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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 6, 1970, at 3:00 o'clock p.m., with Mayor John M. Belk presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, John H. Thrower, Jerry Tuttle, James B. Whittington and Joe D. Withrow present.

ABSENT: None.

* * * * *

INVOCATION.

The invocation was given by Reverend James C. Jones, Jr., Minister of Greene Memorial Baptist Church.

MINUTES APPROVED:

Upon motion of Councilman Short, seconded by Councilman Jordan, and unanimously carried, the minutes of the last meeting, on Tuesday, March 31, 1970, were approved as submitted.

PROCLAMATION DECLARING SATURDAY, APRIL 18, 1970 AS KIDNEY CARE DAY.

Mayor Belk welcomed to the meeting students from all the Charlotte-Mecklenburg High Schools who are working with the Kidney Care Day and asked them to come to the front of the room.

He then read a proclamation proclaiming Saturday, April 18, 1970 as Kids for Kidney Care Day. He stated the students have organized a dog and car wash throughout Mecklenburg County for April 18 and the money earned will go to the Kidney Foundation in Mecklenburg County.

Mayor Belk commended the students for their work on this project.

ORDINANCE NO. 552-X EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHARLOTTE BY ANNEXING 96.965 ACRES OF LAND IN PAW CREEK TOWNSHIP ON PETITION OF C. D. SPANGLER CONSTRUCTION COMPANY AND THAYER REALTY, INC.

The public hearing was held on Petition of C. D. Spangler Construction Company and Thayer Realty, Inc., for the annexation of 96.95 acres of land located in Paw Creek Township, fronting on Beatties Ford Road and Capps Hill Mine Road, contiguous to the present city limits and which petition has been checked and found sufficient.

Mr. Robert Perry, Attorney for the petitioners, was present to answer any questions which might be asked.

No opposition was expressed to the request for annexation.

Councilman Jordan moved adoption of an ordinance extending the corporate limits of the City of Charlotte by annexing 96.965 acres of land in Paw Creek Township. The motion was seconded by Councilman Short, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 17, at Page 45.

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PETITION OF KALE KNITTING MILLS, INC. AND ARROWOOD-MORGAN CONSTRUCTION COMPANY, INC. FOR THE ANNEXATION OF LAND LOCATED IN CRAB ORCHARD TOWNSHIP WITHDRAWN.

Mr. Joseph M. Griffin, Attorney for the petitioners, Kale Knitting Mills, Inc. and Arrowood-Morgan Construction Company, Inc., by letter requested that the subject petition be withdrawn.

Councilman Tuttle moved that the petition be withdrawn as requested by the Attorney. The motion was seconded by Councilman Whittington, and carried unanimously.

STATEMENT BY W. J. MARTIN FOR THE CHARLOTTE FIREFIGHTERS, LOCAL UNION NO. 660, I.A.F.F.

Mr. W. J. Martin stated he is present as a citizen, taxpayer and as President of the Charlotte Firefighters Association. He stated Charlotte Firefighters are here requesting clarification of action taken by City Council on July 25, 1968 relative to the work week for the firefighters of this city.

Mr. Martin referred to Minute Book 50 - Page 449, which reads as follows: "Mayor pro tem Whittington stated he had received many calls from various firemen regarding the pay increase in the recently adopted budget. That since there were no minutes of the meeting related to the increase and working hours, he would like to put the following information into the record so Chief Black and others can relate it to the department.

He stated the motion was made that (1) Council adopt a pay plan for the Fire Department as recommended by the City Manager, which is a 15 percent increase. (2) That Council would agree, as recommended in the McCann Report, to a 56-hour work week; and (3) Council further agreed to reduce the work week of the Fire Department in 1969-70 to 52 hours per week and in 1970-71 reduce this work week to 48 hours. This was done and is part of the new budget which Council adopted on July 25, 1968."

Mr. Martin then referred to a letter dated August 8 in which Council instructed Chief Black to relate this information to the men in the department; that the memorandum went to all fire stations, all chief officers and all division department heads. He referred to the Budget Summary, Fiscal 1970, Reference: City Manager's Budget Message, Page 10, Section "Fire" Subsection (3) that "the reduction of the work week was a commitment."

Mr. Martin stated they feel it is unnecessary to go into great detail to justify the implementation of the forty-eight hour work week; it is their opinion that this was accomplished in 1968, resulting in the action taken by the City Council on July 25, 1968. He stated at the time they negotiated in good faith, and had no cause to believe that the City did not do the same. He stated because of the action taken by Council on July 25, 1968, they request that the said Agreed, forty eight hour work week for the Fire Department be implemented as of July 1, 1970.

Mr. Martin stated this is not a misunderstanding on the Fire Department's part; that they are going to live up to their title; they are firefighters and are also fighters.

STATEMENT FILED BY RESIDENTS OF THE CHANTILLY DISTRICT PROTESTING THE SELECTION OF LOW INCOME HOUSING SITE OFF WYANOKE AVENUE.

Mr. Frank McIlroy, representing the Chantilly district, stated in regard to the site selection of low cost rental units in the Chantilly district, he has a statement to present.

"The citizens of the Chantilly community strongly object to the methods and procedures that the City Council has implemented in dispatching its business. In the past year the Council has rendered decisions on matters crucial to the

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Charlotte community, not by the means described by law such as public hearings but through a process of informal conversations that are quite often held by phone. With this in mind the Mayor announced Friday afternoon that Council has approved the latest two sites for low income housing, and in a news interview after the announcement that his Honor, the Mayor himself, did admit that this decision had been made on the phone. We understand the Housing Authority is not required to hold public meetings on its activities and we also understand that the City Council has chosen as its option to review and approve the Housing Authority's position in regard to public housing. It is also our understanding that decisions by City Councilmen must be determined and announced in public. This policy has not been the case in this matter. Only after being reminded by the news media has Council elected to meet its obligations. With this in view, as Citizens of Charlotte, how can we be expected to believe that our presence here today and any comments or objections that we may have to offer will be considered by the Council, or will have any effect in the determination of this matter.

It is our understanding of the governmental process in Charlotte and the basic governmental processes in this country that citizens are to take an active part in matters regarding the welfare of the citizens, and that their wishes are to be represented and considered by the governing body. We repeat, in the matter pending today, how can we as citizens believe that these principals hold true in practice as well as in theory.

It is our understanding that over the past year Council has utilized a very convenient, but in these cases improper, process of telephoning to decide city policy on a number of social issues. They are settlement of the sanitation worker's strike last summer; determination of city policy in dealing with labor unions; the determination of items to be included in the bond issue of last December, and the selection of a site for the civic center that was included in the bond issue.

