

December 12, 1977
Minute Book 66 - Page 381

The City Council of the City of Charlotte, North Carolina, met in Regular Session on Monday, December 12, 1977, at 3:00 o'clock p. m., in the Council Chamber, City Hall, with Mayor Kenneth R. Harris presiding, and Councilmembers Don Carroll, Betty Chafin, Thomas Cox, Charlie Dannelly, Laura Frech, Harvey B. Gantt, Ron Leeper, Pat Locke, George K. Selden, H. Milton Short, and Minette Trosch present.

ABSENT: None.

INVOCATION.

The invocation was given by Reverend Rudolph Hendricks, Minister of South Tryon Presbyterian Church.

APPROVAL OF MINUTES.

On motion of Councilmember Short, seconded by Councilmember Locke, and unanimously carried, minutes of the organizational meeting on Friday, December 2, 1977, were approved as submitted.

NEW CHAIRMAN OF COMMUNITY FACILITIES COMMITTEE INTRODUCED.

Mayor Harris introduced Colonel Marion Ward, the new chairman of the Community Facilities Committee and welcomed him to the meeting. He stated he is sure it is going to be an exciting time for all of them.

Colonel Ward replied that he is honored to be appointed to this important community organization and he hopes they can continue to serve local government in advising Council on matters related to utilities.

Mayor Harris stated Mr. Sheridan, the former chairman, is not present but he has done a yeoman's job in the years he has served on that committee and is to be thanked for the contribution he has made.

HEARING ON THE FOURTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

The scheduled hearing was held on the Fourth Year Community Development Block Grant Application.

Mr. Sawyer, Director of Community Development, explained the purpose of the hearing, and the guidelines for eligibility.

Citizens representing agencies applying for the community development funds, along with other interested citizens made their requests.

(The complete transcript of the hearing is being prepared and will be submitted separately.)

December 12, 1977
Minute Book 66 - Page 382

ANNUAL REPORT OF THE CHARLOTTE-MECKLENBURG COMMUNITY RELATIONS COMMITTEE.

Ms. Harriett Kaplan, Chairman of the Community Relations Committee, stated that on behalf and in the best interest of her committee and in human relations and City relations, she will refrain from making an oral report; that each of the Councilmembers have a copy of the report which they may read at their leisure. She stated they will be making a housing presentation on Thursday night at the public hearing on the Housing Assistance Plan. If there are questions on their report at that time, she will be glad to answer them.

AMENDMENT TO CONTRACT WITH GREATER GETHSEMANE AME ZION CHURCH FOR SPECIAL EDUCATION PROGRAM FOR COMMUNITY DEVELOPMENT TARGET AREA RESIDENTS, APPROVED.

Councilmember Short moved the approval of an amendment to the contract with the Greater Gethsemane AME Zion Church to provide a Special Education Program for Community Development Target Area residents. The motion was seconded by Councilmember Dannelly.

Councilmember Trosch stated the subject of free vans was touched on earlier, and she asked if the other areas have vans? Rev. George Battle stated they have explored all possibilities as of now. They use their church bus at no cost to the City. That to transport 200 kids, depending on someone else's van is really almost asking for failure of the program. They really need this very badly - if they could find a used school bus, it would even be better. Councilmember Trosch asked if \$21,000 would be less than a bus and Rev. Battle replied yes.

Ms. Zelma Sullivan, 3027 Marney Avenue, spoke in support of the program. She stated they want this program very badly in the Grier Heights area. She hopes they will approve this program.

Councilmember Gantt stated Rev. Pendergrast is pastor of Antioch Baptist Church in that community and he understands he is working with the people of the area and wanted to offer the facilities of his church for the program on the theory that to use one of the school houses there in the neighborhood would probably attach a stigma to the program.

Rev. Battle stated one of the geniuses of the program is to be able to take the kids into the school and not realize they are in school. They need the school facilities, they need the school's support. They have a great cooperation between the school system. They also plan to use Rev. Pendergrast's facilities - that has been part of their plans even from the very beginning.

Councilmember Carroll asked where the \$74,000 comes from - is it taken out of some other program which has heretofore existed? Mr. Bill Stuart, Assistant City Manager, stated these are unprogramed funds that were either left over from contracts that did not exceed the amount or in which we have run under, in certain categories. It is something that happens all along. They always have unprogramed monies that are surplus to a particular contract. They save this up in case there is a need for an amendment for programs such as this. He then stated we are out of that kind of money now.

The vote was taken on the motion and carried unanimously.

Councilmember Cox stated the material they have states 200 people. This indicates they are doubling the program for about a 30 percent increase in cost, which he thinks is terrific, especially since it is a very effective program. He has heard Rev. Battle mention several times that his actual target is about 300 to 400. Rev. Battle stated that is right, they do not turn anyone away from their program. That what they did not tell Council about is the volunteers that they have from Charlotte-Mecklenburg Schools, UNCC, J. C. Smith University, Queens College and Davidson College. If they did not have these volunteers they could not demonstrate the success that they have.

December 12, 1977
Minute Book 66 - Page 384

ORDINANCE NO. 856-X REAPPROPRIATING UNUSED FY-77 FEDERAL, STATE AND LOCAL FUNDS INTO THE FY-78 TRANSIT BUDGET TO FINANCE THE SHORT RANGE TRANSIT STUDY AND THE TRANSIT PARKING COORDINATION STUDY, ADOPTED.

Motion was made by Councilmember Selden, seconded by Councilmember Chafin and carried unanimously, adopting the subject ordinance to reappropriate unused FY-77 Federal, State and Local funds into the FY-78 Transit Budget to finance the Short Range Transit Study and the Transit Parking Coordination Study.

