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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, in the City Hall, on Monday, July 29, 1968, at 3:00 o'clock p.m., with Mayor pro tem James B. Whittington presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, Gibson L. Smith, James B. Stegall and Jerry Tuttle present.

ABSENT: Mayor Stan R. Brookshire.

* * * * *

INVOCATION.

The invocation was given by Reverend H. S. Elliott, Minister of Commonwealth Baptist Church.

MINUTES APPROVED.

Upon motion of Councilman Tuttle, seconded by Councilman Jordan, and unanimously carried, the Minutes of the last regular meeting, on July 15, 1968, and the Special Meeting on July 25, 1968, were approved as submitted.

CITY OF CHARLOTTE EMPLOYEE AWARD PRESENTED TO THOMAS R. FITZPATRICK ON HIS RETIREMENT.

Mayor pro tem Whittington recognized Mr. Thomas R. Fitzpatrick who was employed by the Engineering Department on February 4, 1963 and is retiring August 1, 1968, and presented him with the City of Charlotte Employee Award.

COMMITTEE APPOINTED TO STUDY POSSIBILITY OF LICENSING DAY CARE CENTERS IN CHARLOTTE.

Mrs. Polly Langston, representing the Mecklenburg County Welfare Department, stated there are approximately 10,600 pre-school children in Mecklenburg County who are in day care centers and homes, but they only know the whereabouts of 2,300 and these children are in licensed or inspected day care programs. She stated there are many problems in the day care field and they are particularly interested in seeing something done about finding out where the other 8,000 children are being cared for.

That some of the problems they have seen during the years are: very inadequate physical plans, no fenced areas, poor food, very old or very young people looking after several pre-school children, poorly lighted, very dark facilities, extremely overcrowded facilities, not enough staff, that is, one person looking after 20 children, no individual beds or cots, children being physically abused and open fireplaces or space heaters.

Mrs. Langston stated that although the State of North Carolina has a voluntary licensing program, only 2,300 children are being protected by it. That several cities in the state which have made some effort at giving children some protection include Raleigh which requires 300 square feet of total land area per child, 100 square feet of enclosed outdoor play area, but no fire or sanitary inspection. Hickory, New Bern and Jacksonville have city ordinances which require that all day care facilities meet state requirements for licensing. Kingston, Durham and Boone are working on getting privilege licenses; Greensboro has a very old licensing program that dates back to about 1960. This program seems to be working very well and they are able to enforce this and require fire and sanitary inspection.

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Mayor pro tem Whittington asked Mrs. Langston how many children are in licensed facilities in Mecklenburg County and Mrs. Langston replied only about 2,300 with approximately 8,000 children unaccounted for, that they do not know where they are being cared for. Mrs. Langston stated it would be most helpful to have some strict licensing regulations and that a registration requiring fire and sanitation inspections would be most helpful.

Councilman Alexander asked what type of day care facilities the County Welfare Department provides for these children? Mrs. Langston replied although the Welfare Department does purchase some care for these children, they are not actually operating a program at this time. That a program has been planned to begin in the next week in the Belvedere Homes which will be a facility for only 20 children. That at the present time the Welfare Department is purchasing care for approximately 150 children.

Councilman Short explained to Council that there are state-approved day care centers and then there are others which are not approved or inspected, but can still operate without being state-approved - that a state license is not mandatory to operate.

Mrs. Langston stated most of the 89 or 90 known facilities operating have met with these standards but no one has been in the others - neither the Fire, Health, nor the Welfare Departments. That no one really has the authority at the present time to go into these centers or homes except the Fire Department.

Councilman Jordan asked if most of the unaccounted for centers are homes where a family might be keeping children for working parents and Mrs. Langston replied yes, most of these are quite small facilities, keeping 10 or fewer children.

Councilman Tuttle asked if some of these unaccounted for day care operations would qualify for the state license if they requested it, and Mrs. Langston replied she is sure that some of them would, but a majority of them would not.

Mrs. Sylvia Eagle, operator of two private day care centers in Charlotte, stated she is in favor of requiring the registration of all people who care for children in their homes or in a day care center. That her reasons are as follows: (1) she feels we have a responsibility for these children and that Mecklenburg County needs to know where these children are, and who is caring for them; (2) day care operators presently are supposed to meet regulations set forth in the North Carolina State Building Code and our local Fire and Building Inspection Departments are charged with the responsibility of seeing that the buildings meet this code. This can only be done when and if they know that facilities are being used for this type service. The registration of people caring for children would make it possible for them to bear out the responsibilities which they have been given from a state level; (3) she can foresee no real objection to this registration from anyone as she has never heard any day care people say they were opposed to providing a safe or clean place for children. She feels that most day care operators in this county would be in favor of this proposal and added she is not speaking for them, but only telling what she has heard them say in public meetings; and (4) she is for this proposal as it meets the needs of the children and we have been dragging our feet too long, and need to get on the move and do something positive for these children.

