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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held on Monday, July 13, 1970, in the Council Chamber, at 3:00 o'clock p.m., with Mayor John M. Belk presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, John Thrower, Jerry Tuttle, James B. Whittington and Joe D. Withrow present.

ABSENT: None.

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INVOCATION.

The invocation was given by Reverend William H. Benson, Minister of First Church of the Nazarene.

MINUTES APPROVED.

Motion was made by Councilman Short, seconded by Councilman Whittington, and unanimously carried, approving the minutes of the last meeting, on June 29, 1970, as submitted, with the following correction:

Minute Book 54 - Page 72, last line, change the name "Merritt" to "Marion".

CITY OF CHARLOTTE EMPLOYEE PLAQUE PRESENTED TO MR. ROY LESTER DOSTER.

Mayor Belk recognized Mr. Roy Lester Doster, Equipment Operator I, of the Traffic Engineering Department, and presented him with the City of Charlotte Employee Plaque on his retirement. Mr. Doster was employed September 8, 1959 and retired June 23, 1970.

HEARING ON AMENDMENT NO. 3 OF THE REDEVELOPMENT PLAN FOR PROJECT NO. N. C. R-24.

The scheduled hearing was held on Amendment No.3 of the Redevelopment Plan for Project No. N. C. R-24.

Mr. Vernon Sawyer, Executive Director of the Redevelopment Commission, stated there are two proposed changes in the plan recommended by the Redevelopment Commission. The first concerns off-street parking in the project area and affects the area of the Second Ward School - the area between East Second Street and Independence Boulevard, the common line between the school property and Hutton Scott Motor Company and McDowell Street. This change goes back to a commitment made to the School Board that structure parking would not be required at the school. This amendment does not affect any land north of Second Street, and it only affects the land just described to the extent it is used for high school, junior high or technical school purposes.

He stated the second change concerns the estimated cost and method of financing the project, and generally the cost of the total project is increased by the increased estimate for the cost of the governmental center overhead walkway, the pools and landscape. Other cost adjustments have been made by using actual costs where available instead of estimates. The cost is estimated in the beginning and to the extent that costs turn into actual experience they use the experience. The net effect of the proposed changes is increases to both the City of Charlotte's 1/3 share and to the federal government's 2/3 share for the total cost of the project. The federal's share has been approved, and the Redevelopment Commission has been notified of this approval. The city's share after Council approved the increases to the anticipated cost of the

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overhead walkway, pools and park last September, were included along with the cost of the remaining site improvements in the other Brooklyn projects. In the December, 1969 Bond Issue, a referendum submitted to the people, approved \$1,800,000 for all of Brooklyn, plus \$325,000 for a special item for governmental center. Council's action today will bring up to date and make official the proposed increases that have been approved in the past.

Mr. Sawyer stated the completion is set to be done in three stages. The first stage, which is under a contract already let by the city, is for the culvert that carries the storm water through the site and the relocation of a sanitary sewer outfall; this is scheduled to be completed by the end of August. The second stage will be the grading of the site which will take about 30 days and will be let the first of September. By the first of October they will be ready to let the major contract for the walkway, pools and landscaping that will complete the project and it is estimated from 15 to 18 months.

Mr. Sawyer advised the changes were approved by the Planning Commission in meeting on July 7th, and were approved by the Redevelopment Commission at its meeting on July 9, 1970, and the amendments are recommended to Council for approval.

Councilman Whittington asked the total cost of the project, and the city's cost? Mr. Sawyer replied the total city's 1/3 share, as presently approved, is \$850,626.00; the city's 1/3 share after these increased costs will be \$1,144,577.00; this is a \$293,951.00 total overall increase as a result of this amendment.

No opposition was expressed to the proposed amendment.

Motion was made by Councilman Thrower, seconded by Councilman Withrow, and unanimously carried, approving the amendments as follows:

- (a) Resolution Approving Amendment No. 3, Redevelopment Plan for Project No. N. C. R-24.
- (b) Agreement between the City and the Redevelopment Commission to reflect the various cash and non-cash grants-in-aid.

The resolution is recorded in full in Resolutions Book 7, beginning at Page 107.

PETITION NO. 68-94 BY RESIDENTS OF COLLEGE DOWNS FOR A CHANGE IN ZONING FROM R-12MF TO R-12 OF AN AREA BOUNDED BY UNIVERSITY CITY BOULEVARD (N.C. 49) AND A CREEK NEAR NOTTOWAY DRIVE, SUTHER ROAD AND A LINE ABOUT 1,200 FEET WEST OF MALLARD CREEK CHURCH ROAD, DENIED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the subject petition was denied as recommended by the Planning Commission.

ORDINANCE NO. 692-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING FROM R-15 TO R-20MF OF 28.3 ACRES OF LAND, AND FROM R-15 AND R-15MF TO B-1SCD OF 5.9 ACRES OF PROPERTY SOUTH OF SARDIS LANE AND EAST OF PROVIDENCE ROAD, ADJACENT TO PROVIDENCE SQUARE.

Councilman Whittington stated when this petition was heard on June 15, the petitioners, the Ervin Company and Crescent Land and Timber Company, requested a change in zoning from R-15 to R-20MF of 28.3 acres of land, and from R-15 and R-15MF to B-1SCD of 14.3 acres of property south of Sardis Lane and east of

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Providence Road, adjacent to Providence Square. On July 1, the Planning Commission sent him a letter signed by Mr. Bryant, Director of Current Planning, of the Planning Commission's revised plan to include a business area of 10.0 acres, a retail floor area of 84,000 square feet, and office floor area of 15,000 square feet. He stated he then began to study the minutes of the remarks of those opposed to the zoning request; he also studied very carefully the remarks of the petitioner, and his plan for the development of this property. He stated he read very carefully the letters and telegrams he received both for and against the change in zoning of the subject property. Following this procedure on two occasions he road up and down Valley Brook Road, Sardis Lane, Providence Road, through Providence Square and onto land in question where grading is taking place. He then went to the Crump property, the Bell property, and the Olive property to help him determine the best decision to make with this petition. Councilman Whittington stated he read the minutes of the proceedings again and conferred with several of his colleagues on the City Council who were kind enough to give some time and thoughts on the matter.

Councilman Whittington stated the plan he began to see was a good one because the design incorporated many desirable planning features. There is an inward orientation of the plan in such a way that effect on the surrounding property will be minimum. The shopping center is near the middle of the property rather than on a thoroughfare, such as Providence Road. The shopping center will be near the center separated from Brittney Village, now in existence, and Alpine Village under construction, by small lakes covering 1.4 acres. Yet to be developed, English Village and Italian Village will be between the commercial development and the 100-foot greenway at the rear of the property on Valley Brook Road. There appears to be a clustering of a group of townhouse apartments either completed or to be constructed; there is open space in the development. This plan of Ervin and Crescent Land and Timber Company is most nearly a planned unit development so arranged to almost prevent the use of the business center by anyone other than those who reside within the complex. At the same time, there would be little need for residents of this development to drive onto Providence Road or Sardis Lane, via Sardis Road and go to Cotswold or SouthPark to shop. He stated through this dialogue he has attempted to be reasonable to understand the pros and cons and come up with a plan that will be helpful to the petitioners and as least harmful as possible to the good citizens who oppose the rezoning of this property. He stated he believes he has done this and as further proof of his efforts he intends to eliminate even more business area than the Planning Commission recommends in their revised plan.

Councilman Whittington moved that Petition 70-88 be approved as recommended by the Planning Commission except that the B-1SCD portion be designed as 5.9 acres for a village shopping center and parking and the lake and landscaped area be 1.4 acres; this means that only 6.0 acres will be developed for a shopping center. The motion was seconded by Councilman Alexander.

Councilman Whittington stated if the motion passes, we will be following the policy that the Board of County Commissioners and the City Council approved on October 9, 1968 concerning the amount of acreage available for commercial use.