Disregarding the manner in which Council decided the items for the bond issue, the Citizens of Charlotte did overwhelmingly issue the city government a vote of confidence in that matter. We took the city at its word; when they told us the bond issue was vital to Charlotte's future progress, we did vote and turned in an overwhelming majority of 8 to 1 for it. Since that time we have seen at least in one area where we were misled. Prior to the bond election we were told that a specific location for the civic center had been selected; now some four months later we witness that no location has been selected, and in observing related events we see that quite apparently the factions directly involved are working against each other. It is this inability among the factions to work together and regardless of their own interest that has drawn ill comment and criticism from the public and civic leaders not only in Charlotte but the state and the region.

It is situations like these that cause me to wonder if it is not because of this that Charlotte has failed to progress at a rate more in line with its potentials; that causes me to wonder if the comment often heard from not only outsiders but Charlotteans, that 'Charlotte is the world's biggest small town' is not a true statement. City Government and its leaders are going to have to realize that they have been elected to represent Charlotte Citizens and not decide issues on their own volition. You have been elected as leaders for us and not of us; and the difference is not in semantics.

With this we would like to register our objections to the site selection of Chantilly for low cost housing, off Wyanoke Avenue, on a point by point basis. They are as follows:

1. This property has been zoned since the inception of zoning in Charlotte-Mecklenburg as single family dwellings. All homeowners who selected this area to reside did check this as to its effect on their property. We are at present not aware if it has been rezoned.

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2. Before deducting space for required thoroughfares and rights of way, i.e., Duke Power lines which do exist in the area and Seaboard rail lines which do exist in the area, there is less than 9 acres on which to construct these facilities. After deducting these basic requirements this leaves less than 1/3 acre for each duplex. We are speaking of a duplex complex of 27 for a total of 54 units.
3. Population Impact in the area. Presently there are 21 homes on Wyanoke Avenue, and all except one are being bought or already owned by the residents. These are now two and three bedroom homes, and as such the present breakdown of residents are approximately 45 adults and 44 children, for total of almost 90 people on this street alone.
4. The new group of 27 duplexes of 54 units of 3-5 bedrooms would indicate the population of this area would expand by 200 plus residents. My research to this point has not included the number of residents on the seven other streets that are on the perimeter of this site - meaning Bay Street, Hanover Street, Lorna, Laburnum and Kingsbury and others. We have not checked into the number of residents who presently reside on these streets.
5. Traffic impact. Although it is possible to open this area on to Monroe Road at one side and Bay Street on the other, the natural instinct would be to use Wyanoke Avenue as a thoroughfare which is not conducive to handling any extra traffic. The widening of this street is not the answer.
6. School Impact. This has a bearing on all schools throughout the Charlotte area. The Chantilly Elementary School bordering this area, like so many of the other schools of Charlotte, is presently in an overloaded condition and this certainly will not help the plight of the School Board in dealing with student placement.
7. The size of the area will certainly not lend itself to construction of this many units and have room for the additional facilities specified, i.e. playground, day care and the other things specified in the news releases of Friday and Saturday. There is just not that much room. There are none of these facilities in close proximity even now for the many residents of this neighborhood, and there is no room to add any into it.
8. Statements were made that this would be esthetically compatible with the surrounding neighborhoods. We hardly see how this could be a fact considering space available for such complex, keeping in mind we are speaking of less than nine acres for 54 units plus day care center, plus playground and other things needed.
9. It is our feeling this would compound the plight of the people it is supposed to help, and further, it would foist these same conditions on the people who are presently in resident in this area, the homeowners. At present, the children of this area do as a fact have to play, if they want to gather in groups, in the street as a result of a lack of facilities in the neighborhood. This proposed new development can in no way help these conditions.

Further: we strongly feel that the manner and the timing of this public release was a covert act by those responsible for our city government, designed to 'sneak' an imposition on a group of its citizens, the way it did occur."

Mr. McIlroy stated he has a petition containing at present 453 signatures interestingly enough attained in less than two hours within the immediate area; all persons immediately signed and expressed willingness to help with the exception of less than 1/2 of one percent. If this does not show majority

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thinking, which is the basis of Democratic Government, then he does not know what does.

He stated they have still exhibited their faith in the principal of representative government by coming today and telling Council how they feel about this and other issues. They know that the determination of the location of not only this project but also the project in the Shamrock Community which also shares their plight, will be more prudently reconsidered by not only Council but the Charlotte Housing Authority as well. He stated they may be a small group here today but Council would be well advised to know that discussion of this matter and the other matters mentioned is not ended here today. Should Council fail to reconsider the matter, let it take note of the fact that the people represented here today are in the process of retaining legal counsel and will take every legal step possible including litigation if necessary of the decision that was made - not here today but the decision of last Friday.

REPORT BY REDEVELOPMENT COMMISSION ON NIP PROGRAM IN BELMONT-VILLA HEIGHTS AREA.

Mr. Ray King, Chairman of the Redevelopment Commission, stated he is present to give a progress report on the Redevelopment Commission's investigation of certain problems and deficiencies that were recently revealed in the Belmont Neighborhood Improvement Program.

These articles caused the Redevelopment Commission grave concern because the members feel this Neighborhood Improvement Program offers an opportunity to rehabilitate a neighborhood prior to the need for complete urban renewal.

He stated on February 26, 1970, as a representative of the Commission, he made a statement to the news media of the community and other interested people stating that the Redevelopment Commission was determined to see that this program operates on a fair and equitable basis and to the advantage of all citizens in this area and stated further the Commission was determined to see that these citizens are provided all of the guidelines and protection necessary to assure both the citizens and government of a completely satisfactory repair job for a reasonable and competitive price.

Mr. King stated on February 26, 1970, he pledged that the Redevelopment Commission would undertake an investigation to determine if this project had been improperly handled in any way. He pledged further that the Commission would take whatever action was necessary to see that this Project is properly administered for the benefit of the property owners and tenants in this area and so that the public interest will be protected.

He stated since that date, the Redevelopment Commission has moved to fulfill this commitment, and has taken the following actions:

1. Employed Mr. Howard K. Olive, a local Architect and a member of the American Institute of Architects, to serve as a consultant in designing complete and detailed contracts for these repair jobs. In their investigations they learned that the vagueness of their contracts caused the contractors, property owners, and Redevelopment Commission employees some problem in determining the exact compliance and work standards. Furthermore, Mr. Olive will design for the use of the Redevelopment Commission a new inspection form that will be used by their inspectors in checking to determine that the specific contract has been complied with in every detail. The work by Mr. Olive will make it much easier for all to determine the exact work required by the contract and to be assured that this particular work has been completed in accordance with the contract.

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2. Employed Mr. Frank M. Pierson to serve in the capacity as Construction Supervisor. Mr. Pierson is a retired Colonel from the United States Army Corps of Engineers with many years of experience in this type work and administration. He is on the job and his actual work capabilities have been observed and praised by the HUD representatives from Atlanta who have visited the Project since his employment.
3. Seventy eight letters have been mailed by certified mail, return receipt requested, to property owners advising them of the guarantees contained in their construction contract and offering to re-inspect their property immediately if they so desire. Twenty-two letters have been returned requesting that their property be re-inspected. Twelve properties have already been re-inspected and the others will be re-inspected as rapidly as possible. Some additional deficiencies are being found in these re-inspections and in all cases, they are being corrected under the guarantee and without expense to the property owner or the Federal Government.

