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The City Council of the City of Charlotte, North Carolina, met in regular session on Monday, June 3, 1974, at 3:00 o'clock p.m., in the Council Chamber, City Hall, with Mayor John M. Belk presiding, and Councilmembers Fred D. Alexander, Kenneth R. Harris, Pat Locke, Milton Short, James B. Whittington, Neil C. Williams, and Joe D. Withrow present.

ABSENT: None.

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INVOCATION.

The invocation was given by Father Richard Allen, St. Patricks Cathedral.

JAMES F. FARRELL, CHIEF ENGINEER, UTILITIES DEPARTMENT, PRESENTED CITY OF CHARLOTTE MERIT AWARD.

Mayor Belk recognized James F. Farrell, Chief Engineer with the Utilities Department and presented him with the City of Charlotte Merit Award. Mayor Belk stated that Mr. Farrell won the George Franklin Award which is presented by the League of Municipalities to the outstanding student of the Municipal Administration Course at the Institute of Government.

REPORT ON SCHEDULE FOR DISSEMINATION OF INFORMATION ON THE COMPREHENSIVE DEVELOPMENT PLAN BY PLANNING COMMISSION AND STAFF.

Mr. W. E. McIntyre, Planning Director, distributed a memorandum showing the activities of the Planning Commission staff pertaining to the dissemination of information about the Comprehensive Development Plan.

Mr. McIntyre stated the supplement which has been published on the Plan was distributed with the Charlotte Observer yesterday, and it went to some 90,000 householders. He stated they believe they have been in touch with about 1400 people otherwise by meetings that have been held since the plan was presented to the Governing Bodies. They have another 13 meetings scheduled for the coming weeks; they have contacted about 150 agencies, organizations, and groups letting them know that the Planning Staff is willing and interested in making a presentation of the plan to them. A great deal of television time has been used; they have had four half hour interviews on WCCB: one half-hour program on WSOC-TV; they are now scheduled to have two more half hours on WSOC-TV; they will have about six minutes on the Ty Boyd's Noon Show on WBTV. All together they will have about 275 minutes of television time. On radio, WEZC and WAME have cooperated with them very well, and they have had other spot announcements about the plan. The public libraries have received this information and it is available to the public there; information has gone out with the water bills, and other sources at City Hall.

Mr. McIntyre stated they have 26 events scheduled for the month of June, and seven events have been scheduled for the month of July.

He stated they feel the time that has been spent on this has been very productive. In general the attitude towards the work is positive and affirmative. Everyone does not agree with everything; but he gets the feeling that it is a pretty affirmative attitude about the plan in general terms. Questionnaires have been distributed and they intend to distribute a lot more. They plan to summarize the responses so that they will have a factual report for the City Council when they complete the whole process.

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Councilman Alexander stated he is well pleased with the type of publicity to this point. That two community action groups appeared before Council at the informal session. Reverend Smith Turner was the spokesman for one and Mrs. Ann Burns was spokesperson for the other. He asked if these two organizations are on the calendar. Mr. McIntyre replied he does not recognize those names; but they have been in touch with their constituent agencies. Councilman Alexander requested Mr. McIntyre to get in touch with the Northwest Community Action Association and let them know that they can be scheduled for a hearing. That he would not like for Council to go through all of this, and then some of the community groups come up when it is all over and say they did not get a chance to discuss this. Mr. McIntyre replied he will be glad to do this; but they have sent out letters to over 150 organizations to let them know that they are interested in appearing before the groups. Councilman Whittington stated Mrs. Burns is still in the audience, and he suggested that Mr. McIntyre tell her about the meeting at Harding and the time.

Councilman Short asked if there have been any comments about the five outlying intercept garages? Mr. McIntyre replied he has not had any comments; that he does not know if the others who are participating have or not.

Councilman Harris stated he appreciates this report very much; that it is very thorough and is the kind of report Council needs. He asked if the Community Relations Planner has been employed? Mr. McIntyre replied it is under consideration; that he is interviewing people this week.

Mr. Burkhalter, City Manager, suggested in connection with the four scheduled public hearings that something unusual be done to bring these hearings to the attention of everyone; they are the four that are scheduled for the general public. That the average person does not belong to a group, and these four will be the ones they will feel they can attend.

**AMENDMENT TO SUPPLEMENTAL COOPERATION AGREEMENT DATED AUGUST 4, 1972 BETWEEN THE HOUSING AUTHORITY AND THE CITY OF CHARLOTTE TO PERMIT HOUSING AUTHORITY TO UTILIZE FUNDS FOR ACQUISITION AND RENOVATION OF ADDITIONAL HOUSING UNITS.**

A request by the Housing Authority to amend the supplemental cooperation agreement dated August 4, 1972 to permit the Housing Authority to utilize funds made available thereunder for a period of ten years to acquire and renovate additional housing units rather than modernizing existing units was presented.

Mr. Hall, Chairman of the Housing Authority, stated in early August of 1972 they came before Council and requested consideration of waiving their payment which they pay in lieu of taxes, to make it possible for them to use the funds for modernization of Piedmont Courts, Fairview Homes, Southside Homes and Belvedere Homes. Council agreed to give this to them, and to waive the payment for ten years. In the meantime they were able to get the funds for HUD, and have not had to use these funds. Today, they are asking to change the use of these funds, and make it so the Housing Authority can use the funds for the acquisition of different real estate. One in particular is the Addison Apartment located at the corner of Morehead and McDowell Street. They have made an offer on the facility of \$525,000; if it is acceptable they would like for Council to approve a change in the memorandum which was dated August 4, 1972 to permit them to use these funds for this purpose, and other things they might want to do. He stated they were able to obtain a loan from the First Union National Bank, and three other banks in the amount of \$650,000 at seven percent for a nine year loan. They can amortize this loan with this payment if Council waives them. It will give them an apartment of 77 units and they can move families in immediately. Their plan is to mix it with the elderly and the young. They will have to spend about \$225,000 in addition to the \$525,000 on the facility.

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Mr. Hall stated if their offer of \$525,000 is not accepted, they would like for Council to not pin them down to the Addison Apartments, but permit the Authority to use the funds in acquiring other properties. In this way they will not have to go through HUD. They can buy and run the apartments as the City's Housing Authority without the federal guidelines. This is what they would like to do with these funds for the next ten years.

Councilman Short stated he has felt, and has expressed several times, the thought that the housing situation is such that we should not continue to take back this pilot money, but should leave it with the Housing Authority.

Councilman Short moved that Council proceed accordingly. The motion was seconded by Councilman Whittington.

Councilman Alexander stated he has no hangups about proceeding as Mr. Hall has proposed. That he would like for them to consider over the long run as they move in the area of purchases, that they mix it up some, and take up some of the slack that is outstanding for these people with children who do not have anyplace to go, and cannot get in public housing now, and no arrangements are being made for them because in the present situation we cannot. That he is asking that room be left for the old and some of the people who cannot get placed and need to be placed. Mr. Hall replied they have this under serious consideration, and it was discussed several days ago.

The vote was taken on the motion and carried unanimously.

Councilman Harris stated in the revenue sharing part of setting the priority items, there are two items about the purchase of apartment units and the improvement of public housing projects. He asked Mr. Hall about the \$1.0 million we are talking about.

Mr. Hall stated he would like for the Council to consider letting them have more of the revenue sharing funds. If they have to go through the federal guidelines, it could cost them as much as a million and half dollars to renovate it; where they can renovate it by meeting all the safety and fire codes of the City of Charlotte, and make it a safe and good place for people to live for \$225,000. If they were able to obtain additional funds, such as revenue sharing funds, they would pledge to Council they would buy other properties that are available; they would also pledge to upgrade some of the existing facilities as far as recreational, by buying five or ten acres and add recreation to their projects, such as Dalton Village and Boulevard Homes, and others that do not have it. This is what they would like for Council to give serious consideration to also.

Councilman Harris asked about the recreational facilities at Dalton Village and Boulevard Homes. Mr. Hall stated at Dalton Village there is some property that lies between these subdivisions. They are having a meeting at 4:30 this afternoon with the owners of this property to discuss what it will cost. At the Boulevard Homes there is a 10 or 15 acre site which they have been looking at for some time, and hope to come up with something soon.

Mr. Hall stated they do need funds. If they can work with Council and get some of the revenue sharing funds to equip some of the smaller parks that can be managed by the managers of the projects, rather than Park and Recreation, he thinks will be much better.

Mayor Belk asked about the apartments at 28th and Poplar Streets. Mr. Hall stated two or three years ago the Authority cancelled this project because of poor construction at that time. They could not get the contractor and developer together to do a better job. They came back and offered it to them at \$2.5 million; later they came back at \$2.0 million, and again at \$1.8 million. In the meantime they improved the property and they have 135 very good units. The Authority has now made an offer, with HUD funds, of 1.6 million for the project. This is subject to HUD's approval and it is before them now.

