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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Auditorium of West Charlotte Senior High School, on Monday, June 3, 1968, at 7:30 o'clock p.m., with Mayor Stan R. Brookshire presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, Gibson L. Smith, James B. Stegall, Jerry Tuttle and James B. Whittington present.

ABSENT: None.

* * * * *

INVOCATION.

The invocation was given by Reverend A. Jackson Ryans, Minister of Ebenezer Baptist Church.

MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Smith, and unanimously carried, the Minutes of the last Council Meeting on Monday, May 27, 1968, were approved as submitted with the following correction:

Page 316 - Sidewalk Study Committee - Change the fifth name from John "Moss" to John "Moose".

INTRODUCTORY COMMENTS BY MAYOR STAN R. BROOKSHIRE.

Mayor Brookshire stated this is another in a series of Council Meetings arranged to bring City government closer to the people in this the Bicentennial year.

He expressed the appreciation of Council for the use of the facilities at West Charlotte Senior High School, and stated it is quite delightful; that he is sorry the Principal could not be present, but Mr. Miller, Assistant Principal, is present.

COMMENTS FROM AUDIENCE.

Mr. Kelly M. Alexander, Executive Secretary of the Charlotte-Mecklenburg County Branch, NAACP, stated the officers and members of the Charlotte-Mecklenburg County Branch of the National Association for the Advancement of Colored People, stand before the Charlotte City Council to make a plea for an end to discrimination against the citizens of this community because of their race, religion, color or national origin. They ask for the passage of the Anti-Discrimination legislation before Council and join with a distinguished array of other citizens of this community in requesting action on a legislative program for human rights.

That it is their opinion that now more than ever in history it is essential to dramatize in every way the practice of democracy in our community; there are some who believe that democracy is just achievement, material progress, elections and government, but this is not true; democracy is essentially a faith of freedom, of equality, of human dignity and brotherhood. They feel very deeply about the responsibility

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of public officials in strengthening the spirit of democracy. They are confident that not only in Charlotte but all over this country, the spirit of democracy has been the victim of a lingering and stubborn infection which saps our strength. That Council has an opportunity to do something about this now by passing without a dissenting vote the legislation that is before it against discrimination.

Mr. Alexander stated there are too many cases of Black people being treated as second class citizens right here in Charlotte, in employment, housing, education, recreation and medical care. While much has been done in past years, there is much yet to be done. The extent to which these things are not done does irreparable harm to race relations in our community. He stated they do not think the City of Charlotte should allow itself to continue to be on the defensive as to the extension of democratic rights to all citizens; it is a sad commentary that our city has to be apologetic for the weaknesses in our system as to giving Black people complete and absolute equality in the body politics of our community life. That unfortunately the charges of discrimination can be validated and Council has an opportunity by passing this legislation to get the discrimination skeleton out of Charlotte's closet. Do not allow our enemies to expose and parade our undemocratic sins before the world by not passing this important anti-discrimination legislation. Mr. Alexander stated they are asking Council, as the political leaders in the community, to set an example of righteousness and benevolence. They are asking Council to institute change by democratic progress. Council has the power to make improvements and correct weaknesses in our community.

He stated Charlotte is a great City because deep within the individuals who will make up our city lies a sense of justice. The citizens of this community realize that the Council has the opportunity now to establish Charlotte as an example of a dynamic functioning democracy so that our ideas are tested by actual experience. That at no time in the history of Charlotte has our community been in such a precarious racial situation, and at no time in our history has it been so imperative to make Charlotte a strong practicing democracy, setting the example for others in the state and nation and earning the loyalty and regard of free men.

Mr. Alexander urged Council to pass this legislation so the story of Charlotte will be one of expanding democracy opening up new opportunities to more and more of its citizens to take their place as full and equal partners in a free society without discrimination.

Mr. Robert Steele, Chairman of the NAACP Youth Work Committee, Charlotte-Mecklenburg County Branch, stated the Youth Councils join the many citizens and organizations in support of passage of the Anti-Discrimination legislation that Council is now considering. That striving for full democracy is a full time real concern of young people in the City of Charlotte. They have witnessed how the courts have and are still making it possible to end segregation and other forms of discrimination. They feel it is now time for our local government to act without delay in passing a bill to strengthen existing civil rights statutes. The passage of the legislation will give encouragement to our young people that Charlotte is willing to do something constructive to help them become useful citizens and that they can find employment at home and not find it necessary to leave for other cities in the north and west. It will give them a greater faith in democracy. He stated there is a wind rising in Charlotte - a wind that will blow from this community every particle of the dust of discrimination and they hope with the

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passage of this legislation it will reach hurricane force spreading seeds of democracy so men, women and young people in this community can truly be free.

Mr. Steele stated law abiding young people do not want to riot but when elected officials fail to demonstrate that they want to give them freedom, they get mad and display vigorous protest and rebel against discrimination and segregation. If Council passes this legislation it will fulfill a responsibility to the Black people of this community and by so doing will help the total community. That Council has the responsibility to assure the citizens of this community equality of treatment consistent with the principles of democracy which we profess.

Mr. Raymond Worsley stated he stands in support of Mr. Fred Alexander's proposed anti-discrimination ordinance; that he supports the ordinance because it is right and necessary; that the proposal has the moral support of both local newspaper and several outstanding organizations. That it will be a sad day for all if Council fails to act favorably to the proposal; it will be a sad day in light of the negative impact it will make on the future growth of Charlotte.