All completed construction jobs will be re-inspected, and the purpose of the letters was to call the attention of the property owners to their guarantees and to their rights and to allow the Commission to give top priority to any property owner that desired an immediate re-inspection.

4. A formal request was made of HUD to make an official and full-scale investigation of the Belmont Neighborhood Improvement Program, and on March 24, 1970, two investigators representing HUD came to Charlotte for this purpose. One was a contract compliance investigator and the other was a criminal investigator. They worked as a team, but one was of course, primarily concerned with contract compliance and the other was primarily concerned with the possibility of criminal activity.

These investigators have spent considerable time in Charlotte since their arrival; they both appeared to be experienced and qualified investigators and the criminal investigator is a man with 18 years of criminal investigation experience. They followed procedures that indicated they would develop and bring to light any problems and deficiencies, plus any criminal activity. Both investigators were complimentary of the administrative procedures and controls which have been provided for this project. They inspected houses that were repaired both before and since the news articles appeared in the newspaper; they interviewed Redevelopment Commission employees, Belmont Neighborhood Improvement Program employees, contractors, sub-contractors, homeowners, tenants, and a Charlotte News Reporter who had made a rather long and detailed investigation of this Project. They report they found everyone cooperative. They reported further they checked every lead furnished them by the News Reporter.

They made a complete analysis of all jobs completed in this Program to determine if there was any relationship existing between certain NIP employees and particular contractors and to see if there was any pattern of large profits for certain contractors. They advised this complete and detailed analysis of all jobs showed absolutely no relationship with local inspectors or any other NIP employee. They stated this analysis showed that the best contractors were getting the most work and this is as it should be; they examined in detail all records and costs of a random sampling of these projects by certain contractors and did not find a single instance of excessive profit.

Their investigation is not complete, and they expect to work as rapidly as possible to bring this investigation to a final conclusion; they have promised to write a detailed report for the benefit of the Redevelopment Commission. The report furnished the Commission thus far has been verbal and must be considered as a progress report.

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While they complimented the administrative procedures and controls, they pointed out that in their opinion due to this particular type work that the inspectors were not doing a thorough job; they, thus far, find evidence of no other wrong doing except the inspectors did not do a thorough job in determining that the contractors had complied with all provisions of the contract and completed satisfactorily all work called for by this contract. They found the same type deficiencies in jobs that were inspected and approved after the series of newspaper articles as were found in jobs before these articles. For this reason, Mr. Sawyer, Executive Director of the Commission, determined that these inspections must be done by individuals with particular ability to be thorough and complete. The two employees of the Belmont Neighborhood Improvement Program responsible for inspecting these jobs have resigned so that other employees might be secured who will be properly trained in the Commission's new procedures, new contract requirements, and higher standards of workmanship.

5. The Redevelopment Commission will concentrate on re-inspections and compliance with existing contracts until this work is completed rather than concentrating on new repair jobs in the area. However, they expect the work to move rapidly and anticipate actually speeding up work in this Project during the remainder of this year. They will establish a schedule for these re-inspections within the very near future in order to determine that this work is completed as rapidly as possible.

The Commission feels it has a responsibility and an obligation to many people and particularly to the citizens of Charlotte to see that this Program operate on a fair and equitable basis that is advantageous to our citizens concerned and to the advantage of all of Charlotte.

Mr. King stated once again he pledges that the Redevelopment Commission and Executive Staff are going to see that any deficiencies in this Project are corrected so that it will operate on not only a satisfactory but an advantageous basis to our City.

Councilman Alexander asked if the contracts will be changed and developed to cover the gaps that exist in the present contracts - that contract forms will be drawn so that these opportunities do not exist for this type of vagueness? Mr. King replied they assume it can be and that is the purpose of employing Mr. Olive; he is an architect, a member of the AIA, and he has started work and has told them he can draw a contract that will be specific; that will eliminate this vagueness so that the contractor, the subcontractor, the property owners, the tenants, the employees of the Redevelopment Commission, the NIP people and everyone will be able to look at the contract and it will be far more in detail. Mr. King stated he understands another problem is that the inspection report is also vague; it is drawn in layman's language; he cited as an example a contract calling for a new rear door and it does not say that new hardware must be used. That Mr. Olive says he can draw a contract that will eliminate these problems of vagueness, and in addition, he is drawing a new inspection report so that there will be no vagueness in the inspection reports, and the inspector will have a report to follow that will eliminate, they hope entirely and to a great degree, the possibility of error that has existed in the past. Mr. King stated the present contracts were suggested by HUD; that a representative of HUD sat in the Commission's office and told him in his experience throughout this region he had not see a program that was better outlined and administered and better controlled, including these contracts.

Councilman Alexander stated two employees responsible for inspecting these jobs have resigned; he stated he is concerned with who had charge of the inspectors; that the inspector would create so much vagueness that this type of thing developed. He asked who was the final person on this; who passed on what the inspectors did? Mr. King replied that is the responsibility of the Redevelopment Commission, delegated through Mr. Vernon Sawyer, the Executive Director, and Mr. Lindsay Wiggins, as director of the NIP Program, and through him to the inspector.

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Councilman Alexander asked who is the person responsible for these inspectors' present responsibility? Mr. King replied Mr. Wiggins' responsibility is the same as it always has been to see the NIP Program properly administered and operated. Councilman Alexander stated if he could not do it up to this point, how is he going to do it in the future? Mr. King replied it is his opinion that Mr. Wiggins has up to this point administered this program in a satisfactory manner except for the fact that the inspectors did not thoroughly inspect these houses. The investigation is not complete and this is a progress report up to now. That up to this point so far as the investigation has revealed Mr. Wiggins has administered this program satisfactorily except for the fact that the inspectors he had employed to pass on the work done by these contractors did not do a thorough and complete inspection job, and he assumes, based on the report they gave him that they did do a complete and thorough inspection job and he has followed through in a number of instances previously and particularly since then, and there is no reason so far as he knows as of today to think that he cannot administer this program adequately. The inspectors just did not follow through on their assigned responsibility.

Councilman Alexander stated he cannot see why the two employees who resigned, resigned and the man who had the responsibility and was paid for the supervision of the whole project is blameless; that he feels this person, whoever he may be, needs to be relieved of his responsibility until this is cleared up. That he cannot see how in the next 18 months he will be any more knowledgeable of what takes place no matter who the inspectors are than he has been in the past 18 months.

Mr. King stated Mr. Wiggins' operation as the Chief Executive and Administrator of this project includes tremendous responsibility in addition to checking on the inspectors; that is one of his responsibilities and he is responsible for their action; and the Commission holds him responsible; that is only one of his many responsibilities; he is also responsible for scheduling, for the financing, for the loans, for the grants, for the work with the city; this is only one of many of his responsibilities. He stated the question Mr. Alexander asks is also the question that he, as Chairman, is asking and is a question that anyone would ask - what kind of job has he done in supervising, and has he done an adequate job of supervising? Mr. King stated thus far they have found no indication that he has done anything except to rely too heavily on inspectors that did not do a thorough job.