The ordinance is recorded in full in Ordinance Book 25, at Page 137.

-PHASE I OF THE SIDEWALK PROPOSAL APPROVED WITH PHASE II TO BE APPROVED AS SOON AS ALL RIGHT OF WAY IS OBTAINED BY DONATION, AND IF IT IS NOT OBTAINED WITHIN 30 DAYS THE ITEM COME BACK ON COUNCIL'S AGENDA.

Motion was made by Councilmember Gantt, seconded by Councilmember Short to approve the construction of new sidewalks to be funded from Capital Improvement Program sidewalk funds, at the following locations:

Phase I - No right-of-way required.

1. Atmore Street, from Sugar Creek Road to The Plaza.
2. Carmel Road, from Country Day School to 100 feet north.
3. Briar Creek Road, from Independence Boulevard to Green Oaks Lane.
4. Monroe Road, from Ashmore Drive to Vista Drive.
5. Clanton Road, from Sargent Drive to Barringer Drive.

Phase II - Right of way required.

1. Shamrock Drive, from Elkwood Circle to near Eastway Drive.
2. Providence Road, from Sardis Lane to Folger Drive.
3. Providence Road, from East Barden Road to Folger Drive.

Rev. John F. Epps, 2201 Beechnut Road, stated he is minister of St. Marks United Methodist Church; that he is here to speak in behalf of the church and some of the residents of Clanton Park community. He expressed a concern for the total safety of the Clanton Park community - not just sidewalks as such. That many businesses are being built on Barringer Road which create quite a bit of congestion and the need for a signal light at the corner of Barringer and Clanton Road. They also feel the need for signs posting the traffic limits along Clanton Road which they do not have. They have a very serious problem with heavy duty trucks going up and down the Clanton Road area.

In emphasizing the need for sidewalks, he stated that a few years ago the Clanton Road was opened to extend from South Boulevard all the way to Wilkinson Boulevard, which means that there has been a tremendous increase in the volume of traffic down Clanton Road. He stated this is a very critical need and they feel it will safeguard the safety of their residents.

In response to a question from one of the Councilmembers he stated they are still having trouble with the trucks. The Traffic Engineer has submitted to the members of their community a list of citations that have been issued during the period from January 1 through November and it is very extensive. He did this to indicate that they are attempting to enforce the traffic speed limits through that area, but they still have very serious problems. They still need signs indicating the speed limits.

Mayor Harris asked the City Manager if there is anything else they can do as far as the signs are concerned, and Mr. Burkhalter replied they can look at it; that sometimes signs get overbearing if you put too many of them up. He thinks they have been doing a good job out there on the truck situation but it may be a matter of opinion as to how many are allowed, but you have to allow those that have a destination on the streets. He will continue to get reports on that.

December 12, 1977
Minute Book 66 - Page 385

Mr. Epps stated the indication he has received is not an indication as to what they have done to prohibit trucks from going through, but the indication is what they have done to enforce the speed laws. He has talked with several people in the Traffic Engineering Department and they say it is very difficult to be there on the spot to see these trucks going through. Many times they are not aware of them. He feels that signs should be posted so that trucks know they are off limits when they go through there.

Councilmember Trosch stated she is substituting for Mr. Stephen Pace of the PTO of Lansdowne School who wanted to be here to express their concern. Mr. Pace appeared before Council in October and explained the problems with the Providence Road sections as proposed. She stated that 245 children will be served by the building of these sidewalks. Their concern is that being in the Phase II of this project, and that it is scheduled for completion at the end of the summer. They would like to have assurances that at least by the beginning of the school year, that these sidewalks being passed by Council will be built. This is later than they would like but they realize the problems with rights-of-way.

Councilmember Short asked if the \$91,000 right-of-way cost comes, as he assumes, because the Public Works Department has determined that these sidewalks are needed for the safety of children and so forth, but the people whose land they will have to be built on were just not interested in the sidewalks; or, is it the case where someone has requested sidewalks and then refused to make the right-of-way available?

Mr. Robert Hopson, Public Works Director, replied that Councilmember Short's first assumption is right. He stated he would like the prerogative of detailing, for the new Councilmembers, where we stand on our sidewalk program, and then addressing this part of it as they move along.

Using a map, he stated this program was initiated in 1972 and the first sidewalks were laid in early 1973; in red on the map are shown the sidewalks that have been built under the program. There are about 60 miles of sidewalks, representing over \$3.0 million, that have been built under the priorities that were established back in 1972 and keep updating from time to time. Shown in blue on the map are the sidewalks that are now under the Economic Development Administration Program in the area of high unemployment. There is about \$200,000 worth of sidewalks in that area, which Council has approved and will be under contract and work started next week.

In orange on the map is shown the eight areas that are under consideration today. It represents \$330,000 which was appropriated in last year's capital improvement program and a small residual from a bikeway program - a total of \$350,000. The only difference in what their priority has established in the past is that due to the Shamrock Road situation and due to the terrific demand from Providence Road, they have recommended that the sidewalks be built even though the \$91,000 is the estimate of right-of-way. He stated they are going back to Mr. Pace and see if the PTO will help in getting as many of these property owners as possible to donate this land. The entire program of the \$3.0 million, and even the \$200,000 of EDA money, has been based on donated rights-of-way. They had to put some money in the proposal; if that money does not have to be spent for right-of-way, then they can drop on down the priority program. That the program on Denver and Allegheny in Westerly Hills is a priority just below these eight. So, if they do not have to spend the money for rights-of-way, they can come back to Council with additional priorities.

Mr. Hopson stated Shamrock Road has been an old one carried over and they think it should go ahead. They will get considerable right-of-way out there but will probably have to buy several parcels.

