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The City Council of the City of Charlotte, North Carolina, met on Monday, April 7, 1975, at 3:00 o'clock p.m., in the Council Chamber, City Hall, with Mayor John M. Belk presiding, and Councilmembers Harvey B. Gantt, 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 Councilman Neil C. Williams.

#### APPROVAL OF MINUTES.

Upon motion of Councilwoman Locke, seconded by Councilman Harris, and unanimously carried, the minutes of the last regular meeting, on Monday, March 24, 1975, were approved as submitted.

#### REPORT ON BOND REFERENDUM BY DON DAVIDSON, CHAIRMAN OF CITIZENS COMMITTEE.

Mr. Don Davidson, Chairman of the Citizens Committee for the Bond Referendum, stated several things are pertinent at this time. One is his feeling of genuine gratitude to the Mayor and to every member of Council. Occasionally people will ask you to do a job and make certain promises about what they will do in return, and that is the last you hear of them. The experience in this bond campaign has been diametrically opposed to that. The Mayor and Council have not only done everything they promised to do, but more. That he is grateful to them, and he thinks the community owes them a debt of gratitude.

Mr. Davidson stated they have now done about everything they can do in the educational campaign, and they are about ready to give this matter to the voters. He urged everyone to remember that the polls stay open the entire day tomorrow. He has the feeling we can win, and he also recognizes that a combination of apathy, along with lack of understanding could cost us the election.

He stated in this campaign we have enjoyed 100 percent support on the part of the media for all the items.

He urged the Mayor and Council to not weary in their well doing and to keep it up until the last ballot is cast, and let us hope that at the end of the day tomorrow we will have orderly planning of a total transportation package for all the people, that we will not be subject to what he believes to be the chaos that is the only sad alternative.

#### REPORT ON THE CHARLOTTE-MECKLENBURG COMMUNITY ASSISTANCE CENTER.

Mr. W. J. Veeder, Chairman of the Policy Committee of the Community Assistance Center, presented a written report to the Mayor and Council on the operation of the Center from the period of March 12 through April 2, a total of seventeen days. He reported that during this period 2,207 families were served; of this number 1,399 received financial assistance in the amount of \$30,663 from the Department of Social Services, either at the Center's site or at the Fourth Street office. Project ECHO interviewed a total of 980 families, and it made 1,356 referrals to community agencies.

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He presented a check in the amount of \$4,228 to the City Clerk as the City's share of the funds remaining at the close of the operation.

Mr. Veeder ended the report with the following three recommendations:

1. The Social Planning Council should take the lead to develop a comprehensive information and referral system for Mecklenburg County. This should be done in cooperation with the City and County as well as the public and private service agencies. June 1, 1975 is a suggested date for completing such a plan.
2. The community should provide a full support to the Social Service Advisory Board and the County Commission in efforts to develop a more adequate General Assistance Program.
3. The efforts of the churches to develop some form of an emergency assistance program should be encouraged.

Mr. Veeder stated a special word of thanks should be extended to the hundreds of volunteers who gave so generously of their time and talent without which the Center could not have functioned.

Councilman Withrow stated Mr. Veeder has praised everyone else. That he thinks Council owes him a letter of thanks for the time he spent on the project. That he imagines Mr. Veeder spent twice as much time on this as anyone else.

#### RECOGNITION OF SENATOR FRED D. ALEXANDER, FORMER CITY COUNCILMAN.

Mayor Belk recognized State Senator Fred D. Alexander, former City Councilman, and presented him with a plaque which contained his name plate used while serving as a Councilmember.

#### PETITION NO. 75-4 BY BERNICE FOSTER FOR A CHANGE IN ZONING OF PROPERTY ON THE WEST SIDE OF BEACHMONT AVENUE, DENIED.

Motion was made by Councilman Whittington, seconded by Councilwoman Locke, and unanimously carried, to deny the subject petition for a change in zoning from R-6MF to B-1 as recommended by the Planning Commission.

#### PETITION NO. 75-5 BY REGINA C. WRIGHT FOR A CHANGE IN ZONING OF PROPERTY AT 3731 NORTH SHARON AMITY ROAD, DEFERRED FOR ONE WEEK.

Motion was made by Councilman Gantt to approve the petition for a change in zoning from R-9 to O-6. The motion was seconded by Councilman Whittington.

Councilman Short stated upon looking at this site he concluded the Planning Commission has been hasty in its recommendation for approval. Personally he is not going to vote to advance any kind of business another inch up North Sharon Amity Road, particularly not in the area where all these very fine homes are located. This would put it right up against a very fine home; and particularly not in the area that is virtually across the street from Eastland; and particularly since there is another way if someone needs more parking to accommodate this bank which is already operating there.

Councilman Whittington asked to hear from Mr. Bryant or to delay the decision. Mr. Bryant stated he thinks the Commission would agree with Mr. Short except for one fact. That is the fact this represents a request to eliminate a split situation as far as zoning of a single parcel of land. That 2/3 of this property is already zoned for office, and 1/3 is requested for office, which is now residential. He stated there is a statement in the Commission's recommendation to the effect this would in no way be an inclination on their part to encourage additional movement of non-residential zoning along Sharon Amity Road.

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Councilman Short stated he does not see how a property line situation that came about in 1953, with reference to the zoning, and applied to the then existing owners is really pertinent to those who are now seeking to operate a bank out there. Another thing that disturbs him is that Council has not heard any protest from the adjoining owners which make it plain what they have in mind. That he just cannot vote for it.

Councilman Short made a substitute motion to defer decision on the petition for one week. The motion was seconded by Councilwoman Locke, and carried by the following vote:

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

PETITION NO. 75-3 BY C. D. SPANGLER CONSTRUCTION COMPANY FOR A CHANGE IN ZONING OF A TRACT OF LAND AT THE SOUTHEAST CORNER OF THE INTERSECTION OF MAGNOLIA AVENUE AND LYNDBURST AVENUE, DENIED (GRIFFITH BALLPARK).

Council was advised that a protest petition has been filed on the subject petition sufficient to invoke the 3/4 Rule requiring six affirmative votes of the Mayor and City Council to rezone the property. Also that the Planning Commission recommends that the request for I-1 zoning be denied, and that the property be approved for Distributive-Business Classification, with the exception of a 30 foot strip adjacent to Magnolia Avenue, Winthrop Avenue, the rear of lots on Dorothy Drive and Iverson Way.

Councilman Whittington stated he has searched for alternatives in this zoning decision. At one time he thought that Distributive-Business Classification would be a favorable alternative. But during this search to try and make what he thought was a good decision, he talked to Reverend T. A. Little of St. Andrews Presbyterian Church, and some of his parishioners; that he talked to members of the Dilworth Community Improvement Association, and read the editorials in both newspapers, and the very excellent letter that Michael Finch wrote to the editors of one of the papers. He stated the Dilworth Community Improvement Association went about creating a Community Planning Task Force, and they are spending considerable amounts of money with young interns in the architectural field this summer in that area. Going through this process he came to the alternative which he thought was right, and that was these people need time. That he believes in this case time is a good alternative. For that reason he moved that the request be denied. The motion was seconded by Councilwoman Locke, and carried unanimously.

RESOLUTION PROVIDING FOR PUBLIC HEARINGS ON MONDAY, APRIL 28, 1975 on PETITIONS NO. 75-6 AND 75-8 THROUGH 75-12 FOR ZONING CHANGES.

Motion was made by Councilwoman Locke, seconded by Councilman Whittington, and unanimously carried, adopting the subject resolution fixing date of hearing on Monday, April 28, 1975, on zoning petitions.

The resolution is recorded in full in Resolutions Book 10, at Page 383.

RESOLUTION APPROVING LEAA SUBGRANT AWARD PRE-APPLICATION TO THE NORTH CAROLINA DEPARTMENT OF NATURAL AND ECONOMIC RESOURCES, DIVISION OF LAW AND ORDER.

Councilman Whittington moved adoption of the subject resolution approving the pre-application for the following two projects:

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- (a) Digital Communications Systems to supplement police data inquiry and transmission. Total cost is \$111,111, with the Federal share \$100,000, State share \$5,555 and City's share \$5,556.
- (b) Microwave System for police radio transmission. Total cost \$222,222, with the Federal Share \$200,000, State share \$11,111, and City's share \$11,111.

The motion was seconded by Councilman Williams for discussion.

Councilman Short asked if this has been submitted to the Information Review Board? Chief Goodman stated to his knowledge it has not been. That this information is being given verbally over the radio at present. This would take it off the airway, and would go from the automobile straight to the computer, to the Raleigh Computer and the police information network, and the information comes back to the car requesting the information.