Councilman Alexander stated if he were a citizen in the Belmont-Villa Heights area, and had a house coming up for rehabilitation, he would be mighty skeptical if this man still had the final say-so over his job, and he would not want him to have the final say-so over his job and there would be no rehabilitation of his house if he was going to pass on the final inspection. Councilman Alexander stated this man should be relieved of his responsibilities until such time as all this is cleared up. If he is going to remain and still inspect the work of the inspectors that will be hired, then he says he does not have any more ability to judge them than he has the two inspectors who are no longer with the program; that this is a responsibility of the Commission and they owe it to the citizens of Charlotte.

Mr. King stated again this investigation is not complete; if it reveals any evidence that in the opinion of the Redevelopment Commission and the Executive Director after due and deliberate consideration that this man should be relieved, he will be relieved without delay. He stated the Redevelopment Commission and the Executive Director will take Mr. Alexander's opinion into consideration when they reach a final decision.

Mr. King stated the new Superintendent of Construction, Mr. Pierson, went out to inspect the last house that was completed, and when he walked up to the door, the lady that owns and occupies this house came to the door and

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she said "well, if you are here to try to find something wrong with this job, you just as well go on back and leave me alone. Since these newspaper articles came out, I have been very particular to look and see if my job was completed right, and I have never seen a job better done, and I am completely satisfied and if you are from a newspaper, I don't even want you out here looking". Mr. Pierson assured her he was not and was interested in seeing that the job was properly done. Mr. King stated this is the attitude of some of the people, and the Redevelopment Commission is going to restore the confidence in this Program and all concerned are going to see that this program operates advantageously, and without delay or hesitation are going to take whatever action is necessary.

Councilman Withrow stated Mr. King gives his time free of charge and he admires a man who gives the time that Mr. King has given on such a problem and to come to Council and face up to them.

Councilman Withrow stated he is concerned about whether some of these houses need to be rehabilitated at all; that it looks to him as if in some of these areas a whole block could be torn down and public housing put in some of this area. He stated some of these houses do not look as if they should be fixed, and it looks as if this would be a good place for public housing; that he would like for this to be looked into. Mr. King replied the Commission will look into it and give a report on it; that today there is a real problem in doing that in this particular neighborhood and under this program but it would be possible in certain open space areas to put new structures in.

Councilman Tuttle stated Council should accept the report of the Redevelopment Commission as an excellent report; they recognize some deficiencies in the program.

Councilman Tuttle moved a vote of confidence in their ability to bring this investigation to a proper conclusion. The motion was seconded by Councilman Whittington, and carried by the following vote:

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

Mr. King introduced Mr. Frank Pierson who is heading the Construction Department of the NIP Program, Mr. Tom Creasy, Attorney, Mr. Vernon Sawyer, Mr. Waddell in Charge of the Relocation Office, and stated they are all here only to answer any questions.

Councilman Alexander stated when this program was started he raised the question of what would be done to prevent dilapidated houses from being rehabilitated, and if he recalls the statement was made that this type of thing would not take place; that he was concerned that this program would be used to take a dilapidated structure and try to rehabilitate it. He asked what happens that so many structures that need to be torn down do come under this rehabilitation program?

Mr. King replied these houses are inspected by the Building Inspection Department originally. Mr. Jamison, Superintendent of the Inspection Department, stated if the cost to repair is more than 50 percent of the value of the house then it can be torn down. Mr. King stated if, in the opinion of the Housing Inspection Department, it would cost 50 percent or less of the value to rehabilitate the house, then it is rehabilitated; if it costs more than 50 percent of the value to rehabilitate it, then it is not being rehabilitated.

Mayor Balk requested Mr. King and Mr. Sawyer to look into the question of using the area for low income housing rather than reconstructing some of the houses. Mr. King replied they will make this study and give Council a complete report.

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Councilman Alexander stated no one is questing the integrity of Mr. King; that Mr. King serves as a member of the Redevelopment Commission and as that Chairman, it is his responsibility to make the report.

ORDINANCE AMENDING CHAPTER 5, ARTICLE 1, SECTION 5-5(c) OF THE CODE OF CITY OF CHARLOTTE TO PERMIT THE SUPERINTENDENT OF THE BUILDING INSPECTION DEPARTMENT TO APPOINT INSPECTORS TO MAKE "COMBINED INSPECTIONS" ON ONE AND TWO FAMILY RESIDENCES, DENIED.

An ordinance amending Chapter 5, Article I, Section 5-5(c) of the Code of the City of Charlotte to permit the Superintendent of the Building Inspection Department to appoint inspectors to make "combined inspections" on one and two family residences was presented for consideration by the Council.

Mr. W. H. Jamison, Superintendent of the Building Inspection Department, stated on two different occasions the benefits of the combined inspections have been presented and if there are any questions he will be glad to answer them.

Mr. W. L. Isenhour, Chairman of the Building Standards Board, stated since October they have been talking about the amendment to the ordinance, and they have tried to do everything possible to appease the plumbing contractors of the City of Charlotte. This morning they met and revised again the amendment to the ordinance; a vote of the Members of the Building Standards Board was taken and with one exception it was unanimous. He stated he is proud of the Inspection Department; and that he appreciates the Head of any department looking ahead to see if he can devise some way to save the City of Charlotte money and at the same time give better inspections. Mr. Isenhour stated they believe this is what Mr. Jamison has.

Mr. Hugh Casey, Attorney representing the Charlotte Plumbing, Heating and Cooling Contractors Association, the Warm Air Heating Association of Charlotte, and the Master Electrical Contractors Association of Charlotte, stated there are some 50 men assembled in this room and in the hall. He stated the Charlotte City Code contains explicit provisions setting forth the standards by which Building Inspectors may be hired.

He referred to the sections of the Code setting forth the requirements for plumbing inspectors, mechanical inspectors, chief electrical inspector and assistant electrical inspector, and stated these provisions of the code have been enacted over the years as the standards for inspectors. This was the situation until May 6, 1969 when Mr. Jamison of the Inspection Department sent out an announcement to all contractors that a change had been made in his department. He informed the contractors there would be combined inspectors of one and two family residences with expansion invisioned to include multi-family structures. The program lasted from May 6, 1969 until a law suit was filed against Mr. Jamison, and on December 18, 1969 a judgement in the Superior Court of Mecklenburg County ordered that only those individuals qualified under the Charlotte City Code could act as plumbing inspectors. Since December 18, 1969 Mr. Jamison has not engaged in the combined inspection program. Yet he persists in his attempts to change the code. Although the Plumbing Advisory Board and plumbing contractors were the first to take action against Mr. Jamison, the electrical contractors also voiced their opposition to the program at the City Council Meeting on December 15, 1969. The Warm Air Heating Association of Charlotte had previously gone on record against the combined inspection program. At meetings of the City Council on December 15, 1969, and again on March 16, 1970 many members of the plumbing, electrical and mechanical trade - journeymen and contractors - appeared to voice their opposition to the program. These various groups have opposed the program by various means.