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Councilman Alexander stated when these reports come to Council, Council does not hear of the problems that grow in these developments because of the lack of play space and controlled play activities. Developing some parks in these housing units to give these children something to do is something that should be considered. That Council needs to talk with the Park and Recreation Commission to see where they can expand their services to help do it, as the Managers will not be able to do it by themselves. He stated this is a move in the right direction, and he would like to commend the Housing Authority for it, and he hopes we will begin to look at it from a broader point of view, and help resolve some of these problems.

Mr. Hall replied they can correct them. But there is just so much money you can get your hands on; it is hard for them to get money from the federal government for recreation for their projects. That is why they are asking for help from the revenue sharing funds. If Council would give them \$250,000 they would pledge to put parks in their facilities.

Councilman Alexander asked how much support they need from public recreation? Mr. Hall replied a lot of their facilities are located where they can take advantage of the existing parks and recreational facilities. But there is nothing in the area of Dalton Village and Boulevard Homes. They need to acquire the additional property that is close to the projects so that the Authority's staff can oversee them.

Mr. Burkhalter, City Manager, stated this is the first time that Council has ever used general fund money for public housing. Also Council has given some revenue sharing money for these facilities. That he endorses the move and thinks it is good; but they also need to be careful. We do not know what Congress will do about public housing. It has always been a 100 percent federal funded project. The revenue sharing they have received in the past was not given to the Authority in lieu of housing money; but because of the fact that the federal government shut down on the housing at the same time, and it made it very appropriate for something to be done to keep things moving. Should Congress come through with another program, it might not be necessary to use these funds.

Mr. Burkhalter stated the pilot payments were funds that were originally determined by the federal government as equitable because of the fact that services were given, and housing projects were being built in large numbers and cities could not furnish adequate services. The cities furnished the garbage pickups, the fire protection, and such was the reason for the payments.

Mr. Sink, Attorney for the Authority, stated the federal statutes start on the premise that the housing authority is exempt; then they agree in HUD giving the money, that the Authority will enter into an agreement with the city whereby it agrees to make whatever payment that can be agreed upon with the city in lieu of those taxes, provided it does not exceed ten percent of the rents that are paid each year. In 1969 the Agreement was to pay, in fact, ten percent of the rent each year. Now, they are revising that agreement in substance that the Authority will pay it to the City, and then the City has an obligation to pay it back to the Authority. It would be a contractual agreement, in the nature of a grant, which would mean giving the services the city provides any other residents for ten years for free.

Mayor Belk thanked Mr. Hall and the other members of the Housing Authority for the work they are doing.

#### FLOW CHART OF WORK SCHEDULE FOR TRANSIT STUDY COMMITTEE APPROVED.

Councilman Short stated the Council Committee studying transit and transportation instructed the Chairman to present this work flow chart to Council. In addition to the work flow chart which was sent out with the agenda, he has prepared a simplified version in chronological order; this is the same information; it makes it a little less wordy and a little easier to understand.

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Councilman Short stated the new Transportation Planner is Mr. Roger Feahr who is present to explain the flow chart to Council.

Mr. Feahr explained the flow chart from an enlarged version. He stated there are five major tasks. Task one is route reconnaissance operations. An inventory and assessment will be made of the bus service provided the Charlotte area. Certain basic operational data contained in the Charlotte Mecklenburg County Public Transportation Study, published in December, will be utilized, and emphasis will be placed on the wealth of land use data accumulated for use in Phase II of that study.

Task two is the examination of route alignments. This has been discussed in other reports that will be approached in the updating process. Recommendations as a result of this task will be confined to those of a non-capital nature.

Task three is re-examination of through routings. This was set apart for the purpose of examining in greater detail the relationship of transfer volume to the through route connections at Trade and Tryon Streets.

Task four is to determine, under current traffic conditions, the ability of the transit vehicles to maintain schedules to an acceptable degree and to stay within proper loading standards. This will require field workers located at various time points on each route, at the end of lines and at the Square.

Task five is to examine the need for demand-responsive service. This differs from regularly scheduled fixed route service in that it is a more flexible system and capable of responding to variable and diffused demand pattern. This will be examined for the Charlotte area.

Councilman Harris stated he is concerned about the time we are taking to do these functions. It seems that some of them are overlapping to a certain degree. He asked Mr. Feahr if he agrees from the standpoint of time lag whether or not they can be shortened with additional funds and additional personnel? Mr. Feahr replied one problem is getting personnel for the on-board check, which requires a number of people; they are looking forward to the termination of the school year when students are available to make the check. If Mr. Harris is referring to the entire span of time involved in the study, he would say they would have to have a considerably larger staff to accomplish this in a shorter time period. Some of the tasks are dependent one upon the other. In the route connections in the Central Business District, it involves at the present 24 routes, and 22 of them are connected in the Central Business District. The study of the transfer, the origin-destination phase of the study could possibly determine a change of connecting one end of one route with possibly another route. These are things that cannot be determined until the O & D survey is completed; it has to be done over a period of time. One survey was accomplished in the study that was published in December, 1972. The main purpose of these tasks listed are to bring that up-to-date to make sure there are no changes.

Councilman Harris asked if this is just a study of the existing routes, and the existing schedules, and the existing equipment, and the existing customers. Or is it to be enlarged? Mr. Feahr replied this will be enlarged to expand into the presently unserved areas, and to change levels of service. A major point is the congestion at the Square. Since this was started about mid March, they have made very good progress; they are about 33% complete in their schedule.

During the discussion, Mr. Feahr stated Task 3.1 is 15 percent completed; Task 2.6 is 50 percent completed. The entire task is 32 percent completed; they will be on schedule by mid June, at 33 percent. The five major tasks are tasks that can be completed by the staff in the time allotment; the recommendations will be made after analysis. The implementation are things that the staff have no control over.

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Mr. Feahr stated at present they are in the process of dealing with the bus company about going into the unserved area. There will be a certain cost involved in that. In the recent fare increase the City was enjoined by the N. C. Public Utilities Commission to insure that the service is improved. That at this stage he would say they have not improved their service. Next week there is a meeting scheduled with the Officials of the holding company and the Transportation Committee at which time it will be ascertained how far they will go. He stated Staff does have some recommendations to present to them.

Councilwoman Locke stated Council would like to see the recommendations all along, and not wait until 1975. Mr. Feahr stated they hope to do this.

Councilwoman Locke stated if they do not improve services, can the city break the franchise? The franchise specifically says the City can take over the bus system if they do not keep up the franchise which is improving the bus system. The City Manager replied, generally speaking, that is the only reason you can break a franchise. Councilwoman Locke stated she would like to know on what perimeters the franchise can be broken.

Councilwoman Alexander stated Mr. Feahr has been with the City only about two weeks officially; that he would not expect him to have all the answers to the questions that Council is asking today.

Councilwoman Locke asked if they are looking into routes outside the city limits? Mr. Feahr replied not in this first phase; but they will in the long range. At present they are permitted to operate two miles outside the city limits, and the recent annexation has expanded that.

Councilman Short stated it would be helpful to the Committee and to the Staff if Council would approve the work chart. That he feels it should be more than just a suggestion from a three man committee.

Councilman Short moved that Council approve the chart as a working guide. The motion was seconded by Councilman Alexander.

Councilman Williams stated this is apparently moving in the direction of public involvement in public transportation. That he sees several possible inconsistencies here in the subsidies of Task 6.1 and the acquisition later on; but if we are talking about acquisition, and he is for it, he would be ready to vote for it tomorrow. As long as this is moving in the right direction, and that is in his opinion, the public operation of this, he is prepared to vote.

The vote was taken on the motion and carried unanimously.

**TWO MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS TO BE APPOINTED AS ADVISORY MEMBERS TO THE COUNCIL TRANSIT COMMITTEE.**

Councilman Short stated on the question of studies outside the city limits, this is a requirement of the Urban Mass Transit Act of 1964.

Councilwoman Locke stated on May 24, Mr. Harris, Chairman of the Board of County Commissioners, wrote to Council asking for an opportunity to have input into the mass transit study, and asked that at least two county commissioners be appointed to the Committee.

Councilwoman Locke moved that the Committee be renamed the Consolidated Mass Transit Study with two county commissioners appointed.

Mayor Belk asked why the county commissioners are needed; they do not have a transportation department? Councilwoman Locke replied we will be going into the county, and we will be studying county routes, and she thinks it is important that they have some input into this committee.

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Councilman Williams stated he would second the motion to invite two commissioners to serve on the Committee.

Mayor Belk stated he thinks they would be better off if they had two more city councilmembers rather than two county commissioners; they do not have a transportation department, and if they want to enlarge the committee, he would recommend they add two members of the city council.

Councilman Harris stated he looks for some cracks in the dike over there in our relationship at the time when we start developing consolidation. That if they would like to serve on this committee and have some input in giving some ideas, that he would like to go along with the idea and invite them to come with us.