He stated they rate each request by a rating procedure and they also do a little bit of judgment at the tail end because of situations like Providence Road. He has on his desk 208 requests and to sort those out and give Council 8 out of that 208 has been a tremendous job. Yet, what they have accomplished has been quite a program and older members of Council realize that this is one of the nicest public relations programs that Council has

December 12, 1977
Minute Book 66 - Page 386

during his tenure as Public Works Director and Mr. Burkhalter's tenure as City Manager. It has been a real nice program. That the 208 requests represent a little over \$3.0 million. They are just requests; they have not gone out and looked in addition to this for specific problems. He is sure if they did this they could find that many more. They are trying to work with Joe Green of the Schools, with our Traffic Engineer, the PTA's and this is their recommendation today. They know there are others almost as important. That as individual Councilmembers, and his staff as individuals, might say that Westerly Hills is more important than Providence Road, but somewhere they had to make a judgment and this was the best they could come up with at this point.

Councilmember Short asked Mr. Hopson, in deference to the young ladies who spoke earlier from the Westerly Hills school area, if he knew if that was listed as a priority. Mr. Hopson replied they are high priority but their request did not get to his office until September and a lot of these requests that are recommended today have been with them much longer than that. They are not saying that the sidewalks in Westerly Hills are not needed, particularly on Allegheny which goes from Westerly High over to another high school. It is in between two schools. He stated the map shows there are schools on almost every one of the red lines which indicates the sidewalks that have been built under this program - over 80 percent of the 60 miles of sidewalks have been built to serve schools. The only one on today's list that does not serve schools is Atmore Street which serves two major shopping centers at a very important intersection on the north side of Charlotte.

As to the construction time, he stated if they have to get this right-of-way, and they have to have it because there is only six inches of right-of-way behind the curbing on Providence Road in most cases, if they can get it donated and dedicated to the City quicker, then fine. He really believes that due to the fact they have to get right-of-way, they will be very fortunate to get them built by Labor Day. They will use every effort they can but it takes time. That the PTO could certainly speed it up with assistance in obtaining the right-of-way. If they got down to where they only had one or two property owners left, they could go ahead and let a major part of the contract and wait to see whether they have to condemn that property or not. They will use every method at their disposal to expedite these projects.

Councilmember Frech referred to the Shamrock Drive project and asked which end of Elkwood Circle are the sidewalks planned to be built from - that Elkwood comes into Shamrock at two points. The reply was the northernmost intersection with Elkwood. Councilmember Frech asked how much right-of-way is required or how much have they asked the residents out there to give? Mr. Lee Rea of the Public Works Department replied he does not have that figure right at hand; it has been quite a while since they were into the details of that. He recalls there is a deep side ditch there and they hope to put the sidewalk right behind that side ditch - it would not be very much right-of-way. Mr. Hopson stated they do not go back any farther than they have to. That on Briarcreek, surprisingly enough with the beautiful trees along there, they are quite willing to cut those trees. He did not think that property owner would agree to this, but they will be cutting some trees on that project. That is another one of their premises - they do not like to cut trees if at all possible. On Shamrock, they will get as close to this major drainage ditch as possible so that the sidewalk is as far away from the residents as possible.

Councilmember Frech stated the residents had two comments - they said they would prefer to have the drainage ditch covered over because they were afraid it would make the sidewalk come to far in and they thought the City was asking for, what they thought, was an excessive amount of right-of-way. They had it linked in their minds with the possible widening of the street.

Mr. Hopson replied he thinks those tie together. If they cover the ditch over, which is a very, very costly thing, it would deprive some other area, such as Westerly Hills, of their priority. It would also lend itself to some day maybe widening it. They are not recommending widening the street; they are recommending that the sidewalks be installed in as an amenable situation as possible with the citizens they are working with.

December 12, 1977
Minute Book 66 - Page 387

Councilmember Frech asked how many property owners are not willing to donate the right-of-way? Mr. Hopson replied he does not have that figure at his fingertips, but it is not too many. Some of them have agreed to when they start the construction. Councilmember Frech asked if Mr. Hopson will do all that he can to persuade them to donate it? Mr. Hopson replied yes, if this Council today decides that we want to go into that phase of the project. That Councilmember Short brought up the question of whether they should actually do the Shamrock and Providence Roads projects. That the only way they know they can get it done is for Council to authorize them today - then they will buy the rights-of-way if they have to but only as a last resort.

Councilmember Frech stated there is no doubt but that they are both desperately needed, but she wonders about spending that amount of money to buy rights-of-way when there are other areas that need sidewalks. That if people can hold out and get paid for the right-of-way, will this not encourage people to do this?

Councilmember Cox stated he would like a list of the property owners on the Providence Road section. He might not be able to do anything. Mr. Hopson stated he would be very glad to work with Councilmember Cox on this; that sometimes the property owners feel when the City's real estate people go out that they are trying to pull the wool over their eyes or something. They are not trying to do that; they just want to get some safe sidewalks.

There was general discussion with the opinion expressed that this danger does exist, but they have to do this; they cannot get safety achieved by any other way.

Councilmember Carroll stated he would like to see Council delay action on the Phase II projects for a month to see if property owners will give a little. That with the \$91,000 for those rights-of-way, they could get Westerly Hills in at this point, by waiting a month. He made a substitute motion to delay approval of Phase II for 30 days and to approve Phase I, requesting that Mr. Hopson do whatever possible to secure the donation of rights-of-way needed for Phase II. Mr. Hopson stated his staff cannot do it; it will have to be someone else. They will be glad to work with groups in the areas and see what they can do.