Councilman Short stated everything on the computer now is available through manual means. Would it not be an appropriate courtesy and more than a courtesy to send it through this Board? Chief Goodman replied it would, but the request today is a pre-application and it is to tie the money down. This will come back to Council for another approval after the program is drawn up regionally.

Councilman Short requested that the motion be amended to instruct the staff to refer this to the Information Review Board, and let Council have their reply. The amendment was accepted by Councilman Whittington and Councilman Williams.

Councilman Harris asked Chief Goodman if he is going to give Council a report that was in the paper over the weekend about the 42 percent crime increase? Chief Goodman replied he reported to City Council several weeks ago; this is the same information that was in the report. Now the FBI is reporting back. They will go through this same process in August. Councilman Harris stated he was very interested in the write up that gave more facts to the background that he had given Council. That he was also interested in the comment about more manpower being needed. That is the first time he has seen that. Chief Goodman replied in the budget request he is asking for substantial manpower, and he hopes Council will look at it favorably.

The vote was taken on the motion and carried unanimously.

The resolution is recorded in full in Resolutions Book 10, at Page 384.

#### PROPOSED SETTLEMENTS IN AIRPORT CONDEMNATION LAWSUITS, APPROVED.

Upon motion of Councilman Harris, seconded by Councilman Whittington, and unanimously carried, approval was given to two proposed settlements in Airport Condemnation Lawsuits as recommended by the City Attorney and the Airport Manager, as follows:

- (a) City vs. R. R. Warren and wife, Mary Berryhill Warren, in the total amount of \$397,167.75.
- (b) City vs. John D. Morrison, Jr., et al, in the total amount of \$149,655.00.

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ORDINANCE NO. 571-X AMENDING ORDINANCE NO. 438-X, THE MODEL CITIES BUDGET ORDINANCE, TRANSFERRING FUNDS WITHIN THE MODEL CITIES PROGRAM TO PROVIDE TEMPORARY FINANCIAL ASSISTANCE TO THE ACCOUNTING AID SOCIETY.

Motion was made by Councilman Short, seconded by Councilman Whittington, and unanimously carried, adopting the subject ordinance transferring funds, in the amount of \$2,500.00, within the Model Cities Program to provide temporary financial assistance to the Accounting Aid Society, and also to thank Mr. Convey for his work in this area.

Councilman Harris stated he has a concern about this setting a precedent with other agencies that we are coming in to help out in the interim before the actual CDRS money comes through. That he thinks it should be approved; but when we get the CDRS money then the allotment to this agency should be reduced accordingly. If we do not, then next week, there will be about 18 other agencies wanting money.

Councilman Short stated this agency has the peculiar situation that income tax settlement date is only a week away, and we will not get the CDRS money until sometime this summer.

Councilman Harris stated he approves of this, but he would like for this amount to be taken into consideration when the CDRS money is available.

The ordinance is recorded in full in Ordinance Book 22, at Page 1.

CONTRACT WITH ACCOUNTING AID SOCIETY AND CITY OF CHARLOTTE MODEL CITIES DEPARTMENT, APPROVED.

Councilman Short moved approval of subject contract with Accounting Aid Society to provide accounting and financial services to lower income residents and to operate out of the Alexander Street Center, in the amount of \$2,500, as transitional funding for the period March 1, 1975 through June 30, 1975, which motion was seconded by Councilman Whittington, and carried unanimously.

ORDINANCE NO. 572-X AMENDING ORDINANCE NO. 214-X, THE 1974-75 BUDGET ORDINANCE AMENDING THE TABLE OF ORGANIZATION FOR THE PARK AND RECREATION COMMISSION TO ADD ONE COMMUNITY CENTERS SUPERVISOR FOR RECREATION DIVISION.

Upon motion of Councilman Whittington, seconded by Councilman Short, and unanimously carried, the subject ordinance was adopted amending the Table of Organization for the Park and Recreation Commission to add one Community Centers Supervisor for Recreation Division.

The ordinance is recorded in full in Ordinance Book 22, at Page 2.

ORDINANCE NO. 573-X APPROPRIATING FUNDS FROM THE GENERAL REVENUE SHARING TRUST FUND TO ADVANCE FUNDS FOR THE COMPLETION OF HORNET'S NEST PARK DEVELOPMENT PHASE II.

Councilman Short moved adoption of the ordinance appropriating \$400,000 for the Hornet's Nest Park which motion was seconded by Councilman Withrow.

The vote was taken on the motion and carried unanimously.

The ordinance is recorded in full in Ordinance Book 22, at Page 3.

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DISCUSSION OF PAVED WALKWAY AROUND LAKE AT FREEDOM PARK AND REPORT ON HORNET'S NEST PARK.

Councilman Harris stated he understands the walkway is being built at Freedom Park. He asked if this was a vote by the entire Park and Recreation Commission? Mr. Diehl, Park & Recreation Director, replied the Commission approved it by unanimous vote. That was after Council told them to see what could be done; they went from a ten foot to eight foot, and colored it green.

Councilman Whittington stated it was his understanding that Council asked that this walkway not be built. That he wrote a letter disagreeing with them, and Councilman Harris did also. That he thinks other members of this Council asked this not be done in a public meeting. He stated he is very disappointed that it has been done, and he thinks many of the citizens in that area of the park and those who use the park are disappointed. This kind of communications he does not think will help the relationship between the City Council and the Park and Recreation Commission in the future.

Councilman Williams stated he did write them; but he did not object to it. That he does not think that Council really gave them a definite resolve.

Mr. Diehl replied he does not believe the Commission understood it that way. He thinks the Chairman understood that he was to go back and change it and see what could be done about making the change; and take it from there. This is what they did. They advertised it with three alternates, and were able to cut it down to the eight feet and to color it.

Councilman Harris stated Council did not receive any feedback at all on the Commission's action. That he thought they said what their feelings were. On the other side the whole banks of the creek are being eaten away by erosion. It is hard to explain to citizens that we are spending money to pave something and at the same time losing the park down there. That he did not know until today that the paving was being done.

Councilman Gantt moved that Council hear a presentation on the Hornet's Nest Park. The motion was seconded by Councilwoman Locke, and carried unanimously.

Mr. Freeman, Architect, presented drawings of the park, and stated it is approximately 100 acres on Beatties Ford Road. He stated there will be two parking lots, three softball fields, and one baseball field; there are picnic shelters; there are shelters for 150 people, 20 people or individual shelters; there are picnic grounds; they are developing a lake, with a causeway bridge, a boat dock, for paddle boats. The lake is approximately six to eight acres. There are concession stands. There are play areas for small children with all the playground equipment associated. There are basketball goals with paved concrete. There is an area for parking for the tennis courts. They will have a barn yard zoo with baby animals. In the base bid one parking lot will be paved, two softball fields will be completed, and two roughed in; it will include the causeway, but will not include the dock. The funds today will give the entire park with the exception of the community center. He stated the park will be completed in about 12 months time. There will be 12 tennis courts lighted.

Mr. Burkhalter, City Manager, stated several members of Council have asked why BOR monies are not used for purchase of golf courses. He stated BOR funds have been used by the city for years. What Council has done today is to lend the Park and Recreation Commission \$400,000 because that money is running out. They do not have it today, but they promised to give it to us in two installments over the next year and a half.

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Councilman Short asked how many acres of park the City will have when this one is completed? Mr. Diehl replied about 1300 acres of park. In the last three or four years it has come from 700 to the present acreage.

Councilman Whittington asked how much of the ten foot walkway has been paved in Freedom Park? Mr. Diehl replied about a quarter was paved, and he imagined about another quarter of what was left has not been paved; that probably is still to be paved. They are now from about Princeton Avenue all the way around to the seats in the amphitheater. This is on the right hand side. Councilman Harris asked if they can stop the pavement where they are now? Mr. Diehl replied they have given the contract for the paving completely around it. They have paved from Princeton Avenue down the Nature Museum side - the part as you come from the amphitheater on the right on around the end has been paved for eight or nine years.

Councilman Short asked if the joggers are using this? Mr. Diehl replied they are; all they have to do is step off and use the grass.

Mayor Belk stated he has been asked why they do not put gravel off to the inside of the tract? Mr. Diehl replied they could do that if that is what they want. Mayor Belk requested Mr. Diehl to check on this and see if it has merit to accommodate those who do not like the hard surface.

Councilman Whittington stated they are going to sink that park with concrete.

CONTRACTS BETWEEN THE CITY OF CHARLOTTE MANPOWER DEPARTMENT AND FOUR AGENCIES FOR IMPLEMENTATION OF PROGRAMS UNDER CETA, TITLE VI, EMERGENCY JOBS AND UNEMPLOYMENT ASSISTANCE ACT OF 1974, DEFERRED ONE WEEK.

