

A Special Meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, in the City Hall, on Thursday, July 23, 1964, having been duly called by the Mayor pursuant to Section 26 of the Charter of the City of Charlotte. Mayor Brookshire presided and Councilmen Albea, Bryant, Smith, Thrower and Whittington were present.

ABSENT: Councilmen Dellinger and Jordan.

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INVOCATION.

The invocation was given by Councilman Gibson L. Smith.

PURPOSE OF MEETING.

Mayor Brookshire announced that the meeting was called for the purpose of considering the rescheduling of public hearings on zoning matters and a petition for local improvements on Chatham Avenue, and to authorize the issuance of Revenue Anticipation Notes, and other business as may be appropriate. He stated further that the meeting was called in view of the fact it had been determined there would not be a quorum of the Council present for the regular meeting on next Monday.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and un-animously carried, the Minutes of the last meeting on July 13th were approved as submitted.

RESOLUTION RESCHEDULING PUBLIC HEARINGS ON PETITIONS NO. 64-45 THROUGH 64-51 FOR ZONING CHANGES FOR AUGUST 10, 1964.

A resolution entitled: "Resolution Rescheduling Public Hearing on Petitions No. 64-45 through 64-51 for Zoning Changes for August 10, 1964" was introduced and read, and upon motion of Councilman Bryant, seconded by Councilman Whittington, was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, beginning at Page 399.

RESOLUTION RESCHEDULING PUBLIC HEARING ON PETITION FOR LOCAL IMPROVEMENTS ON CHATHAM AVENUE, FROM BELVEDERE AVENUE TO END, FOR AUGUST 10, 1964.

A resolution entitled: "Resolution Rescheduling Public Hearing on Petition for Local Improvements on Chatham Avenue, from Belvedere Avenue to end, for August 10, 1964", was introduced and read, and upon motion of Councilman Whittington, seconded by Councilman Albea, was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, at Page 400.

RESOLUTION AUTHORIZING \$1,000,000 REVENUE ANTICIPATION NOTES OF THE CITY OF CHARLOTTE.

A resolution entitled: "Resolution Authorizing \$1,000,000 Revenue Anticipation Notes of the City of Charlotte" was introduced and read, and upon motion of Councilman Smith, seconded by Councilman Bryant, was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, at Page 401.

PETITION NO. 64-22 FOR CHANGE IN ZONING OF TRACT OF LAND FRONTING ON NORTH SIDE OF FAIRVIEW ROAD AT PARK ROAD INTERSECTION, POSTPONED FOR TWO WEEKS.

Councilman Thrower moved that consideration of Petition No. 64-22 by Mr. R. L. Barnett for change in zoning from R-12 to O-15 of a tract of land on the north side of Fairview Road, at the Park Road intersection, be postponed for two weeks. The motion was seconded by Councilman Bryant, and unanimously carried.

PETITION NO. 64-35 FOR CHANGE IN ZONING OF TRACT OF LAND ON THE NORTH SIDE OF PARK ROAD, WEST OF FAIRVIEW ROAD, POSTPONED FOR TWO WEEKS.

Upon motion of Councilman Thrower, seconded by Councilman Bryant, and unanimously carried, consideration of Petition No. 64-35 by Mr. Charles K. Price for a change in zoning of a tract of land on the north side of Park Road, west of Fairview Road, was postponed for two weeks.

PETITION NO. 64-42 FOR CHANGE IN ZONING OF THREE LOTS AT 1300, 1304 AND 1306-08 NORTH PEGRAM STREET POSTPONED FOR TWO WEEKS.

Councilman Smith moved approval of Petition No. 64-42 by Mr. G. L. Russell, Jr. and Mrs Evelyn R. White for a change in zoning from R-6MF to I-1 of three lots at 1300, 1304 and 1306-08 North Pegram Street. The motion was seconded by Councilman Whittington.

A substitute motion was offered by Councilman Albea that consideration of the Petition be postponed for two weeks. The motion was seconded by Councilman Bryant.

Councilman Albea stated for the record his reason for asking for postponement is he does not want a motion lost by default because Councilmen are not present to express themselves.

