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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held on Monday, June 4, 1973, at 3:00 o'clock p.m., in the Council Chamber, City Hall, with Mayor John M. Belk presiding, and Councilmembers Fred D. Alexander, Ruth M. Easterling, Sandy R. Jordan, James D. McDuffie, Milton Short, James B. Whittington and Joe D. Withrow present.

ABSENT: None.

INVOCATION.

The invocation was given by Councilman Joe Withrow.

CITY OF CHARLOTTE EMPLOYEE PLAQUE PRESENTED TO WILBUR H. HARKEY, SR.

Mayor Belk recognized Mr. Wilbur H. Harkey, Sr., Food Supply Officer, Civil Defense Department and presented him with the City of Charlotte Employee Plaque for his services from April 29, 1963 through May 29, 1973, and wished him well in his retirement.

WEEK OF JUNE 4 - 10 PROCLAIMED AS NURSES APPRECIATION WEEK.

Mayor Belk presented a proclamation setting the week of June 4 through 10 as Nurses Appreciation Week, and presented it to Mrs. Ruth Ball and Miss Ann Russell, two nurses from the Charlotte Memorial Hospital.

Mayor Belk and each member of Council expressed appreciation to the nurses for their services to the citizens.

RESOLUTION CLOSING PORTION OF THE PUBLIC ALLEY WITHIN THE BLOCK BOUNDED BY EAST TRADE STREET, SOUTH COLLEGE STREET, EAST FOURTH STREET AND SOUTH TRYON STREET, ON PETITION OF URBAN REDEVELOPMENT DEPARTMENT OF THE CITY OF CHARLOTTE (FORMERLY REDEVELOPMENT COMMISSION).

The public hearing was held on the petition to close a portion of the public alley within the block bounded by East Trade Street, South College Street, East Fourth Street and South Tryon Street, in the City of Charlotte, North Carolina.

Mr. Jim Allison, Attorney for the petitioner, stated they are requesting that a portion of the alley in the Downtown block be abandoned. He pointed out the alley on a map which he displayed, and the portion of the alley which has already been abandoned. He stated this is necessary in order for ISA to put utilities in that area, and to begin construction of the entrance-way into their building which is under construction now. The Urban Redevelopment Department of the City of Charlotte owns the property on either side of the alley, with tenants located in the area - Bob Loans, Peoples, Lebos and a parking lot for Farris Brothers.

Mayor Belk asked if there will be any problem for the people next door? Mr. Allison replied parking has been a problem, and some of the tenants are here and may speak to this question. But arrangements have been made in working with the ISA, and the Urban Redevelopment Department to give more area on the alley which is still open so they can have traffic in both directions for ingress and egress. Mayor Belk asked if they were allowed to park on the portion of the alley that is requested closed, and Mr. Allison replied no as that is a one way alley.

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Mr. Hugh Casey, Attorney for Farris Brothers, Denton, and Lebos Bargain Shoes, stated rather than stating that he appears in opposition, he would rather state that he appears requesting help and assistance. Before the demolition began in the first block of the Downtown Area, and before the construction of the NCNB Tower, the customers going to these various businesses parked in a parking lot shown as Area 14; and in the past what has been used as loading and unloading is the alley shown in red on the map.

Mr. Casey stated he has been in active consultation with the Redevelopment Department working out many of their problems. He is appearing today to ask for help and assistance. He is asking that certain businesses, and in particular Farris Brothers, have an unloading and loading zone right along side their building. They have large tractors coming in and to try to get up the alley, and move back again, is very difficult.

Mr. Casey stated they are asking the City Council to allow these people to have a loading and unloading zone right along Farris Brothers with several parking meters. Down where Denton is located also let them have a loading and unloading area along the street. The reason they think this will not disrupt anything is because further down College Street, between 4th and 3rd Street, the western most lane is completely blocked with a chain link fence. They do not think having a loading and unloading zone and a few parking spaces which will not be used during peak hours, will really hurt traffic that much.

Councilman Jordan stated he did not know until this past week that the one lane has been taken for the Little Construction Company; they have put up a fence for the entire block there, and he sees no reason, since they already have taken one lane of traffic in one block that Council cannot put loading and unloading in the two blocks Mr. Casey asked for. He asked how long this would be needed? Mr. Casey replied until they are relocated. Councilman Jordan stated he would not want to see any meter put there, but he thinks a loading and unloading zone, not during peak hours, but after peak hours, could be set up; that he would see no harm in that if you have already closed the lane in the block before this.