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Mrs. W. L. Woolard stated she serves on the Board of the Bethlehem Center which is sponsored by the Methodist Board of Missions, and in the past they have operated a kindergarten program which did not require any licensing at all. That at the present time they are going through the voluntary process of becoming a licensed facility. She stated she is in favor of the proposal to protect the children in various ways dealing with sanitary, fire and space requirements. Mrs. Woolard stated Bethlehem Center is located on Baltimore Street and serves a low income area beside the Southside Public Housing Project.

Chief Walter J. Black of the Charlotte Fire Department stated we have many very fine day care centers in Charlotte operating under expert supervision but some of our day care operations are not so good and some of the conditions are rather bad. He stated at the present time there are no requirements for anyone to keep 5 or less children in their homes. If they keep 6 or more, they should obtain a license from Raleigh although this is not compulsory.

He stated at present there are approximately 85 licensed day care centers in the City of Charlotte but there are many unlicensed centers - the amount is unknown to the Fire Department. In one case, a nursery started off and grew to house 40 children before the Fire Department had any knowledge of its existence. The Fire Department is primarily concerned with inspections of these day care centers and homes relative to fire safety.

Chief Black stated he would like to recommend that consideration be given for some provision for compulsory registration to keep addresses current. When these day care centers close up and move to another section of town, the Fire Department has no way of knowing when they move or where they move. That the Fire Department's main interest is the locations; and if they move, where they move to, strictly from a fire safety standpoint.

Captain B. B. Prophet, Assistant Director of the Fire Prevention Bureau in the Charlotte Fire Department, stated this is a most important step as there are approximately 85 day care centers in which regular inspections are made but there are some that have not been inspected and this is a responsibility that we should all live up to because some of these centers grow and we know nothing about them and a lot of people involved are innocent because they are not aware of the law. If we had some way to find out when these homes are opened up, it might save many lives, as we know there are no fire-safe homes and no such thing as a fire-safe building.

He stated he would recommend that City Council give consideration to this problem and try to come up with some kind of proposal to help the Fire Department in its work so these people will have to obtain a privilege license so the Department can keep up with them. That a lot of people have spent a lot of money to open a regulation day care center and some will open up a home and will not spend a dime. This is an area we need to get into and study.

Mayor pro tem Whittington stated he would like to suggest that Captain Prophet, Chief Black and Mr. Jamison meet with Mrs. Langston, Mrs. Eagle and Mrs. Woolard and give Council a summary of what the problems are and what this Committee recommends so Council will have this to work with and on.

Councilman Short stated he feels Mr. Henry Underhill, Acting City Attorney, should be included on this committee, and that he confer with all these people today and present an ordinance to Council for consideration. This ordinance should require some sort of City Permit at no charge for those wishing to engage in day care operations in Charlotte; that the ordinance should provide that the permit will not be granted until the location involved has been inspected by the Health Department, Fire Department and the Building Inspection Department. This ordinance should require inspection of each day care operation at some stipulated interval to be determined.

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Councilman Smith asked if Councilman Short would delete the "no charge" portion of his motion because he does not know if we can give this service free and then charge other people for the same service? Councilman Short stated he did not know we had this sort of service for anyone else; that what he is talking about is somewhat similar to permits issued to people to engage in police work - no charge is made for this. That he is reluctant to get into something that would require people to pay to get into day care.

Councilman Tuttle asked the Acting City Attorney if Council could effectively pass an ordinance requiring the registration of day care homes and/or centers? Mr. Underhill replied yes, probably under the basis of its police power.

Councilman Short stated there are several ways this might be approached. One is a Certificate of Occupancy, or just a registration procedure, or permit procedure. That Council should leave it to Mr. Underhill to determine these matters. That he is not suggesting that the inspections themselves be on any different basis than they already are; all he is suggesting is some sort of arrangement that would allow them to find all these places and give them the same inspection that is normally given to other buildings of this type operation.

Councilman Stegall stated he agrees wholeheartedly with all that has been said and feels we have very stringent regulations on the care of the aged and we should have the same regulations on the care of children. This involves a good many things including juvenile delinquency as he understands the children range in age from 3 months right on up to 6 years old and in these 5 years, a lot of patterns can be molded.

Councilman Alexander stated he would not at this time want to consider any type of ordinance that would do anything about day care centers until Council gives a thorough and complete study of the problems of day care centers throughout the city. That hurriedly-performed thinking about this matter, which is more important than it appears just on the surface, would not do everything this problem needs, nor would it give us the proper amount of control. He would like for Council to give some indepth consideration to the day care problem first and see what Council can come up with and what would be the best thing to do regarding it.