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Mr. Casey stated to replace the standards that have been laid down in the Code regarding the hiring of building inspectors, Mr. Jamison proposed that perspective inspectors be given sufficient training to qualify them in his judgement. That he appeared before Council and explained that under this program one man would be given some training to qualify him for inspections in all three fields.

Mr. Casey stated at this morning's meeting of the Building Standards Board Mr. Jamison came up with a new amendment which provides that an examination be prepared by three advisory boards, approved by the Building Standards Board. Nowhere in the proposed amendment is there any mention of any training of any kind; no specifics are given. It simply stated "shall be given sufficient training". Mr. Casey asked who will determine what is sufficient training? There are no standards of any kind laid out on the training of inspectors. This third amendment has never been considered by the advisory boards.

Mr. Casey then passed out schedules of work processed for apprentices for electricians, plumbers and pipefitters, which he explained. One reason they need this extensive training is because of the extent and complexity of the modern code. He passed around some of the codes and manuals which the men in these three fields must know for inspection.

He stated if the report as presented to Council on the combined inspections is read carefully, you will note there is no savings but that the smaller home owners will get fewer inspections so that the larger commercial and industrial construction can get more. He asked if the small home owner is to get a lower standard of inspection than the commercial and industrial owner? Where do people spend most of their time? Where do they sleep? It is the home that should have the highest standards of inspection for safety.

He stated he has met with Mr. Jamison and representatives of the City Manager in an attempt to resolve this question; however, the more one analyzes the problem, the more it becomes apparent the question cannot be compromised as Council is being asked to lower the standards of the men to inspect your houses, to guard your safety as well as his and the people of this city.

Mr. Casey stated at the Council Meeting of December 15, he represented the Plumbing group and submitted a petition containing 247 signatures; today he represents the plumbing, electrical and mechanical trade group and now submits an additional petition containing 227 signatures. The petition was filed with the City Clerk.

Mr. P. C. Godfrey, President of P. C. Godfrey, Inc., stated they have been in business for 40 years doing plumbing, heating and air conditioning; that they have trained men and a lot of the inspectors are trained by their company. He stated he has been sitting on Boards for 40 years with plumbers and heating men who have spent hours formulating a code and trying to revise them for better codes.

He stated we must have good inspectors on the job in order to protect the small homeowners; that the inspections are on the right basis and has been on the right basis and why change it now? They do not want the change. He stated he does not expect to ever do a speculative house and this does not mean anything to him as they do a different class of work.

Mr. Godfrey stated there is no sense in this recommendation and it should stay as it is. That this amendment will never gain the respect of the contractors or the mechanics.

Mr. R. M. Gibbons, President-elect of the North Carolina Warm Air Heating and Air Conditioning Contractors Association, stated in talking to men over the state, one of the biggest subjects of interest is the inspection

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department. He stated it is unusual to have a group of men to come before Council and beg for more inspections rather than less inspections. He stated this is an age of specialization; and how in the age of specialization does the Inspection Department propose to find men who are qualified to inspect the general contracting work, the plumbing, the electrical and mechanical; they just do not exist. As Mechanical Contractors it has taken them all these years to train the present mechanical inspectors; it has cost the City of Charlotte tens of thousands of dollars while they trained the present mechanical inspection department. He stated they read the code books with them.

That the inspectors in the mechanical division are beginning to get some maturity and some experience along with common sense to where they can read the book.

Mr. Gibbons stated in an effort to sell the Local Heating and Air Conditioning contractors on this idea a representative of the Inspection Department appeared before their group and said this would save money by having fewer inspections. Mr. Gibbons explained that four basic contractors would be working on the house and the house would be framed, the pipes would be put in the walls and under it; the wiring will be put in and then the heating contractor will put his in. That the statement was made at the meeting that the inspection department would wait until the house is framed, the plumbing roughed and the electrical roughed and the other things are roughed in and there would be one inspection; then they will wait until things moved along further and there would be the second inspection and then finally three inspections where there had been around 15 inspections. Mr. Gibbons stated a contractor is on the job to put his work in and calls for an inspection and the combined inspector says he cannot do it until the other contractor starts on his portion. That in order for the inspection department to save any money every job they go on has to be so coordinated to where every contractor finishes and needs the inspection at the same time.

Mr. Jamison stated under their present program they do make extra trips for each trade for the different inspections, and consequently they are making 10-11 inspection trips for single family residences. That on the framing of a house it just makes good sense if the framing is completed, the plumbing installed, the wiring installed and any heating ducts installed before the inspection is made, and in one trip this could all be taken care of, and any insufficiency taken care of at that time.

Mr. Gibbons stated last year his Department did 240 small jobs and this means if you go to the point where you must have completion points then you have the general contractor, plumbing contractor, electrical and mechanical contractors all reach a certain point and stop before an inspection is made. If it is money there are concerned with, then have the inspections as they are needed and double or triple the inspection fees. That everytime he pulls a man off the job for further inspections, it costs him \$20.00.

Councilman Short stated this plan was used from May until December before it was stopped by a court injunction, and he asked Mr. Gibbons if he encountered these delays at any time during this seven months? Mr. Gibbons stated he did not but at a meeting of the Association this was discussed and there was a hue and cry about the delay. Councilman Short asked if there were delays in inspections prior to May of last year, and Mr. Gibbons replied they have had wonderful relations with the mechanical inspection department; if they called in before nine in the morning, 90% of the time an inspection was given before noon that day; if they called at noon, it was given that afternoon.

Mr. Gibbons stated this just does not make sense to the contractors; they are asking for tighter inspections. That the only reason they are here is in order to try to run their business in an orderly manner and to give the public the best job they can and the safest job for a reasonable cost.

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Mr. Casey asked those present in the interest of combined inspection program to stand up and a number of people stood or held up their hands, and Mr. Casey stated there are a number of people in the hall.

Mr. A. C. Barbee, electrical contractor, also spoke in opposition to the program.

Councilman Short asked Mr. Barbee if he could inspect plumbing, and Mr. Barbee replied after about nine years of experience. Mr. Barbee stated he has been in the trade since 1950 and they have to learn certain things about it in their electrical trade.

Councilman Whittington stated he has talked to a lot of plumbing contractors and a lot of electrical contractors about this change that the ordinance proposes. That he asked for a delay on this particular item so that he could talk to Mr. Isenhour, who has recommended that the ordinance be changed, and so that he could talk to Mr. P. C. Godfrey who has stated it should not be changed. Councilman Whittington stated he does not see how anyone like himself with a background as a funeral director, and a chemical man and insurance man would know what to do in this situation. That in the ten or eleven years he has been on the Council a lot of progress has been made in the Building Standards Board; that all of this is indicative of the fact that we have made great progress and we have worked hard to come to where we are today, and he is going to make a motion that it stay just like it is.