City Manager Burkhalter stated the reasons the City has not had to buy rights-of-way are (1) because the people involved wanted the sidewalks, and (2) the City had the rights-of-way in a lot of these cases. They have put in sidewalks where the people who lived there did not want them at all - they objected to the sidewalks; they objected to the cutting into the bank but it was the City's property. That here is a situation where you are talking about putting sidewalks in front of people's houses who do not want them. They are not interested in sidewalks; they might have some concern for safety, but they do not really care whether the sidewalks are built or not, they would rather they would not be built. That is the kind of people you are going to be talking with in a lot of these cases.

Councilmember Cox stated in the Providence Road area the kids walk on the grass anyway. That he can support the substitute motion if it is amended to say "or as soon as right-of-way happens, whichever comes first." Councilmember Carroll agreed to the amendment to his motion.

The substitute motion was restated as follows: That Phase I be approved; that Phase II be approved to go ahead as soon as all right-of-way is obtained by donation, that if it is not all obtained by donation within 30 days the item come back on Council agenda. The motion was seconded by Councilmember Selden and carried unanimously.

December 12, 1977
Minute Book 66 - Page 389

ORDINANCE NO. 857-X, REVISING APPROPRIATIONS FOR CONSTRUCTION OF WATER AND SEWER LINES FINANCED THROUGH ECONOMIC DEVELOPMENT ASSISTANCE TO MEET ACTUAL CONSTRUCTION COSTS RECEIVED IN THE BID PROCESS FOR PROJECTS.

Motion was made by Councilmember Gantt, seconded by Councilmember Short, and unanimously carried, adopting the subject ordinance.

The ordinance is recorded in full in Ordinance Book 25, at Page 138.

ORDINANCE NO. 858-X AMENDING THE TABLE OF ORGANIZATION FOR THE CITY MANAGER'S OFFICE BY ADDING TWO CLERICAL POSITIONS, AND TRANSFERRING NECESSARY FUNDS TO MEET THE COST FOR THE BALANCE OF FY 78.

Councilmember Gant moved adoption of the subject ordinance adding two clerical positions and transferring funds to meet the cost for the balance of FY 78. The motion was seconded by Councilmember Selden, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 25, at Page 139.

FRIDAY, DECEMBER 23, APPROVED AS EXTRA HOLIDAY FOR CITY EMPLOYEES.

Upon motion of Councilmember Gantt, seconded by Councilmember Short, and unanimously carried, Friday, December 23 was approved as an additional holiday for city employees.

TIME AND PLACE OF REGULAR CITY COUNCIL MEETINGS BEGINNING IN JANUARY, APPROVED.

Councilmember Selden moved approval of the following schedule for Regular City Council meetings, beginning in January, 1978; which motion was seconded by Councilmember Locke, and carried unanimously.

| DAY | TIME | LOCATIONS |
|---------------------------------|--|----------------------|
| First Monday each month | 7:30-8:00 P.M. Citizens Hearing 8:00 P.M. -Formal Council Meeting | District Locations |
| Second, Fourth or Fifth Mondays | 2:00-2:30 P.M.-Citizens Hearing *2:30-3:00 P.M.-Council Discussions 3:00 P.M. Formal Council Meeting | City Council Chamber |
| Third Mondays | 7:30-8:00 P.M.-Citizens Hearing 8:00 P.M. -Formal Televised Meeting | Board of Education |

(*With the exception of the fourth Monday when zoning hearings are scheduled at 2:30 P.M.)

APPOINTMENT OF REPRESENTATIVE TO CENTRALINA COUNCIL OF GOVERNMENTS WITH TWO ALTERNATES APPOINTED.

Councilmember Gant moved the appointment of Councilmember Pat Locke to the Centralina Council of Governments for a term of one year to expire December 31, 1978. The motion was seconded by Councilmember Chafin, and carried unanimously.

Councilmember Selden stated there is a vacancy for the alternate position also. He asked if Council will consider that appointment at this time, and Mayor Harris advised this is an appropriate time.

Councilmember Selden placed in nomination the name of Councilmember Short.

Councilmember Short asked that his name be withdrawn from consideration; that he served as the Council representative for six or eight years. He placed in nomination the name of Councilmember Selden. Councilmember Leeper placed in nomination the name of Councilmember Dannelly.

December 12, 1977
Minute Book 66 - Page 390

It was the consensus of Council that it should be represented by two alternate members on Centralina Council. Mayor Harris stated that both Councilmember Selden and Councilmember Dannelly will serve as alternate members.

Councilmember Locke stated she has served on the Council of Governments for three years. During that period of time she has attended the meetings very faithfully, having missed only one meeting in the three year period.

She stated that during her time of service, she and Mr. Short tried to get the weighted votes which they thought was very important to the City of Charlotte. Finally after three years, the Council did vote to have a weighted vote, and Charlotte was given a vote on the Executive Committee.

That we have made great progress in the Council of Governments. That she will be the Vice Chair, and will move up to the Chair next year.

APPOINTMENT TO THE COMMUNITY FACILITIES COMMITTEE DEFERRED FOR ONE WEEK.

Councilwoman Locke moved the appointment of Mr. John Huson to the Community Facilities Committee for an unexpired term.

Councilmember Chafin stated she has a name she would like to place in nomination.

She placed in nomination the name of Ms. Ann Morris.

Motion was made by Councilmember Locke, seconded by Councilmember Short, and unanimously carried to defer appointment to the Community Facilities Committee for one week.

SAM SMITH APPOINTED TO THE MUNICIPAL INFORMATION ADVISORY BOARD TO FILL UNEXPIRED TERM.

Councilmember Locke moved the appointment of Mr. Sam Smith to the Municipal Information Advisory Board to fill an unexpired term to expire April 30, 1980. The motion was seconded by Councilmember Chafin, and carried unanimously.