He stated in light of the death of two young Negroes who were shot while running from police, both within a span of ten months, and in light of the confused procedure for clearing up homicide involving policemen, he asked Council to study or request that the necessary study be done in order to make clear to the solicitors or to the police and the citizens of Charlotte, the proper procedure for handling these cases.

Dr. James H. Wertz, Minister of St. Paul's Baptist Church, stated he knows of no better way to celebrate the City's Bicentennial than by the passing of this anti-discrimination ordinance proposed by Councilman Fred Alexander. Dr. Wertz stated on behalf of the church which he serves, they endorse the anti-discrimination ordinance as proposed by Councilman Fred Alexander and as submitted by the Mayor's Committee on Community Relations.

Mr. Hugh Casey, a member of the Charlotte, North Carolina Civil Liberties Union, stated he appears to urge Council to act favorably on the anti-discrimination ordinance now pending; the American Civil Liberties Union, of which they are an affiliate, is in favor of legislation that furthers the realization of freedoms guaranteed in the Bill of Rights. They feel the pending ordinance will further the realization of basic constitutional rights in Charlotte and are strongly in favor of its passage. That Charlotte needs to make an unmistakable affirmation to its citizens that it is in favor of equal opportunity for all its residents. Otherwise, its minority groups will be greatly, and perhaps irretrievably, tempted to use separatist or violent action to gain for themselves the basic rights which they have been denied in the past. This city cannot afford to further delay action on this important ordinance. To do so would be taken as a clear indication that this city government does not intend to ever lend its authority to the achievement of effective equality of opportunity.

Mr. Casey stated there has been some objection against this ordinance on the grounds it is in violation of the State Constitution. There are literally hundreds of pages of ordinances which comprise the Code of the City of Charlotte. How many are constitutional? He stated he has read a seven page brief prepared by Mr. Julius Chambers which

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fully sets forth the constitutional basis of this ordinance. No one can guarantee what a court will do as courts and judges often disagree among themselves over interpretations of constitutional law. However, they find it difficult to imagine that an ordinance which implements those freedoms guaranteed by the Fourteenth Amendment to the Federal Constitution would be held unconstitutional. That those who daily suffer from the injustice of discrimination will not understand that Council refused to act; that it allowed the injustice of discrimination to go on; they will not understand excuses; they will only know that Council had this opportunity to pass this ordinance.

Mr. Hoyle Martin stated he comes before Council as an interested citizen in the affairs of our community; he urged Council to support the ordinance presented by Mr. Fred Alexander. He stated some years ago the homes of four of the leading Negro citizens was bombed; following that an open meeting was held at Ovens Auditorium where many fine speeches were made about the conditions in Charlotte and what the citizens of Charlotte, both black and white, would do to improve these affairs. Some years later and just recently in the past a great Negro leader was assassinated. Members of the Negro community were asked to "cool it baby; things are going to be better". They did that and asked the people to take it easy as there was a time for progress and a time for hope.

Mr. Quick, Minister of East Stonewall A.M.E. Zion Church, stated he comes to represent a group of people who never see the sun rise or set in their homes because they must get up early in the morning to take care of their families in order to get to their domestic jobs in time to prepare breakfast and get other people's children ready for school. In the meantime, their children are being ill-cared for because of the menial job and salary, some are getting \$15, \$20, and \$25 while their children are not being cared for at all. When they go to the grocery store or to buy clothing or other items they must pay the same price for clothing, they must pay the same price for food; they must pay more for rent; they must pay twice as much for a house or for land. Mr. Quick stated there is a new breed of persons in this city; the young people are thinking and adults who are thinking; black people who are thinking and white people who are thinking; Jews who are thinking, Chinese who are thinking, and others who are looking at the new world and understand the problems. They know what is right and they know when you mistreat one group, you mistreat another; they do not wish to defy any of the laws of the law, but they feel they have a duty to dignify the law.

He stated they steal because they do not have jobs; they cannot get the jobs even though they qualify with the same amount of education. He stated he feels this is the last chance of this year to save Charlotte and to save yourselves. That all helped to build the city, why can they not enjoy some of the fruits of equal justice? He asked Council to think seriously about passing this ordinance, and to remember if the ordinance is not passed, they have the torch in their hands, the match to light the City of Charlotte. If this happens, do not accuse the black boy in the gutter, do not accuse the poor white, and do not accuse the Klu Klux Klan.

Mrs. Robert Metchum stated the School Committee of University Elementary Park wishes to endorse the anti-discrimination ordinance; that the ordinance in itself is a small step, yet its success or failure will determine whether the attitude of the black community toward the City Hall will be positive or negative; this city cannot progress to the top of the hill while keeping part of its citizenry at the bottom; either we all climb together or we all fall down.

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Mr. Robert L. Davis, Jr., President of the Charlotte-Mecklenburg Unit of the North Carolina Teacher's Association, and President of the Beatty Road Sigma Chapter of Phi Beta Sigma Fraternity, stated this organization wishes to go on record as favoring the anti-discrimination ordinance as proposed by Mr. Fred D. Alexander and the Mayor's Community Relations Committee; they urged the City Council for an early passage of this ordinance, especially in the areas of education, open housing and public accommodations; they stand ready to support the Council in this action.