Councilman Whittington moved that the ordinance amending Chapter 5, Article I, Section 5-5(c) of the City Code be denied. The motion was seconded by Councilman Jordan, and carried unanimously.

DECISION ON PETITION NO. 70-42 BY LEX MARSH AND PETITION NO. 70-43 BY DOROTHY A. POTTER, ET AL, FOR CHANGES IN ZONING DEFERRED FOR ONE WEEK.

Councilman Withrow moved that decisions on Petitions No. 70-42 by Lex Marsh for a change in zoning from R-15MF to O-15 and B-1SCD of a tract of land at the northeast corner of Providence Road and Sardis Road, and on Petition No. 70-43 by Dorothy A. Potter, et al, for a change in zoning from R-15MF to B-1SCD of a tract of land at the southeast corner of Providence Road and Sardis Road, be deferred for one week. The motion was seconded by Councilman Alexander, and carried unanimously.

REQUEST THAT SOMETHING BE DONE TO STABILIZE THE TEMPERATURE OF THE COUNCIL CHAMBER.

During the discussion on the combined inspections, Councilman Whittington stated present today are electrical contractors, heating and air conditioning men and the Council Chamber is absolutely ridiculous. That people in the audience are fanning themselves, trying to get their own breath; they are down here to transact business with the city and at best it is difficult for them, and it is more difficult to sit out here in this room and either freeze to death one minute and burn up the next. He stated there should be someone in this building and in this community who can straighten this situation out.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, CHARLOTTE, NORTH CAROLINA, APPROVING UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT AND FILING OF AN APPLICATION.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the subject resolution was adopted approving the

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undertaking of surveys and plans for an urban renewal project and filing of an application for the Third Ward Urban Renewal Area.

The resolution is recorded in full in Resolutions Book 7, beginning at Page 68.

APPOINTMENT OF MR. A. EUGENE WARREN TO PARK AND RECREATION COMMISSION FOR AN UNEXPIRED TERM.

Council was advised that the following names have been placed in nomination for appointment to the unexpired term on the Park and Recreation Commission:

- (1) Miss Lucielle McNeille nominated by Councilman Alexander.
- (2) Mr. Bill Eakers nominated by Councilman Withrow.
- (3) Mr. John Hunter nominated by Councilman Jordan.
- (4) Mr. A. Eugene Warren nominated by Councilman Whittington.

Councilman Withrow withdrew the name of Mr. Bill Eakers from nomination. Councilman Jordan withdrew the name of Mr. John Hunter from nomination.

Councilman Alexander moved the appointment of Miss Lucielle McNeille to the Park and Recreation Commission. The motion did not receive a second.

Councilman Whittington moved the appointment of Mr. A. Eugene Warren, a local architect, for the unexpired term of Mr. Sifford, on the Park and Recreation Commission, with the term to expire March 21, 1971, and that his resume be included as a part of the record. The motion was seconded by Councilman Tuttle, and carried unanimously.

Mr. Warren's resume is as follows:

- Architect - Partner in the firm of Wilber, Kendrick, Workman & Warren, Inc.
Architect & Engineers
- Member - Charlotte Section of the American Institute of Architects and Guild for Religious Architecture
- Member - Mayor's Community Relations Committee, 1967, 1968 and 1969
- Chairman - Conciliation Division of the Mayor's Community Relations Committee
1969
- Member - Physical Planning Task Force, Model Neighborhood Commission
1968 and 1969
- Executive Board Member - Charlotte Mecklenburg County of P.T.A.'s 1969 - 1970
- Chairman - Recreation Committee, Charlotte Mecklenburg Council of P.T.A.'s,
1969 - 1970
- President - Rama Road Elementary School P.T.A., 1967- 1969
- Board of Directors - Goodwill Industries 1965, '66, '67 and 1970, '71, '72
- President - Charlotte Jaycees 1965
- State Chairman - 1965 Miss North Carolina Pageant
- Board of Directors - Alan Newcomb Memorial Parkshell Foundation 1968 to present
- Member - State Legislation Committee, Charlotte Chamber of Commerce 1967
to present

(continued)

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Deacon and Sunday School Teacher - First Baptist Church

- Member - Inner-City Mission Committee, Mecklenburg Baptist Association
1969, 1970
- Captain - United Appeal Campaign 2 years and Heart Fund Special Gifts 2
years
- Captain - United States Air Force and Pilot F-102 Jet Interceptor 1957
- Graduate - North Carolina State College, School of Design with a Bachelor
of Architecture in Architecture in 1955
- Married - Louise Lee Warren, a registered nurse from Shelby
- Family - Three sons, Dan - 11 year, Jeffrey - 8 years, Kevin - 3 years
- Residence - 5322 Finsbury Place, Charlotte, North Carolina 28211.

CHANGE ORDER NO. 1 IN CONTRACT WITH REA CONSTRUCTION COMPANY FOR THE 1969 FALL
RESURFACING CONTRACT TO INCORPORATE DATA AS A PART OF THE CONTRACT.

Councilman Thrower moved approval of the subject Change Order to incorporate
the following data as a part of the contract: (1) Equal Employment Opportunity
Statement, complying with Executive Order 11246; (2) Certification of Non-
Discrimination in Employment; (3) Non-Collusion affidavit of prime bidder;
(4) Standard drawings and specifications statement, as the Department of
Housing and Urban Development is participating in the paving of streets in
the Belmont Neighborhood Improvement Area and require the provisions to be
a part of the contract. The motion was seconded by Councilman Alexander,
and carried unanimously.

APPRAISAL CONTRACTS FOR VARIOUS PROJECTS APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and
unanimously carried, the following appraisal contracts were approved:

- (a) Contract with Zollie Collins for appraisal of thirteen parcels of land
for Davidson Street Improvements in the Belmont Neighborhood Improvement
Project, at fees ranging from \$70 to \$150.00.
- (b) Contract with L. H. Griffith for appraisal of thirteen parcels of land
for Davidson Street Improvements in the Belmont Neighborhood Improvement
Project, at fees ranging from \$70 to \$150.00.
- (c) Contract with H. L. McKee for appraisal of twelve parcels of land for
Davidson Street Improvements in the Belmont Neighborhood Project, at
fees of \$100 and \$150.00.
- (d) Contract with D. A. Stout for appraisal of two parcels of land at a fee
of \$125.00 each for the Tyvola Road Landfill (abandoned).
- (e) Contract with C. W. Todd for appraisal of two parcels of land for
boundary adjustment for McAlpine Creek Treatment Plant at fees of \$150
and \$250.00.

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RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A GRANT TO ACQUIRE AND DEVELOP OPEN-SPACE LAND, ADOPTED.

Councilman Jordan moved adoption of the subject resolution authorizing the filing of an application for a grant in the amount of \$110,000 to acquire and develop open-space land. The motion was seconded by Councilman Alexander, and carried unanimously.

