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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Monday, July 19, 1965, at 2 o'clock p.m., with Mayor Brookshire presiding, and Councilmen Albea, Alexander, Jordan, Thrower, Tuttle and Whittington present.

ABSENT: Councilman Short.

The Charlotte-Mecklenburg Planning Commission met with the City Council for the purpose of hearing petitions for changes in the Zoning Ordinance and Map of the City of Charlotte, with the following members present: Mr. Sibley, Chairman, Mr. Ashcraft, Mr. Jones, Mr. Lakey and Mr. Olive.

ABSENT: Mr. Gamble, Mr. Stone, Mr. Tate, Mr. Toy and Mr. Turner.

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INVOCATION.

The invocation was given by Councilman James B. Whittington.

MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, the Minutes of the last meeting on July 12th were approved as submitted to the City Council.

HEARING ON PETITION NO. 65-66 BY AMERICAN OIL COMPANY FOR CHANGE IN ZONING OF LOT AT SOUTHEAST CORNER OF EASTWAY DRIVE AND SHAMROCK DRIVE.

The public hearing was held on Petition No. 65-66 by American Oil Company for change in zoning from B-1 to B-2 of a lot at the southeast corner of Eastway Drive and Shamrock Drive, fronting 136' on Shamrock Drive and 131' on Eastway Drive.

Mr. McIntyre, Planning Director, stated generally speaking the properties around the intersection of Eastway Drive and Shamrock Drive are a variety of businesses. To the south of Eastway Drive there is vacant land and a residential area down Eastway Drive. The property in question is zoned B-1 and all other property in the area is zoned B-1, and one small piece of property zoned B-2 on Eastway Drive in a northerly direction from the property in question, and behind the property the zoning is multi-family.

Mr. Johnny Howard, representing the American Oil Company, stated their primary concern for the request is to permit them to erect a Coin Operated Car Wash on the property, which service they think will benefit the neighborhood. He stated the Car Wash will be located at the rear and side of their existing Service Station.

Councilman Albea asked how near the Car Wash will be to the nearest residence and Mr. Howard replied it is quite some distance from residences, and he pointed out the location of each on the map.

Councilman Tuttle asked if there will be a buffer between the Car Wash and the residential area? Mr. McIntyre stated the Car Wash will be located at

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the rear and side of the Service Station, the rear of the property adjoins the rear portion of a potential residential area fronting on Springway Drive.

No objections were expressed by the public to the proposed change in zoning.

Council decision was deferred until the next Council Meeting.

HEARING ON PETITION NO. 65-67 BY MAE DALTON CORPORATION FOR CHANGE IN ZONING OF TWO TRACTS OF LAND IN ORR INDUSTRIAL PARK.

The public hearing was held on Petition No. 65-67 by Mae Dalton Corporation for change in zoning from I-1 to I-2 of two small tracts of land located in Orr Industrial Park; one at the end of West 32nd Street and the other on the southeast side of Enterprise Drive.

The Planning Director advised that the primary purpose of this petition is to relate the district line between I-1 and I-2 to the street pattern established in the area since the area was zoned. That the property proposed to be rezoned is a sliver along Enterprise Avenue that is now vacant which is zoned I-1 whereas the balance of the property is zoned I-2. It is a triangular piece of property at the end of West 32nd Street and that falls into the same category. He stated there is both light and heavy industry in the vicinity of the property. The zoning of two parcels is I-1 and the proposal is to rezone them I-2 to regularize the boundary between the I-1 and I-2 zoning.

Mr. Charlie Dalton stated the property belongs to his brother. That Mr. McIntyre has said if the road had been put in before the property was zoned it would most probably have been zoned down the center of the road instead of the lot being split as it is.

No objections were expressed by the public to the proposed rezoning.

Council decision was deferred until the next meeting.

HEARING ON PETITION NO. 65-68 BY C. D. SPANGLER CONSTRUCTION COMPANY FOR CHANGE IN ZONING OF 7.813 ACRE TRACT OF LAND WEST OF STEWART CREEK AT END OF SOUTHWEST BOULEVARD.

