

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Monday, April 12, 1965, at 3 o'clock p.m., with Chairman pro tempore Albea presiding in the absence of the Mayor and Mayor pro tempore, and Councilmen Bryant, Jordan, Smith and Thrower present.

ABSENT: Mayor Brookshire, Councilman Whittington, Mayor pro tempore, and Councilman Dellinger.

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INVOCATION.

The invocation was given by the Reverend Fred M. Ramseur, Pastor of Holy Trinity Lutheran Church.

MINUTES APPROVED.

Upon motion of Councilman Bryant, seconded by Councilman Smith, and un-animously carried, the Minutes of the last Council Meeting on April 5th were approved as submitted.

ORDINANCE NO. 331-X EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE, NORTH CAROLINA BY ANNEXING 40.434 ACRES OF LAND ON HOSKINS ROAD, ON PETITION OF SPANGLER LAND COMPANY, ADOPTED.

The scheduled hearing was held on the Petition of Spangler Land Company for the annexation to the City of Charlotte of 40.434 acres of land on Hoskins Road, bounded by Stewart Creek on the west, Northwood Estates and property of C. D. Spangler Construction Company on the east, Johnson Motor Lines on the south, and property of W. G. Miller and J. L. Hutchinson on the north.

Council was advised the annexation of the property is approved by the Planning Director who advises a subdivision plan has been filed and the area is acceptable for annexation. The Superintendent of Water Department estimates the cost of installing the necessary water mains at \$25,000.00; and the Asst. City Engineer estimates the cost for the construction of the sanitary sewer lines necessary to serve the property including the extension of Stewart Creek Outfall at \$68,250.00.

No objections were expressed to the proposed annexation.

Councilman Smith moved the adoption of Ordinance No. 331-X Extending the Corporate Limits of the City of Charlotte by Annexing the 40.434 acres of land on Hoskins Road. The motion was seconded by Councilman Bryant, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 14, at Page 155.

PETITION NO. 65-30 FOR CHANGE IN ZONING OF PROPERTY ON BOTH SIDES OF PENCE ROAD, DEFERRED UNTIL A FULL COUNCIL IS PRESENT.

Councilman Thrower moved that Petition No. 65-30 by Charlotte-Mecklenburg Planning Commission for change in zoning from R-12 and R-15 to I-1 of property on both sides of Pence Road, on which a protest petition has been filed invoking the 20% rule, be deferred until a full Council is present. The motion was seconded by Councilman Bryant, and carried unanimously.

MR. CHARLES W. SMITH AND MR. ROLAND L. SMITH, CANDIDATES FOR CITY COUNCIL, MAKE INQUIRIES RELATIVE TO CITY AFFAIRS.

Mr. Charles W. Smith and Mr. Roland L. Smith, candidates for the City Council, stated today Council would receive no verable brickbats. That after the last meeting the newspaper stated Council did not think it proper to use this meeting place as a political platform. Council has their assurances their appearances will be only in the public interest; they also hope that Council's appearances here are only in the public interest. Recently many of their friends and supporters have expressed great concern over several issues which have arisen and they seek additional information regarding this. For purposes of simplification and in the interest of time these issues are in the form of five questions. So that the intent not be misunderstood they would explain the purpose for asking the questions. That Mayor Brookshire recently stated he would once more run for political office if his supporters would find well qualified business men to run for Council. In so much that the fate of our city to a large degree is ruled by eight men, it is of extreme importance that the voters of Charlotte choose wisely, and be fully informed.

The Messrs Smith then asked the following questions:

No. 1 directed to Mr. Sandy Jordan and concerns the Belt Road issue. It is generally conceded that you made an excellent speech giving your reason for voting on the Briar Creek Route, and yet one week later you reversed yourself completely and offered no explanation. The people want to know why.

No. 2 directed to Mr. Jim Whittington and concerns the high crime rate in Charlotte. For a number of years Charlotte has had a very high crime rate and in the last six years nothing of consequence has been introduced to combat it, and only a few shorts weeks before election time, you present a 20 point plan. The people want to know if this plan has been under study for six long years or if the high crime rate is important only at election time.