Councilman Withrow asked that Mr. Fred Bryant speak to the motion. Mr. Bryant stated the only comment he has would be a comment relative to the relationship that this plan, as revised according to the motion, would have in regards to the Planned Unit Development Concept. He stated the formula for determining the amount of commercial space that would be permitted under the Planned Unit Development Concept would be 1.0 acre of commercial space per 100 dwelling units; this plan at present has something in excess of 600 dwelling units proposed as part of the overall project. To that extent the formula as devised for Planned Unit Development Concept would be in effect here; the ratio of 6.0 acres to the 600 dwelling units would be in keeping with the Planned Unit Development Concept.

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Mr. Bryant stated he has had an opportunity to review the plan as it is proposed under the revised concept and basically the plan still meets the design objectives the Planning Commission had in making their initial recommendation.

Councilman Tuttle stated he is aware that the Planning Commission approved this petition; but it was by a scant 4 to 3 vote with two members absent, and that is a rarity of a close vote for the Planning Commission. He stated he is not too impressed with the fact that a recommendation by the Planning Commission has an overwhelming effect on this or any Council. Since the beginning of the current zoning ordinance, January 1, 1962 to date, 796 petitions have come before Council. Of this number 87 or 11% of the recommendations of the Commission have been denied or overruled by this Council. That is more than 1 in 10.

Councilman Tuttle stated he has a great respect for Mr. Fred Bryant and the outstanding work he has done with the Planning Commission. And if it could be checked out, he believes his personal votes against his recommendations would be more like 3% instead of the 11% average.

He stated in this case he is in violent disagreement. That he finds it most difficult to believe, and he hopes Mr. Bryant was misquoted in the Charlotte News on Friday, July 10th, that it would be said "It's not so much a matter that they are willing to do this (meaning the residents out there not objecting to traveling to some other shopping center); it's a matter of whether it's good planning to continue to allow them to do this." Allow them to do so. This sounds as though government is saying people can be made to shop in the nearest shopping center and not use the streets their own taxes helped to build.

Councilman Tuttle stated he lives just south of Providence Road, nearer Cotswold than SouthPark; does this mean he cannot go to SouthPark? That he cannot come Downtown and shop. This is absurd. There is not a shopping center in this city that does not advertise in a manner to attract people from all areas, and this shopping center out there will attract them to your area. They could not survive if they had to live off the immediate neighborhoods. Great stress has been put on these people using the streets and roads to get to someone else's shopping center. This is ironical when on recommendation of the Planning Commission a couple of weeks ago, a service station was granted permission by this Council to enlarge so a car washing operation could be added to draw hundreds of additional cars to one of the busiest intersections in North Carolina; where there are already six service stations on one corner.

He stated he believes some 2,000 people signed a petition opposing this zoning. This impresses him some, but not nearly so much as the hundreds of intelligent letters he received in opposition. It is easy to sign a petition; but when hundreds take the time to write, they are serious; they are thoughtful and they are concerned.

Councilman Tuttle stated one letter came from a woman who admitted she did not live in the area but objected to the continual destruction of fine residential neighborhoods. One man wrote that to allow this zoning would be the beginning of the end of the one truly attractive city access remaining in Charlotte.

He stated he received one, maybe another, approving this - only one letter. Hundreds upon hundreds in opposition; one for, and he believes that gentleman lives in an apartment off Providence Road.

In the same newspaper article he referred to earlier, the builder says he has several proposals which he thinks will hasten the development of the south-eastern part of the county, and thereby break up the "affluent ghetto" he sees forming. Councilman Tuttle asked if anyone can tell him what is wrong

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with an affluent ghetto? He stated he can tell what is wrong with a poverty ghetto; he can tell what is wrong with a Negro ghetto created by lack of rights and opportunities. But an affluent ghetto? Open to people of all races and color; open to the industrious, the thrifty, the ambitious, and if you will, open to the plain fortunate or lucky. He asked who can say it is wrong to act like an American, to live the way that created the greatest democracy the world has ever known. Built solely on the principle of free enterprise, freedom of choice and the individual's desire to constantly improve the standard of his own well being. God help us when the day comes we start bussing our standards of living.

Councilman Tuttle stated with these thoughts he will say he is in violent opposition to this petition and will vote against it.

Councilman Jordan stated he is sure that each Councilman has given this zoning petition a great deal of thought and time; that he is sure that some if not all have gone out and seen, as well as walked over, the area as he has. It is a tremendous undertaking and of vital concern to the adjoining homeowners and the neighborhood. It seems to him there is never a perfect zoning petition for Council to act upon. That he is not against Planned Unit Development Concept for he thinks it is good and being used in many parts of the country. Having turned down petitions in this neighborhood for years now, and two just recently, he feels this is just not the right place for such a large complex as this. Therefore, he will have to vote "no" to deny this petition.

The vote was taken on the motion to approve the petition as amended, and carried by the following vote:

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

The ordinance is recorded in full in Ordinance Book 17, at Page 203.

ORDINANCE NO. 693-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING FROM B-1 AND O-6 TO B-2 OF A PARCEL OF LAND ON THE SOUTH SIDE OF SHAMROCK DRIVE, BEGINNING 250 FEET EAST OF CARDIFF AVENUE.

Motion was made by Councilman Whittington, and seconded by Councilman Tuttle to adopt the subject ordinance changing the zoning from B-1 and O-6 to B-2 of a 170' x 200' parcel of land on the south side of Shamrock Drive, beginning 250 feet east of Cardiff Avenue, as recommended by the Planning Commission.

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

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

The ordinance is recorded in full in Ordinance Book 17, at Page 204.

DISCUSSION OF SALARY INCREASES FOR CITY EMPLOYEES AS PROPOSED UNDER RECOMMENDED BUDGET.

Mr. Matthew Nicholson, Vice President of Brotherhood of Charlotte City Workers, asked why 79 choice people are being raised a total of 20-40% when the sanitation workers, the people he represents, are offered only 5% or less, 4%. He stated he does not believe this is fair. If, on the other hand, all employees of the city were making 5% he would think this would be fair.

He stated in their last negotiation with Mr. Bob Earle and his members, they were told the reason for this was that his job is more responsible. Mr. Nicholson asked why they offer a man with a \$20,000 piece of equipment, plus four other additional lives, and this is not responsibility. He asked why a

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garbage collector can pick up the top of a can and catch a disease that will carry him to his grave. He asked the Mayor and Council to reconsider this proposal that has been offered to the sanitation workers and he thinks it would be fair if they offered all employees of the city - if one gets 5%, then give the other 5%, not 20 to 40%.

Mayor Belk replied the budget is in front of Council and this week they will review it, and the salaries will be brought up. He stated the biggest increase this year is in salaries. That he doubts it will ever be possible that everyone will be treated the same on a justifiable 5% across the board. That the Public Works is being revamped completely, and we hope it will result in better service to the community and to the workers. That the Mayor and Council like to think there will be improved departments under this reconstruction. He stated the biggest part of the budget so far is in salaries, and they feel this year they will have to emphasize salaries because of the inflation market.

Mr. Nicholson stated he realized the budget is tight. But do they not realize that the little man has to eat also? Do they not believe that this is pushing the little man down and picking the top man up in the wage scales?

Mayor Belk stated a public hearing will be held on Friday, July 17, on the proposals recommended for the city employees.

Mr. Jack Hartle, State Secretary-Treasurer of the North Carolina Labor Alliance, stated he is present on behalf of the Charlotte City Workers; that he has listened to what has been said and he does not agree that the small man is not being suppressed; there is no way to justify ten to 20 percent for one class and five percent for another class and say that you are being just and you are not suppressing a group. He stated Mayor Belk is the owner of a large department store chain and in this store he has items of goods and experts to tell him what he needs for a good margin of profit. That these workers also have something to sell; only they do not have hundreds of thousands of items - they have one and that is their labor. They are asking for a margin of profit so they can provide for their families.

Mr. Hartle stated if the U. S. Government were to come to the Mayor and tell him that he would not be allowed but a 2% or 1% margin of profit and the other businessmen in Charlotte likewise, what would the businessmen do; what would their reaction be. This is what is happening to these workers; they are being dictated to. He stated they are asking that instead of always closing their ears, why not listen to these people because they have something to say. That if they do not believe this, just ride down North Davidson Street and look on both sides of the street, and they will see it.