Councilmember Locke stated there are two other positions open on this Board due to resignations.

MELVIN WATT NOMINATED FOR UNEXPIRED TERM ON AUDITORIUM-COLISEUM-CIVIC CENTER AUTHORITY.

Councilmember Gantt placed in nomination the name of Mr. Melvin Watt to fill the unexpired term of Mr. Matt Snorton on the Auditorium-Coliseum-Civic Center Authority.

COUNCILMEMBERS CHAFIN AND DANNELLY APPOINTED TO SERVE ON INTERIM EMERGENCY MEDICAL SERVICES COMMITTEE.

Mayor Harris stated the County Commissioners have formed an Interim Emergency Medical Services Committee and he has been asked to appoint two members of City Council to work with Commissioners Hair and Foley.

He stated he has asked Mayor pro tem Chafin and Councilmember Dannelly to serve on this committee.

December 12, 1977
Minute Book 66 - Page 391

MATTER OF MOTION, INC. ASSIGNED TO PLANNING & PUBLIC WORKS COMMITTEE OF COUNCIL.

Mayor Harris advised that the matter regarding Motion, Inc., will go before the Council's Committee on Planning and Public Works.

The City Manager advised his office is preparing something to assign staff to the Committees; that it will be sent to the Chairman of the Committee with copies to each member; this will be guidelines suggested to Council for reasonable times to call the meetings to get proper notice to the press and to the citizens. That it does not require three days notice; but Mr. Guerrant says this will give the press sufficient notice.

COMMENTS AND SUGGESTIONS FOR REPRESENTATION ON VARIOUS BOARDS, COMMISSIONS AND COMMITTEES.

Councilmember Leeper stated he would like to urge that Council consider asking Community Relations Committee to look into all appointments of boards, commissions and committees to see the makeup of the board; where the people live and whether there are any minorities or women on the board. Then at some point in time when an appointment comes open, Council can be advised of the makeup of the board or committee. This would assure that we have a broad base of appointment. At some point it may even be necessary to expand a board in order to achieve this representation.

Mayor Harris stated we should encourage people to submit information on the talent bank forms to Council. That he is asking that primarily because this is a new body, and they may not be familiar with the process of applying for memberships on boards and committees.

He stated he is asking the Chairman of all the Boards to which he makes appointments for this information - the breakdown geographically as well as the qualifications. That this Council does not have any of the data sheets on any of the Boards, and he thinks we should have them.

Councilmember Trosch stated she has been looking along the lines of representation by districts; that she has not formalized this yet.

Councilmember Short stated he does not propose to be a defender of the days of southeastern dominance, and he intends to stick by that. That over the years he has nominated a lot of blacks, women and etc to various boards. But he would suggest that Council not get itself into a frame of mind or into some sort of formal system where it is just simply cut and dried on a category basis. Categories are important - women, blacks, geographic areas and age groups. But there is also on some of the commissions a matter that must not be totally overlooked. That is just simply the capability or the expertise of the person involved. And he is sure they do not mean to suggest otherwise. It is so easy to overlook both the categories and the expertise that is needed. Sometimes he and those of an older day have gotten into a situation where they have left some commissions a little bereft of expertise.

COUNCILMEMBER GANTT EXCUSED FROM MEETING.

Motion was made by Councilwoman Locke, seconded by Councilmember Chafin, and unanimously carried to excused Councilmember Gantt from the meeting.

RESOLUTIONS PROVIDING FOR PUBLIC HEARINGS FOR ZONING AND SUBDIVISION ORDINANCES FOR AREAS ANNEXED.

Motion was made by Councilmember Locke, seconded by Councilmember Short, and unanimously carried adopting a resolution providing for a public hearing on Wednesday, January 4, 1978 to consider adoption of zoning text and zoning districts for areas annexed by the City of Charlotte.

Councilmember Short moved adoption of a resolution providing for a public hearing on Wednesday, January 4, 1978 to consider adoption of a subdivision ordinance for areas annexed by the City of Charlotte. The motion was seconded by Councilmember Locke and carried unanimously.

The resolutions are recorded in full in Resolutions Book 13, beginning at Page 130.

AWARD OF CONTRACTS.

1. Councilmember Locke moved award of contract to the low bidder, Southern Meter & Supply Company, in the amount of \$20,841.66, on a unit price basis, for meter yokes and accessories. The motion was seconded by Councilmember Short, and unanimously carried.

The following bids were received:

| | |
|-----------------------------|--------------|
| Southern Meter & Supply Co. | \$ 20,841.66 |
| ITT Grinnell Corp. | 20,930.95 |
| Ford Meter Box Co., Inc. | 21,736.50 |

2. Motion was made by Councilmember Chafin, seconded by Councilmember Short, and carried unanimously, awarding contract to the low bidder, Sanders Brothers, Inc., in the amount of \$546,363.25, on a unit price basis for construction of sanitary sewer and water main to serve the Harley Street and Joe Street Area, and North Graham Street and East Ninth Street, with the award to be conditional upon EDA approval of Contractor and Minority Business Utilization.

The following bids were received:

| | |
|--------------------------------|--------------|
| Sanders Brothers, Inc. | \$546,363.25 |
| Rea Brothers, Inc. | 645,525.25 |
| Blythe Industries, Inc. | 648,862.50 |
| Ben B. Propst Contractor, Inc. | 797,426.20 |

3. Upon motion of Councilmember Dannelly, seconded by Councilmember Locke, and carried unanimously, contract was awarded the low bidder, Gilbert Engineering Company, in the amount of \$545,620.90, on a unit price basis, for sanitary sewer construction to Torrence Creek Outfall, Phase I, with the award to be conditional upon EDA approval.