The vote was taken on the substitute motion, and unanimously carried.

RESOLUTION PROVIDING FOR PUBLIC HEARINGS ON AUGUST 24TH ON PETITIONS NO. 64-52 THROUGH 64-58 FOR ZONING CHANGES.

A resolution entitled: "Resolution Providing for Public Hearings on August 24th on Petitions No. 64-52 through 64-58 For Zoning Changes" was introduced and read, and upon motion of Councilman Whittington, seconded by Councilman Smith, was unanimously adopted. The resolution is recorded in full in Resolutions Book 4, beginning at Page 402.

STREETS TAKEN OVER FOR CITY MAINTENANCE.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and unanimously carried, the following streets were taken over for continuous maintenance:

- (a) Alma Court, from existing Alma Court to end of cul-de-sac.
- (b) Kentwood Drive, from Burroughs Street to end of cul-de-sac.
- (c) Paxton Court, from Kentwood Drive to end of cul-de-sac.
- (d) Springview Road, from west property line to end of cul-de-sac.

APPLICATIONS FOR PRIVILEGE LICENSES BY SECURITY FORCES, INC. AND
E. B. WATSON, APPROVED.

Motion was made by Councilman Whittington, seconded by Councilman Albea, and unanimously carried, approving the following applications for privilege licenses:

- (a) Application by Security Forces, Inc., 1507 Camden Road, covering the classification of "Guard and/or Patrol Service".
- (b) Application by E. B. Watson, 1507 Camden Road, covering the classification of "Private Detective".

CONTRACT AUTHORIZED WITH SAM T. ATKINSON, JR. FOR APPRAISAL OF PROPERTY FOR
NORTHWEST EXPRESSWAY RIGHT-OF-WAY.

Councilman Thrower moved approval of a contract with Mr. Sam T. Atkinson, Jr., for the appraisal of a tract of land on Pharr and Gough Streets for right-of-way for the Northwest Expressway. The motion was seconded by Councilman Albea, and unanimously carried.

CONSTRUCTION OF SANITARY SEWERS AUTHORIZED.

Upon motion of Councilman Thrower, seconded by Councilman Albea, and unanimously carried, the construction of sanitary sewers was authorized at the following locations:

- (a) Construction of 1,135-ft of sanitary sewer in Barclay Downs, Section 9, at the request of Jackson Engineering Company, at an estimated cost of \$6,700.00. All costs to be borne by the applicant whose deposit of the full amount of the cost will be refunded as per terms of the contract.
- (b) Construction of 2,467-ft. of sanitary sewer in Barclay Downs, at the request of Jackson Engineering Company, at an estimated cost of \$11,035.00. All costs to be borne by the applicant whose deposit of the full amount of the cost will be refunded as per terms of the contract.
- (c) Construction of 1,385-ft. of sanitary sewer in Remington Street, at the request of Investment Properties, Inc., at an estimated cost of \$4,930.00. All costs to be borne by the applicant whose deposit of the full amount of the cost will be refunded as per terms of the contract.

CHANGE ORDER NO. 1 IN CONTRACT WITH BLYTHE BROS. COMPANY FOR CONSTRUCTION OF
LOWER SUGAR CREEK OUTFALL, APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Albea, and unanimously carried, the following Change Order No. 1 in the contract with Blythe Bros Company for the construction of Lower Sugar Creek Outfall, was approved for payment:

UNIT PRICE NO. 40. Deducting \$23.00 per linear foot of steel liner plate omitted in the tunnel section.

UNIT PRICE NO. 41. Adding \$3.00 per linear foot of rock bolt installed.

Mr. Veeder, City Manager, advised that the net effect of this change order is a net saving of about \$30,000.00 because of soil conditions.

LEASE OF BUILDING NO. 284 AT DOUGLAS MUNICIPAL AIRPORT AUTHORIZED TO CIVIL AIR PATROL, INC., NORTH CAROLINA WING.