Mrs. Juanita McGowan stated they are fighting poverty in University Park area on Kendall Drive, Abelwood Road and Twinfield; they have a bad creek in the back of their homes and they have neighbors who are throwing garbage in the creek. That last year they had a sewage backup on Kendall Drive, and they would like to know if this can happen again and what they can do about it.

Mr. Calvin Brown stated he is present representing several groups and they are concerned about the anti-discrimination ordinance; personally he is concerned for his two children as he thinks it has a great future for them. If we could get an ordinance now that would eliminate our psychological prejudices, then Charlotte has a great future. He stated he is concerned and endorses all the speeches tonight because they are talking about Charlotte's present, past and future; but he is mostly concerned about the future. Mr. Brown urged Council to seriously consider and after considering to pass the anti-discrimination ordinance.

Dr. R. A. Hawkins stated as he has listened to the speeches tonight, it takes him back to 1963 when this Council readily passed a resolution showing its will towards elimination of discrimination in Charlotte. He stated we need to get into our minds tonight that we are in trouble in Charlotte because we are on trial; you either pass this ordinance or say to the young people, black and white, that the City of Charlotte does not have the will to secure your future. That five years have passed and nothing has been done. The ordinance before Council is almost too little, too late. Other cities have passed it long before Charlotte, but yet Charlotte said in 1963 that we believe in human decency; that we believe in the rights of people; we have set up all kinds of committees and councils, and now we cannot even pass an ordinance that is already too late.

Dr. Hawkins stated he does not call upon Council because of the ordinance before it, but calls upon them to test their will tonight so that everybody in this State can determine once and for all where the City of Charlotte stands in the realm of human decency.

Mr. Cornell Ernest Dewberry, Minister of Gethsemane Baptist Church, stated the church is located in the Third Ward Section. He stated they come in support of the ordinance submitted by Mr. Fred Alexander. He stated a few days ago a Negro was shot down by a white policeman while fleeing; this was on the grounds of the church he is now pastor of; they feel this is an act of injustice that has been done by a policeman even though there may be clauses in the constitution that says he has the right; Mr. Dewberry stated this policeman was later put on the air and he was asked how he felt about killing the Negro that was fleeing, and he replied he felt nothing. Mr. Dewberry stated they feel the City should not allow any human being to occupy the office in the enforcement of law if the person does not have a feeling of decency for another human being. He stated they are wondering why

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the unsolved crimes have not been solved; they would also like to ask why whenever there is a crime committed in the Negro section, a white policeman is sent to investigate. Mr. Dewberry filed a petition signed by 209 persons in support of the anti-discrimination ordinance.

Mr. Harvey Massey, Student at West Charlotte, stated there is evidence of racial discrimination in applying for jobs in various downtown businesses; many students at West Charlotte have applied for jobs and were turned down for reasons that were not substantial, while white youths were hired; some students were not even considered for the position while others were asked to wait indefinitely. Mr. Massey stated they are asking that Council make known to the downtown businesses the necessity for jobs for these students who will soon be out of school. This summer does not have to be a long hot one; if their students are given good jobs as the whites, this city will be a more pleasant place for all men to live.

Mr. Willie Pruett stated there are many city employees, and yet the City is the most discriminative against the people of Charlotte. He called attention to the people who work on the street in the water system - that he has seen four or five supervisors, and the only thing they are doing is standing over two or three people down in a ditch. He asked why the City cannot put some Negroes in these positions.

Mr. Ben Howie stated he is an employee of Quality Merchants, downtown, and he would like for Council to know that the Negroes are having a problem getting jobs for one reason due to the employment office. That only one Negro has been sent to apply for jobs in the building where he works; yet they require the participation of all Negroes and Whites. That the job he had has been given to a white that only had a Ninth Grade education, and yet he was sent by the Employment Bureau. One Negro was brought in and nothing was done about it - only a recognition of employment application was given. To enjoy the summer, the Mayor and Council must help the young Negroes and Whites.

Mr. Eddie Byers asked why must a Negro go through so many channels and have to know someone to get a job? Why is it that the City of Charlotte can make jobs for high school students who are not in school, when the average Negro, who has a family, cannot find a decent job; yet when summer comes and the school kids are out, they can find a thousand jobs, and Negroes such as he cannot even find one that pays a decent salary?

Mr. Bryon Clancy, Pastor in a Confession called Lutherans, stated there are a good number in that confession who share many of the thoughts expressed tonight; that this is Charlotte's finest hour. There is a ballad being sung today entitled "Will everyone here please step to the rear, and let a winner lead the way". That he believes the Mayor and Council are the leaders today and they have certain resources - enthusiasm, support of the community to lead the way. He asked Council to lead the way; to let the record show that they are concerned about human rights, and Council took the lead, and the people of the City followed.

Mr. George Leake, Minister, stated he is on the side of the Council; that he knows Council wants to do what is right. If the Council cannot pass this ordinance, then he suggests they find some good answers as to why they did not see fit to outlaw discrimination in public accommodation, education and employment. That unless they find some good answers, he just wonders.

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Mr. Charles Kiser stated he works for the City of Charlotte in the sewer slag. He stated they lay pipe while the white folk stand up over them telling them "Come on boys, I would love to get 150 feet laid today". He asked why it could not be a Negro man standing up there? That they would feel better when he asked why they could not lay 260 feet of pipe. He stated the white is not treating them right; it is treating them like dogs and animals; that they are not animals. What the white has, the Negro gave to them.

