

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Monday, January 11, 1965, at 3 o'clock p.m., with Mayor Brookshire presiding, and Councilmen Albea, Bryant, Dellinger, Jordan, Smith and Whittington present.

ABSENT: Councilman Thrower.

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INVOCATION.

The invocation was given by the Reverend Leslie F. Frerking, Pastor of Ascension Lutheran Church.

MINUTES APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, the Minutes of the Council Meeting on January 4, 1965 were approved as submitted.

CITY EMPLOYEE'S PLAQUE PRESENTED CAPTAIN WILBERT W. TIMMIE IN RECOGNITION FOR THIRTY-FIVE YEARS OF SERVICE IN THE CHARLOTTE FIRE DEPARTMENT.

Mayor Brookshire presented Captain Wilbert W. Timmie the City Employee's Plaque in recognition for thirty-five years of service to the City in the Charlotte Fire Department, from April 16, 1929 to December 31, 1964. The Mayor expressed his appreciation to Captain Timmie for his service to the citizens of Charlotte and wished him well in his retirement.

INFORMATION REGARDING CUBIC VOTRONICS VOTE COUNTER PRESENTED COUNCIL BY ALLEN B. SMITH, RESIDENT OF MECKLENBURG COUNTY.

Mr. Allen B. Smith appeared before Council stating he is a citizen and taxpayer of Mecklenburg County and as such he is very much interested in our use of voting machines in elections, and no doubt the City Council will soon have the matter on the Agenda for one of its meetings. That after the last election he realized that something was going to have to be done about voting machines. That he has a nephew in San Diego, California who is an Electronic Engineer and he wrote him about the situation here and asked him for some information on the electronic vote-counter machine, and he sent him these folders, which Mr. Smith presented to the City Council. Mr. Smith stated he has no interest in this machine, he is only interested as a taxpayer in Mecklenburg County, and, of course, the selection of this particular machine might enhance the standing of his nephew with his company.

Councilman Smith commented that he did not know Mr. Allen Smith until he came by to see him about this machine. That this is a process of actually using the ballots, the machine will scan the ballots and take the information off them; they use the ballots, special ink, and run through this scanning device which picks up the votes and tabulates them. That it is a part of the electronic age, it is a terrific thing. That one reason he thinks it is well that we have waited on purchasing voting machines is they are making such radical changes in computer services and the few years we have waited has been to our advantage.

SUGGESTION MADE TO COUNCIL TO READ JOHN KILGO'S COLUMN RELATIVE TO NEED FOR SCOUT EQUIPMENT FOR A NEW SCOUT TROOP.

Mr. W. J. Elvin called attention to John Kilgo's column, Our Town, in last Friday's Charlotte News in which he pointed out that 30 boys had started a new life due to the fact they had been organized into a Scout Troop, and that the only thing they had in common was they were all very poor. And he made the suggestion that the citizens look in their attics for Scout Equipment that is no longer in use and pass them along to this Troop. Mr. Elvin suggested that the Council read the article if they had not done so.

ORDINANCE NO. 303-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING ZONING OF LOT AT 1413 CUMMINS AVENUE, ADOPTED.

Upon motion of Councilman Bryant, seconded by Councilman Whittington, and unanimously carried, Ordinance No. 303-Z Amending Chapter 23, Section 23-8 of the City Code, changing the zoning of lot at 1413 Cummins Avenue, from R-6MF to B-1 was adopted as requested by Mr. Melvin Williams and Mr. Harry Goines and recommended by the Planning Commission. The ordinance is recorded in full in Ordinance Book 14, at Page 153.

PETITION NO. 64-73 FOR CHANGE IN ZONING OF 11.017 ACRE TRACT ON THE NORTH-WESTERLY SIDE OF PROVIDENCE ROAD, BETWEEN MCMULLEN CREEK AND CARMEL ROAD, WITHDRAWN BY PETITIONER, T. W. PRITCHARD.