Councilman Whittington moved that the subject contracts be deferred one week. The motion was seconded by Councilwoman Locke, and carried unanimously.

CHANGE ORDER NO. G-3 WITH PETERSEN CONSTRUCTION COMPANY FOR THE IRWIN CREEK WASTEWATER TREATMENT PLANT ADDITIONS.

Motion was made by Councilman Whittington, seconded by Councilwoman Locke, and unanimously carried, approving Change Order No. G-3, with Petersen Construction Company, for changes in contract for the Irwin Creek Wastewater Treatment Plant Additions, reducing the contract amount by \$15,172.00.

LEASE AGREEMENT BETWEEN DAVIDSON COLLEGE AND THE CHILDS ESTATE AS LESSORS AND THE CITY OF CHARLOTTE AS LESSEE, FOR A PARCEL OF LAND ON EAST TRADE STREET, APPROVED.

Councilman Short moved approval of a lease agreement between Davidson College and the Childs Estate as lessors, and the City of Charlotte as lessee, for the parcel of land on East Trade Street, located between Eckerd's and Belk's Stores to be developed and designated as "Town Square Park," which motion was seconded by Councilwoman Locke, and unanimously carried.

PAYMENT TO WORTH KEETER, INC., APPROVED.

After explanation by the Purchasing Director, motion was made by Councilman Short, seconded by Councilman Whittington, and unanimously carried, authorizing payment of seventy-five percent, \$28,121.25, of the purchase price of Pak More Refuse Bodies to Worth Keeter, Inc., as recommended by the Purchasing Agent.

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ORDINANCE ORDERING THE REMOVAL OF WEEDS, TRASH, JUNK AND RUBBISH PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Councilwoman Locke moved adoption of the following ordinances ordering the removal of weeds, trash, junk and rubbish pursuant to Section 6.103 and 6.104 of the City Charter, which motion was seconded by Councilman Whittington, and carried unanimously:

- (a) Ordinance No. 574-X ordering removal of trash and rubbish at 1609 Cummings Avenue.
- (b) Ordinance No. 575-X ordering removal of trash and rubbish at 1500 block West Boulevard, Westover Shopping Center.
- (c) Ordinance No. 576-X ordering removal of weeds, trash and junk at 2424 thru 2516 Rachel Street.
- (d) Ordinance No. 577-X ordering removal of weeds, trash and junk at vacant lot across from 321 Oregon Street.

The ordinances are recorded in full in Ordinance Book 21, beginning at Page 4.

ORDINANCES AFFECTING HOUSING DECLARED "UNFIT" FOR HUMAN HABITATION UNDER THE PROVISIONS OF THE CITY'S HOUSING CODE.

Councilman Whittington moved adoption of the three ordinance declaring housing unfit for human habitation. The motion was seconded by Councilman Withrow.

Councilman Short stated one of the houses to be demolished and removed is on Pegram Street, and the others to be vacated and closed are located on Duckworth Avenue and one on State Street. That he is sure these are rental properties. He asked if there is any level of government, federal, state or local, that has the power to provide relocation assistance payments to those ousted under these circumstances. These are not being purchased like we do when it is under urban redevelopment. This is simply ousting tenants who are probably right across the street from urban redevelopment.

Councilman Short requested the City Attorney and other staff members to research this question. Following was a discussion of relocation assistance.

Mr. Underhill asked if he is talking about making available the same assistance as made available to urban redevelopment.

Councilman Gantt asked if the Building Inspection Department is bringing any action in any of the ten designated Community Development areas? Mr. Jamison replied there is some action going on. Councilman Gantt asked if they are likely to have a finding on these prior to the operation of CDRS programs? Mr. Jamison replied in some extreme cases; they are playing it by ear. It depends upon the seriousness of the situation.

Councilman Whittington stated he does not want to create the impression that we have a cure for all housing that does not meet the code all over the city. For us to get into that position we would never be able to cure all the ills we have. In First Ward with urban renewal ten houses were relocated that could be saved and kept in that area for people to live,



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while a small significant step, it was the right one. In cases like this, it seems we should have the resources in this community. If we cannot get the man who owns the property to do the repairs, there are other agencies in this town who could go in and do the work, and the people could stay there. We may not be able to do that. The problem we are creating in our city every day is moving people from one side of town to the other, or from one location to the other. If they could stay where their roots are with their churches, their schools and friends, we would be much better off. Before taking any action on this, we should investigate these avenues. No one has said whether Gene Williamson could go in there with some of his people and do some of these repairs.

Councilman Short made a substitute motion to defer this matter until Council receives a report from the Staff and Mr. Underhill along the lines of the question he has asked. The motion did not receive a second.

The vote was taken on the motion to adopt the following ordinance and carried unanimously:

- (a) Ordinance No. 578-X ordering the demolition and removal of the dwelling at 1505 Pegram Street.
- (b) Ordinance No. 579-X ordering the dwelling at 1548 Duckworth Avenue to be vacated and closed.
- (c) Ordinance No. 580-X ordering the dwelling at 1105-07 State Street to be vacated and closed.

The ordinances are recorded in full in Ordinance Book 21, beginning at Page 8.

#### CONTRACTS FOR CONSTRUCTION OF WATER AND SEWER MAINS, AUTHORIZED.

Councilman Whittington moved approval of the following contracts for the construction of water and sewer mains, which motion was seconded by Councilman Short:

- (a) Contract with Seventy Seven Center, Inc. for the construction of 620 feet of 8" C.I. water main and one (1) fire hydrant, to serve Seventy Seven Executive Center inside the city, at an estimated cost of \$5,300.00. Funds will be advanced by applicant under the terms of existing city policies as related to such water mains and no funds will be required from the City. Refunds to the applicant are as per agreement.
- (b) Contract with N. C. Church of God State Campground for construction of 11,500 linear feet of sewer lines to serve N. C. Church of God State Campground, outside the city, at an estimated cost of \$270,550.00. The applicant has deposited 10% of the estimated cost, plus the estimated cost of the right-of-way. The remaining 90% will be deposited prior to construction. Refund is as per agreement and no funds are needed from the City.
- (c) Contract with Mr. Samuel C. Hair for construction of approximately 115 linear feet of sewer main to serve 4501 Pineville Road, inside the city, at an estimated cost of \$3,421.00. The applicant has deposited 10% of the estimated construction cost and the remaining 90% will be deposited by the applicant before construction by city forces. Refund to the applicant is as per agreement and no funds are needed from the City.
- (d) Contract with Ed Griffin Company for construction of 122 linear feet of 10" sewer line to eliminate the Yorkwood Subdivision Pump Station, outside the city, at an estimated cost of \$2,000.00. The applicant has deposited the estimated cost of right-of-way and construction will be done by the applicant. No funds are needed from the City and no refund will be made.

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Councilman Harris stated he is getting concerned about the study going on now about water and sewer rates. It seems we are getting an escalating number of applications for building of lines. That personally he is for doing away with the policy of refund. It was started years ago and for some reason it has been continued. There have been some discussions about it. He does not know the lead time; but he knows Council will be hearing about it the last Monday in this month. This policy of continuing to build up this unfunded liability, he calls it, because you are building up an obligation for years to come of refunding this money back. Some people will say it will halt growth, and people will not build. But he thinks that is wrong; that they will need water. People he has talked to in other cities do not do this, and he thinks this is giving something away. He wonders about the lead time and wonders if we should continue to accept these applications.

Councilman Whittington suggested that he change his motion to delay the water rate decision for 30 days to next Monday, and ask the City Manager to have that meeting that Council asked for with the Home Builders in the meantime. Discussion on this was continued until later in the meeting.

The vote was taken on the motion to approve the contracts, and carried as follows:

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

#### CONSIDERATION OF WATER AND SEWER RATES SCHEDULED FOR NEXT MEETING.

The discussion of the water extension policies continued.

Councilman Withrow suggested that Council go back to the Community Facilities Committee and ask them to draw up a new agreement, and to study this. There are certain main lines that the city will probably have to continue to install. But we could discontinue the lateral lines off the main line.

Councilman Harris stated it was only the one area he was talking about. Mayor Belk stated Councilman Withrow is talking about going back to CFC on the whole study. Councilman Withrow stated we will have to go back to them if we do what Mr. Harris is talking about.

Councilman Harris asked who accepts these applications? Mr. Campbell, Assistant Director of the Utility Department, replied they are filed with the Director; reviewed by the Department; a contract is prepared, and it is sent to Council for its action.

Councilman Short stated for the future we might consider some change in the policy for the six inch and smaller lines which provides a 50 percent refund. That is just the neighborhood network. The refund for the larger lines, as Mr. Withrow says, seems to be a necessity. Councilman Harris stated the City has a certain obligation to put a major trunk line out into a new area; that he is not opposed to that. Councilman Gantt stated he does not even think we should continue the business of developers deciding the location of major trunk lines, even though we refund them. The city should be setting that pattern.