Motion was made by Councilman Thrower, seconded by Councilman Bryant, and unanimously carried, authorizing the lease of Building No. 284 at Douglas Municipal Airport to the Civil Air Patrol, Inc. North Carolina Wing, for a period of 3 years, with option of an additional period of 2 years, at a monthly rental of \$150.00 during the 3 year period. Rental to be re-negotiated for the additional 2 years, provided that it shall not be less than \$150.00 per month.

ISSUANCE OF SPECIAL OFFICER PERMIT AUTHORIZED TO HAZEL A WALKER FOR USE ON THE PREMISES OF PARK & RECREATION COMMISSION.

Councilman Albea moved approval of the issuance of a Special Officer Permit to Hazel A. Walker, 2145 East 5th Street, for a period of one year for use on the premises of the Park & Recation Commission. The motion was seconded by Councilman Thrower, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Whitthington, seconded by Councilman Albea, 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 Thelma S. Abernethy, for Lot 259, Section 3, Evergreen Cemetery, at \$283.50.
- (b) Deed with Mrs Anne S. Hausmann, for Grave 5, Lot 121, Section 2, Evergreen Cemetery, at \$60.00.
- (c) Deed with Mrs Shirley M. McGill, for Lot 486, Section 6, Evergreen Cemetery, at \$240.00.
- (c) Deed with Mr. S. J. and Virginia R. Dutton, for Graves 2 and 3, Lot 138, Section 2, Evergreen Cemetery, at \$120.00.

ACQUISITION OF RIGHTS-OF-WAY FOR NORTHWEST EXPRESSWAY AND EASEMENTS FOR SANITARY SEWER LINES AT VARIOUS LOCATIONS.

Upon motion of Councilman Bryant, seconded by Councilman Albea, and unanimously carried, acquisition of the following property for right-of-way for the Northwest Expressway and easements for the construction of the following sanitary sewer lines, were authorized:

- (a) Acquisition of 6,375 sq. ft. of property at 224-26 West 11th Street, from Virginia S. and James F. Hall and Richard Welding, Attorney, at a cost of \$9,500.00 for Northwest Expressway right of way.
- (b) Acquisition of 5,450 sq. ft. of property at 801 North Pine Street, from W. Herbert Brown, Jr. attorney for T. G. Reams Heirs, at a cost of \$8,200.00, for Northwest Expressway right of way.
- (c) Acquisition of 9,900 sq. ft. of property at 627 Sunnyside Avenue, from John S. and Clare C. MacNeill, at a cost of \$10,600.00 for Northwest Expressway right of way.
- (d) Acquisition of tract of land 25' wide and 141.45' long in Seneca Place, west of Park Road, from James Cleveland Love Jr. and wife, Emma N. Love, at a cost of \$141.45, as right of way for sanitary sewer line to serve Melbourne Court.

- (e) Acquisition of tract of land 10' wide x 173.98' long in Seneca Place from United Junk Company, at a price of \$82.94, as right of way for sanitary sewer line to serve Seymore Drive.
- (f) Acquisition of tract of land 10' wide x 1,390.20' long in Milton Road, from Ervin Construction Company, at a price of \$695.10, as right of way for sanitary sewer line to serve Milton Road School.
- (g) Acquisition of tract of land 10' wide x 267.95' long in Brooktree Road, from Ervin Construction Company, at a price of \$267.95, as right of way for sanitary sewer line to serve Westchester No. 6 Subdivision.

CONTINUED EMPLOYMENT OF JOHN W. HUFFAKER ON PERMANENT BASIS IN RIGHT-OF-WAY DIVISION AUTHORIZED.

Councilman Alba moved that Mr. John W. Huffaker, who was employed for a six months period in the Right of Way Division, be continued in this position on a permanent basis, as recommended by the City Manager. The motion was seconded by Councilman Whittington, and unanimously carried.

CONTRACT AUTHORIZED WITH INTERNATIONAL STEEL ERECTORS FOR SALE OF BAY CITY CRANE.

Upon motion of Councilman Bryant, seconded by Councilman Whittington, and unanimously carried, a contract was authorized with International Steel Erectors, the highest bidder, for the sale of one Bay City Crane, in the amount of \$10,500.00.