The Petition of Mr. T. W. Pritchard for change in zoning from R-15MF to B-1SCD of 11.017 acre tract of land on the northwesterly side of Providence Road, between McMullen Creek and Carmel Road, on which a hearing was held on December 21, was presented for consideration.

Mayor Brookshire read the following letter from Mr. O. D. Baxter, Jr., Agent for Mr. T. W. Pritchard withdrawing the petition for the change in zoning:

"Honorable Mayor Brookshire and  
Charlotte City Council  
City Hall  
Charlotte, North Carolina

Gentlemen:

In light of the Planning Commission's vote on the proposed rezoning of the T. W. Pritchard land on Providence Road from R-15MF to B-1SCD, I, as agent for Mr. Pritchard, hereby on his behalf request permission for the withdrawal of the petition and that no further action be taken with respect thereto so that no further unnecessary time be spent on this matter.

Thanking you very much for your kind consideration in this matter,  
I am

Yours very truly,

O. D. Baxter, Jr., Agent"

Councilman Dellinger moved that the request be approved, which was seconded by Councilman Bryant, and unanimously carried.

Councilman Smith commented that this petition has gone through the entire process of handling Petitions for zoning changes, and the \$100.00 fee has been more than spent in the effort; that we have a rule when a petition is turned down by Council, there is a two year waiting period before the same request can again be filed, but by withdrawing the request this petitioner can bring it back next week if he wishes. He asked the City Attorney if this is not correct, and Mr. Morrissey stated it is. Councilman Smith stated he thinks this is a loop-hole in the situation that should possibly be closed. He remarked he is not talking about this case in particular but any case that is withdrawn. That he is of the opinion if a case is withdrawn it should be done before the Planning Commission passes on it.

Councilman Bryant suggested that the withdrawal should be after the petition is heard and before it is voted on in case the Planning Commission did not act on it immediately, which they did not in this case. Councilman Smith stated it is his opinion the withdrawal of a petition should have to be immediately after the public hearing. He asked the City Attorney and City Manager to give this some thought and make a recommendation. He remarked that the Council does not want to favor one person over another, which this does and leaves it open so they can come back at any time they wish. Councilman Bryant remarked that the purpose of the two years waiting period is to give the people in the surrounding area an opportunity to be free from the possibility of the request being renewed for that period. That he is of the opinion if a Petition is once brought to a Public Hearing it should not be withdrawn.

PETITION NO. 64-78 TO AMEND CHAPTER 23, ARTICLE III, DIVISION I, SECTION 23-31 TABLE OF PERMITTED USES, TO PERMIT FREIGHT TERMINALS AND TRUCK TERMINALS IN INDUSTRIAL-I DISTRICTS, REFERRED BACK TO PLANNING COMMISSION.

Councilman Albea moved the adoption of an Ordinance to amend Chapter 23, Article III, Division I, Section 23-31, Table of Permitted Uses, category (c), to permit Freight Terminals and Truck Terminals in Industrial-I Districts, provided no portion of the property used for this storage, loading or movement of tractors or tractor-trailer units is located within 300-feet of any property in a Residential District, as recommended by the Planning Commission. The motion did not receive a second.

Councilman Smith remarked that Councilman Whittington requested in the Conference Session that this matter be postponed for a week, and it would seem to him since the main part has to be passed by at least six Councilmen that it would be better to wait and see if Mr. Thrower comes to the meeting next week, and have a full Council before considering both it and the next item on the Agenda.