He stated he knows of many children who are in unlicensed, unaccounted for centers referred to earlier; and also knows of situations where if any type of consideration is given hurriedly to result in Council's adoption of ordinances, there would be many mothers who could not go to work another day. That we have a larger problem here than appears on the surface and if Council is to give it any consideration, he would be more willing to vote on some ordinance of control after it has been given all the study it needs to justify any action that is sound and can be lived with and still give all the protection which Council wants and at the same time would be able to come up with a solution to a problem that would necessarily grow out of the enforcement of an ordinance of any sort that was hurriedly put together.

Councilman Short stated he is not advocating any increase or any greater stringency in the controls and regulations that apply; that we have in the proposed ordinance, controls that are not anywhere near as stringent as the state-approved controls but in two sections of this proposed ordinance, they do have considerable regulations; one is in the zoning section and the other is in the housing code. These two sections apply specifically to day care operations. The only thought is to make them enforceable by making it possible for the inspectors to find the operators engaged in this activity.

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Councilman Alexander stated he is not against the registering of day care centers, he is just saying this is a larger problem than just registration, and if we are going to discuss this problem, leading towards enforcement of what we have or better enforcement of what we have, then we ought to survey the entire program. It is an important problem all are wrestling with and we want to come up with something that is meaningful to the community.

Councilman Tuttle stated he is in agreement with Councilman Alexander but he feels this would be a study which would require months to do the job properly, and according to the Chief of the Fire Department, we need to ferret out some of these places immediately so the Fire Department will know where to go to make inspections.

Chief Black stated the Fire Department is primarily interested in the locations and in keeping the addresses current so the inspections can be made. Councilman Tuttle stated these addresses are needed now and this is his point; these places need ferreting out and some sort of registration started to get the Fire Department in there and then if Councilman Alexander wants to come up with a study, it will be well and good.

Mayor pro tem Whittington stated he would like to recommend a committee be formed consisting of Mr. Henry Underhill, Mr. W. H. Jamison, Mrs. Langston, Mrs. Eagle, Mrs. Wollard and representatives of the Health and Welfare Departments and have them bring back to Council their findings so Council will know what they have to work with.

** TWO PARAGRAPHS ADDED TO DISCUSSION _ See Page 451, Meeting of August 12, 1968

PETITION NO. 68-49 BY SAM M. MCMAHON, W. J. SMITH ET AL FOR A CHANGE IN ZONING OF PROPERTY ON THE SOUTH SIDE OF MONROE ROAD, FROM NEAR RICHLAND ROAD TO NEAR MCALWAY ROAD, DEFERRED.

Councilman Short moved that decision on the subject petition be deferred pending further study by the Planning Commission. The motion was seconded by Councilman Jordan, and carried unanimously.

ORDINANCE NO. 940-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING ORDINANCE BY CHANGING ZONING OF PROPERTY AT THE SOUTH-WEST CORNER OF NATIONS FORD ROAD AND GENERAL YOUNTS EXPRESSWAY.

Motion was made by Councilman Jordan to adopt the subject ordinance changing the zoning from O-15 to B-2 as recommended by the Planning Commission. The motion was seconded by Councilman Stegall, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 15, at page 373.

PETITION NO. 68-51 BY HONEY PROPERTIES, INC., FOR A CHANGE IN ZONING FROM O-6 TO B-1 OF A TRACT OF LAND AT 400-08 EAST BOULEVARD, DENIED.

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

ORDINANCE NO. 941-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING ORDINANCE BY CHANGING ZONING OF PROPERTY ON THE NORTH SIDE OF THE PLAZA BEGINNING EAST OF BRIDGEPORT DRIVE.

Councilman Jordan moved that the subject ordinance be adopted changing the zoning from R-12 to O-6 as recommended by the Planning Commission rather than changing to B-1 zoning as requested by the Petitioner. The motion was seconded by Councilman Smith.

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After discussion, Councilman Jordan withdrew his original motion and Councilman Smith moved that the subject ordinance be adopted changing the zoning on 100 feet of property from R-12 to O-6 and 17 feet of property from R-12 to B-1. The motion was seconded by Councilman Tuttle, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 15, at page 374.

PETITION NO. 68-53 BY B & L INVESTMENT COMPANY FOR A CHANGE IN ZONING OF A TRACT OF LAND AT THE SOUTHWEST CORNER OF LAWYERS ROAD AND IDLEWILD ROAD-NORTH, DEFERRED.

Motion was made by Councilman Tuttle, seconded by Councilman Jordan, and unanimously carried, deferring decision on the subject petition pending further study by the Planning Commission.

ORDINANCE NO. 942-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF PROPERTY AT THE SOUTHWESTERLY CORNER OF BELHAVEN BOULEVARD AND NELSON AVENUE.