Mr. James F. Justice stated he has a statement to present from two Sunday School Classes, as follows:

"We, the members of Martin Sanders Men's Class and Brooks Onemios Women's Class of the First United Presbyterian Church and Adult Class No. 13 of Myers Park Baptist Church, have met because we need each other. Out of these meetings has come the realization that there is a common cause among us all that demands that the dignity and worth of every citizen of this community be asserted without further delay.

Therefore we, through our undersigned representatives, call on the Mayor, City Council, the Community Relations Committee and all citizens of Charlotte to see to it that the necessary effort is put forth immediately to prepare and adopt a workable, fair, just, and enforceable anti-discrimination ordinance applicable to all areas of human relations in this community to the full extent that the local city government has authority to act.

The urgency of immediate action cannot be stressed too strongly.

Respectfully,

Charlie S. Dannelly, James F. Justice,
M. Baxter Davis, William C. Menzies, Jr.,
William U. Harris, John S. Proctor"

Mayor Brookshire stated he would not attempt to summarize all that has been said tonight, but much of what has been said was valid, logical, and convincing; there were other irresponsible statements made, and some threats which were entirely out of order. Practically all who appeared were sincere in their efforts to convince Council that the proposed anti-discrimination ordinance should be passed. At least two speakers mentioned job discrimination or the lack of jobs in regard to the question about jobs for young people out of school, an effort has been made within the last several months to find jobs for the hard core area residents - young men and women - who perhaps do not know how to look for a job and in the second place have no pull. He stated he hopes that any of the young people who are in school and are seeking job opportunities for the summer will contact his office, Dr. Barry Miller, or Mr. Reitzel Snider, and they will do their best to find them a job.

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In reference to the procedure of Police in the apprehension of criminals, he assured them that the Police Department itself is interested first, last and always in maintaining law and order for the sake of law abiding citizens and will make every effort to apprehend those involved in criminal acts. Those particular instances referred to this evening were investigated by the solicitor of the Superior Court as well as by the Grand Jury, and the facts were gathered upon which the acts of the Police Department were based.

Mayor Brookshire stated steps have been taken to assure peaceful community relations and opportunities for more of our citizens. To mention a few - the volunteer action of the community at the urging of the business, civic and church leaders in 1963 to drop discrimination in places of public accommodation in Charlotte and Mecklenburg County more than a year before the passage of the Civil Rights Act of 1964; the Mayor's Community Relations Committee has followed consistently a policy of doing those things constructively and recommending to the community constructive efforts that will improve citizenship and aid those who have been disadvantaged because of discrimination or other reasons; slum clearance program under urban renewal; public housing units, training and job opportunities, anti-poverty program of the Charlotte Area Fund; Model Cities Program; Council two months ago voted to provide funds for 20 additional parks and playgrounds with equipment and program for the summer. He stated the City of Charlotte is entitled to some credit points as well as to some legitimate criticism.

Mayor Brookshire stated he has talked with members of the City Council on an individual basis within the last week about the anti-discrimination ordinance and they are giving this matter very serious consideration; it is much on their minds. That he knows Council does hope to resolve this matter soon. He stated it should not be overlooked that the Federal Government has the primary responsibility of guaranteeing citizenship rights under the provisions of the United States Constitution. That Federal Statutes apply uniformly to all states and all communities and there are certain virtues to the uniformity of laws and their enforcement, particularly to a mobile society. There is also the difficulty of distinguishing between rights and privileges. How do you distinguish between the rights of those who seek services and the rights of those who perform services for a livelihood in a free society? These are difficult but very relevant questions in a society that seeks to extend rights and opportunities to all, and on this basis to build a high level of responsible and happy citizenship. Mayor Brookshire stated until Council does act in the matter of this proposed ordinance, he asks for community-wide understanding and patience. Undue pressure and threats will be of no avail and could only serve to antagonize those who have supported constructive efforts in this community to maintain racial harmony in order that we might make the same kind of strides in human progress that we are making in this community in material progress. To provide a great number of people in Charlotte an opportunity to make the most of their individual lives of which they are capable, for which they have an ambition and willingness to help themselves.

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RESIDENT OF SOUTHVIEW REQUESTS THAT ABANDONED CARS IN AREA BE REMOVED.

Mr. Elliott Gettys, Jr., a resident of Southview, asked what can be done about the abandoned cars parked in their neighborhood. Mr. Jamison, Superintendent of the Building Inspection Department, was asked to talk with Mr. Gettys and assist him.

PETITION NO. 68-28 BY THOMAS L. DULIN FOR A CHANGE IN ZONING OF A TRACT OF LAND SOUTH OF ORR ROAD, ACROSS FROM WICA COMPANY PROPERTY, BEGINNING SOUTH OF ORR ROAD, DENIED.

Councilman Tuttle moved that the subject petition for a change in zoning from R-9 to R-9MF be denied as recommended by the Planning Commission. The motion was seconded by Councilman Whittington, and carried unanimously.

ORDINANCE NO. 862-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF THAT PORTION OF THE PROPERTY LYING BETWEEN PARK ROAD AND HOUGH ROAD.

Upon motion of Councilman Short, seconded by Councilman Whittington, and unanimously carried, the subject ordinance was adopted changing the zoning from R-9 to R-9MF as recommended by the Planning Commission.