Councilman Bryant asked if the proposed ordinance is withdrawn or a portion is deleted would it necessitate another hearing? Mr. Morrissey, the City Attorney, replied that depends on how he wanted to change it, if he wanted to have less than 300 feet he would think it should be readvertised. Councilman Bryant stated that is what he was referring to, that he thinks that is the only question on the matter at this stage of the game, so it is a matter of having the 300 feet or deleting it. As a result, if that is the case, maybe Council had better ask the Planning Commission to reconsider the matter. That this is a change in the Zoning Ordinance and such changes necessitate a hearing; this was advertised with the 300 feet and the hearing has been held, so if they eliminate the 300 feet a new hearing will have to be held. Councilman Dellinger remarked to allow Trucking Terminals in I-1 we would not have to have another hearing. The City Attorney replied that would be striking out the 300 feet which has been advertised, so it would have to be readvertised. Councilman Dellinger stated if it is left as it is now, in I-2, there will not have to be a hearing.

Councilman Dellinger called attention that the Council asked for a hearing on this proposal for Trucking Companies to be permitted in I-1 districts, the Planning Commission came back and added the 300 feet, but the Council did not ask for that in the hearing.

Councilman Bryant stated in fact this was a recommendation of the Planning Commission, after Council's request, in order to be able to offer a buffer for the people adjacent to the property.

Councilman Dellinger asked the City Attorney if they should not send the petition back to the Planning Commission and ask them to reconsider the 300 feet and have a hearing on that? The City Attorney replied the petition originated with the Planning Commission and if it is referred back to them for study, Council is likely to get it back as it now is.

Councilman Dellinger moved that the Petition be referred back to the Planning Commission for consideration of their proposal, so as to permit maximum use of the owners property but not inconsistent with the adjoining residential use. ~~THE MOTION WAS SECONDED BY COUNCILMAN JORDAN, AND UNANIMOUSLY CARRIED.~~ The motion was seconded by Councilman Jordan, and unanimously carried.

PETITION NO. 64-49 FOR CHANGES IN THE OFFICIAL ZONING MAP OF THE CITY OF CHARLOTTE AND PERIMETER AREA IN THE VICINITY OF DOUGLAS MUNICIPAL AIRPORT, DEFERRED.

Upon motion of Councilman Bryant, seconded by Councilman Whittington, and unanimously carried, Petition No. 64-49 by the Charlotte-Mecklenburg Planning Commission for changes in the Official Zoning Map of the City of Charlotte and Perimeter Area in the Vicinity of Douglas Municipal Airport, was deferred.

CHANGE ORDER NO. 2 IN CONTRACT WITH BLYTHE BROS COMPANY FOR THE CONSTRUCTION OF LOWER SUGAR CREEK OUTFALL, AUTHORIZED.

Councilman Bryant moved approval of Change Order No. 2 in the contract with Blythe Bros Company for the construction of Lower Sugar Creek Outfall, providing for the addition of spray piping in two manholes in order to correct a foaming condition which has developed at these manholes, in the amount of \$375.00. The motion was seconded by Councilman Dellinger, and unanimously carried.

CONTRACTS AUTHORIZED FOR APPRAISAL OF RIGHT OF WAY FOR NORTHWEST EXPRESSWAY.

Upon motion of Councilman Dellinger, seconded by Councilman Jordan, and unanimously carried, contracts for the appraisal of rights of way for the Northwest Expressway were authorized, as follows:

- (a) Contract with D. A. Stout for appraisal of parcel of land at 812-822 North College Street, and at 828 North College Street, and two parcels on 10th Street.
- (b) Contract with Lionel D. Bass for appraisal of one parcel at the corner of North Graham and West 11th Streets.

CONTRACTS AUTHORIZED FOR INSTALLATION OF WATER MAINS.

Motion was made by Councilman Albea, seconded by Councilman Jordan, and un-

animously carried, authorizing the following contracts for the installation of water mains:

- (a) Supplementary Contract, to contract dated December 9, 1963 with Ervin Construction Company, for the installation of an additional 6,385 feet of mains and six hydrants in Starmount Subdivision No. 10, outside the city limits, at an estimated cost of \$23,000.00. All construction costs to be borne by the applicant, who will dedicate the mains and hydrants to the City upon acceptance of the work by the City.
- (b) Supplementary Contract, to contract dated December 10, 1964 with John Crosland Company, for the installation of an additional 4,080 feet of water mains and 3 hydrants, in Huntingtowne Farms Subdivision, outside the city limits, at an estimated cost of \$13,000.00. The Applicant will pay for the entire cost of the mains and hydrants and will own same until such time as the area is incorporated into the city limits.