Councilman Withrow asked if Mr. Casey would ask for a specific time - perhaps from 9 til 12 - only between those hours. The City Manager stated he does not think Council should do anything about it until the Traffic Engineer has given an opinion; find out what is there, and why Traffic Engineering has said no.

Councilman McDuffie stated in view of what has been pointed out about the previous block, and there are about four or five lanes there of civic center construction, it would seem that on a temporary basis, we might be able to do something. That this is a temporary arrangement and these buildings will not be there for a longer period of time than to relocate them.

Mayor Belk stated this has already been worked out with the Redevelopment Department. Mr. Casey relied they have worked out other things, but this specific item has not been worked out. Councilman Short asked if it is because the Traffic Engineering staff has not agreed on what he wants, and Mr. Casey replied that is right. They did make the request and were told loading and unloading would not be allowed.

Mayor Belk stated since Mr. Casey has a law suit with Redevelopment, he should work through Redevelopment, and whatever they bring back to Council, and ask Redevelopment for their recommendation. Mr. Casey stated they have talked to Redevelopment and it is a traffic problem and that is why they are before Council today. This is one thing they have not been able to resolve.

Councilwoman Easterling asked if the other alley that can be used is being widened and if a tractor trailer backs in, would there be space for another vehicle to come out while the tractor trailer is in there? Mr. Casey replied it would be with a great deal of difficulty; they are widening it to a certain point and will put a parking space in there and it would be very difficult for someone to get around it.

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Councilman Alexander stated Council, Redevelopment or somebody is involved in a law suit over this now. He would think we are still dealing with the problem of relocation, or whatever is connected with the Redevelopment Commission. It looked to him, since litigation is involved here, that the problem of what needs to be worked out should come from Redevelopment. That he does not think we are at the stage we need to get involved in this now. That he thinks we are out of character moving into this decision at this time. This is a problem between the plaintiffs and Redevelopment. Mr. Casey replied he has talked to two lawyers from Redevelopment who are here now and he understands this is a problem the Redevelopment Department cannot answer; that is why he is here asking Council now. That he believes the two lawyers from Redevelopment will give Council the same answers as he has; that it is not within their jurisdiction to pass upon the loading and unloading problems they have.

Councilman Alexander asked if this was a part of the suit? Mayor Belk replied what Redevelopment has brought to Council today is the closing of an alley, and Mr. Casey has added something in addition, and he does not think it has anything to do with the closing of the alley. Councilman Alexander stated this is what he is trying to get at. That he wants to do what Council is suppose to do; but at the same time he does not want to interfere and become involved in litigation beyond where we are involved as it is. That he wants to know clearly what he is doing here.

Councilman Short asked Mr. Casey if it is not a fact that his law suit is against everybody, including the City, Councilmembers and City Manager so that Mr. Hoose, in effect, is a part of the law suit? Mr. Casey replied he does not recall all the defendents, but he does not think Mr. Hoose was named personally. Councilman Short stated he named the City Manager, who is his boss, so in effect he is asking Council to rule on a matter outside of Court that pertains to something he has in court. Mr. Casey stated he would put it this way - that he would like for Council to consider a matter to keep from going into court. This matter Council is considering about closing the alley is not in court.

Mr. Allison stated the main purpose they are here today is to get this alleyway closed - that portion marked in red - so they can convey a portion of the property to ISA. In order to do that, it will be cutting off a portion of the ingress and egress these tenants previously had. Realizing that, the Urban Redevelopment Department has worked with the tenants on the inside of the block. They have not been able to do anything on the streets because they do not have any jurisdiction there. They have worked out what they can with the tenants so they can get to their businesses and load and unload. That is as far as they can go. They are asking additional help from the City Council to use a lane so they will have better ingress and egress to their buildings. The Urban Redevelopment Department cannot do anything about that.

Mayor Belk asked if they have not worked with the tenants so that they will have parking back there that they have never had before? Mr. Allison replied they have already done that.

Councilman McDuffie stated part of the problem is caused by the fact they have closed the alleyway; that he thinks they are related and if Council does not want to give them any help they should just say so. Councilman Withrow asked how long the chain link fence will be up; could Council not give them permission as long as that is up, and when that comes down, then the permission is withdrawn?

Mr. Hoose, Traffic Director, stated they did not grant permission for parking on College Street, between Fourth and Trade Street, because the lane is a left turn into Trade Street. It is a four lane road, with one left turn into Trade and one right turn into Trade. This is what stacks up the traffic as they have to yield to the pedestrian movement. If you cut the lanes down to three, this means one lane will be for the left turn pattern. This is why they think it should be left open.