The ordinance is recorded in full in Ordinance Book 15, at Page 297.

ORDINANCE NO. 863-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF PROPERTY LYING BETWEEN PARK ROAD AND HOUGH ROAD.

Motion was made by Councilman Tuttle, seconded by Councilman Jordan, and unanimously carried, adopting the subject ordinance changing the zoning from R-9 to R-9MF as recommended by the Planning Commission.

The ordinance is recorded in full in Ordinance Book 15, at Page 298.

REPORT ON SUMMER RECREATION PROGRAM IN NORTH CHARLOTTE COMMUNITY.

Mr. Marion Diehl, Superintendent of Parks and Recreation, stated the Commission has a summer of fun for everyone.

They have opened three swimming pools - Revolution, Cordelia, and Double Oaks. They open at 6:15 and 7:45 for AAU Swimmers; from 8:00 to 10:00, learn to swim; 10:30 to 12:30 is free swimming for any and all. He stated the ten community centers are open from 9:00 A.M. to 10:30 P.M. six days a week. He stated they are preparing to open about 85 parks and playgrounds next week - 59 will have supervision. There are 20 new mini-parks and 14 of those are available to this area.

Mr. Diehl stated they have an orientation period which will start at West Charlotte Community Center and at Latta Community Center on next Monday, June 10, June 11 and June 12 and church and school representatives are invited to attend.

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The parks will open Thursday, June 13, and run for eleven weeks, closing Friday, August 23; they will be open five days a week from 9:00 to 5:30. Saturday afternoon the wading pools will be open from 2:00 to 4:00.

Councilman Tuttle asked Mr. Diehl if he is familiar with the land on Keswick Avenue that may be made available by the North Carolina National Bank, and if the problem is equipment or the work that will have to be done on the land? Mr. Diehl replied it is a little of both; that there are two parks close to this area - one is Tryon Hills Park and not too far away is the Double Oaks Park. They have checked the property, but they do not have the money to operate it this summer.

RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, adopting the subject ordinance authorizing the refund of certain taxes in the total amount of \$510.17 which were levied and assessed in error.

The resolution is recorded in full in Resolutions Book 6, at Page 142.

RESOLUTION APPROVING AND PROVIDING FOR THE EXECUTION OF A PROPOSED CONTRACT FOR CODE ENFORCEMENT PROGRAM UNDER SECTION 117 OF TITLE I OF THE HOUSING ACT OF 1949 AS AMENDED, NUMBERED CONTRACT NO. N.C.E.-2(G) BY AND BETWEEN THE CITY OF CHARLOTTE, NORTH CAROLINA AND THE UNITED STATES OF AMERICA - BELMONT AREA.

Councilman Whittington moved the adoption of the subject resolution, which motion was seconded by Councilman Alexander, and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 143.

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

Motion was made by Councilman Jordan, and seconded by Councilman Tuttle to adopt the following ordinances:

- (a) Ordinance ordering the removal of weeds, grass and trash at 510-534 West Kingston Avenue.
- (b) Ordinance ordering the removal of weeds and grass from premises adjacent to 1016 Karendale Drive.
- (c) Ordinance ordering the removal of weeds and grass from premises in front of 1016 Karendale Drive.
- (d) Ordinance ordering the removal of weeds and grass from property at rear of 2635 Amber Road.
- (e) Ordinance ordering the removal of weeds and grass from premises adjacent to 3012 Clemson Avenue.

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- (f) Ordinance ordering the removal of weeds and grass from premises adjacent to 2417 Lydia Avenue.
- (g) Ordinance ordering the removal of weeds and grass from premises adjacent to 1654 Arnold Drive.
- (h) Ordinance ordering the removal of weeds and grass from 939 Fugate Avenue.
- (i) Ordinance ordering the removal of weeds and grass from property adjacent to 5343 Addison Drive.
- (j) Ordinance ordering the removal of weeds and grass from premises at 5249 Murrayhill Road.
- (k) Ordinance ordering the removal of weeds and grass from property adjacent to 4405 Yancey Street.
- (l) Ordinance ordering the removal of weeds and grass from property adjacent to 425 Hartford Avenue.
- (m) Ordinance ordering the removal of weeds and grass from property to the rear of 421 and 425 McDonald Avenue.
- (n) Ordinance ordering the removal of weeds, grass and trash from property to the rear of 3320 Odum Street.

After discussion, the vote was taken on the motion and carried unanimously.

The ordinances are recorded in full in Ordinance Book 15, beginning at Page 283.

STREETS TAKEN OVER FOR MAINTENANCE BY THE CITY.

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

- (a) Georgetown Drive, from Pondella Drive to 345 feet south of Rosada Avenue.
- (b) Rosada Avenue, from Georgetown Drive to 460 feet west of Pondella Drive.
- (c) Pondella Drive, from 161 feet south of Georgetown Drive to 400 feet north of Rosada Avenue.
- (d) Kirt Court, from Pondella Drive to 335 feet east of Pondella Drive.
- (e) Hidden Forest Drive, from Tom Hunter Road to Georgetown Drive.
- (f) Spring Garden Lane, from Pondella Drive to 150 feet south of Georgetown Drive.
- (g) Georgetown Drive, from 161 feet east of Hidden Forest Drive to 190 feet west of Spring Garden Lane.