No. 3 directed to Mr. John Thrower and concerns how he intends to serve if re-elected. Recently you announced your candidacy for the city council and stressed you were running for only one seat. The following day you praised the alleged accomplishments of the present Council as if you were aligning yourself on a slate. The people want to know if you are running as an independent for only one seat or if you will be part of a slate backed by a political machine.

Councilman Thrower replied he is running for a seat on the City Council as an individual and not on a slate.

No. 4. directed to Mr. Claude Albea and concerns his plans if re-elected. That for approximately 32 years you have occupied a seat on the City Council. What, if anything, do you plan to contribute in the next two years other than your presence. The people want to know.

Councilman Albea replied he plans to serve all the people of Charlotte to the best of his ability. That he has tried to do this all these years and hopes he has not been a failure.

No. 5 directed to Mayor Brookshire and concerns getting the best men possible to serve as our elected officials. Mayor Brookshire does your statement about enticing well qualified business men to run as Councilmen imply that you do not want to run with the present Council; and if so, will you consider Mr. Dwight Phillips, Mr. Tom Little, Mr. Paul Younts, and Mr. Ray King. These men are generally regarded as Kingmakers in political circles and it is

generally assumed that they contribute a large amount of time, money and support for their chosen slate. If you can convince them to run, you will help to remove the cloud of suspicion that they call all of the shots from the sidelines, instead of our elected officials. The people feel that whoever calls the shots should be subject to the will and pleasure at voting time, and it cannot be done unless they are on the ballot.

Mr. Charles Smith stated further they had said there would be no verbal brickbats and there is none. The editorial in today's Charlotte Observer says what the people are thinking much better than they can. If Council has not read the article he asked that they please do so.

MR. CHARLES S. PRIDGEN STATES HE IS A QUALIFIED CANDIDATE FOR COUNCIL IN THE MUNICIPAL ELECTION.

Mr. Charles S. Pridgen, a candidate for City Council, stated his purpose for being here is to assure the Mayor that there is at least one qualified candidate in the city council race. That it was with disbelief, disappointment, and disgust that he read in the Charlotte newspapers the statement made by the Mayor at the City Club concerning the numerous candidates who have filed for City Council.

Mr. Pridgen stated he has in his hand a copy of his platform which he personally feels offers far more than any platform proposed by any incumbent and would accomplish much more than has been accomplished during the past two years through the efforts of the present Mayor and Council. That according to the newspapers the Mayor is apparently much interested in seeing that qualified candidates are available and elected. That he would be happy to hand the Mayor and members of Council some of his cards to pass out to their friends.

PETITION NO. 65-31 BY PURE OIL COMPANY FOR CHANGE IN ZONING OF TRACT OF LAND ON WEST SIDE OF SHARON-AMITY ROAD, BEGINNING SOUTH OF MONROE ROAD, POSTPONED FOR ONE WEEK.

Councilman Bryant moved that Petition No. 65-31 by Pure Oil Company for change in zoning from B-1 to B-2 of a tract of land on the west side of Sharon-Amity Road, beginning south of Monroe Road, be denied as recommended by the Planning Commission. The motion was seconded by Councilman Thrower.

Councilman Jordan made a substitute motion that the petition be postponed for one week as two of the Councilmembers are absent and one of them was interested in this petition, and he feels they should be given a chance to be present for the vote. The motion was seconded by Councilman Smith.

Councilman Bryant stated he wonders if the postponement will work a hardship on the petitioner.

Councilman Smith stated he thinks some of the Councilmen were waiting to see what the position of the Planning Commission was before voting on it, and as one of the men is absent today, he would like to table it.

The vote was taken on the motion and carried unanimously.

SPECIAL OFFICER PERMIT AUTHORIZED ISSUED TO D. H. SHEALY.

Councilman Jordan moved approval of the issuance of a Special Officer Permit to D. H. Shealy, 931 Hickory Nut Street, for use on the premises of Kings College, 322 Lamar Avenue. The motion was seconded by Councilman Thrower, and carried unanimously.

3MB33

CONTRACT WITH ALFRED E. SMITH FOR APPRAISAL OF LAND IN NORTHWEST EXPRESSWAY RIGHT OF WAY APPROVED.

Motion was made by Councilman Jordan, seconded by Councilman Thrower, and unanimously carried, approving contract with Alfred E. Smith for the appraisal of one parcel of land at 1001-03 East 9th Street in the Northwest Expressway right of way.