Councilman Alexander stated he has to raise the question of balance now. Unless we are going to discuss balance he is not ready to vote for it; that he is talking about balance as far as city and county representation is concerned. Councilman Williams replied it would be three to two, city and county ration.

Councilman Whittington stated he would think that Council should wait on what is proposed because this Committee is concerned about what Mrs. Locke proposed coming from the Chairman of the Board. That we have not heard from them except in the way of a letter; that we have not heard from the majority of the Board on the matter at all. That he is not speaking for Mr. Short nor is he speaking for Mr. Williams, but he thinks this request to enlarge the Committee should come from the Transportation Committee, and given enough time he thinks Council will have that request. That he is a member of the Committee, and he does not think we should jump in that direction at this time.

Councilwoman Locke stated that is good advice, but back in January the Board of County Commissioners asked to be a part of this, and they voted unanimously. Councilman Whittington stated it would be better for the Committee to ask for this rather than it coming from this Council at this time.

Councilman Harris stated he can see Mr. Whittington's point of view about the legalities of the two bodies coming together and working on "city" problems at this time.

He asked that the motion be amended to invite the two County Commissioners as advisory members of the Committee, rather than active voting members of the Committee. That he does not want to have them in the process of voting on city matters at this time.

After further discussion, Councilwoman Locke amended her motion to accept two members of the County Commission to sit with the Transportation Committee on an advisory basis. The amendment was accepted by Councilman Williams who seconded the motion.

The vote was taken on the motion and carried unanimously.

**COUNCILMAN SHORT TO INFORM COG THAT COUNCIL HAS NO OBJECTIONS TO THE APARTMENT PROJECT IN THE AREA OF DILLARD DRIVE.**

Councilman Short stated the A-95 process deals with the approval by the COG of the expenditure of federal funds anywhere in this part of the country. This is the way the source of the funds, the FEDS, want it done whether we like it or not, we are in the routine of doing this, and as the COG delegate, it is his duty to look over these A-95 items as they are referred to him. The vast majority of them are perfunctory, and obviously there are no questions about it, and they are routinely approved by him. On some occasions he has sought to confer with Councilmembers about A-95 items. Today, there is one that seems to be anything but perfunctory, and he has asked that the proposal to build a 64-unit apartment project in the approximate area of Dillard Drive be placed on the agenda today.

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Councilman Short stated this involves street patterns as shown on the map, and involves a possible conflict with a very nice housing project planned by Mr. Marsh, Mr. Broadway and Mr. Howie. The physical facts are known to the Councilmember or can be explained by Bernie Corbett. The only point he wants to advance is that we are talking about a possible extension of North Sharon Amity Road just beyond the point where it is now to be widened by bond issue. That he sees this as a project to be considered by itself, and not related to an older plan of 1960, which is shown along the top of the map. That he thinks it is two separate items entirely. If Council sees fit to go along with the earlier plan of 1960 which was before the University was built that is fine; but we also have the other question of whether we want to proceed with the other road which would be along the bottom of the map.

Mr. Corbett, Traffic Engineer, stated this section of the A-95 application came across several municipal department desks in the normal process. In the Thoroughfare Plan it said that provisions had been made for a major thoroughfare extending all the way from Sharon Road on south along the proposed route of Sharon Amity Road, to Shamrock Drive, then utilizing the Barrington corridor all the way over to North Tryon Street, or US 29 - NC 49. Since the route was approved as a part of the major thoroughfare plan, the various city agencies proceeded to develop it; through their normal processes of subdivision control they have acquired a section which extends from Cove Creek west to Old Coach Road. Also they have obtained the section from the Plaza eastward to Milton Road. This constitutes approximately half of the route from Shamrock Drive to North Tryon Street. Presently the section from Milton Road south to the railroad is under construction; and the city has been assured of the development of the remainder down toward Shamrock Drive. Then continuing that right of way the construction through subdivision control by private development at very little cost to the city.

Mr. Corbett stated the proposed route is part of the thoroughfare plan and extends all the way to North Tryon and provides direct connection with US 29 - NC 49, and indirect access to Interstate-85. Back to the south it also intersects with NC 16 and US 74. This is a route that has continuity to it and serves several different groups of people - those who might use the various highways, and those who might want to go to UNCC. Since the route was a part of the thoroughfare plan, they have worked towards developing it. They feel the Barrington Drive route should be followed as it will serve a greater need, and every effort should be made to stick with that route if at all possible.

Councilman Whittington stated he agrees with everything Mr. Corbett has said. He asked if he thinks it is wise for the city to protect the right of way of Dillard Drive, from Milton Road to the Newell-Hickory Grove Road, realizing that you also have Dillard Drive, four lanes, from the Norfolk-Southern Railroad now to Milton Road. Both of these have almost the same alignment. The question is do we want to preserve this right of way? Mr. Corbett replied from an engineering standpoint they think it is more logical to work with Barrington Drive for several reasons. One, Dillard Drive has been built to four lanes, 40 feet, which is a substandard four lanes as the City's standard four lane is 48 feet. The base construction is not built for a continuous flow of traffic. In order to accommodate any part of the major thoroughfare, it would be necessary to not only widen it, but to tear out the base and rebuild it to accommodate truck or heavy traffic. Second, in the design of Barrington Drive, provisions have been made for railroad grade separation in the future at the Norfolk-Southern Railroad and at the Southern Railroad which runs beside Old Concord Road. One of the problems with the route on the south using old Hickory Grove-Newell Road is that it is practically impossible without extensive property damage to have a railroad grade separation because of the previously developed area. Due to the closeness of the railroad at Old Concord Road, it would be virtually impossible there. As far as a major thoroughfare, there is no question in their minds from an engineering standpoint that we should make use of Barrington which is safer and will provide those facilities to take care of the traffic, not only today but in the future.



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Councilman Whittington asked if any more work has been done to straighten out the T-intersection at Shamrock and Sharon Amity Road to tie in with Barrington Drive? Mr. Hopson, Public Works Director, replied nothing except in the design work they will be accomplishing when they rework Sharon Amity Road; nothing on a temporary basis. It is a part of the new widened Sharon Amity Road whenever it is done. He stated that would accommodate either of these routes.

Councilman Harris asked where the projected road from Old Coach Road across to North 29-49 comes out? Mr. Corbett replied opposite Orr Road where it comes in at the present time to Concord Road. It extends presently from Old Concord Road over to North Tryon Street; that is all new right of way; that we will gain this part through subdivision development.

Councilman Alexander asked how much development of housing will we go through? Mr. Corbett replied all of it has been developed in housing from Milton Road over to the Plaza since it was adopted as a part of the major thoroughfare plan; a portion was developed previously. All the other was developed knowing it was to be a major thoroughfare, and the developers built the road to the major thoroughfare standards and turned it over to the city. Councilman Alexander stated if we know we have road plans he does not understand why we allow developers to build to the extent of the ones he looked at when he was out that way; then property owners buy the property and find themselves in this kind of bind. That Mr. Corbett said the developers knew this was a planned thoroughfare when they developed it; but they cannot build anything that we do not give them a permit to do. Why do we give permits for this type of building straddling a major thoroughfare? He stated this is a question of concern to him. Mr. Corbett replied in the city's planning process it is defined where the major thoroughfares are to go, and we work with developers, and we tell them it will be there, and we ask them to make certain concessions to the city to provide sufficient right of way and to pave the roadway to the width to accommodate the thoroughfare in the future. What they choose to build within the zoning regulations is up to the developer.

Councilman Alexander asked if there is any legal way to off-set this kind of thing; what can be done to protect the people? Councilman Whittington replied we cannot stop a developer who wants to build on his own land; the only thing we could do is buy the land. Councilman Alexander stated this is something we need to get on our agenda for discussion in the future; disrupting communities is where civic problems arise now.

Councilman Short stated Mr. Corbett has mentioned that the pathway he is speaking from Orr Road back to Shamrock Drive is approximately 50 percent built. Councilman Short stated on the other pathway beginning with Old Concord Road and running from there back to where this would intersect the extended Barrington Drive, what percentage of that is built when you consider that Hickory Grove Road is built, and Dillard Drive is built, and there are two little plugs missing? Mr. Corbett replied approximately 75 percent is already built, but not to specifications. Councilman Short asked if we do not already have both of these. When Barrington Drive is cut on through the connection to that to the end of Dillard Drive is something like half a block; that somebody is going to connect that in there at some time. They will not pay any attention to whether that pavement is a certain depth or intended for trucks, but it will be cut through. Mr. Corbett replied our plans were to acquire that through subdivision control. Councilman Short stated then both of them to all intent and purpose are in existence now. The one on the bottom is 95 percent there now. Mr. Corbett stated the lower road cannot take the place of the first road. Councilman Short replied he does not disagree with him but he says the lower road is there, and is almost completely in existence.