Councilman Whittington asked what the difference is in the two methods of financing the construction cost? The City Attorney advised the difference is in the time the lines will become the property of the city and he presumes they both follow the policy of the city. Councilman Smith stated it is a matter of tap-ons, the developer who has no tap-on possibilities lets the line become the property of the city immediately, and the City Manager stated that is correct.

ISSUANCE OF SPECIAL OFFICER PERMIT TO TOMMIE EDWARD ADAMS FOR USE ON PREMISES OF PRESBYTERIAN HOSPITAL APPROVED.

Councilman Whittington moved approval of the issuance of a Special Officer Permit to Tommie Edward Adams, 8205 Albemarle Road, for use on the premises of Presbyterian Hospital. The motion was seconded by Councilman Jordan, and carried unanimously.

CONSTRUCTION OF SANITARY SEWER MAIN AUTHORIZED IN WESTERLY HILLS DRIVE.

Councilman Jordan moved approval of the construction of 100 feet of sanitary sewer main in Westerly Hills Drive, at the request of Hill West, Inc., at an estimated cost of \$455.00. All costs to be borne by the applicant, whose deposit of the entire amount of the cost will be refunded as per terms of the contract. The motion was seconded by Councilman Dellinger, and unanimously carried.

ACTION DEFERRED ON REQUEST OF SOUTHERN RAILWAY COMPANY TO CONSTRUCT TWO TRACKS ACROSS WEST TENTH STREET.

Councilman Albea moved approval of the execution of an encroachment agreement with Southern Railway Company for the construction of two tracks across West 10th Street, under which they will be obligated to construct and maintain the structures in accordance with standard city specifications. The motion was seconded by Councilman Jordan.

Councilman Smith asked if the Railway Company is paying the City for the right to cross West 10th Street, and the City Manager advised there is no payment involved, that the Company has the basic right to do this. Councilman Smith called attention that when we are asking anything of the Railway Company we usually have to negotiate for months, and he is wondering if this is in line with some other agreement the City Manager has with them? He stated it is

hazardous, for one thing. Councilman Whittington asked where these tracks will cross 10th Street and if beyond the main tracks of the Southern Railway?

Councilman Bryant offered a substitute motion that action be deferred until the City Manager can obtain the necessary information with regard to the request. The motion was seconded by Councilman Dellinger, and unanimously carried.

UNNAMED STREET TO LEFT OF THE 3800 BLOCK OF STATESVILLE ROAD NAMED TIPTON DRIVE.

Councilman Smith moved that the unnamed street to the left of the 3800 block of Statesville Road be named Tipton Drive as requested by the majority of the property owners on the street, and recommended by the Planning Commission. The motion was seconded by Councilman Dellinger, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed to Mrs Rosa S. Owens for Lot No. 16-fraction, Section R, Elmwood Cemetery, transferred by Mrs J. P. Taylor, at \$3.00 for the new deed.
- (b) Deed to Walter W. Hook, Jr. for Lot 17, Section BB, Elmwood Cemetery, transferred by Mrs Ida M. Hook, at \$3.00 for the new deed.

CONTRACT AWARDED AMERICAN CYANAMID COMPANY FOR ALUMINUM SULPHATE.

Councilman Bryant moved the award of contract to the low bidder, American Cyanamid Company, for 405 tons of Aluminum Sulphate, as specified, in the amount of \$20,440.35, on a unit price basis. The motion was seconded by Councilman Dellinger, and unanimously carried.