The public hearing was held on Petition No. 65-68 by C. D. Spangler Construction Company for change in zoning from I-1 to R-6MF of a 7.813 acre tract of land west of Stewart Creek at the end of Southwest Boulevard.

Mr. McIntyre stated the property is vacant and is at the end of Southwest Boulevard, which runs off Beatties Ford Road and I-85 Bypass is in the general area. That the easterly line of property is bounded by Stewart Creek and some vacant land between it and a residential area. South of the property is a residential district consisting of duplexes and multi-family houses. The west and northerly property lines are adjoined by vacant land. That the property is zoned I-1 and across Stewart Creek it is zoned single family residential and bounded by I-2 and some I-1 zoning and to the west and south the zoning is multi-family.

Mr. Sol Levine, Attorney for the petitioner, stated the request for a change in zoning from I-1 to R-6MF to construct on this $7\frac{1}{2}$ acres a multi-family development will involve the expenditure of some million and a half to two million dollars by the petitioner. There is a great deal of residential area around the property therefore, it is better suited for residential

area than for industry. That his client will construct a cooperative type development whereby the purchaser would purchase a home in the \$8,500 to \$10,000 class. There will be recreation facilities, such as swimming pool, tennis courts, baseball field etc. He stated the development has been laid out with FHA and they feel it is a very good proposition for the moderate income group.

Councilman Whittington asked if Southwest Boulevard is now opened and Mr. McIntyre replied that it is not across Stewart Creek.

No objections were expressed to the proposed rezoning.

Council decision was deferred until the next meeting.

HEARING ON PETITION NO. 65-69 BY G. PATRICK HUNTER ET AL FOR CHANGE IN ZONING OF SEVEN LOTS ON MEACHAM STREET AND FIVE LOTS ON IVERSON WAY.

The public hearing was held on Petition No. 65-69 by G. Patrick Hunter, Jr. et al for change in zoning from R-6 to I-1 of seven lots on Meacham Street and five lots on Iverson Way, extending from the existing I-1 District to Lyndwood Avenue.

Mr. McIntyre, Planning Director, identified the location of the property by its proximity to Griffith Park, the property being directly across Lyndwood Avenue from Griffith Park. The property is developed with single family residences and some land is vacant. It is adjoined across Meacham Street by rear line of residential lots fronting on Magnolia Avenue and is adjoined across Iverson Way by single family residences. Between the property in question and South Boulevard it is developed with business and light industry. The zoning of the property is R-6 and is adjoined on three sides by single family zoning and is adjoined to the west towards South Boulevard by Light Industrial zoning. That most of the homes are modest in value, less than \$7,000. The homes on Magnolia Avenue are of a higher value, probably \$12,000 and the homes across Iverson Way are of frame structure probably valued at \$9,000 to \$10,000.

Mr. G. Patrick Hunter, Jr. stated he represents Mr and Mrs J. P. Covington, Mr. and Mrs W. W. Hanks, Mr. Earl Graves and himself, the owners of eleven of the twelve lots involved in the petition, the other property owner preferred not to sign the petition. He stated the property is presently zoned R-6 and is adjacent to the property on which they have a warehouse which is zoned I-1. That they would like to build an additional warehouse and therefore request the I-1 zoning. That the property is occupied by rental housing which was built before the property was zoned, and it is substandard housing, and the use of the property for the development they desire to make will be much more pleasing to the eye.

No objections were expressed to the proposed zoning.

Council decision was deferred for one week.

HEARING ON PETITION NO. 65-70 BY CHARLOTTE-MECKLENBURG PLANNING COMMISSION FOR CHANGE IN ZONING OF SIX LOTS ON SOUTH SIDE OF WEST BOULEVARD.