The following bids were received:

International Steel Erectors	\$ 10,500.00
Mecklenburg Equipment Company	7,880.90
Contractors Service & Rentals, Inc.	6,656.00.

CONTRACT AWARDED KERLEY & EDWARDS FOR INSTALLATION OF ASPHALT TILE FLOORING IN BASEMENT OF MINT MUSEUM OF ART.

Councilman Alba moved the award of contract to the low bidder, Kerley & Edwards for the installation of asphalt floor tile in the entire basement area of the Mint Museum of Art, as specified, in the amount of \$1,146.00. The motion was seconded by Councilman Bryant, and unanimously carried.

The following bids were received:

Kerley & Edwards	\$ 1,146.00
Bost Building Equipment Company	1,170.00
Southern Flooring & Acoustical Co.	1,292.00

CONTRACT AWARDED LOWDER COAL & OIL COMPANY FOR COAL.

Upon motion of Councilman Thrower, seconded by Councilman Whittington, and unanimously carried, contract was awarded the only bidder, Lowder Coal & Oil Company, for 460 tons of Coal, as specified, in the amount of \$5,408.79, on a unit price basis.

CONTRACT AWARDED L. A. ARMSTRONG FOR PIT GRAVEL.

Councilman Whittington moved the award of contract to the only bidder, L. A.

Armstrong for 3,000 cubic yards of Pit Gravel, as specified, in the amount of \$6,025.50, on a unit price basis. The motion was seconded by Councilman Albea, and unanimously carried.

CONTRACT AWARDED CHARLOTTE LINEN SERVICE FOR LINEN SERVICE.

Upon motion of Councilman Bryant, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Charlotte Linen Service, for a 12-months supply of linen service, as specified, in the amount of \$5,204.48, on a unit price basis.

The following bids were received:

Charlotte Linen Service	\$ 5,204.48
Sunshine Linen Service	8,097.51

CONFERENCE SCHEDULED FOR TUESDAY, JULY 28TH, 2 P.M. IN COUNCIL CHAMBER WITH MEMORIAL AND CHARLOTTE COMMUNITY HOSPITAL OFFICIALS AND OTHERS.

Mayor Brookshire announced that he has been successful in arranging a Conference with Hospital Authorities and others whom the Council has suggested be included, for next Tuesday, July 28th, at 2 o'clock P.M. in the Council Chamber. That Mr. James J. Harris and other officials of the Hospital Authority, both Memorial and Community Hospitals, will be present. Mr. Charles Lowe and Mr. Weatherly, representing the County will be present, as will Dr. Harloe and other representatives of Mecklenburg Medical Society. That Mr. Pickens of the Duke Endowment will be out of the city but has agreed to give him a memorandum on the hospital situation in Charlotte from his point of view.

Mayor Brookshire asked how many of the Council could be present, and in the discussion it was pointed out that a number of the Councilmen would be attending the American Municipal Association Conference in Miami. The Mayor advised that the proceedings of the meeting will be recorded and copies mailed to each of the Council members so those who are not present will be able to review all the discussions. He suggested if any Councilman who will be absent would like to leave written questions with him, he will present them at the meeting.

Councilman Thrower asked if it would not be wiser to have the conference when more of the Councilmen could be present? Mayor Brookshire remarked that in view of the number of members present during the last six weeks, it might be necessary to postpone the conference quite a while, and he had understood from intervening questions asked by Council members during the last three weeks, Council wanted the Conference as soon as possible - in fact he was asked to arrange the meeting as soon as possible.

Councilman Albea stated his only question would be when they will accept the deed to Charlotte Community Hospital. Mayor Brookshire stated we will have that answer, he feels sure.

CITY MANAGER REQUESTED TO CONFER WITH RIGHT OF WAY AGENT AND REALTOR WHO APPRAISED PROPERTY OF RESIDENTS ON CHARLOTTE DRIVE, WHOSE PROPERTY BACKS UP TO KENILWORTH AVENUE, WITH THE VIEW OF SATISFYING THESE RESIDENTS IN CONNECTION WITH THE SALE OF THEIR PROPERTY FOR RIGHT OF WAY FOR KENILWORTH AVENUE WIDENING AND EXTENSION.