The following bids were received:

American Cyanamid Company	\$20,440.35
Southern States Chemical Co.	20,857.50
General Chemical Div. of Allied Chemical Corp.	21,566.66

CONTRACT AWARDED MORELAND CHEMICAL COMPANY FOR HYDRATED LIME.

Upon motion of Councilman Dellinger, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Moreland Chemical Company, for 480 tons of Hydrated Lime, as specified, in the amount of \$10,377.46, on a unit price basis.

The following bids were received:

Moreland Chemical Company	\$10,377.46
Cheney Lime & Cement Co.	10,431.84
Asher-Moore Company	10,466.45
Tucker Kirby Company	11,005.34
United Cement Company, Inc.	11,005.34
Longview Lime Corp.	11,005.34

CONTRACT AWARDED SOUTHERN STATES CHEMICAL COMPANY FOR ACTIVATED CARBON.

Councilman Albea moved the award of contract to the only bidder, Southern States Chemical Company, for 40 tons of Activated Carbon, as specified, in the amount of \$6,395.06, on a unit price basis. The motion was seconded by Councilman Whittington, and unanimously carried.

CONTRACT AWARDED JONES CHEMICAL, INC., FOR ANHYDROUS AMMONIA.

Upon motion of Councilman Bryant, seconded by Councilman Albea, and unanimously carried, contract was awarded to Jones Chemicals, Inc. for 15 tons of Anhydrous Ammonia, as specified, in the amount of \$2,499.04, on a unit price basis.

The following bids were received:

Jones Chemicals, Inc.	\$ 2,499.04
Moreland Chemical Company	2,774.82
Southern States Chemical Co.	2,781.00
Asher-Moore Company	3,059.10
Tesco Chemicals of Carolinas	3,059.10
Henry Bower Chemical Mfg. Co.	6,000.00

CONTRACT AWARDED JONES CHEMICAL, INC. FOR LIQUID CHLORINE.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, awarding contract to the low bidder, Jones Chemicals, Inc., for 120 tons of Liquid Chlorine, as specified, on a unit price basis, in the amount of \$13,624.12.

The following bids were received:

Jones Chemicals, Inc.	\$13,624.12
Southern States Chemical Co.	13,710.33
Solvay Process Chemical Co.	13,905.00
Tesco Chemicals of Carolina	13,905.00
Howerton Gowen Company	16,686.00

CONTRACT AWARDED AMERICAN AGRICULTURAL CHEMICAL COMPANY FOR SODIUM SILICO-FLUORIDE.

Councilman Whittington moved the award of contract to the only bidder, American Agricultural Chemical Company, for 60 tons of Sodium Silicofluoride, as specified, in the amount of \$11,358.84, on a unit price basis. The motion was seconded by Councilman Jordan, and unanimously carried.

CONTRACT AWARDED SOUTHERN BUSINESS SYSTEMS, INC. FOR DEPOSITORY UNIT.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, contract was awarded the only bidder, Southern Business Systems, Inc. for a Depository Unit, in the amount of \$2,635.77.

CONTRACT AWARDED SOUTHERN ENGINEERING COMPANY FOR MATERIAL HANDLING EQUIPMENT FOR WEST STORAGE YARD.

Councilman Bryant moved the award of contract to the low bidder, Southern Engineering Company, for material handling equipment for the West Storage Yard.

as specified, in the amount of \$1,290.59. The motion was seconded by Councilman Dellinger, and unanimously carried.

The following bids were received:

Southern Engineering Company	\$ 1,290.59
Dresser Engineering Company	1,470.90
Piden Steel Company	1,548.09

CITY MANAGER REQUESTED TO HAVE PORTION OF COMMONWEALTH AVENUE KEPT SPRINKLED WHERE WATER LINE IS BEING INSTALLED.