The following bids were received:

| | |
|--------------------------------|--------------|
| Gilbert Engineering Co. | \$545,620.90 |
| Ben B. Propst | 629,459.10 |
| Breece & Burgess | 648,805.90 |
| Rea Brothers | 657,619.00 |
| Sanders Brothers | 662,732.50 |
| Blythe Industries | 673,932.50 |
| Dellinger, Inc. | 677,252.50 |
| Dickerson, Inc. | 683,550.75 |
| C. R. Duncan | 684,615.00 |
| Rand Construction Co. | 687,721.91 |
| L. A. Reynolds | 702,730.00 |
| Hickory Sand Co. | 761,185.00 |
| B. E. Mathews Construction Co. | 811,965.50 |
| Ballenger Corp. | 1,019,965.00 |

4. Motion was made by Councilmember Locke, seconded by Councilmember Selden, and carried unanimously, awarding contract to the low bidder, Moretti Construction Company, in the amount of \$44,430.15, on a unit price basis, for construction of two North Charlotte Community Development Target Area Mini parks.

The following bids were received:

| | |
|----------------------|--------------|
| Moretti Construction | \$ 44,430.15 |
| Crowder Construction | 46,429.00 |
| T. A. Sherrill | 49,676.00 |
| Blythe Industries | 50,408.50 |

5. Motion was made by Councilmember Chafin, seconded by Councilmember Short, and carried unanimously, awarding contract to the low bidder, Rea Construction Company, in the amount of \$414,707.44, on a unit price basis for Grier Heights Community Development street improvements.

The following bids were received:

| | |
|------------------------------|--------------|
| Rea Construction Company | \$414,707.44 |
| Crowder Construction Company | 425,664.50 |
| Blythe Industries, Inc. | 430,130.00 |

RESOLUTIONS OF CONDEMNATION.

1. On motion of Councilmember Locke, seconded by Councilmember Chafin, and unanimously carried, a resolution authorizing condemnation proceedings for the acquisition of property belonging to Claudia Allen Heirs, off Solomon Street, and to Emma Brown, 408 French Street, for Five Points Community Development Target Area, was adopted.

The resolution is recorded in full in Resolutions Book 13, at Page 132.

2. Motion was made by Councilmember Chafin, seconded by Councilmember Short, and carried unanimously, adopting a resolution to authorize condemnation proceedings for the acquisition of property belonging to Doris V. Dillon, at 301 West Palmer Street and 1210 Jefferson Street, for the West Morehead Community Development Target Area.

The resolution is recorded in full in Resolutions Book 13, at Page 133.

3. Motion was made by Councilmember Locke, seconded by Councilmember Chafin, and carried unanimously, adopting a resolution to authorize condemnation proceedings for the acquisition of property belonging to Syndicated Investments, Inc., located at 13501 Stumptown Road, Huntersville, N. C. in the County of Mecklenburg for the Torrence Creek Outfall - Phase III Project.

The resolution is recorded in full in Resolutions Book 13, at Page 134.

4. On motion of Councilmember Dannelly, seconded by Councilmember Carroll, and carried unanimously, a resolution authorizing condemnation proceedings for the acquisition of property belonging to the Estate of Frank G. Ratcliffe at 110 West Sixth Street, in the City of Charlotte, for the Discovery Place Project.

The resolution is recorded in full in Resolutions Book 13, at Page 135.

CONSENT AGENDA, APPROVED.

Councilmember Locke moved approval of Consent Agenda items as follows. The motion was seconded by Councilmember Chafin, and carried unanimously.

1. Resolution declaring an intent to close a portion of Globe Court, and calling a public hearing on Monday, January 9, 1978, on the question.

The resolution is recorded in full in Resolutions Book 13, at Pages 136 & 137.

2. Resolution authorizing the refund of certain taxes in the total amount of \$5,017.86, which were collected through clerical error and illegal levy against 15 tax accounts.

The resolution is recorded in full in Resolutions Book 13, at Pages 138 & 139.

3. Contracts for construction of sanitary sewer mains and water mains:

(a) Contract with Carolina Connecticut Properties, Inc. for the construction of 9781 linear feet of 8-inch sewer main to serve Innisfree - Section 4 and 5 (Walden #2), outside the city, at an estimated cost of \$146,715.00.