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Mr. Ralph Howie stated on March 2, 1973, Mr. Lex Marsh, Mr. Bob Broadway and he purchased a six acre tract that is causing this controversy today, directly across from Dillard Drive and lying between Milton Road and the Newell Hickory Grove Road. All known existing plans and maps were checked prior to the purchase of the land to determine any plans of streets that existed that would affect the property. No plans for streets were discovered that would change their intended use of the property. The thoroughfare plan clearly showed Barrington Drive as the proposed belt loop near the property. In the fall of 1973, they presented a plan for an apartment project on the site to the Charlotte-Mecklenburg Planning Commission; the plan received tentative approval from the Commission. They discarded this plan and decided to build a townhouse for-sale project on the site. On March 26, 1974 they submitted a site plan to the Planning Commission for Hickory Meadows. The Planning Commission submitted this plan to all the required departments including traffic and engineering. On April 8, 1974 they received their copy back from the Planning Commission with tentative approval. During this same interval of time, they submitted their plans to HUD. HUD sent the plans to CCOG for the A-95 review. Had HUD not been involved, they would be under construction with the project. On May 10, 1974, Mr. Chris Hoffer from the City Engineering Department called their office and requested a copy of the site plans. Their engineer inquired as to the reason for them to need the site plan as it had been approved 30 days earlier. It was at this time they learned that through the COG representative of the City Council, request was made for a study of the need to extend Dillard Drive. This was a surprise to them and it created a serious financial burden to be delayed for the period of time, and it caused them to have to hold up all the plans. He stated all plans have been completed by their architect, a permit has been taken out to tear down the existing buildings on the property. Any proposed extension of Dillard Drive through the property will destroy the property. To date their expenses exceed \$100,000. Since no plans existed prior to April, 1974 for any extension of Dillard Drive through their property, and based on their preliminary approval from the Planning Commission, they request that City Council instruct CCOG and the engineering department to allow them to proceed with the project as originally approved by the Planning Commission. As developers, they like to cooperate to provide right of ways. But they need to be provided well in advance. They based their plans on right of way that was set out through the year 1995.

After more discussion, Councilman Whittington moved that Council instruct Councilman Short to inform COG that Council does not have any objections to this project. The motion was seconded by Councilman Harris, after further discussion the vote was taken on the motion and carried as follows:

YEAS: Councilmembers Whittington, Harris, Alexander, Short, and Withrow.  
NAYS: Councilmembers Locke and Williams.

STAFF REQUESTED TO INVESTIGATE THE POSSIBILITIES OF OBTAINING RIGHT OF WAY FOR DILLARD DRIVE THROUGH THE EXXON PROPERTY AND BRING REPORT TO COUNCIL PROMPTLY.

Councilman Short stated he is convinced that the 1/2 block of Dillard Drive is going to be built, and cars will be running up against this housing project.

Councilman Short moved that Staff be requested to examine the possibility of obtaining right of way through the Exxon property and come back to Council promptly with a report. The motion was seconded by Councilman Whittington, and carried unanimously.

DISCUSSION OF STREET LIGHTING PROGRAM.

Councilman Withrow stated he has been told by the City Manager's office that from now on, before any street lights are installed, staff will go out and put signs on the doorknobs telling the residents that street lights will be installed. If they object then a community meeting will be called.

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Councilman Withrow stated he understands these lights are installed 180 feet apart on each side of the street. That he does not think this can be used in every neighborhood; some you can go 250 feet without a light; that good judgement should be used instead.

Mr. Deaton, Assistant Traffic Engineer, stated the 180 feet is not a magic number. They go into a neighborhood and try to settle their street lighting problems so that they do not have a pole in front of a residential home; they try to put them on a property line.

ORDINANCE AND RESOLUTION ESTABLISHING A MANPOWER DEPARTMENT DEFERRED FOR A CONFERENCE SESSION.

The ordinance and resolution establishing the table of organization and setting the revenues and expenditures to implement a Manpower Department were presented for Council's consideration.

Councilman Whittington moved that this item be delayed and the Manager set up a conference agenda at the next meeting, and that meeting be devoted to this manpower program so that he and other members of Council can ask questions. The motion was seconded by Councilman Harris.

Mr. Williams, Assistant City Manager, stated within this next 30 day period very significant negotiations have to take place as related to this contract for 1975. The quicker the organization can be underway, the better position we will be in to negotiate and get the plan into operation. Once Council authorizes staff to set up the department, the recruitment for these positions will begin.

Councilman Harris stated this is so important that he thinks Council should have a separate session.

Mr. Williams stated at the last meeting with the Manpower Advisory Council they voted and approved the plan for submission; also expressed their concern about getting the organization going.

Councilman Whittington and other members of Council requested the City Manager to set up a special meeting on Manpower.

The vote was taken on the motion and carried unanimously.

CITY MANAGER AUTHORIZED TO ADVERTISE AND GO THROUGH PERSONNEL PROCEDURES TO EMPLOY A MANPOWER DIRECTOR.

Mr. Williams asked if Council would authorize the Director's position. Councilman Whittington asked if there is someone they have ready to be hired? Mr. Williams replied no; but they can start with the recruiting.

Councilman Alexander moved that the City Manager be authorized to advertise and go through the personnel procedures to employ a Manpower Director. The motion was seconded by Councilman Harris, and carried unanimously.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE RESCINDING ITS RESOLUTION ADOPTED ON APRIL 8, 1974, APPROVING SALE OF LAND TO CONTEMPORARY LEASING CORPORATION IN REDEVELOPMENT PROJECT NO. N. C. R-43, AND REJECTING ALL BIDS RECEIVED ON FEBRUARY 15, 1974, FOR THE PURCHASE AND DEVELOPMENT OF PARCEL NO. 1, BROOKLYN PROJECT NO. N. C. R-43.

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

The resolution is recorded in full in Resolutions Book 9, at Page 485.

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AMENDMENT TO CONTRACT WITH MCCLENEGHAN, MILLER, CREASY & JOHNSTON, FOR LEGAL SERVICES IN CONNECTION WITH THE ACQUISITION OF LAND IN THE DOWNTOWN URBAN RENEWAL PROJECT N. C. A-3.

Councilman Harris moved approval of the amendment to the contract with McCleneghan, Miller, Creasy & Johnston, Attorneys, dated July 21, 1970, as amended September 25, 1972 for legal services in connection with the acquisition of land in the Downtown Urban Renewal Project N. C. A-3 increasing by \$2,248 the maximum amount payable under the portion of the contract having to do with title examination. The motion was seconded by Councilman Alexander, and carried unanimously.

AMENDMENT TO CONTRACT WITH MILLER, CREASY, JOHNSTON & ALLISON, ATTORNEYS, FOR LEGAL SERVICES IN CONNECTION WITH THE ACQUISITION OF LAND IN THE GREENVILLE URBAN RENEWAL PROJECT NO. N.C. R-78.

Councilwoman Locke moved approval of the subject amendment to decrease by \$67,605 the maximum amount payable under the portion of the contract having to do with title examination and increase by \$2,577 the maximum amount payable under the portion of the contract having to do with quieting of title. The motion was seconded by Councilman Williams, and after discussion, the vote was taken on the motion and carried unanimously.

COUNCILMAN SHORT LEAVES MEETING.

Councilman Short left the meeting at this time and was absent for the remainder of the Session.

TWELVE SUBGRANT APPLICATIONS TO THE NORTH CAROLINA DEPARTMENT OF NATURAL AND ECONOMIC RESOURCES, DIVISION OF LAW AND ORDER, FOR LEAA FUNDS AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Harris, and unanimously carried, the following twelve subgrant applications to the North Carolina Department of Natural and Economic Resources, Division of Law and Order for LEAA funds, in the total amount of \$383,051 were approved:

1. Student Internship - \$10,527.
2. Comprehensive Drug Abuse - \$76,084.
3. Training by Behavioral Objectives - \$138,341.
4. Piedmont Criminal Intelligence Council - \$21,052.
5. Monochromator - \$7,700.
6. Scanning Densitometer - \$9,545.
7. Photomicroscope - \$9,000.
8. Nord Color Processor - \$11,537.
9. Scanning Electron Microscope - \$46,450.
10. Portable Automatic Robbery-Burglary Alarm System - \$41,449.
11. High Speed Centrifuge - \$4,000.
12. Dual Head Forensic Comparison Microscope - \$7,330.

AMENDMENT TO CITY OF CHARLOTTE DEFERRED COMPENSATION PLAN AUTHORIZED.

Councilman Harris moved that the Mayor be authorized to execute an Amendment to the City of Charlotte, North Carolina Deferred Compensation Plan in order to preserve the state and federal tax benefits of the Plan, which amendments do not affect the rights of participating employees to the receipt of payment of benefits under the plan. The motion was seconded by Councilwoman Locke, and carried unanimously.