Councilman Dellinger requested the City Manager to have Commonwealth Avenue kept sprinkled where a water line is being constructed as the residents of the 3000 block have called him about the red mud from the work that is accumulating on their houses and porches, and some of the houses have only recently been painted.

CITY ATTORNEY ADVISES NO ORDINANCE IN EFFECT RELATIVE TO CHICKENS DOING DAMAGE TO PRIVATE PROPERTY.

At the request of Councilman Dellinger for an answer to his question of three weeks ago to the Assistant City Attorney if we have an ordinance relative to chickens at large doing damage to private property, Mr. Morrissey, City Attorney, advised the answer is No Sir, we have no such ordinance.

RIGHT-OF-WAY ACROSS 3.75 ACRES OF PROPERTY BETWEEN ORCHARD CIRCLE AND JEREMIAH STREET GRANTED THE STATE HIGHWAY COMMISSION FOR THE NORTH-SOUTH EXPRESSWAY.

Councilman Smith moved that the City grant a right-of-way across 3.75 acres of property between Orchard Circle and Jeremiah Street to the State Highway Commission for a total of \$13,425.00, to be used for the North-South Expressway or Highway No. 21. The motion was seconded by Councilman Bryant, and unanimously carried.

EASEMENT ACROSS CITY PROPERTY GRANTED DUKE POWER COMPANY TO INSTALL POWER LINE TO SERVE WINTERFIELD SCHOOL.

Councilman Smith moved that the City grant an Easement for 240 feet across City property managed by the Cemetery Department to Duke Power Company to install a power line to serve Winterfield School. The motion was seconded by Councilman Jordan, and unanimously carried.

CITY MANAGER REQUESTED TO FURNISH INFORMATION AS TO REZONING OF PROPERTY IN 1961 AT THE CORNER OF WESTWOOD AVENUE AND CLIFFWOOD PLACE IN CONNECTION WITH THE HEARING ON JANUARY 18, 1965 ON PETITION FOR REZONING PROPERTY ON WESTWOOD AVENUE.

Councilman Whittington stated in 1961 when the Council was riding around together on the Bus looking at the proposed overall changes in the Zoning Ordinance, at the corner of Westwood and Cliffwood Place he believes this Council turned the request for rezoning down by a 4 to 3 vote for the S & R Garage to build an addition across Westwood on Cliffwood, and this Garage has since built the addition and now next Monday the Council will have before it their petition for additional garage space on Westwood, which would be to

the rear of this particular property. He asked the City Manager to please advise him before the hearing on next Monday if the Council did not vote against this zoning change so the garage could be built on Cliffwood Place at the time, and if they did how did the man get the garage built there?

Councilman Dellinger stated he believes he can answer the question. That the Council did grant the zoning request for change in zoning on the south-side of Westwood Avenue for the man to construct the building that was zoned B-1 or B-2. Now, the request that will come up next Monday, on the 18th, is on the west side of Westwood Drive at the rear of this present establishment, which was the old garage. On the rear of this building is a house and this gentleman wants to remove the house and use this land for parking for his own business.

Councilman Whittington stated that may be the answer, but he remembers it was a 4 to 3 vote that this business would not be extended across Westwood on Cliffwood. Councilman Dellinger replied that it has already been done; that was what Council did at the time, and Councilman Whittington stated the Council may have done so but he does not think he did, if he remembers correctly the vote was 4 to 3 that the business zone not be extended beyond Westwood, but he would like the City Manager to get the facts together and get it out of the Minutes and let him have it before the hearing next Monday.

#### STREET LIGHT REQUESTED ON GENTRY PLACE.

Councilman Whittington advised the City Manager that he has a request for a street light on Gentry Place.

#### APPOINTMENT OF COMMITTEES OF THE CITY COUNCIL TO WORK WITH DEPARTMENTS ON PROBLEMS SUGGESTED AND OPPOSED BY SOME COUNCIL MEMBERS.