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- (h) Pondella Drive, from 225 feet east of Hidden Forest Drive to 165 feet west of Spring Garden Lane.
- (i) Rosetree Court, from Hidden Forest Drive to 670 feet west of Hidden Forest Drive.
- (j) Hedgemore Drive, from Mockingbird Lane to 445 feet north of Mockingbird Lane.
- (k) Belle Plaine Drive, from 145 feet east of centerline of Briargrove Drive to 145 feet east of centerline of Lanecrest Drive.
- (l) Lanecrest Drive, from Belle Plaine Drive to 173 feet east of centerline of Mendham Drive.
- (m) Colby Place, from Lanecrest Drive to 175 feet south of centerline Lanecrest Drive.
- (n) Mendham Drive, from Lanecrest Drive to 190 feet north of centerline Lanecrest Drive.
- (o) Bilmark Avenue, from 185 feet west of centerline Pondella Drive to 300 feet east of centerline Myrica Lane.
- (p) Pondella Drive, from 191 feet north of centerline Bilmark Avenue to 305 feet south of centerline of Myrica Lane.
- (q) Myrica Lane, from Bilmark Avenue to Pondella Drive.
- (r) Emory Lane, from Sharon Amity Road to 300 feet north of centerline of Cheddington Drive.
- (s) Cheddington Drive, from Walker Road to Emory Lane.
- (t) Somerdale Lane, from Shamrock Drive to 185 feet south of centerline Winedale Lane.
- (u) Gainesborough Road, from Shamrock Drive to 200 feet south of centerline Crofton Court.
- (v) Crofton Court, from Gainesborough Road to 260 feet west of centerline Gainesborough Road.
- (w) Spring Garden Lane, from 80 feet south of centerline Derrydowne Drive to 100 feet north of centerline Derrydowne Drive.
- (x) Derrydowne Drive, from Spring Garden Lane to Monteith Drive.
- (y) Amberly Lane, from 95 feet south of centerline Scottsbrook Drive to Derrydowne Drive.
- (z) Scottsbrook Drive, from Amberly Lane to 140 feet east of centerline of Castle Court.
- (aa) Castle Court, from Scottsbrook Drive to 525 feet north of centerline Scottsbrook Drive.

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- (bb) Monteith Drive, from 350 feet south of centerline Derrydowne Drive to 120 feet north of centerline Derrydowne Drive.
- (cc) McAllister Drive, from 75 feet west of Cricketeer Drive to 305 feet west of Crenshaw Court.
- (dd) Crenshaw Court, from McAllister Drive to 450 feet south of McAllister Drive.

APPRAISAL CONTRACTS FOR POPLAR STREET WIDENING AUTHORIZED.

Councilman Smith moved approval of appraisal contracts as follows; which motion was seconded by Councilman Stegall:

- (a) Contract with Zollie A. Collins for appraisal of one parcel for Poplar Street Widening.
- (b) Contract with Stuart W. Elliott for appraisal of three parcels for the Poplar Street Widening.
- (c) Contract with Wallace D. Gibbs for appraisal of three parcels for the Poplar Street Widening.
- (d) Contract with Willis I. Henderson for appraisal of one parcel for the Poplar Street Widening.

The vote was taken on the motion and carried unanimously.

RIGHT OF WAY AGREEMENT BETWEEN CITY AND SOUTHERN RAILWAY SYSTEM FOR PRESSURE SEWER LINE AT HEBRON, NORTH CAROLINA.

Councilman Alexander moved approval of the subject right of way agreement in connection with Kings Branch Sanitary Sewer Project serving Lance, Inc., and others. The motion was seconded by Councilman Jordan, and carried unanimously.

PROPERTY TRANSACTIONS AUTHORIZED.

Motion was made by Councilman Jordan, and seconded by Councilman Stegall, approving the following property transactions:

- (a) Resolution authorizing condemnation proceedings for acquisition of property of Yotive W. Smith and husband, Richard P. Smith, located at 1221 Meadowood Lane for the Willhaven Drive Trunk Project.
- (b) Acquisition of easement of 3,180 square feet along Park Road at Stokes Avenue, from Board of Provincial Elders of the Southern Providence of the Moravian Church or Unitas Fratrum, at \$318.00, for sanitary sewer to serve Heatherstone.
- (c) Acquisition of 1,421 square feet at the northeast corner of North Graham Street and West Sixth Street, from Wayne A. Todd, and wife, Etoile E. Todd, at \$1,050.00, for Sixth Street Widening.

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- (d) Negotiated settlement in the amount of \$1,375.06, with James Bruce Long and wife, Frances D. Long, for 98 square feet of property for Eastway Drive.
- (e) Acquisition of 1,604 square feet of property at 400 Faison Street, from Walter H. Wolfe and wife, Harriet F. Wolfe, at \$800.00, for the East Thirtieth Street Project.
- (f) Acquisition of 4,787 square feet of property at 801 Wesley Avenue, from David E. Hubbard and wife, Faye T. Hubbard, at \$2,200.00, for the East Thirtieth Street Project.
- (g) Negotiated settlement in the amount of \$12,870.00, with John H. Haughton, et ux, for 1/6 estate interest, 17,358 square feet of property on West Eleventh Street for Northwest Expressway Project.

After discussion, the vote was taken on the motion, and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 144.

REPORT ON POLICE COMMUNITY RELATIONS PROGRAM.