Upon motion of Councilman Jordan, seconded by Councilman Stegall and unanimously carried, the subject ordinance was adopted changing the zoning from B-1 to B-2 as recommended by the Planning Commission.

The ordinance is recorded in full in Ordinance Book 15, at page 375.

ORDINANCE NO. 943-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF PROPERTY ON THE SOUTHEAST SIDE OF DEWOLFE STREET EXTENDING FROM GLENWOOD DRIVE TO JOYCETON STREET, AND TWO LOTS ON THE NORTHWEST SIDE OF DEWOLFE STREET, NEAR JOYCETON STREET.

Motion was made by Councilman Stegall, seconded by Councilman Smith and unanimously carried, adopting the subject ordinance changing the zoning from R-6 to O-6 as recommended by the Planning Commission.

The ordinance is recorded in full in Ordinance Book 15, at page 376.

PETITION NO. 68-56 BY N. M. BLACK, ET AL, FOR A CHANGE IN ZONING OF PROPERTY ON BOTH SIDES OF RANDOLPH ROAD, EXTENDING FROM CHASE STREET TO DAVIS STREET, AND PROPERTY AT 2100, 2101 AND 2104 CRESCENT AVENUE, DEFERRED.

Councilman Smith moved that decision on the subject petition be deferred pending further study by the Planning Commission. The motion was seconded by Councilman Alexander, and carried unanimously.

PETITION NO. 68-57 BY SIDNEY I. SHAPIRO FOR A CHANGE IN ZONING FROM R-6MF TO R-6MFH OF TWO LOTS AT 601 HERMITAGE COURT, DENIED.

Upon motion of Councilman Stegall, seconded by Councilman Tuttle and unanimously carried, the subject petition for a change in zoning from R-6MF to R-6MFH was denied as recommended by the Planning Commission.

DECISION ON PETITION NO. 68-47 BY CHARLOTTE CITY COUNCIL FOR A CHANGE IN ZONING OF PROPERTY BOUNDED BY PARK ROAD, HILLSIDE AVENUE, HAVEN DRIVE AND THE REAR OF LOTS HAVING FRONTAGE ON REECE ROAD, DEFERRED.

Councilman Jordan moved that decision on the subject petition be deferred until seven members of Council are present. The motion was seconded by Councilman Stegall, and carried unanimously.

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RESOLUTION SETTING DATE OF PUBLIC HEARING ON AUGUST 12 ON PETITION OF HOBART SMITH CONSTRUCTION COMPANY, INC. FOR ANNEXATION OF PROPERTY IN MALLARD CREEK TOWNSHIP.

Councilman Jordan moved adoption of the subject resolution setting date of public hearing on Monday, August 12, 1968. The motion was seconded by Councilman Stegall, and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 180.

RESOLUTION SETTING DATE OF PUBLIC HEARING ON AUGUST 12 ON PETITION OF JOHN CROSLAND COMPANY FOR ANNEXATION OF PROPERTY IN CRAB ORCHARD TOWNSHIP.

Upon motion of Councilman Alexander, seconded by Councilman Jordan and unanimously carried, the subject resolution was adopted setting date of public hearing on Monday, August 12, 1968.

The resolution is recorded in full in Resolutions Book 6, at Page 181.

RESOLUTION PROVIDING FOR PUBLIC HEARINGS ON MONDAY, AUGUST 26 ON PETITIONS FOR ZONING CHANGES.

Motion was made by Councilman Short to adopt the subject resolution setting date of hearing on Monday, August 26 on Petitions No. 68-58 through 68-65. The motion was seconded by Councilman Stegall, and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 182.

RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION FOR URBAN BEAUTIFICATION AND IMPROVEMENT GRANT.

Councilman Jordan moved adoption of the subject resolution. The motion was seconded by Councilman Stegall, and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 183.

APPLICATIONS TO CONNECT SANITARY SEWER LINES TO CITY'S SYSTEM AUTHORIZED.

Upon motion of Councilman Smith, seconded by Councilman Stegall, and unanimously carried, the following applications were approved authorizing connection of sanitary sewer lines to the city's system:

- (a) Application of Carmel Properties to connect private sanitary sewer lines in Foxcroft East Subdivision, outside the city limits, to the city's sanitary sewer system.
- (b) Application of Carmel Properties to connect private sanitary sewer lines in Governor's Square Subdivision, outside the city limits, to the city's sanitary sewerage system.
- (c) Application of Mecklenburg County to connect sanitary sewer lines in Sterling Community, outside the city limits, to the city's sanitary sewerage system.

SANITARY SEWER CONSTRUCTION AUTHORIZED.