He stated he read a report, supposedly from City Hall, that said there was an excessive number of calls on missed garbage pickups - between 250 and 300 in one day. That it has been rumored that this was a slowdown put into effect by the Union. He stated this is not true. If the City Council would check they would find that one complete route was missed on Friday and one complete route will be missed today because of the lack of manpower in the Sanitation Department, and this would account for a large number of these missed garbage tickets for which the Union and workers have been blamed. He stated omission of a part of a fact is, in effect, a lie.

Councilman Whittington stated Council has not started deliberating on the budget, and anything that has been presented to Council so far is preliminary, and is preliminary only. These recommendations of the City Manager and his staff are not necessarily what Council will resolve or adopt by the end of July.

Reverend C. E. Quick stated he is very much concerned about the situation of the city workers, especially of the garbage workers and the time put into the work and the type of work they are doing. He stated he has thought over the

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conditions under which these men work; he understands the importance of the training in certain positions. That he was listening this morning to the situation in Jackson, Mississippi where they have the same situation or something similar and they are now faced with a situation of disease. He stated he thinks of people as people, and along with thinking of people as people, he thinks about these men as they work in the rain, as they work under very adverse conditions; they are exposed to all kinds of situations. Some will possibly be damaged physically for life at the age of 30 or 35 as a result of being exposed to the conditions they are exposed to. Also the climatic conditions, the weather they are exposed to and the germs they are exposed to could force them to retire at an early age, sick of many diseases. He stated there are many things that are needed and he is speaking for all the people. That he is very conscious of the fact that we are working here in Charlotte and other cities in our nation to bring about better relationships with our people and to lift people from their state of poverty and ignorance to higher steps. As a result, this will be almost an impossibility when you think that this is the only means of educating or even educating there five or six children in high school. He wonders what will happen when the children are ready for college if they are not able to make it now. That many of them have to live in adverse conditions and terrible situations. How are we going to lift them out of poverty if we are not going to raise the pay. That even though they are not white collar men, they are very important to our city. Reverend Quick stated if they go on strike tomorrow he wonders what will happen to his family and what will happen to all our families. That he hopes as Council thinks about this, they will not take it lightly but will look into it and think that they have obligations and responsibilities and they would like not to live in poverty; they want to be intelligent men and they want to be respected. For the sake of humanity he asked that all these things be taken into consideration and see what these men are trying to do; they are trying to lift themselves up. Help them by giving them more money and better conditions to work under; then Council will be proud; the City will be proud and the nation will be proud of our City of Charlotte, North Carolina.

Mayor Belk stated several changes have been made in the public works department to try to make the conditions better for all the workers. That the hope is to keep improving the conditions each year.

#### REQUEST FOR PARK TO BE LOCATED IN THE NORTHEAST SECTOR OF CITY.

Mrs. William Reamer stated she would like to talk about parks. That there are two men with her who will present their request for a park in northeast Charlotte.

Dr. Newton H. Barnette, Route 10, Box 371-K, stated some of them appeared before the Park Commission a few weeks ago to discuss the imbalance which has developed in the park facilities around the city, and presented to the Commission the need for a major park in the northeast section of Charlotte and Mecklenburg County. They were advised that while they do make the recommendations and while the Planning Commission serves them, the recommendations come to Council and the decision is made here.

He stated the Graves Report of 1966 recommends nine major parks around Charlotte; it also recommends numerous 30 acre parks or parks of smaller size. They feel with the limited funds available and knowing that funds were made available in the December Bond Election, that a large park should be developed or land purchased for it, and that it would be inadvisable to develop several 30 acre parks. The Graves Report indicates that the northeast sector of Charlotte defined as Tryon Hills, Hidden Valley and Tracts 52 and 53 with a tremendous population of some 70,000 people should be served by major park in the edge of the county; this would be in the northeast county which includes Mallard Creek, Newell, Robinson Church Road, and generally the area that extends from around Derita to Hickory Grove on the east; this area is traversed by such major streets as Graham Street, North Tryon Street, The Plaza, Central, Sugar Creek and Sharon Amity Roads.

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Dr. Barnette stated the Graves Report recommended that it would require three 200 acre parks in this area to serve the expected population in the years ahead. He stated they are just asking that we get ahead with the first one.

The Graves Report emphasizes that land acquisition is the principal problem and that emphasis should be given to land acquisition above all else. The Planning Commission, in studying the area for University City, identified an area in the Mallard Creek flood plain, located just north of the University, approximately 200 acres in size which it felt would be almost ideal for a major park in the area.

He stated there will be approximately 73,000 people according to 1969 population estimates within five miles of the park area. The Planning Commission report also indicates that by 1985 or 1990 there will be a community of 38,000 in the area; recently the IBM Company announced the development that will probably bring in 5,000 people very quickly. That what they are talking about very quickly grows to 100,000 people who could drive out these main arteries towards a centrally located major park or arch around the city on expressways. They feel there is an imbalance at the present time as a result of Freedom Park and Park Road Park and Revolution Park being on the opposite side of the City.

He stated another thing to be taken into account is that the northeast section includes the largest high school in Charlotte - Garinger High School; it also includes North High School; it includes the largest Junior High School - Cochrane Junior High, and it contains Randolph Junior High. In addition it contains the largest and fastest growing elementary school.

Dr. Barnette urged that the money which is available be used to obtain land which is rapidly disappearing. That within a few years we will be in the same position - the area just beyond the city limits will become crowded and land will not be available for a large park. They feel now is the time to do it.

Dr. James Clay stated he lives off Mecklenburg Avenue, and he also supports a request for a large park in the northeast sector of the city. That he feels there is an absolute imbalance in the park system. He stated in this sector of the city as well as the northwest, parks on a per capita basis are far more needed; the people in the southern part of town for the most part have other facilities in the way of private clubs and private facilities; that they find the largest expenditures for parks occur in the southeastern part of town.

He presented a number of visual aids and pointed out the location of parks. He stated in the northeast sector there are approximately 160,000 people and in this same area there is less than 22% of the total park land in the city. He presented a map showing the locations of all the parks, and stated the large parks such as Revolution Park, Freedom Park, Park Road and Independence Park are all concentrated and moving southward. As you go northward, not only does the density of the parks decrease but the size decreases. That they think this is unfortunate and that in future years when expenditures are made on park land that any expansion should occur in the northeast direction.

Dr. Clay stated he is not here for the same reason Dr. Barnette is; that he does not want to speak against parks in the inner city as he thinks it is important to have parks in the inner city, and he would not want to be on record in opposition to them. That he is mainly interested in the area between Independence and Highway 21 because he knows that area is without parks. He stated he has located the five largest parks on a map and the parks with acreage over 30 acres and has drawn lines between those parks and the areas in the city, and all the southern section of the city lies within two miles of a major park, but in the northern part and the northeast, it is three miles to a major park, and then parts of the city in the northeast lie beyond four miles and this is air distance.

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Dr. Clay stated in terms of population there is an inequity and related to the distance of parks there is a considerable inequity. Based on this, he is in support of an effort to improve park facilities and the purchase of land in the northeast sector.

Councilman Short stated this presentation is a good example of high grade well presented citizen's participation; that Dr. Barnette has been before the Council before and today, as usual, he was factual and accurate with a rational approach. That basically what they are saying is that they want a major park in their area as contrasted to the approach of some of the folks in the Huntingtowne Farms area who wanted smaller parks. He stated they have given Council information that is valuable and the Park and Recreation Commission is the first group to act upon and have this information, but he appreciates it being brought to Council in this intelligent way.

Councilman Whittington stated at least 75% of the parks which we have in Charlotte are on land given to the Park and Recreation Commission - for example, Freedom Park, the park at Sugar Creek, off Tyvola Road, Sheffield Park. This also further illustrates the need that Park and Recreation has for this additional tax levy that the citizens are voting on today. There is no question that the need that has been pointed out today is there now, and is going to be even greater with the University and the increased number of single family homes that the Planning Commission says will be built between the Plaza and I-85 in the 70's which will be somewhere in excess of 12,000 new homes; with the apartment structures to be built, there is a real need now and it will be even more so in the near future for a major park in that area.