The resolution is recorded in full in Resolutions Book 7, at Page 70.

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR DEMOLITION GRANT.

Motion was made by Councilman Whittington to adopt the subject resolution authorizing the filing of an application for a demolition grant in the amount of \$84,000 to remove dilapidated structures in the Model Cities Area. The motion was seconded by Councilman Withrow and carried unanimously.

The resolution is recorded in full in Resolutions Book 7, at Page 72.

CONTRACTS FOR INSTALLATION OF WATER MAINS, AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, contracts for the installation of water mains were authorized as follows:

- (a) Contract with Realty Development Company for the construction of 1,830 feet of water mains and three (3) fire hydrants to serve industrial property abutting on Westport Road, inside the city, at an estimated cost of \$10,800.00. The city will finance all construction costs and the applicant will guarantee an annual gross water revenue equal to 10% of the total construction cost.
- (b) Contract with Griffin Realty Company for the construction of 400 feet of water main and one fire hydrant to serve a portion of Hope Valley Subdivision, inside the city, at an estimated cost of \$2,400.00. The city will finance all construction costs and the applicant will guarantee an annual gross water revenue equal to 10% of the total construction cost.
- (c) Contract with Griffin Realty Company for the construction of 650 feet of water main and one fire hydrant to serve property abutting on Lambeth Street, inside the city, at an estimated cost of \$3,000.00. The City will finance all construction costs and the applicant will guarantee an annual gross water revenue equal to 10% of the total construction cost.

COMPROMISE SETTLEMENT WITH EDWARD SALEM AND WIFE AND JOSEPH P. HEADEN FOR ACQUISITION OF PROPERTY AT 3000 THE PLAZA FOR THE EAST THIRTIETH STREET PROJECT.

Councilman Tuttle moved approval of the subject settlement with Edward Salem and wife, Maggie J., and Joseph P. Headen, unmarried, in the amount of \$4,000 for the acquisition of 1,302 square feet of property at 3000 The Plaza for the East Thirtieth Street Project. The motion was seconded by Councilman Thrower, and carried unanimously.

PROPERTY TRANSACTIONS AUTHORIZED.

Motion was made by Councilman Thrower, seconded by Councilman Alexander, and unanimously carried, approving the following property transactions:

- (a) Acquisition of a 10' x 165' easement at 6622 Ludwig Drive, from John Crosland Company, at \$1.00, for sanitary sewer to serve Eastbrook Woods V.

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- (b) Acquisition of a 10' x 744.75' easement at 6001-6011 Plaza Lane, from William Trotter Development Company, at \$1.00, for sanitary sewer to serve Eastbrook Woods V.
- (c) Acquisition of a 10' x 344.17' easement at 6019-6025 Ferndale Place, from William Trotter Development Company, at \$1.00, for sanitary sewer to serve Eastbrook Woods V.

CLAIM FILED BY JACK E. NANCE APPROVED FOR PAYMENT.

Councilman Tuttle moved that claim in the amount of \$179.85, for plumber repair costs filed by Mr. Jack E. Nance, 2243 Milton Road for sewer stop up and plumbing bill, be paid as recommended by the City Attorney. The motion was seconded by Councilman Short, and carried unanimously.

CONTRACT WITH SPACE UTILIZATION ANALYSTS FOR THE STUDY OF THE PRESENT AND FUTURE SPACE REQUIREMENTS FOR THE CITY AND COUNTY ADMINISTRATIVE FUNCTIONS, APPROVED.

Motion was made by Councilman Alexander and seconded by Councilman Tuttle, to approve the subject contract in the amount of \$40,700, of which Mecklenburg County has agreed to pay \$5,700.00, was approved as recommended by the City Manager.

Mr. Veeder, City Manager, stated this is to project city and county needs on a joint basis in two significant areas for a City Hall so that you would have space in it for the County as well as the new public work facility or facilities, assuming that the desirability of some multi-facilities to serve this need in and outside of Charlotte based on taking some projections of personnel, projections of relationship of functions one to another and to try to relate these to a building program that can be turned over to an architect for proper translation to structures. This is an important first step to the planning of major facilities to serve joint city-county needs for an extended period of time - projecting long into the future.

Mr. Hopson, Public Works Director, stated the proposal received originally was for a city complex and that was for \$35,000; then when the county needs were discussed, the \$5,700.00 was added.

The vote was taken on the motion and carried unanimously.

SELECTION OF J. N. PEASE AND ASSOCIATES AS ARCHITECT FOR CITY HALL CONTINUED UPON RATIFICATION BY COUNCIL OF A SATISFACTORY AGREEMENT ON SERVICES AND FEES AT TIME MONEY IS AVAILABLE FOR ARCHITECTURAL SERVICES.

Councilman Jordan stated inasmuch as space planning for the new city hall will begin shortly and inasmuch as it will be advantageous and desirable to have the architect for the city hall sit in on meetings with the space planner, he moved that J. N. Pease and Associates be selected to be architects for the City Hall, continued upon ratification by the Council of a satisfactory agreement on services and fees at such time as money is available for architectural services. The motion was seconded by Councilman Short, and carried unanimously.

ORDINANCE NO. 553-X AMENDING ORDINANCE NO. 255-X, THE 1969-70 BUDGET ORDINANCE AUTHORIZING THE TRANSFER OF UNAPPROPRIATED SURPLUS IN THE POWELL BILL FUND TO STREET MAINTENANCE FOR THE PURCHASE OF CAPITAL OUTLAY ITEMS RELATED TO MAINTENANCE OF CITY'S STREET SYSTEM.

Councilman Withrow moved adoption of the subject ordinance authorizing the transfer of \$33,278.00 to be used for the purchase of capital outlay items related to maintenance of the city's street system. The motion was seconded by Councilman Short, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 17, at Page 47.

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ORDINANCE NO. 554-X AUTHORIZING THE TRANSFER OF A PORTION OF THE \$10,000,000 BONDS.

Upon motion of Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, the subject ordinance was adopted authorizing the transfer of \$1,200,000 derived from the sale of \$1,850,000 Street Widening, Extension and Improvement Bonds to Civic Center Area Streets to be used for the design, construction and purchase of right of way of certain streets in the Civic Center Area.

The ordinance is recorded in full in Ordinance Book 17, at Page 48.

ORDINANCE NO. 555-X AUTHORIZING THE TRANSFER OF A PORTION OF THE \$10,000,000 BONDS.

Councilman Whittington moved adoption of the subject ordinance authorizing the transfer of \$120,000 derived from the sale of \$625,000 Recreation Facilitie Bonds to Library Park Account to be used for the design, construction and purchase of property for a park at the intersection of North Tryon and Sixth Streets. The motion was seconded by Councilman Jordan, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 17, at Page 49.

TRANSFER OF CEMETERY LOTS.