Motion was made by Councilman Smith, seconded by Councilman Stegall, and unanimously carried, authorizing a contract with Hobart Smith Construction Company for the construction of 1,245 feet of 8-inch trunk and 1,925 feet of 8-inch main to serve Virginia Manor Subdivision, Section No. 4, inside the City, at an estimated cost of \$21,165.00 with all cost of construction to be borne by the applicant whose deposit in the full amount has been received and will be refunded as per terms of the agreement.

ORDINANCE NO. 944-X ORDERING THE DEMOLITION AND REMOVAL OF THE DWELLING AT 1020 EAST FOURTH STREET PURSUANT TO THE HOUSING CODE OF THE CITY OF CHARLOTTE, AND ARTICLE 15, CHAPTER 160 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Motion was made by Councilman Jordan to adopt the subject ordinance, which was seconded by Councilman Smith, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 15, at Page 377.

ORDINANCE 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, ADOPTED.

Upon motion of Councilman Smith, seconded by Councilman Stegall, and unanimously carried, the subject ordinances were adopted ordering the removal of weeds and grass, as follows:

- (a) Ordinance No. 945-X ordering the removal of weeds and grass adjacent to 1906 Washington Avenue.
- (b) Ordinance No. 946-X ordering the removal of weeds and grass at the rear of 3928 Plainview Drive.
- (c) Ordinance No. 947-X ordering the removal of weeds and grass at the rear of 2634 Beechnut Road.
- (d) Ordinance No. 948-X ordering the removal of weeds and grass at 3500 Archer Street.
- (e) Ordinance No. 949-X ordering the removal of weeds and grass at the corner of Coxe Avenue and Bacon Street.
- (f) Ordinance No. 950-X ordering the removal of weeds and grass adjacent to 3928 Plainview Road.
- (g) Ordinance No. 951-X ordering the removal of weeds and grass adjacent to 126 Martin Street.
- (h) Ordinance No. 952-X ordering the removal of weeds and grass adjacent to 5401 Doncaster Street.
- (i) Ordinance No. 953-X ordering the removal of weeds and grass at the rear of the 200 and 300 blocks of Emerson Avenue.
- (j) Ordinance No. 954-X ordering the removal of weeds and grass adjacent to 2327 Celia Avenue.

The ordinances are recorded in full in Ordinance Book 15, beginning on Page 378.

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APPRAISAL CONTRACTS AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, approving the following appraisal contracts:

- (a) Contract with D. A. Stout for appraisal of one parcel of land for Airport Terminal Expansion (20 Year Program).
- (b) Contract with Wallace D. Gibbs, Jr. for appraisal of one parcel of land for Airport Terminal Expansion (20 Year Program).
- (c) Contract with Willis I. Henderson for appraisal of three parcels of land for the West Third Street and Fourth Street Connector.

PROPERTY TRANSACTIONS AUTHORIZED.

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

- (a) Negotiated settlement with Estate of Mr. D. E. Henderson and wife, Mattie J., for the northeast corner of Woodlawn Road and Scaleybark Road, 11,007.17 square feet, at \$9,500.00, for the Woodlawn Road Project.
- (b) Acquisition of 298 square feet of property at 1325 Matheson Avenue, from Carrie H. Morris (widow), at \$1,100, for the East Thirtieth Street Project.
- (c) Acquisition of right-of-way of approximately 3,360 square feet on the northwest corner of Craig Avenue and DeLane Avenue, from Griffin Realty Company, at \$1.00 for sanitary sewer easement to serve Griffin Realty Company Project.
- (d) Resolution authorizing condemnation proceedings for the acquisition of property of Thomas F. Kerr Company at 410 North McDowell Street, for the McDowell Street Widening.

The resolution is recorded in full in Resolutions Book 6, at Page 184.

CLAIM OF MISS PRICILLA R. BROWN FOR PERSONAL INJURIES AUTHORIZED.

Councilman Smith moved that claim of Miss Priscilla R. Brown for personal injuries be paid in the amount of \$300.00, as recommended by the City Attorney. The motion was seconded by Councilman Stegall, and carried unanimously.

SPECIAL OFFICER PERMIT ISSUANCE AUTHORIZED.

Motion was made by Councilman Smith, seconded by Councilman Alexander, and unanimously carried, approving the issuance of a special officer permit, for a period of one year, to Mr. Earle Potee Gunther for use on the premises of the Charlotte Branch, Federal Reserve Bank of Richmond.

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TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Jordan, seconded by Councilman Short, 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. Sidney Charles Vaughan for Grave No. 6, in Lot No. 14, Section 2, Evergreen Cemetery, at \$60.00.
- (b) Deed with Mr. Bobby Lee Kelly for Lot No. 146, Section Y, Elmwood Cemetery, transferred from Mr. M. L. Kelly and wife, at \$3.00 for transfer deed.