Councilman Tuttle stated what Dr. Clay, Dr. Barnette and Mrs. Reamer are saying is that we have a little bond money now and they want their piece of that; that he could not agree with them more.

Mrs. Reamer stated the money for the Park Road Park is from highway right-of-way land and with the money voted in December, they feel that Park Road should stay as it is and use this to purchase land in the northeast sector.

Councilman Withrow asked how much of the bond money is obligated and how much is left? Mr. Veeder replied there have been no major decisions on the money; that the Planning Commission now has an input into the park planning, and there will be many opportunities for Council to express its views. Ultimately Council will have to approve the expenditures of the money.

#### DECISION ON REQUEST FOR ADVISORY COMMITTEE TO HOUSING AUTHORITY, POSTPONED.

Mr. Harrison Brown, Jr., Educational Worker for the Tenants Association of Fairview Homes, stated he is representing the people who live in Fairview Homes, and it happens to be the only type of housing they can afford. He stated Fairview is their home, and since it is they feel it is their responsibility to help make it meet the needs of a home as well as possible. They have problems the same as other homeowners, and this is natural. The difference is that homeowners have a sayso in the problems and how they will be solved. They are asking for the same privilege. That no matter how good another's intentions, they cannot solve their problems without having an understanding from them as to what their problems are.

Mr. Brown then presented some of their grievances. He stated their manager, Mr. Curtis Johnson, was dismissed on June 30. They have read and heard of the so-called reasons and they failed to see just cause for his firing. Petitions will show the majority of the residents of Fairview want Mr. Johnson as Manager. Since he has been there he has been fair in dealing with the people; he is willing to go out of his way to help with their problems; not just dealing with rents and tenants service, but any problems. He is and has been someone they can trust. Mr. Brown stated their complaints have been carried to Mr. Johnson but they know he can only carry out orders from above and they do not know how to get to those above. In a way Mr. Johnson has become their voice, and they feel this has helped in getting him fired.

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Mr. Brown stated they are appealing to Council to give Mr. Johnson back his job and to give the tenants back their manager as he is one of them. That some will say Mr. Johnson will be replaced by another black, but the tenants say they have never wanted just any black; they want someone who will represent them; their true needs and demands rather than a black who feels an obligation to tell you what you want to hear rather than what is true. Mr. Johnson is guilty of telling it like it is and is now paying the price by having been fired. Unless they can keep such people in position in their community, it will be impossible to bridge the gap of misunderstanding.

Mr. Brown stated the tenants are appealing to Council to give them some voice in determining the policy of public housing. Since it is their home and they understand the problems, they can make known the problems to the experts that have the power to solve the problems. This type of participation can and will lead to better cooperation between the tenants and the administration. They are asking Council to help them get a voice in the policy makings so that people can better understand the policy and know that their needs help to make the changes in policy.

He stated sofar they have avoided any incidents of violence. They have now done all they can to present their problems to the City Council and the public and now they need help to get positive results. Mr. Brown stated they are denied, and feel they should be given equal opportunity to have some say concerning their every day lives.

Mr. Brown filed a petition containing approximately 2,000 names.

Councilman Alexander asked if the Council has the authority to change the makeup of the Housing Authority? Mr. Underhill, City Attorney, replied members of the Housing Authority are appointed by the Mayor and serve five year terms; the authority to appoint and remove commissioners of the Authority rests solely with the Mayor and this is by General Statutes; that an act of the General Assembly is the only way to increase the number of members on the Authority.

Councilman Alexander asked if an advisory committee can be named by Council to the existing Housing Authority? Mr. Underhill replied under the City Charter the City Council has the authority to appoint such commissions, agencies or boards deemed necessary for the operation of city government; that such a committee would have to be advisory because the powers and duties of the Housing Authority are set forth by state law over which we have no control.

Councilman Alexander stated there is no opportunity before the Legislature meets to change the method of naming our Housing Authority. Since now there exists a Tenant Organization in almost all of the public housing units, he does not see anything wrong with naming the chairman of every Tenant Association in public housing as a member of an advisory committee to the Public Housing Authority. That he is aware this does not give them any legislative authority or any control over the existing Housing Authority but they would be in a position to meet with the Authority and to share their views on matters as they come up.

Until the Legislature is in session and a proposal can be presented to initiate changes to give different type of representations so that the tenants of the public housing units can be in where the decision is made, Councilman Alexander moved that the President of organized Tenants Associations in public housing units compose an advisory committee to the Public Housing Authority. The motion did not receive a second.

Councilman Thrower asked Mr. Alexander if he would not reword his motion to request the City Manager to make a recommendation back to Council; there could be perhaps 15 different organizations; the wording of the motion would allow any number of people? Councilman Alexander replied his motion is that the President of the Tenant Association of each public housing unit be named as an advisory committee to the Authority; that this does not mean

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that everyone who has a little club in the housing units but the organized tenant association. That he would like for this motion to prevail so they can become an organized group composed of the Presidents of the existing Tenant Organization to become the advisory committee to the Housing Authority.

Mr. Brown stated the Housing Authority is meeting today and they were permitted to send a representative to this meeting, but this has not been allowed in the past. He stated they are the public housing; they make up the public housing; without them, there is no sense in a Housing Authority; they are the public housing so why cannot they decide on what governs their every day life.

Councilman Short stated he likes Mr. Alexander's idea, and he likes the comment Mr. Brown just made that they are the public housing. He wonders if Mr. Alexander wants to force this on the Housing Authority this afternoon without even touching base with them? Councilman Alexander stated he does not think the Housing Authority would consider it as an insult or that anyone was usurping their authority; the only thing it would do would be establish as a matter of fact the authority for tenants in our public housing to have an organized group to sit in on Housing Authority meetings and give suggestions in their behalf.

Councilman Withrow asked if Mr. Alexander would agree that these people would meet and appoint two representatives to represent them, and Councilman Alexander replied two is not enough as the problems in the different units would not be the same.

After further discussion, Mayor Belk advised that Mr. Curtis Johnson has been reinstated by the Housing Authority as the Manager of Fairview Homes.

The City Manager stated this afternoon the Housing Authority had a meeting with representatives of the Tenant Association; that he has been told this was a worthwhile meeting and other meetings are being scheduled.

Councilman Tuttle stated in view of the fact that Mr. Veeder has said the Tenant Associations are meeting with the Housing Authority this afternoon, Council does not know at this point but what they have already arranged for regular meetings.

Councilman Tuttle moved that Council postpone any decision on this until we get a report from this meeting today, and then make a decision next week. The motion was seconded by Councilman Whittington.

Reverend Norman Kerry stated he has just come from this meeting and the tenants made some requests and were courteously treated. The tenants asked the Housing Authority to use its influence to ask the Mayor to use his influence to get the law changed so that the present Housing Authority would be made up of a body of nine members rather than the present five members; and that some tenants be made members of this group. He stated the answer was no that this would not be done. The tenants asked the Housing Authority to send minutes of the meetings to the tenants and they said this would not be done. The tenants stated their grievances and were told that some of the things would be looked into; but the people want a voice and they were told they could come to the meetings but they would be coming and sitting without input into the meeting.

Councilman Alexander stated what Reverend Kerry has said makes him say stronger than before there is nothing wrong with the Council naming an advisory committee composed of the Chairman of the existing Tenant Organizations of the public housing units; that he thinks it is a proper step to take.

Councilman Alexander made a substitute motion to appoint an advisory committee to the Housing Authority composed of the Presidents of the Tenants Association in our public housing units. The motion did not receive a second.

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The vote was taken on the main motion to postpone for one week, and carried by the following vote:

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

REQUEST THAT PAUL JONES BE RETAINED AS DIRECTOR OF MODEL CITIES PROGRAM.