Councilman Smith requested that Council be given a list of the people who have been making these appraisals and how many each has made. That he feels Council should take a look at this point. That some of the people seem to be getting more than their share and he thinks the appraisals should be spread around insofar as possible. That Council can take a review of it without any prejudice to anyone. That it seems to him he sees the same names over and over and he feels it should be spread out a little more.

SANITARY SEWER CONSTRUCTION IN SHERWOOD FOREST NO. 6 AUTHORIZED.

Councilman Thrower moved approval of the construction of 160-feet of trunk and 665-feet of main in Sherwood Forest No. 6, inside the city, at the request of Tillotson Construction Company, at an estimated cost of \$2,935.00 with all cost to be borne by the applicant whose deposit of the full amount will be refunded as per terms of the agreement. The motion was seconded by Councilman Bryant, and carried unanimously.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Jordan, seconded by Councilman Thrower, and unanimously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with Bertrand Thompson for Grave No. 5, in lot No. 12, Section 3, Evergreen Cemetery, at \$60.00.
- (b) Deed with Pete R. Ashcraft for Graves No. 6 and 7, in Lot No. 139, Section 2, Evergreen Cemetery, at \$120.00.

CONTRACT WITH ABRAMS AERIAL SURVEY CORPORATION FOR MAPPING OF CENTRAL PORTION OF CHARLOTTE AUTHORIZED.

Upon motion of Councilman Bryant, seconded by Councilman Thrower, and unanimously carried, contract was authorized with Abrams Aerial Survey Corporation for the purpose of mapping the Central Portion of Charlotte, at a fee not to exceed \$8,800.00 to be charged to Account No. 4168.

DEMOLITION OF OLD WATER WORKS BUILDING ON SUMMIT AVENUE AUTHORIZED.

Councilman Jordan moved that the old Water Works Building located on Summit Avenue, adjacent to Biddleville Park and a path leading to the Fairview School, be demolished as recommended by the Building Inspection Department. The motion was seconded by Councilman Bryant, and carried unanimously.

PROPERTY TRANSACTIONS IN CONNECTION WITH THE NORTHWEST EXPRESSWAY RIGHT OF WAY LOWER SUGAR CREEK SANITARY SEWER LINE AND NORTH-SOUTH EXPRESSWAY, AUTHORIZED.

Motion was made by Councilman Thrower, seconded by Councilman Bryant, for the approval of the following property transactions:

NORTHWEST EXPRESSWAY

- (a) Acquisition of 2,425 sq. ft. of property at 431-33 Beaumont Avenue from Shuford and Bessie Moose Peeler, in the amount of \$6,600.00.
- (b) Condemnation of 5,296 sq. ft. of property at 807 North Pine Street, owned by Mrs A. L. Alexander, widow, et al, in the amount of \$7,700.00.
- (c) Condemnation of 153,835 sq. ft. of property located between Southern and Seaboard Railroad, north of West 11th Street, owned by Henderson Investment Company, in the amount of \$54,000.00.
- (d) Acquisition of 8,750 sq. ft. of property on North Pine Street, from Harvey S. and Betty C. Strawn, in the amount of \$8,250.00.
- (e) Acquisition of 8,118 sq. ft. of property at 324 E. 12th Street, from Jerone L. Levin and wife, Barbara B. in the amount of \$18,500.00.
- (f) Acquisition of 798 sq. ft. of property on Park Terrace from Marshall E. Propst and wife, Frances Mary W. Propst, in the amount of \$9,000.00.
- (g) Acquisition of 5,500 sq. ft. of property at 1009 Elizabeth Avenue, from H. W. Covington, Jr. and Gladys G. Covington, in the amount of \$19,750.00.

LOWER SUGAR CREEK SANITARY SEWER LINE

- (h) Settlement in the amount of \$550.00 with J. H. Garrison and Mrs Minerva G. Purcell for damages to their crops along Sugar Creek below Sharon Road.

NORTH-SOUTH EXPRESSWAY

- (i) Right of way agreements with the State Highway Commission across 10,500 sq. ft. of property in the amount of \$1,500.00 as follows:
  - (1) Along Remount Road, 1800 sq. ft. north of Toomey Avenue and 6,825 sq. ft. south of Toomey Avenue.
  - (2) On the north side of West Boulevard approximately 100 feet east of Old Spruce Street containing 1,875 sq. feet.