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Councilman Alexander stated the only contention he has heard is if one vehicle was unloading in what would be left of the alley, and another vehicle was in the alley and wanted to come out, he perhaps could not come out just when he wanted to, and wait until the other finishes or ease out cautiously to get out. Mr. Casey replied if a vehicle is behind Farris Brothers and there are vehicles up above, if it is possible to get around he does not know; but they would have to come out the other way.

Councilman Alexander stated he is wondering in other situations if Council perhaps through some type of temporary construction would be opening the door for some other businesses to ask for similar type provision. He is wondering if this is opening up Pandora's box? Mr. Casey replied he would think the same question might have arisen to members of the City Council when they allowed the Little Construction Company to fence off the whole lane of the street for a year. That he does not think that is really a problem.

Mr. Jerry Levin, Lebo Shoes, stated they are in a box. If the alley is closed it will make it very difficult for Farris when they pull up their tractor trailers to unload furniture. You just cannot get around them as they are good size vehicles. That he does not think it is asking for a lot to give them permission from 9 til 4 to have loading and unloading for Farris, Denton, in order to aid themselves, because it was given to Little Construction Company between Third and Fourth Street. He stated they are only asking to use the left lane; that there is actually almost four lanes there because of the width going into two lanes on College between Trade and Fifth Streets.

Mr. Casey stated in the area between Third and Fourth Streets, the western most lane of College Street is blocked 24 hours a day, even during the height of heavy traffic; they are asking during light traffic hours.

Councilman Withrow requested Mr. Hoose to give Council a report on this at the next Council Meeting - not for parking but for loading and unloading.

Mr. Sawyer, Director of Urban Redevelopment Department, stated they have already agreed to matters on site; they have agreed to nothing in the street. He stated they have decided to Independence Square Associates everything within the amber line (which he pointed out on the map), to help with the loading and unloading situation if this alley is closed. Independence Square Associates have agreed to let the Redevelopment Department have an easement back on their property, granting sufficient space, to make this alleyway two lanes. That would be a minimum of 18 feet - two nine foot lanes; so that when a truck is parked parallel behind Lebos or Bobs, People's truck could get by. Then there is sufficient space for an ordinary body truck, not a semi-trailer, to turn around and maneuver out of the alley to College Street without backing all the way. To help with that situation, they have granted an access easement from College Street to the construction site, through the parking lot; they will also grant ten feet at the back.

Councilman Alexander asked if this information of the Department's intent has been conveyed to Mr. Casey and his clients? Mr. Sawyer replied they met on the site, and agreed to it out there, and it is in writing.

Councilman Jordan asked if it is imperative that Council act on the alley closing? Mr. Sawyer replied it is because the major sewer outfall that serves the building needs to be put under construction; the building is going up and they are faced with a severe sanitary situation. The contract to install the new sewer mains up to the point opposite the alley has been let; in addition ISA needs to get underway with the construction of the main entrance-way to their service area. Both of those need to get underway, and of course, the sewer would come first. Mayor Belk stated since this has been going on the Redevelopment Department has worked out parking for these tenants, and has worked out some way they can unload off the street. Now, they are asking for parking and loading and unloading on the street. He stated he would like to thank Mr. Sawyer for the fine work he has done in working with these tenants.

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Mr. Levin stated if any member of Council has been on College Street lately they have seen these tractors, trailers, and cement trucks backed up getting into NCNB. The lane they are talking about is closed 50 percent of the time anyway because they are lined up trying to get into the NCNB Tower. That they are really trying to say the tenants are asking for something they are not entitled, but at the same time Little has been allowed to block the lane, and NCNB has been allowed to block a lane. All they are asking is two little slots.

Councilman Withrow stated if Council can help these fellows and it is not a danger to the traffic that we should help them a little bit and allow the trucks. That he would still like for Mr. Hoose to bring back a recommendation to Council on this.

Councilman Jordan moved adotion of the resolution closing a portion of the public alley within the block bounded by East Trade Street, South College Street, East Fourth Street and South Tryon Street in the City of Charlotte. The motion was seconded by Councilman Alexander, and carried unanimously.

The resolution is recorded in full in Resolutions Book 9, at Page 178.

CONTRACT FOR TECHNICAL OR PROFESSIONAL SERVICES BETWEEN THE CITY OF CHARLOTTE-MODEL CITIES DEPARTMENT AND THE PARK AND RECREATION COMMISSION, APPROVED.

Motion was made by Councilman Alexander, seconded by Councilman Short, and unanimously carried, approving the subject contract for Technical or Professional Services between the City of Charlotte-Model Cities Department and the Park and Recreation Commission, in the amount of \$27,149, to expand summer recreational and athletic opportunities to Model Neighborhood Residents during 1973.