The public hearing was held on Petition No. 65-70 by Charlotte-Mecklenburg Planning Commission for change in zoning from B-2 to I-1 of six lots on the south side of West Boulevard, beginning about 45' east of South Tryon Street and extending eastward 300'.

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The Planning Director advised this petition relates to the petition of Carolina Foods, Inc. for a change in zoning from B-2 to I-2 for the said six lots, and the Planning Commission recommended I-1 zoning instead. He stated the property is on West Boulevard just one block removed from South Tryon Street and extends toward town covering approximately one half the block and behind the property Carolina Foods has their manufacturing plant and there are other industries to the rear of the property. He stated further that the I-1 zoning proposed by the Planning Commission is satisfactory to Carolina Foods, Inc.

Councilman Whittington asked if the property in question is not on the south side of West Boulevard up to Hawkins Street with the exception of one lot? Mr. McIntyre replied that this is correct but with the exception of four lots.

Mr. John Small, Attorney for the petitioner, stated this is the original petition of Carolina Foods, Inc. for the rezoning of the property in order to extend their plant. That the request for I-2 zoning was made simply because their adjacent property on which their present plant is located is zoned I-2, and they are glad to go along with the recommendation of the Planning Commission for I-1 zoning.

No objections were expressed to the proposed rezoning by the public.

Council decision was deferred until its next meeting.

AGREEMENT AUTHORIZED WITH ALCO, INC. FOR THE OPERATION OF A CAR RENTAL SERVICE AT DOUGLAS MUNICIPAL AIRPORT.

The recommendation of the City Manager and Airport Manager that an Agreement be entered into with Alco, Inc. for the operation of a car rental service at Douglas Municipal Airport for a term of 10 years was presented for consideration.

Council was advised that this Company presently operates a car rental business at the Airport under an agreement entered into on March 1, 1962, which provides for payment of 10% of its gross receipts of their operation at the Airport. This is a new Agreement for a term of 10 years and provides for the payment of a minimum annual guarantee in the amount of \$9,000 per year for the first 5 years and \$10,000 per year for the second 5 years of the term. It also provides that either of these minimum amounts shall be paid or 10% of all gross receipts of the Company's operations at the Airport, whichever is the greater. The Company will be provided space within the Airport Terminal and all leasehold improvements on that space shall be furnished at the cost of the Company. The Company is required to furnish public liability and property damage insurance covering its operations and also to furnish bond in the amount of \$2,500.00 to assure its faithful performance of all the terms and conditions of the Agreement. It further provides for the termination of the agreement by the City in the event of default by the Company not remedied within 30 days after notice or in the event of bankruptcy or insolvency of the Company. The minimum guarantee provided for in the Agreement may be suspended during any period in which the use of vehicles by the general public is curtailed by government action during a national emergency or in the event that the number of passengers enplaning during any period of 30 consecutive days is less than 65% of the number of such passengers for the same period during the preceding year by reason of an airline strike or damage to the Airport. Mr. Veeder advised that except for the minimum guarantee, the Agreement is the same as that approved by the City Council on November 23, 1964 for the Hertz Corporation at the Airport.

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Councilman Thrower stated he would like to commend Mr. Raffety and those responsible for having worked out, from the city's standpoint, a mighty fine contract agreement.

Councilman Albea moved that the Agreement be authorized with Alco, Inc., as recommended. The motion was seconded by Councilman Thrower.

Councilman Tuttle stated he will go along with the commendation, but he wants to ask some questions. Who is Alco, Inc.? Has the City Manager seen their financial sheet? And what about a 10 year lease, isn't that a long time? The City Manager advised that this is not a new lease, but a renewal of the lease we have had with them since 1962, and it is on the same basis as the lease with Hertz. That the term of the lease is the same as the original lease with them and we have good guarantees, with a 5 year term at one figure and the second 5 years at a minimum of \$10,000 or 10% whichever is the greater. That he will be glad to get the names of the principals of Alco from Mr. Raffety. Councilman Tuttle asked further what limits of liability insurance will be furnished? And the City Manager replied \$100,000 - \$300,000 and Councilman Tuttle commented that this is not nearly adequate, and Mr. Veeder stated he is speaking in the terms of vehicles. Councilman Tuttle stated he is talking about vehicles also, but if you run your vehicle in front of an airplane you aren't talking about vehicles then you are talking about dollars. How much damage will you be liable for? That he is not splitting a hair, he is talking about something that is a real possibility, and being in the Insurance Business he knows the difference between \$300,000 limit and a \$1,000,000, and he thinks the \$300,000 is grossly inadequate for the operation of an automobile service at the Airport.