Reverend Norman Kerry stated a grave mistake has been made. A Commission, set up by city ordinance to operate the Model Cities Program, has voted unanimously to reject the resignation of its outstanding director. The Commission was told by the City Attorney that they have very little power, if any. The Commission voted unanimously to request the City Manager to move to carry out their desires and wishes. The Commission members were reflecting not just their own views but the strong opinions of residents of the Model Cities area and of a large number of citizens from throughout Charlotte. The staff of Model Cities programs stood publicly before the Commission and joined in the demand for keeping Paul Jones here. They were prepared to sacrifice their jobs and their income for they thought "No Paul Jones, no Model Cities Program". They believed in him. The City Manager has disregarded the wishes of the people who pay his salary. He has ignored the distinguished citizens who give of their time and energies to sit on the Model Cities Commission. He has turned a deaf ear to the staff members - white and black - who see no hope of success in Model Cities without Paul Jones. He has paid no attention to voices of Model Neighborhood residents who see Jones as a symbol of hope.

Reverend Kerry stated Council hires the City Manager, and Council members are the people's elected representatives. Council then can instruct its employee, the City Manager, to respond to the will of the people to reject the resignation of Mr. Jones. Council will be doing what is just, what is right and what is best for all of Charlotte. We cannot allow already strained race relations in Charlotte to suffer this blow. He stated the Council members are men of courage and men of wisdom. He asked that they let the courage and the wisdom shine today, and keep the man who has done so much for so many in our city - Paul Jones. All of Charlotte needs him.

CONTRACT WITH PROGRESS ASSOCIATION FOR ECONOMIC DEVELOPMENT FOR MODEL CITIES PROGRAM, APPROVED.

Motion was made by Councilman Thrower, and seconded by Councilman Alexander to approve the subject contract in the amount of \$9,511.00 to provide background data to the Model Cities Agency on which the economic development package of the second year Model Cities action plan will be based.

Councilman Whittington made a substitute motion to delay decision on the subject contract and that Mr. Wiley, Acting Director, be requested to explain this to Council at its meeting next week. The motion did not receive a second.

After further discussion, the vote was taken on the motion and carried by the following vote:

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

Councilman Alexander requested Mr. Raymond Lee of PAED to give Council a brief description of what the survey will cover.

Mr. Lee stated the work to be done in the summer program will set a stage for a project that will be implemented during the second action year of Model Cities. This will be such projects as Economic Training Centers, to

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train people in the field of management and ownership; a Technical Assistance Unit which will assist business people already in business and potential business people in accounting. They will have front money available for persons who will receive loans and in some cases will be given grants to start a new business or to expand their existing business. This program will make surveys in the Model Cities area to see what is needed in terms of the training centers. For instance, if there are 50 persons who need accounting, then they will offer a course in accounting; if there are those who need a course in management, then they will offer a course in management. This will set the stage for all those programs that hopefully will be set up in the second action year.

Councilman Thrower asked Mr. Lee if he will provide the course in accounting, or would he recommend that they go to Central Piedmont and acquire the course? Mr. Lee replied they have a training center set up to train minority people in the field of management and ownership. He stated when he first came to Charlotte in September, 1969, they presented their program to some bankers who went to Central Piedmont to try to implement the same program and as of the last day of registration they had only three persons to register for the courses, and this made that program a failure. Mr. Lee stated they have 22 students enrolled in their training program now in operation at Johnson C. Smith; this is three nights a week and is the third session this year.

**CONTRACT WITH STATE OF NORTH CAROLINA FOR THE NORTH CAROLINA NATIONAL GUARD AT DOUGLAS MUNICIPAL AIRPORT, APPROVED.**

Councilman Thrower moved approval of a new service contract between the City of Charlotte and the State of North Carolina for the operation and maintenance of facilities and services by the City for the North Carolina Air National Guard at Douglas Municipal Airport. The motion was seconded by Councilman Withrow and carried unanimously.

**CONTRACT WITH GEORGE GOODYEAR COMPANY TO BUY WATER THROUGH A MASTER METER TO BE LOCATED ON THE WESTERN EDGE OF THE MOUNTAINBROOK SUBDIVISION, APPROVED.**

Motion was made by Councilman Short and seconded by Councilman Whittington, to approve the subject contract with George Goodyear Company to buy water through a master meter to be located on the western edge of the Mountainbrook Subdivision to serve the Mountainbrook Subdivision, outside the city limits with 500 feet of six inch water mains to be installed at an estimated \$2500, all in accordance with Amendment No. 1, Section III, Paragraph "C", Method 2, of the Partnership Plan.

Councilman Whittington requested that the residents of Mountainbrook be notified immediately of Council's action. Councilman Tuttle asked if the turn on it eminent and if it takes care of all Mountainbrook? Mr. Veeder, City Manager, replied as soon as the lines are installed and whatever is served by the wells out there will be served by this.

Mr. Underhill, City Attorney, advised one of the conditions of the contract is that the present system be disconnected from the wells before the turn on is made through the city's master meter installation. Another condition in the contract is that all plans, specifications and maps showing the complete design and layout of the presently installed water and sewer mains be furnished to the City for its inspection. He stated this was done two weeks ago and the lines have been inspected and to the best determination of the Water Department, the lines presently installed are up to the city's specifications.

The vote was taken on the motion and carried unanimously.

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CONTRACTS FOR THE INSTALLATION OF WATER MAINS, APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, the following contracts for the installation of waters main were approved:

- (a) Contract with Ed Griffin Construction Company for the installation of 100 feet of 2-inch galvanized W. I. water main to serve Riviere Drive, inside the city, at an estimated cost of \$250.00. The cost will be financed in accordance with the Partnership Plan, wherein the applicant advances the full cost of the mains and will be reimbursed 50% of said sum over a period of time, according to the revenue yield, all in compliance with the Partnership Plan.
- (b) Contract with Godley Construction Company, Inc., for the installation of 360 feet of 8-inch C. I. water main and one fire hydrant, to serve property abutting on Glenwood Drive, inside the city, at an estimated cost of \$2,500.00. The cost will be financed in accordance with the Partnership Plan, wherein the applicant advances the full cost of the main and hydrant, and will be reimbursed 100% of the construction cost from revenue derived from said main at a rate of 35% of the gross revenue per month until the entire amount has been reimbursed, or until the end of fifteen years, whichever is first, all in compliance with the terms of the Partnership Plan.

RIGHT OF WAY AGREEMENT WITH NORTH CAROLINA STATE HIGHWAY COMMISSION, APPROVED.

Councilman Tuttle moved approval of a right-of-way agreement between the City and the North Carolina State Highway Commission in connection with the proposed construction of a 16" diameter water main in Harris Boulevard and McCullough Drive. The motion was seconded by Councilman Withrow, and carried unanimously.

RESOLUTION APPROVING A SUPPLEMENTAL MUNICIPAL AGREEMENT WITH THE STATE HIGHWAY COMMISSION COVERING CHANGING, ADJUSTING OR RELOCATION OF MUNICIPALLY OWNED UTILITIES AND THE REGULATION OF THE MOVEMENT OF TRAFFIC FOR THE NORTH-SOUTH EXPRESSWAY.

Motion was made by Councilman Tuttle, seconded by Councilman Jordan, and unanimously carried, adopting subject resolution covering changing, adjusting or relocation of municipally-owned utilities and the regulation of the movement of traffic for the North-South Expressway.

The resolution is recorded in full in Resolutions Book 7, at Pages 109 and 110.

PROPERTY TRANSACTIONS AUTHORIZED.

Upon motion of Councilman Thrower, seconded by Councilman Whittington, and unanimously carried, the following property transactions were authorized:

- (a) Acquisition of 10' x 309.29' of easement from Ed Griffin Development Corporation on Forest Way Drive and Knickerbocker Drive, at \$1.00, for sanitary sewer to serve East Forest.
- (b) Acquisition of 10' x 352.9 of easement from Ed Griffin Development Corporation on Forest Way Drive and Belguin Court, at \$1.00, for sanitary sewer to serve East Forest.
- (c) Acquisition of 51.88' x 359.17' x 50.22' x 368.35' of property from Mecklenburg County, a political subdivision of the State of North Carolina, at 3400 Ellington Street, at \$1.00, for extension of Ellington Street for the County Human Development Center.

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COMPROMISE SETTLEMENT WITH BENJAMIN DONALD HARRY AND WIFE FOR ACQUISITION OF PROPERTY AT 4116 NORTH TRYON STREET, APPROVED.