CONTRACT AWARDED F. T. WILLIAMS COMPANY, INC. FOR SAND.

Councilman Short moved award of contract to the low bidder, F. T. Williams Company, Inc., in the amount of \$7,805.00, on a unit price basis, for 3,500 cubic yards of sand. The motion was seconded by Councilman Smith and carried unanimously.

The following bids were received:

F. T. Williams Co., Inc.	\$7,805.00
Robert O. Helms Sand & Gravel Co.	8,260.00

CONTRACT AWARDED CAROLINA CONTRACTORS RENTAL FOR PIT GRAVEL.

Motion was made by Councilman Short, seconded by Councilman Stegall, and unanimously carried, awarding contract to the only bidder, Carolina Contractors Rental, in the amount of \$5,000.00, on a unit price basis, for 2,500 cubic yards of pit gravel.

CONTRACT AWARDED GRINNEL COMPANY, INC. FOR TAPPING SLEEVES AND VALVES.

Councilman Tuttle moved award of contract to the low bidder, Grinnel Company, Inc., in the amount of \$6,794.21, on a unit price basis, for 25 tapping sleeves and valves of various sizes. The motion was seconded by Councilman Smith, and carried unanimously.

The following bids were received:

Grinnel Company, Inc.	\$6,794.21
U. S. Pipe & Foundry Co.	7,069.65
Darling Valve & Mfg. Co.	7,188.30

CONTRACT AWARDED C. M. ALLEN & COMPANY, INC. FOR FIRE ALARM CABLE INSTALLATION.

Upon motion of Councilman Alexander, seconded by Councilman Tuttle, and unanimously carried, contract was awarded the low bidder, C. M. Allen & Company, Inc., in the amount of \$1,895.00, for installing approximately 18,300 feet of fire alarm cable.

The following bids were received:

C. M. Allen & Company, Inc.	\$1,895.00
Harrison-Wright Company	2,500.00
Basic Electric Co., Inc.	3,650.00
Hunter & Walden, Inc.	5,049.00

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CONTRACT AWARDED TAR HEEL GRADING COMPANY FOR DEMOLITION OF STRUCTURES
IN REDEVELOPMENT AREA R-43 AND R-60.

Motion was made by Councilman Short, seconded by Councilman Stegall, and unanimously carried, awarding contract to the low bidder, Tar Heel Grading Company, in the amount of \$15,100.00, on a unit price basis, for demolition of 75 structures in urban redevelopment area R-43 and R-60.

The following bids were received:

Tar Heel Grading Company	\$15,100.00
Big Chief, Inc.	17,355.00
R. L. Wallace Const.	18,460.00
D. H. Griffin Wrecking Co.	23,705.00
Cleveland Wrecking Co.	26,900.00
Suggs Wrecking Company	28,145.00
Rike Wrecking Company	45,600.00

REAPPOINTMENT OF MR. BEN E. DOUGLAS TO AIRPORT ADVISORY COMMITTEE AT
DOUGLAS AIRPORT.

Councilman Jordan moved the reappointment of Mr. Ben E. Douglas to the Airport Advisory Committee for a term of five years to begin at the expiration of his present term on July 31, 1968. The motion was seconded by Councilman Smith, and carried unanimously.

RESIGNATION OF TWO MEMBERS OF REDEVELOPMENT COMMISSION ACCEPTED WITH
REGRET.

Councilman Jordan moved to accept the resignations of Mr. Elmer Rouzer and Mr. Eugene Potts from the Redevelopment Commission with regret. The motion was seconded by Councilman Smith, and carried unanimously.

APPOINTMENT OF MR. WILLIAM E. GRAHAM TO REDEVELOPMENT COMMISSION TO
FILL UNEXPIRED TERM OF MR. ELMER ROUZER.

Upon motion of Councilman Tuttle, seconded by Councilman Smith, and unanimously carried, Mr. William E. Graham was appointed as a member of the Redevelopment Commission to fill the unexpired term of Mr. Elmer Rouzer.

PERSONNEL DEPARTMENT REQUESTED TO ADD ADDRESSES TO PERSONNEL TRANSACTION
NOTICES GIVEN TO COUNCIL.

Councilman Tuttle asked Mr. Veeder, City Manager, if the personnel transaction notices are sent from the Personnel Department and Mr. Veeder replied they are. Councilman Tuttle stated now and again he sees the name of someone he knows and would like to drop them a little congratulatory note upon their promotion and would like for the Personnel Department to add the addresses on the notices in the future.

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FIRE DEPARTMENT COMMENDED FOR OUTSTANDING PERFORMANCE IN CONTROLLING TWO RECENT FIRES.