Councilman Alexander stated that he is not clear in his thinking, he asked if Mr. Tuttle is talking about the possibility of a car that is rented moving onto the air field? Councilman Tuttle replied he is talking about the possibility of liability, period. If one of those automobiles is involved with a plane with 40 people on it, \$300,000 could be chicken feed, if you kill 40 people. Councilman Tuttle asked further if the City Manager is satisfied that \$2,500 bond is sufficient and the City Manager replied that he is. He then asked what if Alco ceases to furnish acceptable service, and Mr. Veeder replied that the City has a 30 days termination clause in the contract, and Councilman Tuttle asked the City Attorney if sloppy service would be acceptable? Mr. Veeder replied he does not know how you would define "sloppy service" in a contract. Mr. Veeder read some of the obligations of the Company provided in the Agreement, following which Councilman Tuttle stated he is satisfied with that portion of the agreement. Councilman Tuttle then asked what is in the contract relative to space for company parking, and Mr. Veeder advised that the agreement provides that "an area reasonably adjacent to the Terminal Building will be furnished as parking space for outbound and inbound automobiles for the Company's exclusive use etc". Councilman Tuttle asked if Hertz has the same contract and the City Manager replied that they do. Councilman Tuttle then remarked that there are just two things that he is not satisfied with - the limits of the liability and he would like to know something about the financial standings of this company.

Mr. Veeder stated that the name of the Lessee is Hardee Spatx, operating as the National Car Rental Service; that he believes he came here when so many people were mn out of Cuba by Castro. That our relations with him have been entirely satisfactory.

Mr. Veeder stated that the Agreement with Alco is parallel to the Agreement with Hertz and he is sure that Mr. Tuttle will agree that if any changes are made in the liability for one it should apply to all, and he suggested that the subject be approached on the basis of the companies collectively, not

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making the change with one that would not apply to all. Councilman Tuttle stated that he frankly would not vote for the \$300,000; and he insists on and asks the Council to give serious consideration demanding that this be raised to \$1,000,000 before the contract is signed.

Mr. Veeder stated he hopes the Council will be willing to let the subject of liability be explored as it relates to all of these companies and he is sure that Mr. Tuttle would agree that we seek some additional opinions from our Insurance Advisory Committee on which he served at one time.

Councilman Whittington asked the City Manager to speak to the point of parking for these U-Drive-It Cars at the Airport, and asked if we are taking steps to have them parked in the area that will not interfere with people loading and unloading in front of the Terminal? Mr. Veeder replied that they are working out plans for revamping the parking areas and Mr. Hoose has been working with Mr. Raffety on this. That one of the problems they have run into is the obvious one - dollars. That the City has quite properly been putting money into the Airline side of the facilities and Council has been using good judgment in this and now we are over the hump some of these other things are up for consideration.

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

YEAS: Councilmen Albea, Alexander, Jordan, Thrower and Whittington.
NAYS: Councilman Tuttle, who stated that he is voting against the motion solely on the basis that the limits of the liability insurance in the contract are grossly inadequate.

RESOLUTION ORDERING THE MAKING OF STREET IMPROVEMENTS ON WESTBURY ROAD FROM PROVIDENCE ROAD TO ROBIN ROAD AND ON CLOVER ROAD FROM SHARON-AMITY ROAD TO WESTBURY ROAD, ADOPTED.