Councilman Whittington moved approval of a compromise settlement with Benjamin Donald Harry and wife, in the amount of \$3,000.00 for the acquisition of 2,212.45 square feet of property at 4116 North Tryon Street, for the Sugar Creek Road - North Tryon Street Intersection. The motion was seconded by Councilman Withrow, and carried unanimously.

Councilman Tuttle asked how many settlements the City declines or goes to Court over? The City Attorney replied there are some 87 condemnations suits outstanding as of now, and they are trying them on an average of one a week.

RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES, ADOPTED.

Motion was made by Councilman Withrow, seconded by Councilman Thrower, and unanimously carried, adopting subject resolution authorizing the refund of certain taxes in the amount of \$143.86 which were collected through illegal levy as the business was discontinued on March 16, 1969.

The resolution is recorded in full in Resolutions Book 7, at Page 111.

ORDINANCE NO. 694-X AMENDING ORDINANCE NO. 255-X, THE 1969-70 BUDGET ORDINANCE, AUTHORIZING THE TRANSFER OF FUNDS TO BE USED FOR THE DESIGN OF ARCHITECTURAL PLANS FOR THE FIRST WARD NEIGHBORHOOD FACILITIES.

Upon motion of Councilman Whittington, seconded by Councilman Withrow, and unanimously carried, the subject ordinance was adopted authorizing the transfer of \$4,000 within the Capital Improvement Budget to be used for the design of architectural plans for the First Ward Neighborhood Facilities.

The ordinance is recorded in full in Ordinance Book 17, at Page 205.

ORDINANCE NO. 695-X AMENDING ORDINANCE NO. 255-X, THE 1969-70 BUDGET ORDINANCE, AUTHORIZING THE TRANSFER OF UNAPPROPRIATED BALANCE OF THE GENERAL FUND TO CENTRAL PIEDMONT REGIONAL COUNCIL OF LOCAL GOVERNMENTS.

Councilman Short moved adoption of subject ordinance authorizing the transfer of \$8,000.00 of the Unappropriated balance of the General Fund to Central Piedmont Regional Council of Local Governments. The motion was seconded by Councilman Withrow, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 17, at Page 206.

STREETS TAKEN OVER FOR CONTINUOUS MAINTENANCE.

Motion was made by Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, authorizing the following streets to be taken over for continuous maintenance by the city:

- (a) Brooksvale Street, from West Boulevard to 120 feet north of Horace Street.
- (b) Tinsley Street, from Brooksvale Street to Faye Street.
- (c) Faye Street, from Brooksvale Street to 125 feet east of Tinsley Street.
- (d) Horace Street, from Brooksvale Street to 430 feet southwest of Brooksvale Street.
- (e) Delivau Drive, from Barrington Road to Belle Plaine Drive.
- (f) Belle Plaine Drive, from 225 feet west of Delivau Drive to 200 feet east of Delivau Drive.
- (g) Barrington Road, from 185 feet north of Delivau Drive to 535 feet south of Delivau Drive.
- (h) Lanecrest Drive from Barrington Road to 400 feet west of Barrington Road.

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APPRAISAL CONTRACTS AUTHORIZED.

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

- (a) Contract with Alan J. Davis for appraisal of seven parcels of land at a fee of \$175.00 each for the Eastway Drive Project.
- (b) Contract with Jack Starnes for appraisal of seven parcels of land at a fee of \$175.00 each for the Eastway Drive Project.

ORDINANCES ORDERING THE REMOVAL OF WEEDS AND GRASS PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160-200 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Councilman Withrow moved adoption of the following ordinances ordering the removal of weeds and grass pursuant to Section 6.103 and 6.104 of the City Charter, Chapter 10, Article I, Section 10-9 of the City Code and Chapter 160-200 of the General Statutes of North Carolina. The motion was seconded by Councilman Tuttle and carried unanimously.

- (a) Ordinance No. 696-X ordering the removal of weeds and grass located at 4715 Holloway Street.
- (b) Ordinance No. 697-X ordering the removal of weeds and grass located at rear of 1208 Kings Drive.
- (c) Ordinance No. 698-X ordering the removal of weeds and grass located adjacent to 2018 Brandon Circle.
- (d) Ordinance No. 699-X ordering the removal of weeds and grass located at rear of 1516-20 Kentland Place.
- (e) Ordinance No. 700-X ordering the removal of weeds and grass located adjacent to 1035 Guilford Drive.
- (f) Ordinance No. 701-X ordering the removal of weeds and grass located adjacent to 2408 Providence Road.
- (g) Ordinance No. 702-X ordering the removal of weeds and grass located adjacent to 4033 Seaforth Drive.
- (h) Ordinance No. 703-X ordering the removal of weeds and grass located adjacent to 3436 Statesville Road.
- (i) Ordinance No. 704-X ordering the removal of weeds and grass located at 2221 Ludlow Drive.
- (j) Ordinance No. 705-X ordering the removal of weeds and grass located adjacent to 1905 Beatties Ford Road.
- (k) Ordinance No. 706-X ordering the removal of weeds and grass located adjacent to 2327 Celia Avenue.
- (l) Ordinance No. 707-X ordering the removal of weeds and grass located at 2028 Lynhurst Drive.
- (m) Ordinance No. 708-X ordering the removal of weeds and grass located adjacent to 1120 Pharr Street.
- (n) Ordinance No. 709-X ordering the removal of weeds and grass located adjacent to 1621 North Harrill Street.
- (o) Ordinance No. 710-X ordering the removal of weeds and grass located adjacent to 1913 North Harrill Street.
- (p) Ordinance No. 711-X ordering the removal of weeds and grass located adjacent to 1821 Umstead Street.
- (q) Ordinance No. 712-X ordering the removal of weeds and grass located adjacent to 1154 Wendover Road.
- (r) Ordinance No. 713-X ordering the removal of weeds and grass located adjacent to 1930 Providence Road.
- (s) Ordinance No. 714-X ordering the removal of weeds and grass located adjacent to 423 Manning Drive.
- (t) Ordinance No. 715-X ordering the removal of weeds and grass located adjacent to 3920 Selwyn Avenue.
- (u) Ordinance No. 716-X ordering the removal of weeds and grass located at 509 East Tremont Avenue.
- (v) Ordinance No. 717-X ordering the removal of weeds and grass located adjacent to 4114 Stacy Boulevard.
- (w) Ordinance No. 718-X ordering the removal of weeds and grass located adjacent to 2740 Beechnut Drive.
- (x) Ordinance No. 719-X ordering the removal of weeds and grass located adjacent to 316 Woodvale Place.

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- (y) Ordinance No. 720-X ordering the removal of weeds and grass located adjacent to 2101 Roslyn Avenue.
- (z) Ordinance No. 721-X ordering the removal of weeds and grass located adjacent to 2028 Russell Street.

The ordinances are recorded in full in Ordinance Book 17, beginning at Page 207.

ORDINANCES ORDERING THE REMOVAL OF ABANDONED MOTOR VEHICLES PURSUANT TO ARTICLE 13-1.2 OF THE CODE OF CHARLOTTE AND CHAPTER 160-200(43) OF THE GENERAL STATUTES OF NORTH CAROLINA.

Upon motion of Councilman Jordan, seconded by Councilman Withrow, and unanimously carried, the following ordinances ordering the removal of abandoned motor vehicles were adopted:

- (a) Ordinance No. 722-X ordering the removal of an abandoned motor vehicle at 815 Drummond Avenue.
- (b) Ordinance No. 723-X ordering the removal of an abandoned motor vehicle at 401 Grandin Road.
- (c) Ordinance No. 724-X ordering the removal of an abandoned motor vehicle at 2028 Lynhurst Drive.

The ordinances are recorded in full in Ordinance Book 17, beginning on Page 233.

CLAIM BY MR. WILLIAM T. HARDING REGARDING VANDALISM OF RENTAL PROPERTY, DENIED.

Motion was made by Councilman Tuttle, seconded by Councilman Withrow, and carried unanimously, to deny subject claim that the City failed to provide protection against unlawful vandalism of certain rental property, in the amount of \$1,275.00.

SPECIAL OFFICER PERMITS AUTHORIZED.