Mayor Belk asked if Council will receive any more information on the article that appeared in the paper on LEAA funds?

N. C. Department of Natural and Economic Resources  
Division of Law and Order  
P. O. Box 27687  
Raleigh, North Carolina 27611



Attachment F  
MODEL LOCAL GOVERNMENTAL RESOLUTION  
(See reverse side for policy statement)

WHEREAS, the CITY OF CHARLOTTE herein called the "Applicant" has thoroughly  
(Governing Body of Unit of Government)  
considered the problem addressed in the subgrant application entitled PIEDMONT CRIMINAL INTELLIGENCE COUNCIL  
and has reviewed the project described in the application; and

WHEREAS, under the terms of Public Law 90-351 as amended, the United States of America has authorized the Law  
Enforcement Assistance Administration, through the North Carolina Division of Law and Order to make federal grants to assist  
local governments in the improvement of the criminal justice system,

NOW THEREFORE BE IT RESOLVED BY THE CITY OF CHARLOTTE  
(Governing Body of Unit of Government)

IN OPEN MEETING ASSEMBLED IN THE CITY OF CHARLOTTE, NORTH CAROLINA,  
THIS 3rd DAY OF June, 1974, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Applicant and the general public.
2. That CHARLOTTE POLICE DEPARTMENT be authorized to file, in behalf of the Applicant, an application in the form  
(Name and Title of Representative)  
prescribed by the Division of Law and Order for a subgrant in the amount of 18,946 to be made to the  
(federal dollar request)  
Applicant to assist in defraying the cost of the project described in the application. This individual shall act as the  
authorized representative of the Applicant in connection with all aspects of the application process.
3. That if the subgrant is made, the Applicant shall provide or make arrangements to provide, a local cash matching contri-  
bution in the amount of 1,053 and a local in-kind matching contribution valued under LEAA  
(local cash match)  
guidelines at -0- (or proportionately reduced local matching contributions if the subgrant amount  
(local in-kind match)  
is reduced) as required by the Act to defray the cost of the project.
4. That the Project Director designated in the application form shall furnish or make arrangements for other appropriate  
persons to furnish such information, data, documents and reports pertaining to the project, if approved, as may be required  
by the Division of Law and Order.
5. That certified copies of this resolution be included as part of the application referenced above.
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting.

by \_\_\_\_\_  
Chairman/Mayor

Commissioner/Councilman Whittington offered the foregoing resolution and moved its adoption,  
which was seconded by Commissioner/Councilman Jarros and was duly adopted.

Date:  
ATTEST:  
by \_\_\_\_\_  
Clerk

Seal

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Mr. Stradinger, Assistant City Manager, stated there are two sources of funding for LEAA. One is the pilot city's source and is the annual appropriation of \$500,000 which comes to Mecklenburg County and the City of Charlotte. The City has received a letter from the Regional Office in Atlanta indicating that we will no longer receive pilot city money. Councilman Alexander asked why Charlotte was singled out? Mr. Stradinger replied the Institute of Government backed off for a number of reasons. He stated they tried to get UNCC's Institute of Urban Studies to take it over. In the interim the Regional Office said they did not want to break the continuity that existed with the Institute of Government in Chapel Hill. He stated they are working on a number of alternative ways to get additional funding; it will not be under the guise of pilot city; but there are a number of approaches so that we can essentially recoup our losses.

Councilman Alexander asked if there is no other institution that can do what the Institute of Government was doing? Mr. Stradinger replied they tried to get UNCC to do it, but LEAA would not approve them. That they try to get into a graduate facility where there is some advanced training; and UNCC is developing a Master's Program in public administration.

The City Manager, Mr. Burkhalter, stated there was a certain amount of disenchantment with those involved, who felt that what they were doing was to no avail. That one thing was the court system, and it said what should be done and no one paid any attention to it. Mr. Stradinger stated this is true to a certain extent; but it is a very worthwhile project, and not the least is the Criminal Justice Planning Agency.

LEASE WITH STATE OF NORTH CAROLINA FOR TRACT OF LAND ON MORRIS FIELD DRIVE AND AIRPORT DRIVE FOR CONSTRUCTION OF A VEHICLE MAINTENANCE SHOP, AUTHORIZED.

Councilman Harris moved approval of a lease with the State of North Carolina for a period of 50 years for a nine acre tract of land on Morris Field Drive and Airport Drive for the purpose of constructing a Vehicle Maintenance Shop with the possibility of constructing a new armory in the future for the Army National Guard. The motion was seconded by Councilwoman Locke, and carried by the following vote:

YEAS: Councilmembers Harris, Locke, Alexander, Williams and Withrow.  
NAYS: None.

Councilman Whittington abstained from voting as the page containing this item was missing from his Agenda Book.

ORDINANCE NO. 174-X TRANSFERRING FUNDS FROM THE UNAPPROPRIATED BALANCE OF THE AIRPORT FUND TO PROVIDE AN APPROPRIATION FOR THE CONSTRUCTION OF THE NEW LONG TERM PARKING FACILITY AT THE AIRPORT.

Motion was made by Councilwoman Locke, and seconded by Councilman Alexander to adopt the subject ordinance transferring \$405,000 to be used to cover the cost of the construction of the new long term parking facility at the Airport,

The vote was taken on the motion and carried as follows:

YEAS: Councilmembers Locke, Alexander, Harris, Williams and Withrow.  
NAYS: None.

Councilman Whittington abstained from voting as the page containing this item was missing from his Agenda Book.

The ordinance is recorded in full in Ordinance Book 20, at Page 36.

RECORDED  
INDEXED  
JUN 10 1974  
CITY CLERK

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ORDINANCE AFFECTING HOUSING DECLARED "UNFIT" FOR HUMAN HABITATION UNDER THE PROVISIONS OF THE HOUSING CODE, ADOPTED.

Upon motion of Councilman Harris, seconded by Councilman Williams, and unanimously carried, the following ordinances affecting housing declared "unfit" for human habitation under the provisions of the Housing Code, were adopted:

- (a) Ordinance No. 175-X ordering the demolition and removal of dwelling at 424 East 18th Street.
- (b) Ordinance No. 176-X ordering the dwelling at 1100 North Caldwell Street (505 Belmont Avenue), to be vacated and closed.
- (c) Ordinance No. 177-X ordering the dwelling at 1010-12 East 36th Street to be vacated and closed.
- (d) Ordinance No. 178-X ordering the dwelling at 3916 The Plaza to be vacated and closed.
- (e) Ordinance No. 179-X ordering the dwelling at 3718 Commonwealth Avenue to be vacated and closed.

The ordinances are recorded in full in Ordinance Book 20, beginning at Page 37

ORDINANCES ORDERING THE REMOVAL OF TRASH, RUBBISH, WEEDS, GRASS AND ABANDONED MOTOR VEHICLES, ADOPTED.

Motion was made by Councilman Harris, seconded by Councilman Alexander, and unanimously carried, adopting the following ordinances:

- (a) Ordinance No. 180-X ordering the removal of abandoned motor vehicle at 4909 Snow White Lane.
- (b) Ordinance No. 181-X ordering the removal of weeds and grass at 712 Matheson Avenue.
- (c) Ordinance No. 182-X ordering the removal of weeds and grass at rear of 2726 Grimes Street.
- (d) Ordinance No. 183-X ordering the removal of weeds and grass adjacent to 1913 St. Luke Street.
- (e) Ordinance No. 184-X ordering the removal of weeds and grass at 122 Martin Street.
- (f) Ordinance No. 185-X ordering removal of weeds and grass at 117 Irwin Avenue.
- (g) Ordinance No. 186-X ordering removal of weeds and grass at 716 Lexington Avenue.
- (h) Ordinance No. 187-X ordering removal of weeds and grass adjacent to 3310 Colony Road.
- (i) Ordinance No. 188-X ordering removal of weeds and grass at 807 Bilmark Avenue.
- (j) Ordinance No. 189-X ordering removal of weeds and grass adjacent to 808 Lexington Avenue.
- (k) Ordinance No. 190-X ordering removal of weeds and grass on vacant lots at corner Park Road and Salem Drive.
- (l) Ordinance No. 191-X ordering removal of weeds and grass on vacant lots adjacent to 2525 Knollwood Road.
- (m) Ordinance No. 192-X ordering removal of trash and rubbish at 2019 Kenney Street.
- (n) Ordinance No. 193-X ordering removal of trash and rubbish at 1809 Newland Road.
- (o) Ordinance No. 194-X ordering removal of tree limbs on vacant lot 6400 block Pella Road.

The ordinances are recorded in full in Ordinance Book 20, beginning at Page 42.

RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES WHICH WERE LEVIED AND COLLECTED THROUGH CLERICAL ERROR.

Councilwoman Locke moved adoption of the subject resolution authorizing the refund of certain taxes in the total amount of \$1,109.24, which were levied and collected against seven tax accounts. The motion was seconded by Councilman Whittington, and carried unanimously.