Councilman Tuttle stated he saw a news tape reporting the A & P fire on last Monday night and immediately went to the scene and had the opportunity to talk with several men who were overcome by the fumes and smoke and that their only concern seemed to be to get back on the job. There were police there who handled the crowds firmly, but courteously.

That later that same night an amazing job was done by the Fire Department when they successfully removed everyone from the James Lee Hotel fire which could have been a holocaust. All in all, it was a night of proven integrity for the Fire Department and he would like to publicly congratulate them.

CITY MANAGER REQUESTED TO CHECK WITH RAILROADS REGARDING CROSSINGS IN NEED OF REPAIR.

Councilman Short stated recently WSOC presented one of its Community Service Programs in which they showed several shots of automobiles crossing railroads at various places in the city. That a number of these crossings obviously needed repair as the wheels were bouncing around. They also featured some comment from automobile mechanics about the harm this does to cars. He asked if this is the city's responsibility or the railroad's responsibility to keep these crossings in good repair? Mr. Veeder replied it is the railroad's responsibility.

Councilman Short stated we should not ignore the efforts and the expenditures the stations have made but if it is the railroad's responsibility, it behooves us to push them a bit on this matter. The City Manager stated he agrees with this; that it is a continuing activity with the railroads and they have varying degrees of maintenance standards the railroads apply among themselves. That some of the railroads with lines through Charlotte take great pride in making sure their crossings are always in good order but there are others that have to have it brought to their attention. He stated we have done this frequently and will do it even more frequently.

Mr. Veeder asked Mr. Josh Birmingham, Assistant City Engineer, when was the last time this was brought to the attention of the railroads? Mr. Birmingham replied within the last six months as the practice is to do this twice a year at every crossing. That the railroads are encouraged to do this on a continuing basis.

Councilman Tuttle asked how the progress was going on the crossing on Independence Boulevard and Mr. Birmingham replied the railroad has agreed to repair this crossing as soon as they can schedule it.

APPOINTMENT OF MR. WALTER S. TUCKER TO REDEVELOPMENT COMMISSION TO FILL UNEXPIRED TERM OF MR. EUGENE POTTS.

Councilman Alexander moved that Mr. Walter S. Tucker be appointed to fill the unexpired term of Mr. Eugene Potts on the Redevelopment Commission. The motion was seconded by Councilman Short, and carried unanimously.

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FIRE DEPARTMENT INSTRUCTED TO AWARD RETIRING FIREMEN ENGRAVED BADGES AS CUSTOMARY UNTIL NOTIFICATION IS SENT OUT TO ALL EMPLOYEES.

Councilman Alexander stated when Lt. J. B. Atkins retired from the Fire Department on November 16, 1967, with a service-connected disability, he did not get the customary engraved badge which has been standard procedure in the Fire Department for those who retire.

He stated Lt. Atkins was told upon retirement he would get his badge in a few days but when he followed through on it was finally told he would not get one as the Fire Department had discontinued giving them. He further stated no official notice had been given and he had been led to believe he was going to receive one.

Councilman Alexander stated if this has been the customary procedure and no formal notice was given of it being discontinued, that perhaps some consideration should be given this man and some type notice given to the others that such a practice has been discontinued.

Lt. Atkins stated he retired on November 16, 1967 and was told by the Secretary of the Fire Department that a badge had been ordered for him. After several attempts to pick it up, he wrote to "Quest" to find out about it. "Quest" notified him that he happened to be one for the first who would not receive the badge as it had been discontinued.

He stated this might seem to some to be an insignificant matter but to him it represented 26 years of his life, plus a permanent injury.

Mayor pro tem Whittington stated Council was not aware of this until Councilman Alexander brought this out today and he would suggest to Mr. Veeder, City Manager, that he and Chief Black confer on this to see if it can be resolved.

Mr. Veeder stated he talked with Chief Black regarding this matter and the Chief informed him the policy of the Department had changed during September of last year; that it was unfortunate that Lt. Atkins was the first fireman to retire after the Department had elected to discontinue the badge. He stated it is his understanding the Fire Department now awards an engraved watch upon retirement.

After discussion, Councilman Smith moved the Fire Department be requested to issue engraved badges to the firemen who have retired since last September and that official notice be given that this practice will be discontinued. The motion was seconded by Councilman Alexander, and carried unanimously.

CITY MANAGER REQUESTED TO STUDY POSSIBILITY OF CO-ORDINATING LITTER REMOVAL SERVICES UNDER ONE DEPARTMENT.

Councilman Alexander stated we need to put all our various departmental activities for beautification and litter removal under one heading. We have too many departments performing the same services, such as the Engineering Department, Cemeteries, Sanitation, Police and Community Improvement Departments - all working to try to control litter, trash, abandoned cars, etc. He stated he would like to request the City Manager study these similar type services and try to put them all together under one department.