Council was advised that the original Petition for Street Improvements on Westbury Road from Providence Road to Robin Road and on Clover Road from Sharon-Amity Road to Westbury by installing storm drainage facilities and constructing curb and gutter is now sufficient; that it is signed by 20 of the 30 abutting property owners, representing 66.7% of the owners, who own 62.4% of all of the lineal feet of frontage.

Councilman Tuttle moved the adoption of a Resolution Ordering the Making of the said improvements on Westbury Road and Clover Road. The motion was seconded by Councilman Whittington.

Mayor Brookshire asked the City Manager if they changed the original petition with respect to the type of gutter someone of them seemed to want? Mr. Veeder replied that they did not.

The vote was taken on the motion and carried unanimously.

The resolution is recorded in full in Resolutions Book 5, at Page 51.

RESOLUTION PROVIDING FOR THE PUBLIC HEARINGS ON AUGUST 16TH ON PETITIONS NUMBERED 65-71 THROUGH 65-77 FOR ZONING CHANGES, ADOPTED.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and unanimously carried, a Resolution Providing for Public Hearings on August 16th on Petitions Numbered 65-71 through 65-77 for Zoning Changes was adopted. The resolution is recorded in full in Resolutions Book 5, at Page 53.

CONTRACT AUTHORIZED WITH G. A. HUTCHINSON FOR APPRAISAL OF RIGHTS OF WAY.

Councilman Thrower moved approval of a contract with Mr. G. A. Hutchinson for the appraisal of two parcels of land on Kilborne Drive and Central Avenue in connection with improvements at the intersection of Kilborne Drive and Central Avenue, and the appraisal of two parcels of land at the southeast corner of Elizabeth Avenue and Morrow Street, in connection with the Northwest Expressway. The motion was seconded by Councilman Whittington, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

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

- (a) Deed with Mrs Minnie R. Irby for Graves 1 and 2 in Lot 168, Section 2, Evergreen Cemetery, at \$120.00.
- (b) Deed with Mr. C. F. Norman for Grave No. 1 in Lot 140, Section 2, Evergreen Cemetery, at \$60.00.

CONTRACT AWARDED HORNE-WILSON, INC. FOR CAST IRON SOIL PIPE AND FITTINGS.

Councilman Jordan moved the award of contract to Horne-Wilson, Inc., the low bidder, for 63,500 feet of Cast Iron Soil Pipe and 3,650 pieces Soil Pipe Fittings, as specified, in the amount of \$39,780.44, on a unit price basis. The motion was seconded by Councilman Thrower, and unanimously carried.

The following bids were received:

Horne-Wilson, Inc.	\$39,780.44
Parnell-Martin Supply Co.	40,049.44
Atlas Supply Co.	40,233.04
Crane Supply Company	40,253.98
U. S. Distributors, Inc.	40,467.62
Noland Company, Inc.	40,470.83
Hajoca Corporation	40,776.43
Grinnell Company, Inc.	41,560.49

CONTRACT AWARDED CROWDER CONSTRUCTION COMPANY FOR CONSTRUCTION OF SANITARY SEWER PROJECT FOR LINCOLN HEIGHTS SUBDIVISION.

Upon motion of Councilman Thrower, seconded by Councilman Whittington, and unanimously carried, contract was awarded Crowder Construction Company, the low bidder, for the construction of the Sanitary Sewer Project for Lincoln Heights Subdivision, as specified, in the amount of \$37,621.70, on a unit price basis.

The following bids were received:

Crowder Construction Co.	\$37,621.70
Boyd & Goforth, Inc.	38,473.75
Sanders Brothers Co.	38,481.50
C. D. Spangler Construction Co.	41,800.50
Howie Crane Service	50,337.50

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CONTRACT AWARDED BLISS-GAMEWELL DIVISION OF E. W. BLISS COMPANY FOR FIRE ALARM SUBSTATION EQUIPMENT AT NEW FIRE STATION NO. 15.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, awarding contract to Bliss-Gamewell Division of E. W. Bliss Company for Fire Alarm Sub-Station Equipment at New Fire Station No. 15, as specified, in the amount of \$7,391.40.