Upon motion of Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, the following special officer permits were authorized:

- (a) Permit to Fieldon F. Elliott for use on the premises of SouthPark Shopping Center.
- (b) Renewal of permit to Troy Tim Ray for use on the premises of Charlotte Park and Recreation Commission, Revolution Golf Course.
- (c) Renewal of permit to Mark P. Pryor for use on the premises of Charlotte Park and Recreation Commission.
- (d) Permit to Robert Theodore Deese for use on the premises of SouthPark Shopping Center.

TRANSFER OF CEMETERY DEEDS.

Councilman Tuttle moved that the Mayor and City Clerk be authorized to execute deeds for the transfer of the following cemetery lots. The motion was seconded by Councilman Thrower, and carried unanimously.

- (a) Deed with David L. Parker and wife for Graves 1 and 2, in Lot No. 703, Section 6, Evergreen Cemetery, at \$160.00.
- (b) Deed with Herbert Knight and wife, for Graves 1 and 2, in Lot No. 702, Section 6, Evergreen Cemetery, at \$160.00.
- (c) Deed with William T. Karagias for Lot No. 408, Section 4-A, Evergreen Cemetery, at \$252.00.

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- (d) Deed with Russell S. Engle and Mrs. Virginia B. Engle for Lot No. 456, Section 6, Evergreen Cemetery, at \$320.00.
- (e) Deed with Frank Savage, Jr., for Graves No. 1 and 2, in Lot No. 756, Section 6, Evergreen Cemetery, at \$160.00.
- (f) Deed with Wade D. Hopkins and wife, for Lot No. 393, Section 6, Evergreen Cemetery, at \$320.00.
- (g) Deed with Dr. J. D. Martin, Sr. for perpetual care of Lot No. 57, Section H, 9th Street, Pinewood Cemetery, at \$201.60.
- (h) Deed with Mrs. Lois Farmer Saxon for Grave No. 2, in Lot No. 918, Section 6, Evergreen Cemetery, at \$80.00.

CONTRACT AWARDED OSHKOSH B'GOSH, INC. FOR WORK CLOTHING FOR VARIOUS DEPARTMENTS.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, awarding contract to the low bidder, Oshkosh B'Gosh, Inc., in the amount of \$63,348.00, on a unit price basis, for work clothing for various departments.

The following bids were received:

Oshkosh B'Gosh, Inc.	\$63,348.00
Salvage Sales Co.	70,022.43
H. D. Lee Co., Inc.	70,439.38

CONTRACT AWARDED THE HUB UNIFORM COMPANY FOR INSULATED LINING COATS WITH HOODS FOR VARIOUS DEPARTMENTS.

Upon motion of Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, contract was awarded the only bidder, The Hub Uniform Company, in the amount of \$20,479.80, on a unit price basis, for insulated lining coats with hoods for various departments.

CONTRACT AWARDED ROSS & WITMER, INC. FOR WINDOW AIR CONDITIONER UNITS FOR MODEL CITIES NORTH ALEXANDER STREET CENTER.

Councilman Jordan moved award of contract to the low bidder, Ross & Witmer, Inc., in the amount of \$10,308.00, on a unit price basis, for window air-conditioner units for Model Cities North Alexander Street Center. The motion was seconded by Councilman Short, and carried unanimously.

The following bids were received:

Ross & Witmer, Inc.	\$10,308.00
Air Masters, Inc.	11,773.00
Climate Engr. of Char. Inc.	12,849.00

CONTRACT AWARDED CLIMATE ENGR. OF CHARLOTTE, INC. FOR ONE TEN TON AND ONE FIVE TON AIR CONDITIONER UNIT FOR THE AUDITORIUM AND CAFETERIA SECTIONS OF THE ALEXANDER STREET CENTER.

Motion was made by Councilman Thrower, seconded by Councilman Withrow, and unanimously carried, awarding contract to the low bidder, Climate Engr. of Charlotte, Inc., in the amount of \$6,360.00, on a unit price basis, for one ten ton and one five ton air conditioner unit for the auditorium and cafeteria sections of the Alexander Street Center.

The following bids were received:

Climate Engr. of Charlotte, Inc.	\$ 6,360.00
Air Masters, Inc.	7,057.00
Ross & Witmer, Inc.	7,465.00

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CONTRACT AWARDED LAXTON CONSTRUCTION COMPANY FOR GENERAL CONSTRUCTION FOR RENOVATIONS AND ADDITIONS TO AUDITORIUM AND COLISEUM.

Upon motion of Councilman Withrow, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Laxton Construction Company, in the amount of \$422,460.00, for general construction for renovations and additions to Auditorium and Coliseum.

The following bids were received:

Laxton Construction Co.	\$422,460.00
Rodgers Builders	445,897.00
F. N. Thompson	454,930.00
McDevitt & Street	544,400.00

CONTRACT AWARDED SHANKLIN AIR CONDITIONING COMPANY FOR PLUMBING CONTRACT FOR RENOVATIONS AND ADDITIONS TO AUDITORIUM AND COLISEUM.

Councilman Jordan moved award of contract to the low bidder, Shanklin Air Conditioning Company, in the amount of \$20,600.00, for plumbing contract for renovations and additions to Auditorium and Coliseum. The motion was seconded by Councilman Whittington, and carried unanimously.

The following bids were received:

Shanklin Air Conditioning Co.	\$ 20,600.00
Embree-Reed, Inc.	36,817.00
P. C. Godfrey Co.	43,695.00
J. V. Andrews Co.	45,100.00

CONTRACT AWARDED EMBREE-REED, INC. FOR MECHANICAL CONTRACT FOR THE RENOVATIONS AND ADDITIONS TO AUDITORIUM AND COLISEUM.

Motion was made by Councilman Whittington, seconded by Councilman Short, and unanimously carried, awarding contract to the low bidder, Embree-Reed, Inc. in the amount of \$738,221.00, for mechanical contract for the renovations and additions to Auditorium and Coliseum.

The following bids were received:

Embree-Reed, Inc.	\$738,221.00
P. C. Godfrey Company	763,950.00
Hicks and Ingle	766,761.00

CONTRACT AWARDED DRIGGERS ELECTRIC AND CONTROL COMPANY FOR ELECTRICAL CONTRACT FOR RENOVATIONS AND ADDITIONS TO AUDITORIUM AND COLISEUM.

Upon motion of Councilman Whittington, seconded by Councilman Short, and unanimously carried, contract was awarded the low bidder, Driggers Electric and Control Company, in the amount of \$139,849.00, for electrical contract for renovations and additions to Auditorium and Coliseum.

The following bids were received:

Driggers Electric & Control Co.	\$139,849.00
Austin Electric Company	147,911.00
Watson Electric Company	165,502.00

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REQUEST THAT RECOMMENDATIONS ON FEE INCREASES FOR INSPECTION FEES, CEMETERIES AND AUTOMOBILE STORAGE BE MADE SO THAT THE INFORMATION CAN BE USED IN COUNCIL'S DELIBERATION OF THE BUDGET.

Councilman Whittington requested the City Manager to have Mr. Jamison, Superintendent of the Inspection Department, and the other agencies to give Council their recommendations on increasing the fees in the Building Inspection Department, fee on storage of automobiles stored on police lot and cemetery fees.

Mr. Veeder, City Manager, replied a report is being prepared which will not necessarily be making specific recommendations but to inform Council at what points they are now. For instance, the Inspection Department is in the process of meeting with the various Boards to get their recommendations.

Councilman Whittington stated he hopes this information will be available so that Council can make some decisions as they get into the deliberations of the budget.

TRAFFIC ENGINEER INSTRUCTED TO INSTALL TRAFFIC SIGNAL EITHER AT PELHAM OR ARBOR WAY ON SHARON LANE.

Councilman Whittington stated it has been said that the people who live in the Foxcroft area are literally trapped because of the new commercial development on Fairview and Sharon Road and others now to be developed, and they have no way to get out.

Councilman Whittington moved that the Traffic Engineer be instructed to install a traffic signal at either Pelham Lane or Arbor Way at Sharon Lane, whichever one he thinks would be the best place, and to do so as quickly as possible. The motion was seconded by Councilman Tuttle, and carried unanimously.