The City Manager advised that Staff could be ready with a proposal by the next meeting.

Councilwoman Locke asked if this would include the meeting with the Home Builders? Mr. Burkhalter replied it can. Councilman Whittington stated council told the Home Builders we would have a meeting with them and include

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Mr. Dukes and Mr. Fennell before acting on the new rates. Mr. Burkhalter suggested they set the meeting for next Monday, and anyone can come who would like. Councilman Whittington stated he would hope that Staff would notify Mr. Crosland, and the Home Builders.

Councilwoman Locke stated Council wants to schedule this meeting at 2:00 o'clock next Monday. Mayor Belk stated it will be set for 2:00 o'clock next Monday.

SPECIAL OFFICER PERMIT, AUTHORIZED.

Councilman Short moved approval of a Special Officer Permit to Hoy Fisher for use on the premises of Park-N-Shops, at 3512 Wilkinson Boulevard, 4300 North Tryon Street, 3744 East Independence Boulevard and 4744 South Boulevard, for a period of one year, which motion was seconded by Councilman Withrow, and carried unanimously.

PROPERTY ACQUISITION, AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Harris, and unanimously carried, approval was given to the acquisition of 30' x 1,077.12' of easement at 7024 Independence Boulevard, from Scott & Jordan, Inc., at \$1,800.00, for Campbell Creek Sanitary Sewer Outfall.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ISALAH MASSEY, SR. AND WIFE, DELCINE MASSEY: JAMES M. TALLEY, JR., TRUSTEE: PAUL R. ERVIN AND WIFE, DOROTHY DENTON ERVIN: AND ANABEH H. McDOUGLE (WIDOW), LOCATED AT 1733 STATESVILLE AVENUE, IN THE CITY OF CHARLOTTE, FOR THE STATESVILLE AVENUE WIDENING PROJECT.

Motion was made by Councilman Harris, seconded by Councilwoman Locke, and unanimously carried, adopting a resolution authorizing condemnation proceedings for the acquisition of property belonging to Isaiah Massey, Sr., and wife, Delcine Massey; James M. Talley, Jr., Trustee; Paul R. Ervin and wife, Dorothy Denton Ervin; and Anabeh H. McDougale (widow), located at 1733 Statesville Avenue, in the City of Charlotte, for the Statesville Avenue Widening Project.

The resolution is recorded in full in Resolutions Book 10, at Page 385.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ISALAH MASSEY, SR. AND WIFE, DELCINE MASSEY: JAMES M. TALLEY, JR. TRUSTEE: PAUL R, ERVIN AND WIFE, DOROTHY DENTON ERVIN: AND ANABEH H. McDOUGLE (WIDOW), LOCATED AT 1801 STATESVILLE AVENUE, IN THE CITY OF CHARLOTTE, FOR THE STATESVILLE AVENUE WIDENING PROJECT:

Councilman Whittington moved adoption of a resolution authorizing condemnation proceedings for the acquisition of property belonging to Isaiah Massey, Sr., and wife, Delcine Massey; James M. Talley, Jr., Trustee; Paul R. Ervin and wife, Dorothy Denton Ervin; and Anabeh H. McDougale (widow), located at 1801 Statesville Avenue, in the City of Charlotte, for the Statesville Avenue Widening Project, which motion was seconded by Councilman Harris, and unanimously carried.

The resolution is recorded in full in Resolutions Book 10, at Page 387.

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RESOLUTION AUTHORIZING THE SALE OF CITY-OWNED LAND, KNOWN AS FORMER TYVOLA ROAD LANDFILL.

Upon motion of Councilman Harris, seconded by Councilwoman Locke, and unanimously carried, a resolution was adopted authorizing the sale of 22.281 acres of city-owned land, known as former Tyvola Road Landfill, as recommended by the Director of Public Works.

The resolution is recorded in full in Resolutions Book 10, at Page 388.

RESOLUTION AUTHORIZING THE ADVERTISING FOR SALE OF PROPERTY LOCATED AT 617 JORDAN PLACE.

Motion was made by Councilwoman Locke, seconded by Councilman Whittington, and unanimously carried, adopting the subject resolution to authorize the advertising for sale of property located at 617 Jordan Place, as recommended by the Director of Public Works.

The resolution is recorded in full in Resolutions Book 10, at Page 389.

PROPERTY TRANSACTIONS, AUTHORIZED.

Councilman Short moved approval of the following property transactions which motion was seconded by Councilman Whittington, and carried unanimously:

- (a) Right of way Agreement on 23.87' x 23.87' x 40.32' of property at 200 Hawthorne Lane (rear), from Presbyterian Hospital, at \$1.00, for Street Improvement-East Fourth at Caswell Road.
- (b) Right of Way Agreement on 43.21' x 43.21' x 47.82' of property at 200 Hawthorne Lane (rear), from Presbyterian Hospital, at \$1.00, for Street Improvement-East Fourth Street at Caswell Road.
- (c) Right of Way Agreement at 1.96' x 18.26' x 19.08' of property at 5318 Buckingham Drive (acorage), from Beatrice E. Blankenship, at \$1.00, for Tyvola Road Relocation.
- (d) Right of Way Agreement on 1.33' x 2.37' x 2.00' of property at 1709 Tyvola Road, from John R. Cook and wife, Susan M., at \$1.00, for Tyvola Road Relocation.
- (e) Option on 9.63' x 117.88' x 11.05' x 120.00' of property, plus a construction easement, at 4023 Randolph Road, from Thomas B. Henderson and wife, Rosalie, at \$1,700.00, for Randolph Road Widening.
- (f) Right of Way Agreement on 2.01' x 124.76' x 2.01' x 124.74' of property, plus construction easement, at 4622 Randolph Road, from Jamie (Eunice) Reese Sorrow (widow), at \$225.00, for Randolph Road Widening.
- (g) Right of Way Agreement on 19.88' x 232.59' x 214.12' x 28.19' of property, plus a construction easement, at 5300 Randolph Road, from Elizabeth B. Will (widow), at \$731.00, for Randolph Road Widening.
- (h) Acquisition of 10,605.74 sq.ft. of property, with 100 KV Tower Line, at 1101-1119 Elizabeth Avenue, from Duke Power Company, at \$47,954.41, for Kings Drive Relocation.
- (i) Right of Way Agreement on 24.57' x 228.48' x 26.68' x 225.14' of property, plus construction easement, at 2727 North Sharon Amity Road, from Thomas F. Helms and wife, Edna H., at \$4,802.00, for Sharon Amity Road Widening.

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- (j) Right of Way Acquisition of 6.00' x 414.96' x 9.37' x 410.09' of property, plus construction easement, at 3061 North Sharon Amity Road, from Victoria Station, Inc., at \$7,450.00, for Sharon Amity Road Widening.
- (k) Right of Way Agreement on 53.05' x 30.58' x 25.44' x 75.00' of property, plus a construction easement, at 4129 North Sharon Amity Road, from David Harold Barkley and wife, Jeanette B. S., for \$900.00, for Sharon Amity Road Widening - Section III.
- (l) Right of Way Agreement on 7.34' x 111.08' x 7.34' x 111.08' of property, plus a construction easement, at 4529 North Sharon Amity Road, from Pleasant Valley Baptist Church, at \$725.00, for Sharon Amity Road Widening - Section III.
- (m) Right of Way Agreement on 7.34' x 112.46' x 6.39' x 114.53' of property, plus a construction easement, at 4533 Sharon Amity Road, from Lawrence E. Norwood, (single), at \$1,000.00, for Sharon Amity Road Widening - Section III.
- (n) Option on 8.13' x 92.64' x 9.14' x 95.15' of property, plus construction easement, at 1458 Remount Road, from George L. Massey and wife, Mary S., at \$3,800.00, for Remount Road Widening.
- (o) Option on 9.14' x 74.62' x 39.26' x 34.64' x 100.09' of property, plus a construction easement, at 2656 Brentwood Place (corner of Remount Road), from CBS Realty, Inc., at \$1,900.00, for Remount Road Widening.
- (p) Option on 26.10' x 80.00' x 9.55' x 80.29' x 32.57' of property, plus construction easement, at 1457 Remount Road, from Julius Davis, Jr. and wife, Mattie H., at \$750.00, for Remount Road Widening.
- (q) Option on 9.55' x 64.99' x 9.63' x 65.03' of property, plus construction easement, at 1449 Remount Road, from Mrs. T. J. Lynn Taylor (widow), at \$735.00, for Remount Road Widening.
- (r) Option on 9.63' x 65.00' x 9.63' x 65.00' of property, plus construction easement, at 1443 Remount Road, from John Russell Berry and wife, Betty R., at \$725.00, for Remount Road Widening.
- (s) Option on 9.63' x 65.00' x 9.63' x 65.00' of property, plus construction easement, at 1437 Remount Road, from Charles David Bowman, minor, William T. Bowman and Patsy W. Bowman, at \$700.00, for Remount Road Widening.
- (t) Option on 9.63' x 65.00' x 9.63' x 65.00' of property, plus construction easement, at 1431 Remount Road, from Vander H. Williams and wife, Ellen M., at \$950.00, for Remount Road Widening.
- (u) Option on 9.63' x 65.00' x 9.63' x 65.00' of property, plus construction easement, at 1425 Remount Road, from Joseph Banks Sumter (divorced), at \$825.00, for Remount Road Widening.
- (v) Option on 10.11' x 109.44' x 31.92' x 15.87' x 40.36' x 103.93' of property, plus a construction easement, at 1401 Remount Road, from James H. Cuthbertson (single), at \$850.00, for Remount Road Widening.
- (w) Option on 15.46' x 30.90' x 80.00' x 10.98' x 75.35' x 38.30' of property, plus a construction easement, at 2601 Phillips Avenue (Corner Remount Road and Phillips Avenue), from Bessie Mae Adams (single), at \$500.00, for Remount Road Widening.