The resolution is recorded in full in Resolutions Book 9, at Page 486.

CLAIM OF MR. & MRS. ROBERT M. MORROW FOR PROPERTY DAMAGE AUTHORIZED PAID.

Councilman Withrow moved that claim for property damage in the amount of \$600 filed by Mr. & Mrs. Robert M. Morrow, 4115 Whitehurst Drive, be paid as recommended by the City Attorney. The motion was seconded by Councilman Whittington, and carried unanimously.

ORDINANCE NO. 195-X TRANSFERRING FUNDS FROM BOND FUND 4183 TO THE BROOKLYN URBAN RENEWAL PROJECT SECTION 4 TO PROVIDE FUNDS FOR THE CONSTRUCTION OF BAXTER STREET.

Upon motion of Councilman Withrow, seconded by Councilman Whittington, and unanimously carried, the subject ordinance transferring \$253,000 from Bond Fund 4183 to the Brooklyn Urban Renewal Project, Section 4, to provide funds for the construction of Baxter Street, from McDowell Street to the eastern boundary of Section 4 of the Brooklyn Urban Renewal Project, was adopted.

The ordinance is recorded in full in Ordinance Book 20, at Page 57.

CHANGE ORDERS FOR THE CONSTRUCTION OF FIRE STATIONS, APPROVED.

Motion was made by Councilman Harris, seconded by Councilman Whittington, and unanimously carried, approving the following change orders for the construction of Fire Stations:

- (a) Change Order No. G-1 in contract with D. R. Mozeley, Inc. for Fire Station No. 3, decreasing the original contract price of \$194,850 by \$2,188.20 due to the elimination of anodized aluminum windows, elimination of brick veneer for retaining wall and increased for the removal of buried stumps and additional fill dirt.
- (b) Change Order No. P-1 in contract with City Plumbing Company, for Fire Station No. 20, adding \$1,887.98 to the original contract price of \$17,588.00 due to the necessity of running additional 4-inch sewer service line to connect to the sewer line being provided by the City; also involved were eight cubic yards of rock encountered in the excavation and the substitution of cast iron floor drains.

CONTRACTS FOR THE CONSTRUCTION OF SANITARY SEWER MAINS AND TRUNKS AND INSTALLATION OF WATER MAINS, AUTHORIZED.

Upon motion of Councilman Withrow, seconded by Councilman Alexander, and unanimously carried, the following contracts for the construction of sanitary sewer mains and trunks and installation of water mains, were authorized:

- (a) Contract with Colonial Enterprises of Charlotte, Inc., for the construction of 7570 linear feet of 8-inch sanitary sewer trunks and mains to serve Shadowlake Subdivision, Phase 1, outside the city, at an estimated cost of \$123,810.00 The Applicant will construct the entire system at their own cost and the city will own and maintain the lines, with the city to retain all revenue.



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- (b) Contract with John Crosland Company, for the construction of 2,073 linear feet of 8-inch sanitary sewer trunk to serve Rockbridge Cluster Villas on Carmel Road, at an estimated cost of \$20,000.00. The applicant will construct the entire sewerage system at his own cost, and the city will own and operate and receive all revenues.
- (c) Contract with St. Phillip Baptist Church for the construction of 550 linear feet of 8-inch sanitary sewer main, in Cemetery Street, at an estimated cost of \$5,170.00. The applicant has deposited 100% of the estimated cost; the city forces will construct and maintain.
- (d) Supplementary Contract, to contract dated November 15, 1965, with Providence Utilities, Inc., a subsidiary of the Ervin Company, for the installation of 10,140 feet of water main and ten fire hydrants, to serve the Candlewyck Subdivision, outside the city, at an estimated cost of \$55,200.00. Under the existing agreement, the applicant will construct the mains at his own expense and secure approval for plans, specifications for locations, workmanship and materials, and the city will inspect the work. The City will maintain and operate the lines and will retain all revenues derived therefrom. If and when the area is annexed to the City, the lines will become the property of the city without further cost to the city.
- (e) Contract with Kenway Corporation for the construction of 3830 feet of water main and two fire hydrants, to serve the Woodbridge Subdivision, inside the city, at an estimated cost of \$17,900.00. Funds will be advanced by the applicant and refunds made all in accordance with the existing city policies.
- (f) Contract with Squire Dental Studio for the installation of 410 feet of 6 inch water main to serve the Abbey Place Medical Arts Building in Abbey Place, inside the city, at an estimated cost of \$2,100.00. Funds will be advanced by the applicant, and refunds made, all in accordance with the existing city policies.
- (g) Contract with Lincoln Property Company for the installation of 160 feet of 6 inch water main to serve the Chimneys Apartments in Delane Avenue, inside the city, at an estimated cost of \$800.00. The applicant will install the lines at his own expense, subject to the approval of the Utility Department as related to location, material and workmanship, and will dedicate same to the City upon the signing of the agreement. The City will maintain and operate the main and will retain all revenues derived therefrom.
- (h) Contract with Sutton Carolina, Inc. for the installation of 2385 feet of water main and two fire hydrants, to serve the Lodge South Apartments on Arrowood Road, inside the city, at an estimated cost of \$15,200.00. Funds will be advanced by the applicant and refunds made, all in accordance with the existing city policies.
- (i) Contract with White Stores, Inc., for the installation of 650 feet of water main and one fire hydrant, to serve the White Stores, Inc., in Albemarle Road, inside the city, at an estimated cost of \$4,350. Funds will be advanced by the applicant and refunds made, all in accordance with the existing city policies.

#### ENCROACHMENT AGREEMENTS, AUTHORIZED.

Councilman Harris moved approval of the following encroachment agreements, which motion was seconded by Councilman Withrow, and carried unanimously:

- (a) Agreement with Charter Properties, Inc. to encroach on Chastain Avenue, between Woodlawn Road and Springbrook Road, to extend the Woodlawn Green Sanitary Sewer.
- (b) Agreement with the North Carolina Department of Transportation to construct a 27-inch and 24-inch R.C.P. sanitary sewer line in Springfield Drive, Idlewild Road to Campbell Creek Outfall.

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RESOLUTIONS AUTHORIZING CONDEMNATION PROCEDURES, ADOPTED.

Councilman Whittington moved adoption of a resolution authorizing condemnation proceedings for the acquisition of property belonging to Hill Properties, Inc., David Kinney and wife, Effie C. Kinney; Thomas C. Creasy, Trustee, and First Federal Savings and Loan Association, located at 930 Persimmon Street, in the City of Charlotte for future expansion of the Motor Transport Facility and related activities. The motion was seconded by Councilwoman Locke, and carried unanimously.

The resolution is recorded in full in Resolutions Book 9, at Page 487.

Motion was made by Councilman Harris, seconded by Councilman Williams, and unanimously carried, adopting a resolution authorizing condemnation proceedings for the acquisition of property belonging to Hill Properties, Inc., located at 825-829-833 Louise Avenue, in the City of Charlotte for future expansion of the Motor Transport Facility and related activities.

The resolution is recorded in full in Resolutions Book 9, at Page 488.

Upon motion of Councilman Williams, seconded by Councilwoman Locke, and unanimously carried, resolution authorizing condemnation proceedings for the acquisition of property belonging to Carolyn W. Wyche (widow) located at 1713 Oaklawn Avenue in the City of Charlotte for the Oaklawn Avenue Widening Project, was adopted.

The resolution is recorded in full in Resolutions Book 9, at Page 489.

ACQUISITION OF PROPERTY IN THE FIRST WARD URBAN RENEWAL PROJECT N.C. R-79.

Councilwoman Locke moved approval of the acquisition of the following property located in the First Ward Urban Renewal Project N.C. R-79; which motion was seconded by Councilman Whittington, and carried unanimously:

- (a) Acquisition of 4,302 sq. ft. of property at 719 North Davidson Street, at \$9,500.00.
- (b) Acquisition of 4,680 sq. ft. of property at 520 North Myers Street, at \$9,500.00.
- (c) Acquisition of 13,100 sq. ft. of property at 924-26 North Caldwell Street, at \$15,000.00.

PROPERTY TRANSACTIONS AUTHORIZED.

Upon motion of Councilman Withrow, seconded by Councilwoman Locke, and unanimously carried, the following property transactions were authorized:

- (a) Acquisition of 4' x 80' of easement from Elliott Investments, Inc., at 5100 Clearwater Road, at \$120.00, for Sanitary Sewer to Serve Annexation Area I (11).
- (b) Acquisition of 15' x 108.98' of easement from Sidney P. Griffeth & wife, at 4012 Teakwood Drive, at \$150.00, for Sanitary Sewer to Serve Annexation Area I (11).
- (c) Acquisition of 15' x 168.12' of easement from George W. Campbell, Jr., and wife, Mary O., at 4020 Teakwood Drive, at \$220.00, for Sanitary Sewer to Serve Annexation Area I (11).
- (d) Acquisition of 1.92' x 32.28' of easement from William J. Eskridge and wife, Janice C., at 5208 Clearwater Road, at \$35.00, for Sanitary Sewer to Serve Annexation Area I (11).