The following bids were received:

Bliss-Gamewell, Div. of E. W. Bliss Co.	\$ 7,391.40
Edwards Company, Inc.	12,334.25

CONTRACT AWARDED LOWE'S CHARLOTTE HARDWARE, INC. FOR PORTLAND CEMENT.

Councilman Jordan moved the award of contract to Lowe's Charlotte Hardware, Inc. the low bidder, for 3,000 bags of Portland Cement, as specified, in the amount of \$3,677.10, on a unit price basis. The motion was seconded by Councilman Thrower, and unanimously carried.

The following bids were received:

Lowe's Charlotte Hardware, Inc.	\$ 3,677.10
Abernethy Lumber Company	3,939.00
Builders Material Company	3,939.00
Tucker-Kirby Company	3,999.60
McGee Lumber Company	4,045.05
Superior Block Company	4,171.50

CONTRACT AWARDED W. C. WALLACE & SON, INC. FOR PAINTING CERTAIN ITEMS IN THE INTERIOR AND EXTERIOR OF THE COLISEUM.

Upon motion of Councilman Alexander, seconded by Councilman Thrower, and unanimously carried, contract was awarded W. C. Wallace & Son, Inc, the low bidder, for painting certain items in the interior and the exterior of the Coliseum, in the amount of \$3,656.00.

The following bids were received:

W. C. Wallace & Son, Inc.	3,656.00
A. R. Lankford Painting Contractor	4,818.00
Bramlett & Carter	6,670.00
H. J. Cater Painting Contractors	7,109.28

ACTION AT MEETING ON JULY 12TH RELATIVE TO CLOSING PORTION OF BRUNSWICK AVENUE RESCINDED.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and unanimously carried, action of the Council at the July 12th Council Meeting closing a portion of Brunswick Avenue was rescinded due to an error in presenting the matter for consideration on that date.

RESOLUTION CLOSING A PORTION OF BRUNSWICK AVENUE IN THE CITY OF CHARLOTTE.

The public hearing was held on the City's request that the portion of Brunswick Avenue which was abandoned when the street was realigned be closed.

No objections were expressed by the public to the proposed street closing.

Councilman Albea moved the adoption of a Resolution Closing a Portion of Brunswick Avenue, which was seconded by Councilman Thrower, and unanimously carried. The resolution is recorded in full in Resolutions Book 5, at Page 49.

JOHN C BENNETT REQUESTS THAT ICE SKATING FACILITIES AT COLISEUM BE MADE MORE AVAILABLE.

Mr. John C. Bennett introduced his young daughter Charlotte to the Council members, and stated the young people in Charlotte have been disappointed about the ice skating at the Coliseum this summer. They have had other activities and always sit the audience on the floor space and if they seated them for Jim Crocketts shows and other activities such as Rock and Roll in the permanent seats they could freeze the floor over and it would not interfere at all. He stated that ice skating is one of the finest exercises he knows of, and his daughter Charlotte and her two brothers enjoy it very much along with a great number of young people in our city. That he sees no reason why something cannot be worked out whereby Charlotte youngsters could have the privilege and pleasure of enjoying this sport.

Mayor Brookshire advised that this is a matter for the Auditorium-Coliseum Authority to pass on and we can send his request to them or Mr. Bennett might talk with them himself. Mr. Bennett replied that he has already talked with them and they suggested that he come to the City Council with his request. He reminded the Mayor that this is his second appeal to Council with regard to the matter.

Mayor Brookshire suggested that Mr. Bennett discuss the matter with Mr. Buck, Auditorium-Coliseum Manager.

REVISED CONTRACT APPROVED FOR RELOCATION SERVICES BETWEEN THE CITY OF CHARLOTTE AND THE REDEVELOPMENT COMMISSION OF THE CITY OF CHARLOTTE.