COUNCILMEN ALEXANDER AND WHITTINGTON LEAVES MEETING.

Councilmen Alexander and Whittington left the meeting during the motion and vote on the following item.

ORDINANCE NO. 799 AMENDING CHAPTER 7, "CEMETERIES", OF THE CITY CODE OF THE CITY OF CHARLOTTE.

Councilman Short moved adoption of the subject ordinance amending Chapter 7, "Cemeteries" of the City Code of the City of Charlotte authorizing the City to permit extensions of credit to funeral directors who use the facilities and services of the Cemeteries Division of the Public Works Department. The motion was seconded by Councilwoman Easterling, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 20, at Page 97.

COUNCILMEN ALEXANDER AND WHITTINGTON RETURN TO MEETING.

Councilmen Alexander and Whittington returned to the meeting at this time and were present for the remainder of the session.

CHANGE ORDER NO. G-1 IN CONTRACT WITH F. N. THOMPSON, INC. FOR CONSTRUCTION OF POOLS AND ADJOINING WALKS IN MARSHALL PARK, APPROVED.

Upon motion of Councilman Short, seconded by Councilman Jordan, and unanimously carried, the subject Change Order No. G-1 was approved in contract with F. N. Thompson, Inc. for construction of pools and adjoining walks in Marshall Park, in the amount of \$5,450.00.

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SETTLEMENT IN THE CASE OF CITY VS. WILLIAM H. WILEY, JR., ET AL, AUTHORIZED.

Motion was made by Councilman Whittington, seconded by Councilwoman Easterling, and unanimously carried, authorizing settlement in the case of City vs. William H. Wiley, Jr., et al, in the amount of \$4,100.00, for Belmont Neighborhood Improvement Project, Parcel 66, as recommended by the City Attorney.

RESOLUTION AUTHORIZING THE REFUND OF TAXES COLLECTED THROUGH CLERICAL ERROR.

Councilman Short moved adoption of the subject resolution authorizing the refund of taxes, in the total amount of \$858.01, which were levied and collected through clerical error against four (4) tax accounts, which motion was seconded by Councilman Whittington, and carried unanimously.

The resolution is recorded in full in Resolutions Book 9, on Page 179.

RESOLUTION AUTHORIZING A MUNICIPAL AGREEMENT WITH THE NORTH CAROLINA STATE HIGHWAY COMMISSION COVERING ROAD IMPROVEMENTS IN CONNECTION WITH THE DEVELOPMENT OF THE MASTER PLAN FOR DOUGLAS MUNICIPAL AIRPORT, ADOPTED.

Upon motion of Councilman Jordan, seconded by Councilman Short, and unanimously carried, the subject resolution was adopted authorizing a Municipal Agreement with the North Carolina State Highway Commission covering road improvements in connection with the development of the Master Plan for Douglas Municipal Airport.

The resolution is recorded in full in Resolutions Book 9, on Page 180.

ENCROACHMENT AGREEMENTS, APPROVED.

Motion was made by Councilman Withrow, seconded by Councilman Short, and unanimously carried, approving the following encroachment agreements:

- (a) Agreement with Norfolk and Southern Railway Company for construction of a 10-inch C. I. sanitary sewer force main crossing over Norfolk and Southern tracks, 3,408 feet east of Mile Post 382, Hickory Grove area.
- (b) Agreement with the State Highway Commission permitting the City to construct a 12-inch C. I. water main within the right of way of Old Concord Road (SR 2939).
- (c) Agreement with Southern Railway Company for construction of a 20" diameter water distribution feeder main along North Graham Street within the right of way of Southern Railway Company, between Mile Post 3 and 4 of their AT & O tracks.

CONTRACTS FOR WATER MAIN AND SANITARY SEWER CONSTRUCTION, APPROVED.

Councilman Short moved approval of the following contracts for water main and sanitary sewer construction, which motion was seconded by Councilman Withrow, and carried unanimously:

- (a) Contract with Haverty Furniture Company, Inc. for construction of 1,400 ft. of 12" C. I. water main and one (1) fire hydrant, to serve a warehouse complex to be located on Old Concord Road, outside the city, at an estimated cost of \$16,000.00. Funds will be advanced by the applicant under the terms of existing city policies as related to such water main construction.