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- (e) Acquisition of 7.5' x 124.97' of easement from Jimmie Noblett and wife, Sara F., at 4036 Teakwood Drive, at \$175.00, for Sanitary Sewer to Serve Annexation Area I (11).
- (f) Acquisition of 11' x 65.92' of easement from Elliott Investments, Inc., at 5032 Clearwater Road, at \$130.00, for Sanitary Sewer to Serve Annexation Area I (11).
- (g) Acquisition of 12' x 42.80' of easement from Elliott Investments, Inc., at 5024 Clearwater Road, at \$70.00, for Sanitary Sewer to Serve Annexation Area I (11).
- (h) Acquisition of 15' x 845.27' of easement from Mrs. Ruby E. Coley (widow), at 5940 Nations Ford Road, at \$850.00, for Sanitary Sewer to Serve Annexation Area I (11).
- (i) Acquisition of 15' x 65.05' of easement from Enrique Martinez and wife, Anne, at 744 Wilbrow Circle, at \$65.00, for Sanitary Sewer to Serve Annexation Area I (11).
- (j) Acquisition of 15' x 135.69' of easement from Richard N. Berrier and wife, Reba T. Berrier, at 5024 Hoover Drive, at \$500.00, for Derita Woods Area Sanitary Sewer Trunks.
- (k) Acquisition of 15' x 141.84' of easement from Harry F. Semelsberger, at 7635 Gayle Avenue, at \$395.00, for Sanitary Sewer to Serve Annexation Area I (4).
- (l) Acquisition of 15' x 450.98' of easement from John B. King, Jr., and wife, Dorothy W., at 8329 Newell Hickory Grove Road, at \$445.00, for Hickory Grove Area Sanitary Sewer Trunks.
- (m) Acquisition of 15' x 555.58' of easement from Tri County Realty Company, Inc., off Linda Lake Drive, at \$280.00, for Hickory Grove Area Sanitary Sewer Trunks.
- (n) Acquisition of 15' x 245.39' of easement from Henry Otis Ferrell and wife, Zada L. Ferrell, at 1300 Marlwood Circle, at \$290.00, for Sanitary Sewer to Serve Albemarle Road at Lake Forest Road.
- (o) Acquisition of 15' x 2,573.27' of easement from Lenoir C. Keesler, William H. Barnhardt, A. Walton Litz, Trustees, at 5812 Albemarle Road, for Sanitary Sewer to Serve Albemarle Road at Eastland Mall at \$3,800.00.
- (p) Acquisition of 15' x 264.09' of easement from Dale M. Miller and wife, Phyllis T., at 1221 Robinhood Circle, at \$425.00 for Sanitary Sewer to Serve Albemarle Road at Lake Forest Road.
- (q) Acquisition of 48.56' x 82.83' x 48.50' x 82.61' of property from Aubrey R. Myers and Louise H. and C. C. Myers and Selwyn S., at 936 Calvine Street, at \$1,806.00, for Caldwell-Brevard Connector Project.
- (r) Acquisition of 46.50' x 29.34' x 46.63' x 28.90' of property and a construction easement, from Mary A. Cochrane and husband, Richard E., at 2008 Oaklawn Avenue, at \$3,800.00, for Oaklawn Avenue Widening Project.
- (s) Acquisition of 12.94' x 63.31' x 11.00' x 22.31' x 35.18' of property, plus a construction easement, from Harvey Elbert Kiser and wife, Inez C., at 1601 Oaklawn Avenue, at \$747.00, for Oaklawn Avenue Widening Project.
- (t) Acquisition of 1.95' x 75.0' x 2.66' x 75.22' of property, plus a construction easement, from Jo Anne O. Stewart (single), at 2013 Oaklawn Avenue, at \$450.00, for Oaklawn Avenue Widening Project.

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- (u) Acquisition of 18.18' x 29.51' x 18.18' of property from City of Charlotte Park and Recreation Commission, at 816 Oaklawn Avenue, at \$1.00, for Oaklawn Avenue Widening I-77 to Statesville Avenue Project.
- (v) Acquisition of 24.68' x 38.67' x 24.68' of property, plus a construction easement, from Elliott John Neal and wife, Annie T., at 1322 Oaklawn Avenue, at \$600.00, for Oaklawn Avenue Widening I-77 to Statesville Avenue Project.
- (w) Acquisition of 25.60' x 345.34' x 25.00' x 340.32' of easement at the end of Baxter Street Extension, from City of Charlotte Park and Recreation Commission, for N. C. R-43 Utility Easement Baxter Street Extension, at \$1.00.

**SPECIAL OFFICER PERMITS AUTHORIZED.**

Upon motion of Councilman Harris, seconded by Councilwoman Locke, and unanimously carried, the following special officer permits were authorized for a period of one year each:

- (a) Renewal of permit to Nahum R. Pillsbury, Jr. for use on the premises of Charlotte Eye, Ear, Nose & Throat Hospital.
- (b) Renewal of permit to Daniel Hoyt Shealy, for use on the premises of Kings College.
- (c) Issuance of permit to Julius Rippy, for use on the premises of Jefferson First Union Complex.
- (d) Renewal of permit to Henry Elmore Gillard for use on the premises of Douglas Municipal Airport.
- (e) Renewal of permit to Forrest D. Kelly, for use on the premises of Charlottetown Mall, Inc.
- (f) Renewal of permit to Paul Zollie Hill for use on the premises of Douglas Municipal Airport.
- (g) Renewal of permit to George Kenneth Edwards for use on the premises of Charlottetown Mall, Inc.
- (h) Renewal of permit to Francis William Anderson for use on the premises of Douglas Municipal Airport.

**CONTRACT AWARDED FIRESTONE TRUCK TIRE CENTER FOR PASSENGER TIRES AND TUBES.**

Upon motion of Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Firestone Truck Tire Center, in the amount of \$60,859.32, on a unit price basis, for approximately 1,732 Steel Belted Radial Tires and 126 Tubes of various sizes.

The following bids were received:

Firestone Truck Tire Center	\$60,859.82
Goodyear Service Stores	65,174.34
L & N Royal Tire Service	71,351.10

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CONTRACT AWARDED L & N ROYAL TIRE SERVICE FOR TRUCK AND GRADER TIRES AND TUBES.

Motion was made by Councilman Williams, seconded by Councilman Whittington, and unanimously carried, awarding contract to the low bidder, L & N Royal Tire Service, in the amount of \$114,711.27, on a unit price basis, for 2,148 truck tires and tubes.

The following bids were received:

L & N Royal Tire Service	\$114,711.27
Goodyear Service Stores	120,084.87
Firestone Truck Tire Center	122,067.36

CONTRACT AWARDED HEWLETT-PACKARD CO. FOR ONE MASS SPECTROMETER AND DATA SYSTEM.

Councilman Harris moved award of contract to the low bidder, Hewlett-Packard Co., in the amount of \$78,600.00, for one Mass Spectrometer and Data System for the Crime Lab, which motion was seconded by Councilman Withrow, and carried unanimously.

The following bids were received:

Hewlett-Packard Co.	\$ 78,600.00
Finnigan Corporation	80,795.00
Varian Instrument Div.	87,195.00
E. I. DuPont de Nemours & Co.	98,900.00

CONTRACT AWARDED H. B. OWSLEY & SON, INC. FOR AN EMERGENCY ELECTRICAL GENERATOR.

Motion was made by Councilwoman Locke to award contract to the only bidder, H. B. Owsley & Sons, Inc., in the amount of \$6,855.00 for an emergency electrical generator. The motion was seconded by Councilman Withrow, and carried unanimously.

CONTRACT AWARDED SANCO CORPORATION FOR TEN TRUCKS WITH PACKER BODIES.

Councilman Withrow moved that the award of contract for ten trucks with packer bodies be deferred until the next meeting when the Purchasing Agent, D. C. Brown, is present and can answer questions. One of the questions is why all the other packers in the last five years have been diesels and these are gasoline; and there has been a gasoline shortage. The motion was seconded by Councilman Harris, and carried unanimously.

Mr. Hopson, Public Works Director, stated he knows that Council has voted on this item, but if these trucks are not bought today, we have lost them, and he asked Council if they would reconsider their motion. He then explained at length the need for the trucks due to the new three man teams plan that is in operation.

Mr. McCracken of the Sanco Corporation was present and stated he can furnish five of the trucks this week, and the other five within the 120 day period.

Councilman Withrow withdrew his motion, and Councilman Harris who seconded the motion agreed to the withdrawal.