Upon motion of Councilman Thrower, seconded by Councilman Alexander, and unanimously carried, a Contract, as revised, was entered into between the City of Charlotte and the Redevelopment Commission of the City of Charlotte, covering relocation services of displaced persons in areas outside the Urban Renewal Project.

VETERANS RECREATION AUTHORITY AUTHORIZED TO SPEND BUDGETED FUNDS ON VETERANS RECREATION CENTER.

Councilman Jordan moved that the City Manager be instructed to have the Veterans Recreation Authority to spend the \$5,625.00 appropriated in the Budget on the Veterans Center. The motion was seconded by Councilman Albea, and unanimously carried.

ACQUISITION OF RIGHT OF WAY FOR NORTHWEST EXPRESSWAY, AUTHORIZED.

Councilman Albea moved approval of the acquisition of the following rights of way for the Northwest Expressway, which was seconded by Councilman Thrower, and unanimously carried:

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- (a) 5,969 sq. ft. of property at 332 North Long Street from C. V. Strawn, at \$1,950.00.
- (b) 13,980 sq. ft. of property on the north side of Morrow Street, between 4th and Trade Streets, from Charlotte Meat Center, at \$83,625.00.

CONDEMNATION OF RIGHT OF WAY FOR SHARON-AMITY ROAD WIDENING PROJECT AUTHORIZED.

Upon motion of Councilman Albaea, seconded by Councilman Thrower, and unanimously carried, the condemnation of 2367.92 sq. ft. of property at 1001 Sharon Amity Road, owned by James M. Reid and wife, Dorothy, was authorized for the Sharon-Amity Road Widening Project.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF CHARLOTTE MEAT CENTER, INC. FRONTING ON EAST FOURTH STREET, SOUTH MORROW STREET AND EAST TRADE STREET FOR THE NORTHWEST EXPRESSWAY.

Councilman Albaea moved the adoption of a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of Charlotte Meat Center, Inc. Fronting on East Fourth Street, South Morrow Street and East Trade Street for the Northwest Expressway, which was seconded by Councilman Thrower, and unanimously carried.

The resolution is recorded in full in Resolutions Book 5, at Page 54.

APPOINTMENT OF JACK E WOOD TO CIVIL SERVICE BOARD FOR UNEXPIRED TERM ENDING MAY 15, 1967.

Councilman Albaea placed in nomination Mr. Ernest Grady to fill the vacancy on the Civil Service Board, and stated he knows full well his qualifications for this office, and what kind of man he is; that he is a native Mecklenburger and one of the outstanding citizens of Charlotte.

Councilman Whittington nominated Mr. William Steve Dellinger for appointment to the Civil Service Board.

Councilman Jordan nominated Mr. Jack E. Wood as a member of the Civil Service Board, owner of Jack Wood, Ltd. a Man's Clothing Store since 1939, he is a native Charlottean, graduate of Central High School, served 2½ years sea duty in WWII, Naval Reserve attached to U. S. Maritime Service; he is Past President of the Charlotte Optimist Club, member of the Governor's Committee on Juvenile Delinquency and Youth Crime from 1961-64, Chairman of the Governor's Stay-in School Committee during 1961-64, winner of the 1962 Award by the Charlotte Junior Woman's Club for youth work, member of the Board of Directors of the Downtown Charlotte Association, member of the Mayor's local Crime Prevention Committee and is President of the North Carolina Sports Hall of Fame, and he is sure that Jack Wood would make an excellent member of this Board.

Councilman Tuttle stated he has a man well qualified to serve on the Civil Service Board, who is not seeking the job, he called him; he is a successful business man; experienced in dealing with people and employees; he moved to the rank of Brigadier General in the Army Reserves; he is well experienced in dealing with men of a type in military service. He is widely interested in Civic affairs; that he nominates him to the Civil Service Board post, General Harrie S. Keck.