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- (x) Option on 10.98' x 70.00' x 9.47' x 70.47' of property, plus a construction easement, at 1317 Remount Road, from Wanda Hopkins Teague (widow), at \$525.00, for Remount Road Widening.
- (y) Option on 34.46' x 39.27' x 75.00' x 9.32' x 100.00' of property, plus a construction easement, at 2653 Brentwood Place (corner Remount Road and Brentwood Place), from George M. Cook and wife, Gladys G., at \$1,050, for Remount Road Widening.
- (z) Option on 9.32' x 77.00' x 9.22' x 77.00' of property, plus a construction easement, at 1432 Remount Road, from Claude A. Gibson and wife, Mildred G., at \$1,825.00, from Remount Road Widening.
- (aa) Option on 9.22' x 77.00' x 9.11' x 77.00' of property, plus construction easement at 1426 Remount Road, from Leon Dunn and wife, Hattie S., at \$1,250.00, for Remount Road Widening.
- (bb) Option on 9.00' x 74.00' x 8.90' x 74.00' of property, plus construction easement, at 2414 Remount Road, from Henry Adams and wife, Mollie, at \$2,375.00, for Remount Road Widening.
- (cc) Option on 8.90' x 70.00' x 8.80' x 70.00' of property, plus construction easement, at 1408 Remount Road, from James Bradley and wife, Alice B., at \$2,150.00, for Remount Road Widening.
- (dd) Option on 8.80' x 70.00' x 8.70' x 70.00' of property, plus construction easement, at 1400 Remount Road, from Emma Ruth Jackson (widow), at \$1,700.00, for Remount Road Widening.
- (ee) Option on 8.70' x 70.00' x 8.75' x 70.00' of property, plus construction easement, at 1328 Remount Road, from Grace K. Benfield (widow), at \$2,475.00, for Remount Road Widening.
- (ff) Option on 8.75' x 70.00' x 9.74' x 70.00' of property, plus a construction easement, at 1322 Remount Road, from Lessie Mae Williams (widow), at \$1,850.00, for Remount Road Widening.
- (gg) Option on 36.87' x 90.00' x 61.93' x 39.33' x 64.94' of property, plus construction easement, at 501 Remount Road, from Nellie Jamison (widow), at \$5,530.00, for Remount Road Widening.
- (hh) Option on 31.86' x 65.00' x 100.00' x 9.42' x 44.48' x 25' x 29.51' of property, plus a construction easement, at 201 Remount Road, from Charles P. Freeman, Jr. and wife, Nancy K., Hal R. Williams and wife, Jane K., at \$26,000.00, for Remount Road Widening.
- (ii) Option on 11.67' x 250.00' x 5.35' x 251.20' of property, plus construction easement, at 145 Remount Road, from McDevitt and Street Company, at \$4,300.00, for Remount Road Widening.
- (jj) Acquisition of 15' x 549.59' of easement at 5624 Farm Pond Lane, from Koger Properties, Inc., at \$1.00, for Sanitary Sewer to serve Farm Pond Lane at Albemarle Road.
- (kk) Acquisition of 30' x 608.87' of easement, at 6300 Albemarle Road, from Day Realty of Charlotte, Inc., at \$1.00, for Sanitary Sewer to serve Farm Pond Lane at Albemarle Road.
- (ll) Acquisition of 15' x 97.76' of easement, at 3218 Rea Road, from Margaret C. Williamson (widow), at \$300.00, for Sanitary Sewer to serve Rea Road.
- (mm) Right of Way Agreement on 18' x 20' x 18' x 20' of property, at 501 Arrowood Road, from Sutton Carolina, Inc., at \$1.00, for Right of Way for Water Meter to serve Sun Valley Condominiums.

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ACQUISITION OF TEN PARCELS OF REAL PROPERTY LOCATED IN THE FIRST WARD URBAN RENEWAL PROJECT, AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilwoman Locke, and unanimously carried, the following parcels were approved in the First Ward Urban Renewal Project:

BLOCK & PARCEL	OWNER AND ADDRESS	ACQ. PRICE
8-4	Hoyte W. Shore, 416 N. Brevard Street	\$37,500
8-16	George F. Jones, 414 E. 8th Street	10,000
14-6	James H. Harris, 524 E. 9th Street	11,600
20-3	House of Prayer for all People 717 N. Alexander Street	85,000
32-5	Sally McAden Estate, 713 E. 8th Street	1,500
32-19	John J. McLellan, 904 E. 9th Street	5,500
41-3	Wake Forest University, 220 N. Myers	16,000
45-7	Pearl Deveaux, 225 N. Long Street	16,000
45-13	William Taft Boyd, 906 E. 5th Street	3,000
51-1	Dr. Thomas M. Watkins, 422-26 N. McDowell St.	15,500

ORDINANCE NO. 581 AMENDING CHAPTER 11, ENTITLED "LICENSES" OF THE CITY CODE OF THE CITY OF CHARLOTTE.

After explanation, motion was made by Councilman Short, seconded by Councilwoman Locke, and unanimously carried, adopting an ordinance amending Chapter 11, entitled "Licenses" of the City Code of the City of Charlotte, requiring that identification of ownership be displayed on each piece of coin-operated equipment located in the City.

The ordinance is recorded in full in Ordinance Book 22, at Page 11.

CONSIDERATION OF THE AGENDA FOR THE CENTRALINA COUNCIL OF GOVERNMENTS' MEETING.

Councilman Whittington moved that the agenda for COG be approved as presented. The motion was seconded by Councilman Harris and carried unanimously.

Councilwoman Locke advised this is the Community Development meeting and anyone who would like to come will be welcomed.

CONSIDERATION OF AMENDMENT TO THE CITY CHARTER TO INCREASE THE TERMS OF OFFICE OF THE MAYOR AND CITY COUNCIL.

The amendment to the City Charter to increase the terms of office of the Mayor and City Council was presented.

Councilwoman Locke moved that this be deferred until the County Commission comes up with their recommendations on consolidation. The motion was seconded by Councilman Whittington.

Councilman Harris asked if Council can consider this item and the partisan election item together? Mayor Belk replied he has a request to speak on the partisan election and it should be considered separately.

The vote was taken on the motion and carried unanimously.

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CONSIDERATION OF A MOTION BY COUNCILMAN WITHROW REQUESTING THE LEGISLATIVE DELEGATION TO REPEAL THE LAW MAKING THE ELECTIONS IN CHARLOTTE, NORTH CAROLINA, PARTISAN ELECTIONS.

Mayor Belk stated Mr. Albert Pierson has requested to speak to this item. Mr. Pierson stated he will be glad to defer his remarks.

Councilman Withrow moved that consideration of the motion be postponed. The motion was seconded by Councilwoman Locke, and carried unanimously

DISCUSSION OF COMPUTERIZED SIGNAL SYSTEM.

Mr. Corbett, Director of Traffic Engineering, stated considerable progress has been made in the computerized signal system. The contractor is very close to completing his obligation. They hope, temporarily beginning this Thursday to go into the phase of the contract which is for the contractor to demonstrate to the City what is called acceptance testing. This will provide proof to the city the contract can do the various things required. This acceptance testing will last for some four days as it must demonstrate all the capabilities of the system.