- (b) Contract with George Goodyear Company for the construction of 2130 feet of 6" and 2" water mains to serve Old Oaks Subdivision, inside the city, at an estimated cost of \$18,900.
 - (c) Contract with Providence Properties, Inc. for the construction of 3950 feet of 8" and 6" water mains to serve Park Ridge Subdivision, outside the city, at an estimated cost of \$33,650.
 - (d) Contract with Jesse M. Waller for the construction of 380 feet of 2" water main to serve Blue Heron Woods, outside the city, at an estimated cost of \$2,100.
 - (e) Contract with Walnut Properties, Inc. (John Crosland Agent) for the construction of 5010 feet of 8", 6", 2" and 1½" water mains to serve Terrabrook Walnut Creek Section II, B, E, F, outside the city, at an estimated cost of \$36,950.
 - (f) Contract with Spartan Food Systems, Inc., for the construction of 670 feet of 8" sewer main to serve 5700 Albemarle Road, inside the city, at an estimated cost of \$11,720.
4. Streets taken over for continuous maintenance by the City:
- (a) Piney Grove Road, from 947' west of Eaglewind Drive to 1547' west of Eaglewind Drive.
 - (b) Eaglewind Drive, from 655' south of Longbriar Drive to Piney Grove Road.
 - (c) Raven Glen Court, from Eaglewind Drive to 225' south of Eaglewind Drive to cul-de-sac.
 - (d) Glen Shadow Lane, from Piney Grove Road to 560' west of Piney Grove Road to cul-de-sac.
 - (e) Seventy-seven Center Drive, from 1500' north of Tyvola Road to 1653' north of Tyvola Road.
5. Streets located in the annexation areas taken over for continuous maintenance by the City:
- (1) Afternoon Court, from Firestone Drive to 310' east of Firestone Drive.
 - (2) Alberson Court, from Ranchwood Drive to 230' south of Ranchwood Drive.
 - (3) Altacrest Place, from Arrowwood Road to Longdale Drive.
 - (4) Artwood Place, from 175' NW of Altacrest Place to 160' SE of Bramblewood.
 - (5) Arapaho Drive, from .04' south of Pawnee Drive to 180' south of Manderley Drive.
 - (6) Arrowhead Drive, from Country Side Drive to 420' west of Country Side Drive.
 - (7) Artwin Road, from 260' east of Monteith Drive to Elgywood Lane.
 - (8) Baden Place, from Ranchwood to 170' north of Ranchwood.
 - (9) Bangor Road, from 400' SE of Bramblewood to Cormwell Lane.
 - (10) Barcliff Drive, from Lawrence Orr Road to 320' east of Fall Ct.
 - (11) Big River Road, from Milan Road to 100' south of Rudd Court.
 - (12) Blackhawk Drive from Countryside Drive to 530' west of Country Side Drive.
 - (13) Black Satchel Drive, from Chesapeake Drive to 1300' west of Chesapeake Drive.
 - (14) Bradgate Road, from Ranchwood Drive to 450' south of Old Town Ct.
 - (15) Bramblewood Road, from Bangor Road to Arrowwood Road.
 - (16) Brett Court, from Firestone Drive to 125' east of Firestone Drive.
 - (17) Bridlewood Lane, from 372' NE of Rupert Lane to Vickery Drive.
 - (18) Brooktree Drive, from Toddville Road to 985' east of Toddville Road.
 - (19) Burgundy Drive, from Mineral Springs to 215' south of Sansberry Road.

- (20) Coriolanus Court, from Faulconbridge Road to 270' south of Faulconbridge Road.
- (21) Charter Place, from Thermal Road to 400' north of Sonata Place.
- (22) Chesapeake Drive, from .50' north of Lawton to Auten Road.
- (23) Claremont Road, from .03' east of Merridale Drive to Dunleigh Dr.
- (24) Cormwell Lane, from 190' north of Bangor Road to Longdale Drive.
- (25) Cravenridge Drive, from Bramblewood Drive to Cormwell Lane.
- (26) Coxville Drive, from east of Pawtucket Road to Pawtucket Road.
- (27) Culloden Court, from 390' south of Deerwood Drive to Deerwood Dr.
- (28) Dawndeer Lane, from Barcliff Drive to 175' north of Barcliff Drive.
- (29) Dayberry Lane, from Falstaff Drive to 855' north of Dayberry Ln.
- (30) Dedmon Drive, from Firestone Drive to 150' south of Lightspun Ln.
- (31) Deerwood Road, from 325' east of Tilden Drive to 215' west of Culloden Ct.
- (32) Delisa Drive, from Park Lane to 790' east of Park Lane.
- (33) Doverhill Place, from Sansberry to 210' east of Sansberry.
- (34) Double Rein Road, from Old Coach Road to 75' west of Old Coach Rd.
- (35) Dunleigh Drive, from .04' east of Merridale Drive to 190' east of Claremont Road.
- (36) Dunsinane Drive, from .06(315') west of Hollirose Drive to Faulconbridge Drive.
- (37) East Legade Drive, from 220' east of Mallard Drive to 220' west of Mallard Drive.
- (38) Echo Glen Road, from 125' north of Rosada Drive to Tom Hunter Road.
- (39) Elgywood Lane, from south of Arrowhead Drive to Canterwood Drive.
- (40) Falkirk Place, from Kilcullen Drive to 635' south of Kilcullen Drive.
- (41) Fall Court, from Barcliff Drive to 230' north of Barcliff Drive.
- (42) Falstaff Drive, from Ganymede Place to 250' west of Portia Place.
- (43) Faulconbridge Road, from Albemarle Road to Hollirose Drive.
- (44) Firestone Drive, from Capps Hill Mine Road to 250' south of Afternoon Court.
- (45) Forestdale Drive, from Marlwood Circle to Trotters Ridge Road.
- (46) Ganymede Place, from 450' west of Falstaff Drive to Hollirose Drive.
- (47) Goldstone Lane, from Sonata Place to 320' south of Sonata Place.
- (48) Hanford Court, from Shadowcrest Drive to 200' south of Shadowcrest Drive.
- (49) Harvest Hill Drive, from Barcliff Drive to 400' north of Barcliff Drive.
- (50) Hesperus Road, from Milan Road to 450' northwest of Milan Road.
- (51) Hollirose Drive, from .04(211') north of Touchstone to 630' north of Ganymede Place.
- (52) Hooksett Court, from Thornfield Road to 560' west of Thornfield Road.
- (53) Kelford Lane, from Limerick Drive to 180' northeast of Kilcullen Drive.
- (54) Kilcullen Drive, from 7500' Kilcullen Drive to end of Cul-de-sac.
- (55) Kilcullen Drive, from Limerick Drive to Kelford Lane.
- (56) Lightspun Lane, from Firestone Drive to 150' north of Milan Road.
- (57) Linalda Court, from Manderely Drive to 205' south of Manderely.
- (58) Longdale Drive, from Bramblewood Drive to York Road.
- (59) Mallard Drive, from Albemarle Road to 320' south of Quail Field Drive.
- (60) Manderley Drive, from Little Rock Road to 270' east of Linalda Court.
- (61) Manderley Drive, from 220' west of Arapaho Drive to Arapaho Drive.
- (62) Manford Court, from Old Town Court to 220' south of Old Town Court.
- (63) Milan Road, from Capps Hill Mine Road to 400' south of Lightspun Lane.
- (64) Old Coach Road, from 106' north of Vickery Drive to 150' west of Clove Hitch Drive.