Councilman Whittington commented that the people who live on Charlotte Drive,

who are backed up to Kenilworth Avenue, in the 2000 block, are still not satisfied with what they were promised by the appraiser and the negotiator when their property was purchased, and there does not seem to be much being done about getting an understanding about who is responsible for what. He asked the City Manager to please confer with Mr. Owens, Right of Way Agent, and his Staff and the Realtor who appraised the property, and get an answer for these people. Mr. Veeder replied that he will be glad to do so.

ADMINISTRATIVE OFFICIALS OF CITY REQUESTED TO RESTRAIN FROM COMMENTING ON REPORTED ACTIONS OF THE CHARTER REVISION COMMITTEE.

Councilman Smith stated he thinks the Council has shown great restraint from commenting on the Charter Revision Committee activities, and their recommendations as reported in the press and he thinks the Council should be commended. However, he was disturbed at reading in the newspaper that a high Administrative Official of the City stated the Civil Service Board is operating on a very non-professional basis; that he thinks if the Council restrains from comments, the Administrative Officials should do the same.

Mayor Brookshire commented that he did not see the article in the newspaper; however, the Committee will make a report to Council for thorough consideration, and if Council approves it, it will have to pass the State Legislature. He stated he thinks Councilman Smith's comments are certainly in order.

TRAFFIC COUNT REQUESTED AT DUNN AND WEST 7TH STREETS AND AT ORANGE STREET AND RANDOLPH ROAD, AS TO THE NEED FOR TRAFFIC SIGNALS AT THESE LOCATIONS.

Councilman Whittington requested the City Manager to have a survey made for the need for Traffic Signals at Dunn Street and West 7th Street, and at Orange Street and Randolph Road.

CONTRACT AWARDED C. M. ALLEN CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF SEWER TRUNK TO SERVE MILTON ROAD SCHOOL.

Councilman Bryant moved the award of contract to the low bidder, C. M. Allen Construction Company, for the construction of a sanitary sewer trunk to serve Milton Road School, as specified, at a cost of \$20,632.70. The motion was seconded by Councilman Smith, and unanimously carried.

The following bids were received:

C. M. Allen Construction Company	\$ 20,632.70
Howie Crane Service	21,229.20
C. D. Spangler Construction Company	21,688.50

SUPPLEMENTAL CONTRACTS AUTHORIZED IN CONTRACTS WITH JOHN CROSLAND COMPANY AND IDLEWILD UTILITIES, INC. FOR INSTALLATION OF ADDITIONAL WATER MAINS.

Councilman Bryant moved approval of the following Supplemental contracts for the installation of additional water mains, which was seconded by Councilman Whittington, and unanimously carried:

- (a) Supplemental Contract with John Crosland Company to contract dated August 28, 1961, for the installation of 2,400 ft. of additional water mains, and one hydrant, in the Sharonwoods Development, outside the city limits, at an estimated cost of \$7,200.00. The City to operate and maintain said mains and retain all revenue derived therefrom.

- (b) Supplemental Contract with Idlewild Utilities, Inc. to contract dated November 12, 1962, for the installation of 2,150 ft. of additional water mains and two hydrants, in Sharon Forest Area, outside the city limits, at an estimated cost of \$9,300.00. The City to operate and maintain said mains and retain all revenue derived therefrom, until such time as the mains, in whole or in part, are incorporated into the City.

CITY MANAGER TO BE ABSENT ON VACATION FOR TWO WEEKS STARTING AUGUST 1ST.

Upon motion of Councilman Bryant, seconded by Councilman Thrower, and un-animously carried, the request of the City Manager to be absent for two weeks on vacation starting August 1st was approved.

ADJOURNMENT.

Upon motion of Councilman Albea, seconded by Councilman Whittington, and un-animously carried, the meeting was adjourned.



Lillian R. Hoffman, City Clerk