Mr. Corbett stated the system is very sophisticated in what it can do. It is very unlike those in the past in the fact they will be monitoring traffic throughout the system; not only the volume but the speed and the density. The system will automatically adjust itself in making improvements depending upon the character of these items it is measuring. He stated they hope, very shortly, the system will be completed, and then the city personnel can take control of it and begin to implement the procedures which will result in much greater efficiency in the signals on the street. Part of the problems that have been seen in the fact the signals are not doing the job you would like is due to the fact that the contractor's documents were passed four years ago, and based on traffic data collected at that time. At that time, Fourth Street was two-way; many of the settings and data fed into the computer was based on Fourth Street having two way traffic. The contractor could be asked to change these at an extra cost item. Mr. Corbett stated he feels once the city takes over the system they can begin to make these adjustments. There are many other features in the system that will enable the city personnel very quickly to make adjustments on a day-to-day basis and correct those problems as they arise. If they are justified, then through programming efforts the adjustments can be made permanent.

Councilman Short stated this system will take into account, at a given intersection, all of the cars backed up by a red light; not just the first car in line. Second, this system will allow an almost instantaneous change of the phasing of some intersections light by typing the change into a computer instead of sending some individual out in a truck to make a mechanical change in a lighting.

Councilman Harris asked Mr. Corbett if he will ask the builder of the Southern National Center to open up the other lane of traffic on Fourth Street? Mr. Corbett replied they have a meeting to discuss this tomorrow. He has begun to clear out much of his materials out of the street already.

BILLY A. BRIDGEWATER RE-APPOINTED FOR A FIVE YEAR TERM TO THE PARK AND RECREATION COMMISSION.

Upon motion of Councilwoman Locke, seconded by Councilman Withrow, and unanimously carried, Mr. Billy A. Bridgewater was re-appointed for a five year term to the Park and Recreation Commission.

MARY BOYER APPOINTED TO THE CHARLOTTE-MECKLENBURG HISTORIC PROPERTIES COMMISSION FOR AN UNEXPIRED TERM.

Motion was made by Councilman Withrow, seconded by Councilman Williams, and unanimously carried, appointing Mary Boyer to fill the unexpired term of Mrs. Charles Crawford on the Charlotte-Mecklenburg Historic Properties Commission.



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**BILL STALLJOHANN APPOINTED TO UNEXPIRED TERM ON HOUSING APPEALS BOARD.**

Councilman Short moved that Council's motion to appoint Mr. Bill Mulliss to the Housing Appeals Board be rescinded. The motion was seconded by Councilman Whittington, and carried unanimously.

Councilman Short moved the appointment of Mr. Bill Stalljohann to the Housing Appeals Board for the unexpired term. The motion was seconded by Councilman Whittington and carried unanimously.

**CONTRACT AWARDED PARNELL-MARTIN SUPPLY COMPANY FOR NICKLE COPPER ALLOY STEEL PIPES.**

Upon motion of Councilman Whittington, seconded by Councilwoman Locke, and unanimously carried, contract was awarded the low bidder meeting specifications, Parnell-Martin Supply Company, in the amount of \$13,606.97, on a unit price basis, for Nickle Copper Alloy Steel Pipes to be used by the Utility Department in maintenance, repairs and new services in the water distribution system.

The following bids were received:

Parnell-Martin Supply Company	\$ 13,606.97
Crane Supply Company	13,848.50

**CONTRACT AWARDED VICTORY FILM PRODUCTIONS, INC. FOR A MOTION PICTURE PRODUCTION FOR THE POLICE DEPARTMENT.**

Motion was made by Councilman Withrow, seconded by Councilman Whittington, and unanimously carried, awarding contract to the low bidder, Victory Film Productions, Inc., in the amount of \$8,700.00, for a motion picture production for the Police Department.

The following bids were received:

Victory Film Productions, Inc.	\$ 8,700.00
The Backlot Film Productions	22,500.00
Frontrow Productions, Ltd.	27,485.56
Jefferson Productions	30,800.00
Walter J. Klein Co., Ltd.	33,500.00
OMNI Productions	39,687.00

**CONTRACT AWARDED SOUTHEASTERN SAFETY SUPPLIES, INC. FOR TRAFFIC SIGNAL HEADS.**

Councilwoman Locke moved award of contract to the low bidder meeting specifications, Southeastern Safety Supplies, Inc., in the amount of \$24,912.00, on a unit price basis, for 200 Traffic Signal Heads which will be used to provide signal indications to drivers at intersections, which motion was seconded by Councilman Whittington, and carried unanimously.

The following bids were received:

Southeastern Safety Supplies, Inc.	\$ 24,912.00
Traffic Engineering Supply Corporation	24,990.00
Eagle Signal	32,092.00

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CONTRACT AWARDED BLAZE GUARD MFG. COMPANY FOR FIRE HOSE TO BE USED AS REPLACEMENT FOR WORN OUT HOSE IN THE FIRE DEPARTMENT.

Upon motion of Councilman Whittington, seconded by Councilman Withrow, and unanimously carried, contract was awarded the low bidder, Blaze Guard Mfg. Company, in the amount of \$33,297.00, on a unit price basis, for 21,000 feet of fire hose to be used as replacement for worn out hose in the Fire Department.

The following bids were received:

Blaze Guard Mfg. Co.	\$ 33,297.00
Burgess Fire Eqpt., Inc.	34,985.00
Bi-Lateral Fire Hose Co.	36,173.00
Zimmerman-Evans, Inc.	36,377.60

CONTRACT AWARDED WESTERN WATERPROOFING COMPANY, INC. FOR SECTION II CONSTRUCTION WORK TO VEST TREATMENT PLANT.

Motion was made by Councilman Short, seconded by Councilman Withrow, and unanimously carried, awarding contract to the low bidder, Western Waterproofing Company, Inc., in the amount of \$29,370.00, for Section I and \$1,908.00, for Section II construction work to Vest Treatment Plant.

The following bids were received:

	<u>SECTION I</u>	<u>SECTION II</u>
Western Waterproofing Co., Inc.	\$29,370.00	\$ 1,908.00
Southeastern Waterproofing Co, Inc.	34,712.00	No Bid
William J. Leffew, Contractor	35,000.00	3,890.00
Charlotte Paint Co., Inc.	43,824.00	3,660.00
Indiana Gunitite & Construction Co.	44,500.00	5,700.00
Pressure Concrete Construction Co.	46,860.00	No Bid
H. J. Cater Painting Contractor, Inc.	No Bid	4,870.00
W. Sumter Cox	No Bid	4,870.00

CONTRACT AWARDED THOMAS STRUCTURE COMPANY FOR CONSTRUCTION OF MAIN SEWERS IN ANNEXATION AREA I (11).

Councilman Whittington moved award of contract to the low bidder, Thomas Structure Company, in the amount of \$826,736.00, on a unit price basis, for construction of main sewers in Annexation Area I (11), which motion was seconded by Councilman Short, and unanimously carried.

The following bids were received:

Thomas Structure Company	\$826,736.00
Sanders Brothers	830,898.00
Boyle Utilities, Incorporated	840,311.00
Ben B. Propst Contractor	847,194.20

CONTRACT AWARDED WORTH KEETER, INC. FOR REAR LOADING REFUSE COLLECTION PACKER BODIES FOR USE BY THE PUBLIC WORKS DEPARTMENT, SANITATION DIVISION.

Upon motion of Councilman Short, seconded by Councilman Withrow, and unanimously carried, contract was awarded the low bidder meeting specifications, Worth Keeter, Inc., in the amount of \$101,388.00, on a unit price basis, for 12 rear loading Refuse Collection Packer Bodies for use by the Public Works Department, Sanitation Division.

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Bids received not meeting specifications:

CIDCO	\$ 94,272.00
Roach-Russell, Inc.	102,240.00
Controlled Environment, Inc.	103,200.00
Cook Body Company	131,760.00
Sanco Corporation	151,176.00

The following bids were received:

Worth Keeter, Inc.	\$101,388.00
Quality Eqpt. & Supply Co., Inc.	102,168.00

RESOLUTION PROVIDING FOR A PUBLIC HEARING TO CONSIDER THE ADOPTION OF FLOOD AREA MAPS FOR VARIOUS CREEKS WITHIN THE CITY OF CHARLOTTE.

Motion was made by Councilman Whittington, seconded by Councilwoman Locke, and unanimously carried, adopting resolution providing for a public hearing on Monday, April 21, 1975, at 8:00 o'clock p.m., in the Educational Center, to consider the adoption of flood area maps for various creeks within the City of Charlotte.

The resolution is recorded in full in Resolutions Book 10, at Page 390.

RESOLUTION STATING COUNCIL'S INTENT TO PURCHASE THE ALEXANDER STREET CENTER FROM THE CHARLOTTE-MECKLENBURG SCHOOL BOARD.