Motion was made by Councilman Tuttle, seconded by Councilman Alexander, and unanimously carried, authorizing the Mayor and City Clerk to execute deeds for the transfer of cemetery lots, as follows:

- (a) Deed with Mrs. Eunice T. Farabow and husband, Thomas Y. Farabow, for Graves No. 3, 4, 5 and 6, in Lot No. 212, Section 6, Oaklawn Cemetery, at \$3.00 for new deed.
- (b) Deed with Mrs. Ida Barber for Graves No. 1 and 2, in Lot No. 212, Section 6, Oaklawn Cemetery, transferred from Mrs. Eunice Thompson Farabow and Thomas Y. Farabow, at \$3.00, for transfer deed.

CONTRACT AWARDED UNION OIL COMPANY OF CALIFORNIA FOR AUTOMOTIVE BATTERIES.

Motion was made by Councilman Withrow awarding contract to the low bidder, Union Oil Company of California, in the amount of \$7,502.33, on a unit price basis, for 466 automotive batteries. The motion was seconded by Councilman Jordan, and carried unanimously.

The following bids were received:

Union Oil Co. of California	\$7,502.33
Barnes Motor & Parts Co.	8,513.48
Baucom Battery Service	8,797.15
Battery & Ignition Dist.	8,888.40
Joint & Clutch Service, Inc.	9,269.95

CONTRACT AWARDED CHARLOTTE FORD TRACTOR SALES FOR TWO TRACTORS WITH MOWERS.

Councilman Whittington moved award of contract to the only bidder, Charlotte Ford Tractor Sales, in the amount of \$10,170.37, on a unit price basis, for two tractors, with mowers. The motion was seconded by Councilman Alexander and carried unanimously.

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PUBLIC HEARING ON AMBULANCE SERVICE TO BE HELD MAY 4.

Councilman Thrower stated Council has heard from three different groups on Ambulance service - one being the City Manager, one being the Ambulance Service and another group from the Chamber of Commerce, and he thinks it is time to resolve this.

Motion was made by Councilman Thrower to have a public hearing on the ambulance service on May 4. The motion was seconded by Councilman Alexander, and carried unanimously.

COUNCILMAN REQUESTS POLICE CHIEF TO RELEASE CERTAIN REPORTS FOR HIS PERSONAL EVALUATION.

Councilman Short requested the City Manager to arrange for the Police Chief to let him have such facts as he has available concerning police activities involving a Mrs. Jackson, mother of an accused party; also police activities involving a 13 year old allegedly mistreated in the police building and another person who was mistreated at the same time as the 13 year old, according to some allegations and reports that have been made to him. He stated he wants the reports for his personal evaluation and use in discussing this with people who bring these matters up with him.

ORDINANCE NO. 556 AMENDING CHAPTER 20, ARTICLE IV, ADDING SECTIONS MAKING IT UNLAWFUL FOR A MOTORIST TO LEAVE AN IGNITION KEY IN AN UNATTENDED VEHICLE, AND ORDINANCE NO. 557 AMENDING CHAPTER 20, ARTICLE VI, SECTION 20-120 ESTABLISHING PENALTY FOR LEAVING IGNITION KEY IN UNATTENDED MOTOR VEHICLES.

Councilman Short moved the adoption of the following two ordinances, to be effective June 1, 1970:

- (1) Ordinance Amending Chapter 20, Article IV, making it unlawful for a Motorist to leave an ignition key in an unattended vehicle, and
- (2) Ordinance Amending Chapter 20, Article VI, establishing penalty for leaving ignition key in unattended motor vehicles.

The motion was seconded by Councilman Jordan.

Councilman Short stated this should be followed up with a publicity campaign and he hopes that Mr. Woodward will be alerted to this.

Mr. Tom Creasy, Attorney for Allright-Piedmont Parking, asked if this will apply to lots where there are attendants? Councilman Short replied it does not, it applies to unattended lots.

The vote was taken on the motion and carried unanimously.

The ordinances are recorded in full in Ordinance Book 17, at Pages 50 and 51.

REPORT ON LIGHTING AT FOURTH AND COLLEGE STREETS.

Councilman Tuttle stated he has received a report from Mr. Hoose on his request for lighting at Fourth and College Streets, and he explained the lighting in foot candles; the foot candles do not mean anything to him; that what he wants to know if the lighting is adequate for safety or if there are dark corners and if the lights are shaded by buildings.

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POLICE DEPARTMENT REQUESTED TO CONTACT STORE OWNERS ON BALDWIN AVENUE REGARDING BURGLAR ALARM.

Councilman Jordan stated he has received a number of calls from the people on Baldwin Avenue about the burglar alarms on the two stores - Clontz Store and Save and Trade Store. On Friday night, and it has happened at other times, the burglar alarms went off, and the neighbors called the Police and they said they could not do anything about getting the alarms turned off. The neighbors also contacted the store owners and they refused to come and cut the burglar alarms off and the alarms ran all night, and no one could sleep. That this is a nuisance, and he requested the City Manager to have the Police Department to contact these people and see what can be done about having the alarms cut off.

CITY MANAGER REQUESTED TO HAVE SOMEONE CHECK THE TRASH PILED ON THE STREET AT PROVIDENCE AND QUEENS ROAD WHERE NEW CONSTRUCTION IS GOING ON.

Councilman Jordan stated there is a new apartment being built at Providence Road and Queens Road; there was a truck load of trash and paper right on the street and on Sunday it was blowing everywhere. He stated he sees no reason to allow this project or any other project to pile this trash up and have it blown all over the streets. He requested the City Manager to check into this.

CITY MANAGER REQUESTED TO REPORT TO COUNCIL ON WHETHER AUTHORIZATION OF COUNCIL TO TAKE DOWN DILAPIDATED BUILDINGS IN GREENVILLE AREA WAS A GENERAL AUTHORIZATION TO TAKE DILAPIDATED BUILDINGS DOWN.

Councilman Alexander stated in discussing the granting of permission to take down buildings standing in the urban renewal area in Greenville where complaints were coming in, and the buildings needed to come down, he thought that the City's authorization was a general authorization that anyone who had structures like that could be taken care of. The other day a question came up in the Model Neighborhood Commission's meeting and one of the property owners who lives out there said they had not been able to get their property considered under this same authorization. He requested the City Manager to look into this and bring an answer back to Council as just what was done. If only one group is benefiting from this, then Council needs to amend what was done to benefit others.

JIM SHLIESTETT AND BRUCE DICKSON RECOGNIZED FOR SWIMMING RECORDS AND REPRESENTING STATE IN N.A.A. IN CINCINNATI.

Mayor Belk advised that Jim Shliestett has three records in swimming, and he, along with Bruce Dickson, is going to Cincinnati this week to the N.A.A. representing the State of North Carolina. He stated this is quite an honor for the city to have two state winners.

ADJOURNMENT.

Councilman Jordan moved that the meeting be adjourned. The motion was seconded by Councilman Thrower, and carried unanimously.


Ruth Armstrong, City Clerk