REQUEST THAT CRIME SYMPOSIUM BE SET UP FOR GOVERNING BODIES, JUDGES, SOLICITORS, AND LAW ENFORCEMENT OFFICERS.

Councilman Whittington stated last week when the census report was given, one of the things brought up by Mr. Al Manch of the Chamber of Commerce was of the importance of the number one problem in Charlotte - crime. He stated all the major crimes that he can recall have been solved by the Police Department, and he commends them for their efforts. But this still remains a very serious thing and perhaps is the number one problem in Charlotte. That Judge Johnson has said that perhaps the solicitors, judges and the governing bodies should get together along with the law enforcement officers. Councilman Whittington stated Council should encourage this type of meeting and it should be done immediately. That shortly after Mr. and Mrs. Johnson were murdered, there was an upsurge of crime and he suggested that a Crime Symposium be set up. That one meeting has been held on this, but he is afraid we are into a lot of technical aspects there.

Councilman Whittington urged the Mayor and Council to request the Chairman of the Board of County Commissioners and the Board, and the Chairman of the District Judges for such a meeting immediately and to take such courses as we can to coordinate these agencies better, hopefully to deal out stronger and more definite punishment to criminals, and anything else that can be done as a deterrent.

Mayor Belk stated he talked with the Police Chief, one of the judges and Chairman Lowe and there will be a meeting next week on this subject.

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CONSIDERATION OF STREET NAME CHANGE OF MORETZ AVENUE REQUESTED PLACED ON AGENDA.

Councilman Whittington stated he is still receiving requests from the people and businesses on Moretz Avenue about the street name change, and he requested that the item be placed on the agenda to either change the name back to 28th Street or to leave it as it is.

Councilman Thrower stated he made a request several weeks ago that the people be asked to come before Council.

COUNCILMAN ADVISED THAT FEASIBILITY OF GOING TO EMERGENCY SYSTEM 'DIAL 911' WAS DISCUSSED WITH TELEPHONE COMPANY AND REPRESENTATIVES SOME TWO YEARS AGO.

Councilman Tuttle asked if the City has ever investigated the feasibility of going to the "Dial 911" Emergency System? Mr. Veeder, City Manager, replied this was reviewed with the Telephone Company and all representatives that might have some view on the emergency system shortly after it came out some two years ago, and the conclusion was that it was not feasible at that time for us.

Councilman Tuttle stated he understands that some relief is in the making; but when he dials City Hall in the mornings from 9:30 until 10:00, generally he has to dial three or four times; that it does not take long but the minute you dial the third digit (2) you get a busy signal; this means that you are not only getting a busy signal at City Hall, but you would have also gotten a busy signal if you dialed the Police Department. That this is not good.

DISCUSSION OF POLLUTION OF WATERS BY USE OF DETERGENTS WITH LARGE PERCENTAGE OF PHOSPHATES.

Councilman Tuttle stated the morning paper indicates our rivers in about 20-odd states are full of mercury, and there is mercury in our own Cape Fear River. That he knows it is costly for the city to get rid of the phosphates that are dumped into the rivers. That the Nature Museum's bulletin includes an article which reads in part - "One of the largest sources of phosphate pollution which when added to our lakes and rivers speed up the growth of allergy and water weeds, eventually choking out all usual marine life of the detergents used in homes. Here are the results of a test by commercial consultants firms, which figures were presented at a congressional hearing: Axion with 43.7% phosphate down the line to one called Trend with 1.4%."

Councilman Tuttle asked if Council, by ordinance, can prevent anyone from bringing into the City of Charlotte or sell in the City of Charlotte any detergent or anything containing better than 20% phosphate? Mr. Underhill, City Attorney, replied anything that can be done that subject can only be done at the federal level since they have preempted the field; this is the regulation of trade in a sense that can only be utilized and controlled and regulated at a federal level through an agency such as the FCC and Congress itself.

CITY MANAGER REQUESTED TO RECOMMEND RE-SCHEDULING OF PRIORITIES IN ORDER THAT THE PAVING AND WIDENING OF SHARON LANE MAY BE COMPLETED BEFORE APRIL 1971.

Councilman Short requested the City Manager to confer with the necessary city forces about the paving and the widening of Sharon Lane, and report to the members of Council whether there is some possibility of expediting this. That it is scheduled now for April, 1971 in the sense that the bond sales will be made in April, 1971, and he can understand there may be a bond margin factor. He stated he would hope the City Manager would confer with the Engineering, Right of Way and Finance Departments and give Council reasons why this will have to wait until April, 1971 to make any further progress on this. Councilman Short stated he hopes this report will be given to Council at a public meeting as soon as he can.

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Councilman Tuttle asked if the city has started the acquisition of any land, and Mr. Veeder replied we have not. Councilman Tuttle stated at the rate the value of land is increasing in the city, would we not lose more in that we will have to pay more for the land six months from now than if we started the acquisition today.

The City Manager replied the real issue is scheduling; and he will bring this back to Council as to what other projects are scheduled and then Council can decide if it wants to rearrange the priorities. That he will bring back some suggestions to Council for them to revise the priorities.

PETITION NO. 69-96 BY CHARLOTTE MECKLENBURG PLANNING COMMISSION FOR A CHANGE IN ZONING OF AN AREA BOUNDED BY I-77, SOUTH TRYON STREET, SOUTHERN RAILWAY AND EXISTING I-2 BOUNDARY LINE ALONG FRANCES STREET REMOVED FROM TABLE AND PLANNING COMMISSION REQUESTED TO MAKE RECOMMENDATION.

Councilman Short stated in November, 1969 Council tabled a zoning petition for 60 acres of land at the intersection of South Tryon Street and I-77; this is near the end of Woodlawn Road; this tract of land is worth perhaps \$200,000 and he does not think it is healthy for a tract of land to have its zoning up in the air any longer. That he never could understand the recommendations received from the Planning Commission on it.

Councilman Short moved that this tract of land which is involved in Petition No. 69-96 be removed from the table and returned to the Planning Commission and ask them at this time to give Council their recommendation. The motion was seconded by Councilman Whittington, and carried unanimously.

APPOINTMENT OF MRS. ETHEL PLATT TO THE MODEL CITIES LOW INCOME HOUSING BOARD.

Councilman Alexander moved the appointment of Mrs. Ethel Platt, 1016 Waccamaw Street, to the Model Cities Low Income Housing Board. The motion was seconded by Councilman Short, and carried unanimously.

SPECIAL USE PERMIT FOR NORTH CAROLINA NATIONAL BANK FOR TEMPORARY BRANCH BANK AT CORNER OF N. C. 49 (UNIVERSITY CITY BOULEVARD) AND MALLARD CREEK CHURCH ROAD, AUTHORIZED.

Councilman Whittington moved that request filed by North Carolina National Bank for a special use permit to construct a temporary branch bank at the corner of N. C. 49 (University City Boulevard) and Mallard Creek Church Road in an Institutional Zoning District be approved as recommended by the Planning Commission. The motion was seconded by Councilman Tuttle, and carried unanimously.

ORDINANCE NO. 725 AMENDING CHAPTER 13, SECTION 1.1 OF THE CODE OF THE CITY OF CHARLOTTE, ANTI LITTER ORDINANCE.

Motion was made by Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, adopting the subject ordinance.

The ordinance is recorded in full in Ordinance Book 17, at Page 236.

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ANNOUNCEMENT OF APPOINTMENTS TO AMBULANCE ADVISORY COMMITTEE.

Mayor Belk advised he intends to request the following people to serve on an Ambulance Advisory Committee:

Dr. Chalmers Carr  
Mr. James S. Lofton  
Mr. Harold Green  
Mr. Vernon Hyson  
Mr. Lynwood Mallard

Councilman Alexander stated he thinks a Negro should be named to serve on the Committee; that he will suggest a name to the Mayor for placement on the Committee.

Councilman Whittington stated he has no objections to the board and he appreciates what Mr. Alexander said; that he would like to submit a name from the middle white income group also.

Mayor Belk stated the Committee will then be made up of seven (7) members.

ADJOURNMENT.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the meeting was adjourned.

  
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Ruth Armstrong, City Clerk