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CONSIDERATION OF MCCANN REPORT TO BEGIN AT NEXT MEETING OF COUNCIL.

Councilman Alexander moved to begin consideration of the McCann Report at the next meeting of Council. The motion was seconded by Councilman Short, and carried unanimously.

DISCUSSION OF STREET BLOCKAGE BY RAILROADS.

Councilman Stegall asked Mr. Veeder if complaints have subsided regarding railroad blockage of street crossings? Mr. Veeder replied there are no new developments but when Council awarded a contract on the 30th Street Project about 30 days ago, this perhaps had some effect on reducing the complaints.

CITY MANAGER AND STAFF COMMENDED ON WORK REGARDING OVERLOADING OF SCHOOL BUSES.

Councilman Stegall stated school time is approaching and he would recommend that some representative of the city confer with City Coach officials about the overloading of school buses. That last year buses which were supposed to carry 50 to 60 people were carrying as many as 100.

Mr. Veeder stated this was initiated within the last two or three weeks when the president of City Coach was in town and he and Mr. Hoose, Traffic Engineer, met with him and discussed this problem. He stated he has received a definite commitment of cooperation directly from the president of City Coach and the staff of Traffic Engineering Department is working with City Coach's staff locally, as well as some of his associates in Raleigh, attempting to get more information from the School Board with regard to the number of students attending individual schools.

Councilman Stegall stated he would like to commend the City Manager and his staff for working on this as it has been a real danger and we have been most fortunate not to have had a serious accident involving these children.

COUNCIL ADVISES FIRE DEPARTMENT OF PAY INCREASES IN APPROVED BUDGET.

Mayor pro tem Whittington stated he has received many calls from various firemen regarding the pay increases in the recently adopted budget. That since there were no minutes of the meeting relative to the increases and working hours, he would like to put the following information into the record so Chief Black and others can relate it to the Department.

He stated the motion was made that (1) Council adopt the pay plan for the Fire Department as recommended by the City Manager, which is a 15% increase; (2) that Council would agree, as recommended in the McCann Report, to a 56-hour work week; and (3) Council further agreed to reduce the work week of the Fire Department in 1969-70 to 52 hours per week and in 1970-71, reduce this work week to 48 hours. That this was done and is a part of the new budget which Council adopted on July 25, 1968.

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COMMITTEE APPOINTED TO WORK WITH HUNTINGTON FARM RESIDENTS REGARDING
PARK FOR THIS RESIDENTIAL DEVELOPMENT.

Mayor pro tem Whittington stated he would like to appoint a Committee of two from the Council to work with two representatives of the Huntington Farm Residential Development and ask that the Chairman of the Park and Recreation Commission appoint two members from the Park and Recreation and that this committee meet with the Huntington Farm residents to see if they can resolve the differences out there so this park can proceed. He further stated he hopes a meeting can be arranged by the end of this week or the first of next week.

CITY MANAGER REQUESTED TO CHECK ON DEVELOPMENTS REGARDING SIGN AT
PINEHURST APARTMENTS ON PROVIDENCE ROAD.

Mayor pro tem Whittington stated he mentioned to Council at the last meeting about a sign at the Pinehurst Apartments but all that has been done regarding this is that the investigator wrote them another letter and told them to either take the sign down or come in and talk with them. He stated he feels this was handled improperly and he would like Mr. Veeder to check on this and report back to Council.

Mr. Veeder, City Manager, stated he was not aware another letter had been written. That the Planning Commission staff has stated they are in the process of bringing together a number of recommendations as they relate to apartment development for consideration by Council; these recommendations will include changes as relates to signs for apartments. In view of this, it has been suggested that this particular problem at Pinehurst Apartments be handled on a variance basis upon the request from the owners. Mr. Veeder stated this should have been explained to the owners.

HEARING ON FIREMEN'S ASSEMBLY CASE TO BEGIN ON SEPTEMBER 3RD.

Mr. Henry Underhill, Acting City Attorney, informed Council he has received notice from the Clerk of the Federal District Court that the date of September 3 has been set for the hearing on the Firemen's Assembly case.

CONTRACT WITH PRISMO CORPORATION FOR HOT SPRAY PLASTIC.

Motion was made by Councilman Jordan, seconded by Councilman Stegall, and unanimously carried, awarding contract to Prismo Safety Corporation for hot spray plastic material. The contract stipulates Prismo Corporation will furnish all labor, materials, and the specialized equipment to perform the work. The award will be made to them in the amount of \$4,204.00 and the State will reimburse the City in the amount of \$2,102.00 upon completion.

ADJOURNMENT.

Upon motion of Councilman Short, seconded by Councilman Stegall, and unanimously carried, the meeting was adjourned.

Louise McLendon, Acting Secretary