Councilman Whittington stated he has something he wants to throw out for Council consideration; a former Mayor has been down today at the Conference Session about the investigation of the Police Department, and the Council has had a lot of recommendations by the Charter Review Commission, but the reasons for the recommended amendments have not been given the Council as yet, and the Council has had some recommendations by them that the City Manager, for example, make certain appointments that the Council is now making, and many other things. That his feeling is on all of these matters - and he just wants to give them to the Council and let them think about it a while and if they think it is worth anything he will bring it back up - has been for a long time that the Council, because we have no Committees of Council working with the individual departments get, in many instances so far removed from the problems in the departments that it loses contact with the department. That he is not recommending that we have a Council Committee for every department or every agency in the City but with seven members of the Council and with some of these departments, like Police and Fire, for example, if you had a Council Committee working with the Chief or Department Executives, he does not believe we would have had many of the problems that has faced Council within the last few months. That he is not implying a Committee that would be meddling in the Department but one that could help and stop a lot of this stuff before it got out and exposed the City's dirty linen. That he honestly believes this would be a much better way to approach these problems and a lot of them would be eliminated if we had Council Committees working with these Departments.

Councilman Dellinger commented that he does not want to take issue with Mr. Whittington, but we have had this same kind of operation before and it did not seem to work any better than before.

Councilman Albea remarked that he served on this Council when we had such Committee and if you want to get the Council, Department Head and the City Manager all confused and wondering who is doing this and who is doing that you just have a Committee form of government. That he worked under that and he and everyone else was so disgusted it was finally thrown out, some fifteen years ago, so he is opposed to Committees, and he wants his 1/7th responsibility on the Council and he doesn't want any Committee coming over here telling him what to do and he has to vote against it, and then they come out and say he opposed the Committee. That the City Manager is the man who is supposed to deal with the Department Heads, not a Committee from the Council, that is what the City Manager is here for, and as long as he is on the City Council he is going to fight for that. That it is set out in the Charter what the Council does and you will not find anything in there about Committee telling Department Heads what to do and he is opposed to it and he is taking from experience and not heresay. That he is taking direct issue with Mr. Whittington about this and will keep on doing so.

Councilman Whittington commented that he appreciates Mr. Albea's remarks and he had thought he would say that and he did not know the City had had Committees in the past but he does think that this Government, with all its problems and ramifications today could supervise or perhaps be more aware of the problems with the various departments as well as doing a better job for the City if the Council was working on Committees with the departments. And of course it was fifteen years ago that the Committees were active that Mr. Albea is referring to.

Councilman Bryant remarked that he does not object to Committees but he would be unalterably opposed to this and he thinks it would be the quickest way to get politics into the Departments and this is one thing we do not want. That he thinks we are building up a very fine reservoir of Department Heads and employed Officials and we can depend upon them and if we cannot do so we can go at it from that point of view. That he would prefer not to have that type of assistance.

Mayor Brookshire commented that he believes the Charter Review Commission has spent some 12 to 14 months on this matter and they are attempting to pronounce and specify a direct line of authority that would eliminate the need for such Committee which Mr. Whittington suggest and which does not seem to be getting unanimous approval.

CITY MANAGER ASKED TO CONFORM TO REQUESTS OF RESIDENTS OF PORTIONS OF AREA TO BE ANNEXED THAT NO WIRING BE PERMITTED OVERGROUND.

Councilman Dellinger stated he has had a call or two over the weekend about the area to be annexed, and there are certain areas where there are no over-ground wiring and these people are interested in keeping all wires underground. He asked the City Manager if we will look into that part of annexation when the area is annexed? That it should be carried out from the Developers standpoint and encourage him to keep the wires underground. The City Manager asked Mr. Dellinger to give him some information on the areas he is referring to - the name of some residents in the area.

Councilman Dellinger advised that one area is on Park Road and Fairview Avenue.

ADJOURNMENT.

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

  
Lillian R. Hoffman, City Clerk