Councilman Alexander stated for the same reasons he stated in the Conference Session, and now there are four nominees for the place on the Civil Service Board, he thinks it is more necessary than ever, and he moves that Council defer making the appointment to the Civil Service Board until the next Council Meeting. The motion did not receive a second and lost.

Councilman Alexander stated in view of the fact that his motion to defer the appointment lost, he nominates Dr. Emery Rann, a practicing physician in Charlotte for a number of years; he is 51 years of age, is well respected in the community, is a graduate of Johnson C. Smith University and comes from a family of educators, his father having been a Professor at this University for many years. Dr. Rann has contributed many hours of service to this community through voluntary service on many of the city's outstanding committees; at present he is a member of the Travelers Aid Board, and member of UCS Board of Directors and many other community Committees where he has given volunteer service. That Dr. Rann meets all of the qualifications for service in this capacity, and he feels that the Board needs the service of a physician, and Dr. Rann would fit this need most well.

Councilman Jordan moved that the appointment be made today. The motion was seconded by Councilman Thrower, and carried by the following recorded vote:

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

Councilman Albea moved the appointment of Mr. Ernest Grady to the Civil Service Board. The motion did not receive a second and lost.

Councilman Whittington moved the appointment of Mr. William Steve Dellinger to the Civil Service Board, which was seconded by Councilman Albea, and lost by the following recorded vote:

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

Councilman Jordan moved the appointment of Mr. Jack E. Wood, which was seconded by Councilman Thrower, and carried by the following recorded vote:

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

Councilman Tuttle stated in a case involving personalities it is almost always desirable and proper that a mere majority vote be made a unanimous vote; especially is this true when the person involved is a man of honor. But when the person privileged to cast a vote feels so strongly as he does in this case that an error in judgment has been made, then it becomes necessary that the vote be used to protest that judgment alone, and not the personality involved, therefore he voted against the motion.

CITY MANAGER REQUESTED TO INVESTIGATE AND REPORT TO COUNCIL ON TRAFFIC ENGINEERING DEPARTMENT TAKING ACTION ON ORDINANCE RELATIVE TO OBSTRUCTION TO CROSS VISIBILITY AT INTERSECTIONS ONLY ON COMPLAINT OF RESIDENTS.

Councilman Tuttle stated that several years ago he served as a Sub-Committee Chairman of the Traffic & Transportation Committee of the Chamber of Commerce, and his Committee initiated a study of traffic view obstructions. For this study and with the cooperation of Mr. Hoose and his Department, the present Traffic Obstruction Ordinance was adopted. That he was a little nonplused

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when reading in the press that the Traffic Engineering Department took action on violations of this ordinance only upon complaint from a citizen. It did explain, however, why he had to initiate action himself a few weeks ago on one of the examples we used in our study three years ago. On June 30th The Charlotte News editorially criticized this position of the Traffic Engineering Department and he heartily concurs. Therefore, he moves that the Council ask Mr. Veeder to investigate the possibility of the Traffic Engineering Department initiating at least some of the action in these cases and that a recommendation for increased personnel to do the job be made if in Mr. Veeder's opinion, such is warranted. The motion did not receive a second and lost.

Councilman Thrower commented that he questions the need of such motion.

Councilman Whittington stated that we have an ordinance on this that was passed unanimously by the Council.

Mr. Veeder stated he will make an investigation and get a report back to Council.

Councilman Tuttle then moved that Mr. Veeder look into the situation and bring back a report to Council. The motion was seconded by Councilman Whittington, and unanimously carried.

CITY MANAGER ADVISES WILL BE ON VACATION BEGINNING AROUND AUGUST 1ST.

Mr. Veeder, City Manager, advised that Mr. Paul Bobo, Administrative Assistant, is away on vacation this and next weeks, and if agreeable with the Council he plans to get away for a vacation around the 1st of August. The Council concurred in his being absent on vacation at that time.

ADJOURNMENT.

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



Lillian R. Hoffman, City Clerk