Chief J. C. Goodman of the Charlotte Police Department stated the Community Relations Section of the Police Department was instituted in January 1967 to improve relations between the Police and the community in order that public awareness of the need for involvement in combatting and preventing crime would be increased. Through these programs, they strive to instill in every citizen an attitude of respect for the law and a spirit of wholehearted cooperation with the Police; they have opened up lines of communication with the public by meeting with community organizations, schools, civic clubs, churches, interested businessmen and others.

Under the program they have conducted tours of the police station for Scouts, school children and other groups, an estimated 3,500 people; they have shown selected films to organizations, an estimated 1,500 people. A speaker bureau was organized, which provides police personnel to speak to groups on various police related subjects. In cooperation with the National Conference of Christians and Jews, a Police-Community Relations Seminar was conducted at the University of North Carolina at Charlotte and over 80 police officers and civilians attended this session. In cooperation with the Central Piedmont Community College, they have presented the first annual seminar on crime which was attended by over 100 officers and interested citizens. Police personnel has been engaged in many training programs on community relation subjects. A Community Radio Watch Program was initiated, wherein operators of 1,636 two-way radio-equipped vehicles volunteered to relay pertinent information to the police communications section. Thousands of pamphlets on safety and crime information have been distributed to citizens.

Chief Goodman stated since June 1, 1967, a police officer has been working out of the inter-agency office in Earle Village. His contacts and work in this effort have been credited with a successful crime prevention program and a reduction of crime in the area.

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On May 29, they placed the "WARN" system in operation. This is a new innovation where they broadcast on a regular basis news of stolen checks, fraudulent credit cards, shoplifting information, and other items of mutual interest to business establishments and the police. The Community Relations Section of the Department with the assistance of the National Conference of Christians and Jews established fifteen - three member teams. The teams include one sworn police officer and two citizens. This is to improve understanding and communications among all segments of the community. The Council teams have conducted 25 community meetings with over 600 people attending.

The Crime Prevention Services Section of the department was activated in January 1968, and is engaged in new programs such as burglary inspection and prevention and public information services.

An attempt has been initiated to close the gap between the Police Officer and the man on the street by assigning officers both in cars and on foot, in specific areas - Selwyn Avenue, Colony Road area, Oaklawn Avenue Section and Earle Village.

Chief Goodman announced that Captain Charles E. Adams is being placed in command of several administrative units of the department which includes the Community Relation Programs; that Captain Adams is well conversant with the philosophies of the programs and has been involved in their development since their inception.

RESOLUTION APPROVING A REVISED MUNICIPAL AGREEMENT WITH THE STATE HIGHWAY COMMISSION FOR PROJECT NO. W.O. 9.7100310 THIRTIETH STREET.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, adopting the subject resolution approving a revised municipal agreement with the State Highway Commission which increases the State's participation in the project.

The resolution is recorded in full in Resolutions Book 6, beginning at Page 145.

SPECIAL OFFICER PERMITS AUTHORIZED.

Upon motion of Councilman Tuttle, seconded by Councilman Short, and unanimously carried, Special Officer Permits were authorized issued for one year each, as follows:

- (a) Issuance of Permit to Thomas D. Brady for use on the premises of Great Dane Trailers, Inc.
- (b) Issuance of permit to Nahum R. Pillsbury, Jr., for use on the premises of Charlotte Eye, Ear, Nose and Throat Hospital.

CLAIM OF HUGH WALLACE MARGRUDER, DENIED.

Councilman Tuttle moved that claim of Mr. Hugh Wallace Magruder, 6011 Lakeview Drive, in the amount of \$130.51 for damages to his car, be denied, as recommended by the City Attorney. The motion was seconded by Councilman Short, and carried unanimously.

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TRANSFER OF CEMETERY LOTS.

Motion was made by Councilman Short, seconded by Councilman Whittington, and unanimously carried, authorizing the Mayor and City Clerk to execute deeds for the transfer of cemetery lots, as follows:

- (a) Deed with Mr. and Mrs. Hans E. Gaede, for Grave No. 1, in Lot No. 90, Section 3, Evergreen Cemetery, at \$60.00.
- (b) Deed with Miller and Kerns, for Grave No. 5, in Lot No. 154, Section 2, Evergreen Cemetery, at \$60.00.
- (c) Deed with Mrs. Mary Allison Cook, for two graves on southwest part, three graves on northeast part, and one grave on southeast part of Lot No. 131, Section T, at \$3.00 for new deed.
- (d) Deed with John A. Blue for three graves on northwest portion and one grave on southeast portion of Lot No. 131, Section T, Elmwood Cemetery, transferred from Mrs. Mary Allison Cook, at \$3.00 for transfer deed.

CONTRACT AWARDED LYNCHBURG FOUNDRY COMPANY FOR CAST IRON PIPE.

Upon motion of Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, contract was awarded the low bidder, Lynchburg Foundry Company in the amount of \$2,286.30, on a unit price basis, for 1,000 feet of cast iron pipe in 6 inch and 8 inch sizes.

The following bids were received:

Lynchburg Foundry Company	\$2,286.30
Glamorgan Pipe & Foundry	2,381.60
American C. I. Pipe Co.	2,402.40

CONTRACT AWARDED A. Z. PRICE & ASSOCIATES, INC. FOR WATER SOFTENER UNIT.