Councilwoman Locke moved adoption of the subject resolution stating Council's intent to purchase the Alexander Street Center for \$63,000 from Charlotte-Mecklenburg School Board, which motion was seconded by Councilman Short, and carried unanimously.

The resolution is recorded in full in Resolutions Book 10, at Page 391.

MAYOR ADVISES THAT BRITISH AMBASSADOR MAY BE A VISITOR TO CHARLOTTE ON APRIL 28.

Mayor Belk stated he has a good friend in the United Nations. He received a call from him late Friday, and they have not worked out their plans, but the British Ambassador has tentatively agreed to come to Charlotte as a part of the Bicentennial celebration. This will be on April 28. Mayor Belk stated he has written a letter to the Lord Mayor of London inviting him. This will tie in with the Bicentennial. This is the same day as the Chamber of Commerce trip to Washington, but he does not see how we could turn down a visit from the British Ambassador. With Council's approval he will continue to work to get him here.

ADDITIONAL INFORMATION ON ITEM 12 FOR CONTRACTS WITH MANPOWER DEPARTMENT WITH DIFFERENT AGENCIES EMPLOYING UNDER THE EMERGENCY EMPLOYMENT ACT.

Mr. Burkhalter, City Manager, stated in connection with Item 12 on the agenda which has been deferred, and is the contracts with different agencies for Manpower, he would like to give some added information.

He stated on February 13 Council was given these positions as listed on the agenda along with several others. On February 24, Council approved those positions, and passed an ordinance appropriating the money. These people have been put to work, and the payroll office has said they cannot pay these particular ones because they are with non-profit organizations, and we must have a contract with them before they can be paid. This means these people will not get their money until these contracts are approved. The jobs have been approved by ordinance.

Correction  
made in  
Minute Book  
61, at page  
400, adding  
Bids not  
meeting  
specification

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Councilman Whittington stated he would still prefer that Council delay this for one week. Councilman Gantt stated if people are working they should be paid.

Councilman Gantt moved that Council rescind the motion to defer and reconsider the item. The motion did not receive a second.

PORTIONS OF STREETS APPROVED FOR CLOSING FOR CONSTRUCTION OF HOTEL AT INDEPENDENCE SQUARE.

Mr. Burkhalter, City Manager, stated there has been a lot of conversation about streets being closed, and the Traffic Department has said they do not want to ever close any more streets for building purposes. So he has an unusual situation where he is going to recommend some street closings for Council's consideration. That is for building the hotel at Independence Square. Because of the location of the foundation of the building under the walls, and the fact these people had not been told they could not have a street closing, he is recommending certain streets be closed in order that they may sign the contract to get the building underway.

Mr. Burkhalter stated they have asked for the following:

- (1) A 12 foot right of way on Trade Street for sidewalk and a 12 foot traffic lane be closed for approximately one year.
- (2) A 12 foot lane on College Street be closed.
- (3) A 12 foot lane on Fourth Street be closed.
- (4) An additional 12 foot lane on College Street be closed temporarily, only so long as College Street is closed at the other section.

He stated these people have presented this with such convincing reasons that this is so the costs will not be extremely higher in building in this area. He stated he is convinced this is true, and it would cost considerably amounts of money to do it; they would have to drive a lot of steel piling, and there would have to be an awful lot of work done to keep the traffic off the space.

Mr. Burkhalter stated they insisted on one other thing which he will not recommend; that is they have a left turn on Trade Street, and cut in the median. The traffic people and everyone says it is too dangerous and it should not be done, and they have been told, and will be told again in writing that the median cut will not be recommended.

After discussion, Councilman Short moved that Council authorize and approve the request as detailed by the City Manager. The motion was seconded by Councilman Withrow.

Councilman Short stated he thinks it would be dangerous to have this excavation right up against the lane of traffic if it is not blocked off; that he thinks it would be unfair to deny them the right to block it off when we have been allowing this kind of thing for years. It seems that the Traffic Engineering Department can come back with a revised plan that will be effective something like one year from now, and give people warning so that contractors can make their bids accordingly.

Councilman Withrow asked if it will be possible to work out several weeks with them during the Christmas period. Mayor Belk stated this has been going on for the last five or six Christmases.

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Councilman Harris asked if this will change the bus pick up? Mr. Burkhalter replied we will not be able to do that now; it could be moved down to the Civic Center. Councilman Harris stated he wants to be sure that the motion includes that nothing be done on the Fourth Street side until Mr. Little has completed his work.

Councilman Short stated he would like to include in the motion, if the Council thinks well of it, our intent not to allow a median break on Trade Street, between Tryon Street and College Street. That this should clarify the motion, and it will let these people know what to expect; that he does not see how a median break can be allowed.

Councilman Whittington asked if he would consider stating in his motion, that staff immediately prepare a plan where this sort of construction where it requires the closing off of a street or lanes will not be allowed in any future development downtown. Councilman Short stated the motion could include a request that staff address themselves to this problem, and to new policies. Mr. Burkhalter stated staff is already doing this. Councilman Whittington stated Mr. Short used the term of one year, and there may be others coming in. Councilman Short stated that is not a part of his motion; but he thinks any policy should be effective a long time ahead so that people will have warning. Councilman Whittington stated they do not need a year. Councilwoman Locke agreed. Mr. Burkhalter stated whenever Council adopts the policy the effective date can be determined then.

Councilman Whittington stated he does not want to vote for this motion. That two and a half million dollars has been spent on North College Street, and it has been closed, or part of it, for six years. The same is true on Trade Street. Where are you going to stop? Councilman Short stated he took this matter up with some downtown businessmen, and they indicated the feeling there is no other way in the practical present situation to rebuild downtown Charlotte. Councilman Whittington stated when he has talked to the City staff they say we are foolish to allow these developers to block off a street or a lane of a street.

The vote was taken on the motion and carried unanimously.

Councilman Whittington stated he thinks it is fair to say that this is not done universally across this country. One of the big complaints he has received in this bond election and in 1973 is that you can open up a new street, have a raffle tomorrow and guess how long that new street will be open. If you guess 30 days, you are probably nearer right. People get pretty sick and tired of this sort of thing. He thought what he was saying here was supported by most members of the staff at City Hall; but apparently that is not true. Mr. Burkhalter replied it is supported to this extent. This is a judgement that Council will have to make. It cost several hundred thousand dollars to build this building if these streets are not closed. It can be done but it will cost several hundred thousand dollars more to do it. That he told them no when first approached but he recognized that some adjustments had to be made.

PLAN FOR TRANSFER IMPROVEMENTS AS PRESENTED BY COORDINATOR OF TRANSPORTATION PLANNING APPROVED AS PRESENTED.

Councilman Whittington stated Mr. Hoose, Traffic Coordinator, has presented Council with a plan for transfers at the Square, and he would move that Council approve this plan and instruct Mr. Hoose, with the help of the Transportation Planning Office, Traffic Engineering Department, the City Coach Line, and the Police Department to implement these transfers as quickly as possible. The motion was seconded by Councilman Short.

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Councilman Whittington stated his motion includes the plan presented to Council at the Informal Session.

Councilman Gantt asked if he understood Mr. Hoose to say that with the new transfer points for in-line transfers we were to construct lighted shelter areas. Councilman Whittington replied as he understands it the shelters will come if the bond issue passes and if we get the \$10.0 million; that is a part of the shelter program. Councilman Gantt stated if you put this into effect now, one advantage people do have at the square in incimate weather they can stand under one of the store marquees. This may be putting people out in the rain for a year or more. This is a good plan; but he wonders about moving the transfer points out and not providing shelter. Councilman Whittington stated this is a good point; but when you say shelter, the shelter they have had before has blocked the entrances to these businesses who also need relief. For years, Council has tried to come up with a plan at that Square. This is a start, and he would hope that Council would move on with it, and he thinks everyone will see a better transportation system beginning with this action.

Councilman Gantt stated he cannot vote for the motion without some assurance on the transfer points. That this will leave people standing out in the rain without shelter. Councilman Harris stated he asked Mr. Hoose that specific question during the break period, and he said this is all contingent upon the bonds passing tomorrow.

The vote was taken on the motion and carried unanimously.

Mr. Burkhalter stated he believes they will have more shelters at those locations than they now have.

#### COMMENTS ON SECOND WARD SCHOOL SITE AND BLUE HEAVEN SITE.

Councilman Whittington stated the School Borad in the last two weeks has made a decision on the Second Ward School site. He has been asked by members of the School Board if the city has any plans in the expansion of the governmental plaza, or governmental new development, for this property. If we do, they would like to know this, and see if there is space available to put this school in Blue Heaven.