Councilman Smith called attention to the condemnation procedure on one piece of property north of West 11th Street. That since it is a condemnation he does not think he is in a conflict of interest position, but he would like to defer voting on this particular one - Henderson Investment Company of 153,835 sq. ft. at \$54,000.00. That this is one of the lowest per foot that he has seen and the price to him is too low but since he is an office in the corporation, and he is in favor of the other property transactions and is glad this one is being condemned for title purposes, he wants to be on record as not voting for that particular one.

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

YEAS: Councilmen Thrower, Bryant, Jordan and Albea.

Councilman Smith abstaining for personal interest.

RESIGNATION OF JERRY TUTTLE MEMBER OF THE CIVIL SERVICE BOARD ACCEPTED WITH REGRET.

The Clerk read the following letter:

"April 12, 1965

Mayor Stan R. Brookshire  
City of Charlotte  
Charlotte, North Carolina

Dear Mayor Brookshire:

With great reluctance I am submitting my resignation as a member of the Civil Service Commission. It is only proper that I do this as a result of my entrance into the Council race and to make certain that there be no question of preferential consideration of me by any member of the Departments falling under the jurisdiction of the Civil Service System.

The five years I have served have given me a great sense of honor and my association with the dedicated men of the Fire and Police Departments has been most rewarding. Anything I may have contributed to the City and the men of the departments involved would be small to the large measure of gratitude which is mine for having had the opportunity.

Very sincerely yours,

Jerry C. Tuttle"

Councilman Jordan moved that the resignation be accepted with regret. The motion was seconded by Councilman Bryant, and carried unanimously.

COUNCILMAN SMITH SUBMITS 35 POINTS OF ACHIEVEMENT ACCOMPLISHED BY THE PRESENT COUNCIL.

Councilman Smith stated he has a list of 35 achievements of this Council which he would like incorporated into the Minutes. That he would like to make it clear he is not trying personally to take credit for these points. He is only pointing out some of the accomplishments of the majority of the present City Council since 1959.

The 35 points are as follows:

1. Selected City Manager, City Attorney and Finance Officer.
2. Appointed Police Chief.
3. Appointed Fire Chief.
4. Appointed Municipal Judge. Back local Court Improvements.
5. Work out a pay scale for city employees that is fair and flexible.
6. Took the City Water and Sewer out of a money losing position.
7. Changed the names of many of the Charlotte Streets so there would not be duplications.
8. Began Urban Renewal Program.
9. Obtained long range Thoroughfare Plan for city.
10. Made a Parking and Traffic Survey for city and made a study to better Economic Welfare of Downtown.
11. Created needed Public Housing.
12. Put in strict Housing Code to prevent further slums.

13. Established new Ambulance Service.
14. Rewrote zoning code.
15. Improved Airport Facilities and obtained New Manager.
16. Increased size of city by taking in New Areas.
17. Established pay-as-you-go and held taxes at a constant rate which placed our City Bonds in a Double "A" Classification.
18. Completed West-Side Grade Elimination.
19. Widened and Improved many Streets.
20. Established a Citizens Safety Council.
21. Started study of Flood Control with Federal Government.
22. Consolidated City and County Tax Departments.
23. Established many new parks and recreation centers through Parks & Recreation Commission.
24. Built New Sewer Disposal Plant at Pineville to take care of future growth of city.
25. Established a fund to advertise Charlotte through Chamber of Commerce.
26. Strengthened subdivision Code to include sidewalks, curbs, gutters and paved streets.
27. Passed a Sign Ordinance to prevent the clutter of commercial signs.
28. Fostered Good Race Relations in City.
29. Increased size of Memorial Hospital.
30. Converted Good Samaritan Hospital to Chronic Hospital.
31. Rewrote City Charter.
32. Set up funds for new Police Building.
33. Established new City Landfill.
34. Established Medal of Valor.
35. Conducted City business in the open and accepted the criticisms and advice of the Citizens in the spirit of Good Government.

ADJOURNMENT.

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

  
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Ruth Armstrong, Deputy City Clerk