Councilman Whittington moved award of contract to the low bidder meeting specifications, A. Z. Price & Associates, Inc., in the amount of \$2,950.00, for a water softener unit for the McAlpine Sewage Treatment Plant. The motion was seconded by Councilman Jordan, and carried unanimously.

The following bids were received:

A. Z. Price & Associates, Inc.	\$2,950.00
Southern Piping & Engr. Co., Inc.	5,847.00
J. V. Andrews Co.	5,900.00

The bid of Brown & Morrison Company, in the amount of \$920.00, did not meet specifications.

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CONTRACT AWARDED GRINNELL COMPANY, INC. FOR BRASS GOODS.

Councilman Whittington moved award of contract to the low bidder meeting specifications, Grinnell Company, Inc., in the amount of \$4,575.48 on a unit price basis. The motion was seconded by Councilman Tuttle for discussion.

Councilman Tuttle asked why the valve must open to the right rather than the left? Mr. Veeder replied for standardization purposes; to deviate from this for the difference in money would not be realistic.

The vote was taken on the motion and carried unanimously.

The following bids were received:

Grinnell Company, Inc.	\$4,575.48
Hajoca Corporation	4,689.25

Bids received from the following did not meet specifications:

U.M.S. Division, Pump & Lighting Company
Hays Manufacturing Company
The Ford Meter Box Co.
Southern Meter Supply
Mueller Company

REQUEST OF ERNEST SIFFORD FOR COUNCIL TO REVOKE DECISION OF INSPECTION DEPARTMENT IN CONNECTION WITH MOVING HOUSE AT 729 CAMPUS STREET DENIED UNTIL THE PROCEDURES SET UP BY ORDINANCE IS FOLLOWED.

Mr. Ernest Sifford stated he appears before Council to request them to revoke a very arbitrary decision by the Inspection Department. Their decision not to grant his request was based on very erroneous ideas which they had formed.

Mr. Sifford stated a lady owned quite a large piece of property on which very substantial duplex residence was located. The State Highway Commission condemned this property and took the building and a small part of the property. That he bought the remainder of the property with the idea and the assurance that he could move the house over on his property - some 30 or 40 feet.

The Inspector from the Inspection Department went out to check the house and he went under the house and looked at the house and came out and said he would have to deny the house on the grounds that it was a very, very old house, and it is the intention of the Inspection Department to get rid of all the old houses in Charlotte; also, the house was moved there from another location, and the house is eaten up with termites.

Mr. Sifford stated he had a man from Orkin Exterminating Company to check the house and after the inspection he was advised it was not an old house; it was built at the location, and it did not have any termites in the building but it had been treated as some time and one sill from one apartment was removed; under the house was sound as it can be. Mr. Sifford stated he contacted one of the leading house movers in the city and he was guaranteed that the house could be moved. He stated the house is about 15 years old.

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Mr. W. H. Jamison, Superintendent of the Building Inspection Department, advised he personally looked at the house located at 729 Campus Street. From outward appearances the house looks pretty good. In his opinion, he does not think the house should be moved; it is true the city is trying to get rid of dilapidated and slum-type dwellings; in his opinion, if this house is moved, it would continue to be dilapidated and a slum-type dwelling. There have been termites in the house, there is evidence in one of the front rooms; they have gotten into the hardwood floor; the sills underneath have been damaged; in the kitchen, a hole has rotted through that you can stick your foot through; the flooring has rotted through in one of the bathrooms; at least one of the porches has rotted off. This is not a typical brick veneer house - it is a load bearing masonry constructed house; where the outside walls are solid masonry, the interior is plastered, and in moving this type of building, if real care is not taken, the bond on the exterior walls is easy to crack, and if the house is moved, the city will wind up with something it does not want, so he rejected the permit.

Councilman Stegall asked if it is not true when a house is approved for removal to another lot it must be put in first class order before it can be occupied? Mr. Jamison replied, in his opinion, this house could not be put in condition to be structurally sound and fit for good human habitation at a cost that would be feasible.

Councilman Stegall stated he believes we may be overlooking something that would be of great benefit. Perhaps Charlotte should adopt a new attitude towards this as Greensboro has. In Boston, Council found the people were not permitted to tear down old buildings for two reasons. One, if it was useable, they could not tear it down but must renovate it, and second, for the historic beauty of some of the old buildings. He stated if a house can be moved, then through the enforcement of the Inspection Department, they can require anyone who wants to move a house that is structurally sound to renovate it if the person desires to do so.

Councilman Stegall moved that they ask an architect to go in and examine the house and give Council an opinion as to whether or not the house will be feasible to move. The motion was seconded by Councilman Tuttle.

The City Manager advised the appropriate ordinance vest this authority with the Building Inspection Department and there is an appellant procedure for Mr. Sifford to follow through appraisers. That not too long ago some houses were moved sometime after inspections were made and there was difficulty involved. Since then, at Council's request, the Building Inspection Department has made a point of checking each house before a permit is issued, and this has been done in this case, and the judgement of the Department today is that the building should not be moved.

After further discussion, Councilman Jordan made a substitute motion that Mr. Sifford follow the procedures set up in the ordinance. The motion was seconded by Councilman Short.

Mr. Sifford stated he has a statement from the Highway Commission in which they state they paid \$12,000 for the house and a small corner of the lot; and they have offered it to him for \$5.00 and are anxious for him to take it as it would save them the expense of tearing it down.

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

ADJOURNMENT.

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


Ruth Armstrong, City Clerk