Mr. Sawyer, Director of Urban Redevelopment, replied there is only one parcel of land left in that area that is not committed. There were three major parcels. One committed to the Housing Authority for high rise apartments for the elderly; and the other has been sold.

Councilman Whittington stated he just wanted Council to know that the members of the School Board he has talked to wanted to know if we want the Second Ward Site; or if we have space available in Blue Heaven, across Independence and across McDowell that perhaps could be swapped. Mr. Sawyer replied there is one four acre site left.

Mayor Belk stated if they do move this site, then he thinks we should consider taking that location on the corner.

CITY MANAGER REQUESTED TO REPORT TO COUNCIL AT NEXT MEETING ON THE EFFECTS OF FREEZING HIRING FOR THE TIME BEING AND USING AVAILABLE POSITIONS AND AVAILABLE PERSONNEL IN THE CITY.

Councilman Harris stated he would like to have some input into the City Manager's budget at this time concerning the matter of freezing hiring in the city. That he has been concerned that city government, like it or

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not, has the reputation at this point of being the fastest growth industry in Charlotte. He does not think that is a fair indication of what is really happening; but he thinks we have to accept it with the facts that have been thrown at us.

Councilman Harris stated he would like for Mr. Burkhalter to come back next week and give a report on the effects of freezing of hiring for the time being, and using the available positions and available personnel we have in the City. The remainder of the fiscal year is the only thing we have to work with now. But when budget time comes he will have other comments to make regarding next year.

COMMENT ON TAX REVALUATION AND THAT THE GOVERNING BODIES SET TAX RATE AND NOT TAX SUPERVISOR.

Councilman Harris stated people are receiving notices on tax revaluation. That recently one of the tax officials stated on the radio very clearly that the tax office has a duty to perform, and that is to make sure that everyone is paying their fair share of taxes. That is what reappraisal is all about. It does not mean that the tax rate is set by the Tax Supervisor's office. The tax rate is set by the two governing boards. He stated he thinks this is being misconstrued considerably, and especially because of the importance of tomorrow and the passage of the bonds we hope will come through tomorrow afternoon, and he wants to make sure this is the understanding, now and not after the effect of the bond election.

NOMINATION OF C. C. HOPE TO THE AUDITORIUM-COLISEUM-CIVIC CENTER AUTHORITY.

Councilman Short placed in nomination the name of Mr. C. C. Hope to the Auditorium-Coliseum-Civic Center Authority to remain on the table until the next meeting.

COUNCILMAN WHITTINGTON LEAVES MEETING.

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

RESOLUTION IN MEMORY OF SANDY JORDAN.

Councilman Withrow read the following resolution:

"WHEREAS, there is a great sorrow when one loses a friend; and

WHEREAS, Sandy Jordan was much more than just a friend; he was a man for all people. Sandy faithfully served his City for 18 years as a member of the City Council. He had great respect for an individual's rights, and made himself heard when he felt these rights were being abused. His decisions were tempered with what he believed to be in the best interest of Charlotte and its citizens. When Sandy decided not to seek re-election in 1971, the many calls and letters he received from the community supporting him made him change his mind. This demonstration of support illustrated the admiration and respect that the community had for Sandy Jordan.

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Sandy Jordan not only worked for his City, he worked with his City in many capacities. For over 33 years he was a member of the Oasis Shrine Temple and was in line to become its Potentate. He was a trustee and active member of the Moravian Little Church on the Lane, and a director of the National Conference of Christians and Jews. His civic awards were numerous, and as president of his own insurance company he received many well deserved honors. Sandy's musical background and travels early in life made him ideally suited for the title and position of "Goodwill Ambassador" for the City and state.

We shall not soon forget this man. His devotion to his City and friendliness to all will long be remembered.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session assembled this 7th day of April, 1975, that the Mayor and City Council, on behalf of all the citizens of the City of Charlotte, do by this resolution and public record, extend their deepest sympathy to the family of Sandy Jordan.

BE IT FURTHER RESOLVED that this resolution be spread upon the minutes of this meeting and a copy thereof be sent to his family.

RESOLVED this 7th day of April, 1975."

The resolution was adopted unanimously as everyone stood for a moment of silence honoring the memory of Mr. Jordan.

COMMENTS ON FREEZE IN HIRING AND SALARIES OF CITY PERSONNEL AND REQUEST FOR SURVEY OF OTHER AGENCIES AS A COMPARISON.

Councilman Withrow stated he is in accord with Mr. Harris in relation to hiring of people and property taxes at this time. The most concern of people he has talked with is the fear that their property taxes will go up when the money they take home is going down because of inflation.

Councilman Withrow stated Council should have Mr. Burkhalter consider seriously how our salaries are in line with the salaries of other agencies in the City of Charlotte before the budget so Council will have a feel for how we stand with the people working for the city. He stated he has heard a lot of criticism that we keep raising salaries and in other industries they are cutting salaries and holding the line. Council needs some input in this and that it be treated seriously.

Mr. Burkhalter stated a very detailed wide-spread survey is being made and will be given to Council on this entire area.

Mayor Belk stated this morning Don Davidson was saying that he had never worked with City personnel until recently, and he now has added admiration for the people working for the city and those working with him on the bond package.

COMMENTS ON TAX REVALUATION AND THAT TAX RATE HAS BEEN HELD FOR THREE YEARS.

Councilwoman Locke stated she would like to follow up on what Mr. Harris said about tax revaluation. That the city has not gone up on taxes for three years, and she foresees a holding of the line on the taxes, and the bond issue being passed does not mean the taxes will go up.



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FEASIBILITY REPORT ON ESTABLISHING THE PARK AND RECREATION COMMISSION  
AS A DEPARTMENT OF THE CITY.

Councilman Gantt stated in connection with parks a number of times Council has asked about the relationship between the Park and Recreation Commission, and questions as to whether or not the Commission should really become a department of the city. That it is a point that should be considered, and he thinks there is a study going on. Council has had a most recent inquiry about more parks. That he has this very strange feeling at just being here three months that we really do not know what is going on with the Commission. A report may be sent to Council saying they had their meetings and decided certain things, but he does not have a feel for significant input into the Park and Recreation Commission. That he thinks he would have a better feel for it if it was a department of the City. At least, it seems that Council should receive some kind of report that gives a recommendation from the staff so that a decision can be made, and get off everybody's back about it.

Councilwoman Locke stated she asked about this back in January.

Mayor Belk stated he has felt all along that parks and recreation should be a part of both the city and county. That this park today is located in the county, and there is almost no place to locate a large park now in the city. That he thinks our future depends on working with the county on parks.

Mr. Bobo, Assistant City Manager, stated he will arrange a meeting between the Commission and Council in the very near future.

Councilwoman Locke requested that Council receive the Park and Recreation Commission minutes. That she would like very much to receive these minutes.

Councilman Harris stated he has the same concern as Mr. Gantt. When it comes budget time Council sets the rate for the Park and Recreation Commission tax. When the appointments are made to the Board, Council makes them. Councilman Gantt replied he realizes Council has that kind of authority; but it is a little different in terms of knowing and being involved. All he wants is a report on the feasibility of this.

Councilman Short stated the ideal is what the Mayor has said plus an added feature. That he thinks if any change is made at all, it should be a city-county operation, and that it should have a mission of land banking; looking all over the county and selecting tracts which can be brought for \$500 an acre, and putting a maximum amount of land in the bank. That if we make any change he thinks it should be that way - the city-county plus a land banking activity. Councilman Gantt stated those are good points because they tie into a city county plan. That he still wants to see the evaluation on the other thing.

COMMENTS ON 701 PLAN PASSING THROUGH THE STATE DOWN TO THE LOCAL  
GOVERNMENT.

Mayor Belk stated he received a telegram this morning on the 701 Plan. The City of Charlotte has been going through the federal government on this. The State of North Carolina would like to handle everything on 701. That he wrote to them, with a copy to Council, and stated he did not think it would be of benefit to the City of Charlotte to run the 701 through the State, then to COG and back to the city. If all these 701 programs had to go through the State, he thinks Charlotte would take a back seat, and it would be a cut back to us. He has written them to say that we will take a stand on it. That he has also written Leigh Wilson on this, and he agrees with him.

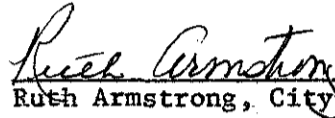
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GIFT PRESENTED SUSAN JETTON, CITY HALL REPORTER FROM CHARLOTTE OBSERVER.

Mayor Belk stated Susan Jetton, Reporter from the Charlotte Observer, is leaving the City Hall beat. That she will be missed and he presented her with a token of appreciation for her many hours spent at City Hall.

ADJOURNMENT.

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

  
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Ruth Armstrong, City Clerk