated sometime ago he brought up the matter of Wellesley Avenue, beside Queens College, and asked that a presentation be made of the facts necessary to improve this street, which in places is not wide enough for two automobiles to pass and yet it is right there at the tremendous new auditorium. The street is just an embarrassment to the city and to Queens College. The information shows that it will take \$23,000 to widen and improve this street between Roswell Avenue and Hastings Drive; this will be a highly desirable thing.

Councilman Short moved that Council ask the City Manager to include this as detailed by Mr. Hopson, Public Works Director, in the Capital Improvements Program for sometime within the five year span of the program. The motion was seconded by Councilman Whittington and carried unanimously.

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PROPERTY ON TYVOLA ROAD FOR EXTENSION OF ROAD TO SLEEPY HOLLOW INTERCHANGE WITH I-77 REQUESTED PLACED IN CAPITAL IMPROVEMENT BUDGET.

Councilman Whittington stated in the Conference Session today Mr. Hoose, Traffic Engineer, mentioned a piece of property on Tyvola Road that he had asked to be included in the Capital Improvement Budget. According to Mr. Hoose, this is what the City will need when it is ready to go out to bid to get this road over to Sleepy Hollow Interchange with I-77. Councilman Whittington suggested to Mr. Bobo and Mr. Burkhalter that they try to get this on the agenda for Council to take some formal action.

ZONING PETITION FOR CHANGE IN ZONING ON OLD CONCORD ROAD AND FAIRHAVEN AUTHORIZED PUBLISHED FOR RE-HEARING.

Councilman Whittington stated there is a zoning petition pending which has had a great deal of controversy, and that is the Mobile Park zoning on Old Concord Road and Fairhaven Drive. Since the hearing was held, the Planning Commission has recommended that 105 acres of this land be approved, and the remainder be denied. He stated he is sure that most of the people who live out there and oppose this are not familiar with what has been approved and exactly how much has been denied.

Councilman Whittington stated because there will be two new Councilmen sworn in at the next Council Meeting, he moved that the Zoning Petition No. 71-4 be set again for a new hearing and the people who are opposed to it be so notified by the Planning Commission. The motion was seconded by Councilman Short, and carried by the following vote:

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

COUNCILMAN SHORT APPOINTED AS CHAIRMAN OF COUNCIL ANTI-LITTER COMMITTEE.

Mayor Belk stated as this is Councilman Tuttle's last meeting and he was Chairman of the Council's Anti-Litter Committee, he will appoint Councilman Short as Chairman of that committee.

RETIRING COUNCILMAN TUTTLE REQUESTED TO CONTINUE TO WORK ON THE SUGAR CREEK PROJECT.

Mayor Belk stated he and Council would like to thank Mr. Tuttle for the services he has rendered to this city; that he has been a very dedicated Councilmember. One thing that will always stick out in people's mind is "Tuttle's Puddle". He requested Councilman Tuttle to continue his services in this Sugar Creek Project as he knows of no other person that knows more about this than Mr. Tuttle, and he is needed. Mayor Belk stated he will do everything he can to get this project completed as it will be a great asset, and no other city will have the opportunity that we have.

Councilman Tuttle replied that he appreciates the Mayor's statement, and he will accept. That the work is just about completed, and we are down to a point where the next move is to take the revised application to Washington and if we get a nod up there, then we will have a new ballgame. He stated it is very important that we make this presentation to Washington, and arrangements are being made by Mr. Connerat to get Mr. Jonas, Mr. Jordan and Mr. Ervin to go with them to this meeting.

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APPRECIATION EXPRESSED TO MR. BOBO FOR SERVING AS ACTING CITY MANAGER.

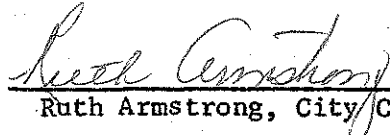
Mayor Belk stated Mr. Bobo has served very faithfully as Acting City Manager for the past four and a half months. He stated he and Council would like to thank him for his dedication in this position of added responsibility. Mayor Belk stated Mr. Bobo has done well and Council appreciates his acceptance of the added responsibility.

APPRECIATION EXPRESSED TO MR. BOBO, STAFF AND EVERYONE AT CITY HALL BY COUNCILMAN TUTTLE.

Councilman Tuttle stated it would be remiss of him to not thank the staff, Mr. Bobo and everyone at City Hall for the courtesies they have shown him. That we have a real dedicated group down here, and he thinks the public should know it.

ADJOURNMENT.

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


Ruth Armstrong, City Clerk