- (65) Old Town Court, from 200' east of Ranchwood Road to Bradgate Road.
- (66) Othello Place, from Falstaff Drive to 410' west of Falstaff Drive.
- (67) Pathfinder Court, from Tall Tree Lane to 155' south of Tall Tree Lane.
- (68) Pawtucket Road, from (South Intersection) Sullens Road to 916' north of Coxville Drive.
- (69) Portia Place, from Falstaff Drive to 530' south of Falstaff Drive.
- (70) Quail Field Drive, from Mallard Drive to 240' east of Mallard Drive.
- (71) Ranchwood Drive, from 300' south of Old Town Court to Cormwell Lane.
- (72) Red Roan Place, from Old Coach Road to 565' south of Old Coach Road.
- (73) Ropley Court, from Welford Court to 390' east of Welford Court.
- (74) Rudd Court, from Big River Road to 180' north of Big River Road.
- (75) Sansberry Road, from Burgundy Drive to Burgundy Drive.
- (76) Sellars Court, from Welford Road to 330' north of Welford Road.
- (77) Shadowcrest Drive, from 320' east of Bramblewood to Artwood Lane.
- (78) Snyder Street, from Chesapeake Drive to 800' west of Chesapeake Drive.
- (79) Sonata Place, from 105' east of Burlwood Road to Charter Place.
- (80) Sunhaven Court, from Burgundy Drive to 270' west of Burgundy Drive.
- (81) Swinstead Place, from Dunsinane Drive to 355' north of Dunsinane Drive.
- (82) Tall Tree Lane, from Crossridge Road to Sullins Road.
- (83) Tacoma Street, from Cherry Street to 213' west of Forestbrook Drive.
- (84) Tamora Drive, from Faulconbridge Road to 150' north of Faulconbridge Road.
- (85) Thermal Road, from 86' south of Rocky Falls Road to Nestle Way.
- (86) Thornfield Road, from York Road to Cormwell Lane.
- (87) Tilden Drive, from .03' west of Carrington Drive to 150' north of Deerwood Drive.
- (88) Timmons Court, from Forestdale Drive to 580' east of Forestdale Drive.
- (89) Toano Road, from 260' north of Covecreek Drive to 260' north of Bridlewood Lane.
- (90) Trotters Ridge Road, from 437' west of Forestdale Drive to 1200' east of Forestdale Drive.
- (91) Two Moons Drive, from Barcliff Drive to 390' south of Barcliff Drive.
- (92) Urbana Court, from Toddville Road to 200' west of Woodtop Court.
- (93) Welford Road, from 6300 Thermal Road to 6400 Thermal Road.
- (94) Whitlock Drive, from Tilden Drive to 440' west of Tilden Drive.
- (95) William Harry Court, from Charter Place to 420' northeast of Charter Place.
- (96) Worth Place, from Lawton Street to 655' north of Lawton Street.
- (97) Woodmont Place, from Sonata Place to 320' north of Sonata Place.
- (98) Woodtop Court, from Urbana Court to 425' north of Urbana Court.
- (99) Unnamed Street, from Eagle Peak Drive to 150' west of Eagle Peak Drive.
- (100) Unnamed Street, from Echo Glen to 125' west of Echo Glen Road.

6. Property Transactions:

- (a) Acquisition of 30' x 38.18' x 20' of property, at 1820 Statesville Avenue, from Pat Hall Enterprises, Inc., at \$1.00 for intersection improvements to Statesville and Woodward Avenues.
- (b) Acquisition of 106.85' x 31.08' x 26.31' x 78.40' of easement at 8800 Idlewild Road, from Robert William Query and Betty Jo Query, at \$175.00 for water line right-of-way on Idlewild Road at McAlpine Creek.
- (c) Acquisition of 30' x 225.65' of easement at southwest corner of Lee & Jackson Streets, Huntersville, N. C., from Don H. Ranson and D. J. Ranson, at \$350.00, for Torrence Creek Outfall, Phase III.
- (d) Acquisition of two parcels of real property in Five Points Community Development Target Area.
 - 1.) 10,324 sq. ft., from Mr. & Mrs. Robert C. Gale, 300 Mattoon Street, at \$19,600.
 - 2.) 5,010 sq. ft., from Mr. & Mrs. John M. Farrell, 209 Solomon Street, at \$6,750.
- (e) Acquisition of 3,800 sq. ft. from Mr. & Mrs. Dairis Jones, 317 Quincey Street, at \$10,000 for West Morehead Community Development Target Area.

7. Action involving property for Discovery Place Project:

- (a) Resolution to rescind authorization to institute condemnation proceedings against property belong to Roger Page, Jr., Norwood Robinson, Trustee and Camelot Homes, Inc. for the Discovery Place Project.

The resolution is recorded in full in Resolutions Book 13 at Page 140.

- (b) Option on 96.25' x 118.37' x 98.05' x 112.65' of property owned by Roger Page, Jr., et ux Doris B., at 125 West 7th Street, at \$47,800.

ADJOURNMENT.

On motion of Councilmember Locke, seconded by Councilmember Trosch, and unanimously carried, the meeting adjourned.

Ruth Armstrong

 Ruth Armstrong, City Clerk