After a lengthy discussion, motion was made by Councilman Harris to award the contract to the low bidder, Sanco Corporation, in the amount of \$185,181.25 on a unit price basis, for ten trucks with packer bodies. The motion was seconded by Councilwoman Locke and carried unanimously.

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The following bids were received:

Sanco Corporation	\$185,181.25
Quality Eqpt. & Supply Co., Inc.	228,000.00

AWARD OF CONTRACT TO KOPPERS COMPANY, INC. FOR EMULSIFIED ASPHALT.

Upon motion of Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, contract was awarded to the only bidder, Koppers Company, Inc., in the amount of \$101,719.10 on a unit price basis, for emulsified asphalt.

CONTRACT FOR MASTER PLAN DEVELOPMENT, CONSTRUCTION OF LONG TERM PARKING FACILITIES AT DOUGLAS MUNICIPAL AIRPORT DEFERRED FOR ONE WEEK.

Councilman Alexander moved that subject contract be deferred for one week, which was seconded by Councilwoman Locke and carried unanimously.

AWARD OF CONTRACT TO W. H. ROBERTSON CONSTRUCTION COMPANY FOR SEEDING AND STREWING OF GREENVILLE URBAN RENEWAL AREA PROJECT NO. N. C. R-78.

Councilman Harris moved award of contract to the low bidder, W. H. Robertson Construction Company, in the amount of \$6,961.00, for seeding and strewing of Greenville Urban Renewal Area Project No. N. C. R-78. The motion was seconded by Councilman Withrow and carried unanimously.

The following bids were received:

W. H. Robertson Construction Co.	\$ 6,961.00
O. L. Parker & Son Grading Co.	7,500.00
Piedmont Grading & Wrecking Co., Inc.	7,700.00

AWARD OF CONTRACT TO PIEDMONT GRADING & WRECKING COMPANY, INC. FOR CLEARING AND GRADING GREENVILLE URBAN RENEWAL AREA PROJECT NO. N. C. R-78.

Motion was made by Councilman Alexander to award contract to the low bidder, Piedmont Grading & Wrecking Company, Inc., in the amount of \$9,500.00, for clearing and grading Greenville Urban Renewal Area Project No. N. C. R-78. The motion was seconded by Councilwoman Locke and carried unanimously.

The following bids were received:

Piedmont Grading & Wrecking Co., Inc.	\$ 9,500.00
W. H. Robertson Construction Co.	10,700.00
Love & McClure, Inc.	11,000.00

AWARD OF CONTRACT TO CROWDER CONSTRUCTION COMPANY FOR PARK CONSTRUCTION - PHASE I, BROOKLYN URBAN RENEWAL AREA PROJECT NO. N. C. R-43.

After explanation by Mr. Sawyer, Director of Urban Redevelopment, motion was made by Councilman Whittington, seconded by Councilman Harris, and unanimously carried, awarding contract to the low bidder, Crowder Construction Company, in the amount of \$36,500.00, for Park Construction - Phase I, Brooklyn Urban Renewal Area Project No. N. C. R-43.

The following bids were received:

Crowder Const. Co.	\$ 36,500.00
Piedmont Grading & Wrecking Co.	36,974.00
F. T. Williams Co.	41,200.00
Rea Construction Co.	42,500.00

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CONTRACT AWARDED PIEDMONT GRADING AND WRECKING COMPANY, INC. FOR DEMOLITION OF UNDERGROUND STRUCTURES IN THE DOWNTOWN URBAN RENEWAL AREA.

Motion was made by Councilman Alexander and seconded by Councilman Withrow, to award contract to the low bidder, Piedmont Grading & Wrecking Co., Inc. in the amount of \$9,850.00, for demolition of underground structures in the Downtown Urban Renewal Area, Project No. N.C. A-3.

After discussion, the vote was taken on the motion, and carried unanimously.

The following bids were received:

Piedmont Grading & Wrecking Co., Inc.	\$ 9,850.00
Love & McClure, Inc.	10,500.00
W. H. Robertson Const. Co.	11,500.00

CONTRACT AWARDED T. A. SHERRILL CONSTRUCTION CO., INC. FOR CONSTRUCTION OF BAXTER STREET EXTENSION.

Councilman Alexander moved award of contract to the low bidder, T. A. Sherrill Construction Co., Inc. in the amount of \$229,905.75 on a unit price basis, for construction of Baxter Street Extension, from McDowell Street to Pearl Street. The motion was seconded by Councilman Whittington.

Councilman Whittington stated with Pearl Street Park going in, and this street not going any place, except from McDowell to a cul-de-sac, is the street really necessary? Mr. Sawyer, Director of Urban Redevelopment, replied it is necessary to give access to the property that we have sold and intend to sell.

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

The following bids were received:

T. A. Sherrill Construction Co., Inc.	\$229,905.75
Blythe Brothers Company	231,105.00
Crowder Construction Company	239,129.60
Rea Construction Company	246,174.50

CONTRACT AWARDED SANDERS BROTHERS, INC. FOR SANITARY SEWER CONSTRUCTION FOR PUMPING STATION AND FORCE MAIN, IN ANNEXATION AREA III(6).

Motion was made by Councilman Whittington, seconded by Councilman Harris, and unanimously carried, awarding contract to the low bidder, Sanders Brothers, Inc., in the amount of \$174,525.00, on a unit price basis, for sanitary sewer construction for pumping station and force main, in Annexation Area III(6).

The following bids were received:

Sanders Brothers, Incorporated	\$174,525.00
Thomas Structure Company	179,070.00
R. J. Wiggins Company	181,335.00
Breece & Burgess, Incorporated	249,260.00

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CONTRACT AWARDED THOMAS STRUCTURE COMPANY FOR CONSTRUCTION OF WATER MAIN IN CENTRAL AVENUE AND ALBEMARLE ROAD.

Upon motion of Councilman Whittington, seconded by Councilman Williams, and unanimously carried, contract was awarded the low bidder, Thomas Structure Company, in the amount of \$224,000.00, on a unit price basis for construction of 16 inch water main, in Central Avenue and Albemarle Road.

The following bids were received:

Thomas Structure	\$224,000.00
Ray D. Lowder, Inc.	243,011.40
A. P. White & Associates	243,900.00
R & G Construction Company	264,154.00
Ben B. Propst Contractor, Inc.	273,600.00
Sanders Brothers	276,000.00
Blythe Brothers	279,000.00
Breece & Burgess, Inc.	286,000.00

CONTRACT AWARDED CLINTONVILLE FIRE APPARATUS INC. FOR ONE FIRE TRUCK.

Motion was made by Councilman Alexander, seconded by Councilman Withrow, and unanimously carried, awarding contract to the low bidder, Clintonville Fire Apparatus, Inc., in the amount of \$134,990.00, on a unit price basis for one fire truck with telescopic elevating platform.

The following bids were received:

Clintonville Fire Apparatus Inc.	\$134,990.00
Mack Trucks Inc.	166,487.10

HEARING ON PROPOSED BUDGET SET FOR TUESDAY, JUNE 11, 1974 AT 7:00 P.M.

Councilman Harris moved that Council hold a budget hearing on Tuesday, June 11, at 7:00 o'clock p.m., in the Council Chamber. The motion was seconded by Councilman Williams, and carried by the following vote:

YEAS: Councilmembers, Harris, Williams Locke, Alexander, and Withrow.  
NAYS: Councilman Whittington.

CITY MANAGER TO CHECK INTO NEED FOR MOVING OUT OF EQUITY BUILDING AND BRING REPORT BACK TO COUNCIL.

Councilman Withrow stated he has had some conversation with the people who own the Equity Building on Trade Street about space. That some of the space in the bottom part of the building was built for the City's benefit, and after three years we have moved out, and left that space. He stated he now understands that it is contemplated to move out another department from that building. He asked why we cannot utilize at a cheaper price - he understands they have offered about \$1.50 per square foot cheaper than we can get other space - that space instead of moving to a larger space.

Mr. Burkhalter, City Manager, stated he will look into this and bring a report back to Council.

Councilman Withrow stated he understands they have offered this building for under \$5.00 per square foot, and giving 900 square feet free of charge if we take it because it was built for the city's benefit three years ago.



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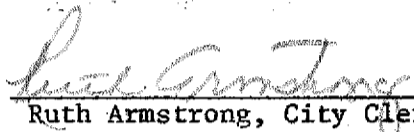
NOMINATIONS TO THE CIVIL SERVICE BOARD.

Councilman Whittington placed in nomination the name of John H. Thrower, a former City Councilman, to serve on the Civil Service Board to fill the vacancy created by the expiration of the term of C. T. Brown.

Councilman Alexander placed in nomination the name of C. D. Rippy to the Civil Service Board to succeed himself. He stated Mr. Rippy is serving in an unexpired term.

ADJOURNMENT.

Upon motion of Councilwoman Locke, seconded by Councilman Withrow, and unanimously carried, the meeting was adjourned.

  
Ruth Armstrong, City Clerk