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- (b) Contract with Phillips Development Corporation for approximately 12,582 linear feet of sewer trunk and mains, to serve Shadowlake Subdivision, Phase I, off Carmel Road, outside the city, at an estimated cost of \$103,750.00. Applicant is to construct approximately 11,360 linear feet of trunk and mains. City forces will construct approximately 1,168 linear feet of trunk sewer. The applicant has deposited \$12,750 for this construction. City will own and maintain same. The refund for the trunk is as per agreement.
- (c) Contract with Klutts Realty & Construction Company, Inc. for construction of approximately 790 linear feet of 8-inch sewer trunk to serve South Point Apartments on N. C. #51, adjacent to McMullen Creek and Johnston Road, outside the city, at an estimated cost of \$8,355.00. The applicant has deposited 100% of the estimated cost and refund is as per agreement.
- (d) Contract with The Hedgemore Corporation for construction of approximately 390 linear feet of 8-inch sewer main in Mockingbird Lane, from the existing Sugar Creek Outfall, in a northwesterly direction toward Hedgemore Drive, at an estimated cost of \$3,370.00. The applicant has deposited 100% of the estimated cost of construction and is not refundable.

QUIT CLAIM DEED BETWEEN THE CITY OF CHARLOTTE AND SPANGLER CONSTRUCTION COMPANY, APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, the subject Quit Claim Deed was approved between the City of Charlotte and Spangler Construction Company, deeding back to Spangler certain property acquired for sanitary sewer construction, by the following vote:

YEAS: Councilmembers Whittington, Jordan, Easterling, McDuffie, Short and Withrow.

NAYS: None.

Councilman Alexander abstained from voting.

PROPERTY TRANSACTIONS, AUTHORIZED.

Motion was made by Councilman Whittington, seconded by Councilman Withrow, and unanimously carried, authorizing the following property transactions:

- (a) Acquisition of 15' x 1,820.38' of easement at 1000 Uster Lane (near Hoskins Road), from Spangler Construction Company, at \$1.00, for sanitary sewer to serve Chesapeake Drive.
- (b) Acquisition of 13.67' x 9.68' x 13.67' of easement at 1938 Choyce Circle (off Nations Ford Road), from Dorothy R. Garmon, at \$125.00, for Irwin Creek Outfall Sanitary Sewer Construction Project.
- (c) Acquisition of 15' x 131.96' of easement at 6237 Wheeler Drive, in Rama Woods Subdivision, from Paul B. Wagner and wife, Shirley E., at \$182.00, for sanitary sewer to serve McClintock Woods III Project.
- (d) Acquisition of 75' x 32.03' x 75' x 33.53' of easement at 1914 Choyce Circle (Nations Ford Road), from Martin L. Crump and wife, Evelyn S., at \$289.00, for Irwin Creek Outfall Sanitary Sewer Construction Project.
- (e) Acquisition of 75.00' x 33.53' x 75.07' x 35.02' of easement at 1920 Choyce Circle (off Nations Ford Road), from Cecil William Scott and wife, Sally Lou, at \$289.00 for Irwin Creek Outfall Sanitary Sewer Construction Project.

- (f) Acquisition of 27.71' x 122.29' x 35.02' x 105.84' x 26.03' x 40.09' x 8.66' of easement at 1926 Choyce Circle (off Nations Ford Road), at \$390.00, for Irwin Creek Outfall Sanitary Sewer Construction Project.
- (g) Acquisition of 59.92' x 52.44' x 19.22' x 32.03' of easement at 1908 Choyce Circle (off Nations Ford Road), from Nellie H. Hensley (widow), at \$140.00, for Irwin Creek Outfall Sanitary Sewer Construction Project.
- (h) Acquisition of 15' x 117.60' of easement at 6231 Wheeler Drive, in Rama Woods Subdivision, from Lawrence W. Ballentine and wife, Marilee H., at \$500.00, for sanitary sewer to serve McClintock Woods III Project.
- (i) Acquisition of 9.68' x 127.25' x 8.66' x 40.09' x 120.42' of easement at 1932 Choyce Circle (off Nations Ford Road), from Jessie Eller Robinson and wife, Jessie, at \$277.00, from Irwin Creek Outfall Sanitary Sewer Construction Project.

RENEWAL OF SPECIAL OFFICER PERMIT, APPROVED.

Councilman Whittington moved approval of the renewal of a Special Officer Permit, for a period of one year, to George Kenneth Edwards, for use on the premises of Charlottetown Mall, Inc., which motion was seconded by Councilman Withrow, and carried unanimously.

CONTRACT AWARDED KOPPERS COMPANY, INC. FOR ESTIMATED YEARLY REQUIREMENT OF EMULSIFIED ASPHALT.

Upon motion of Councilman Withrow, seconded by Councilman Short, and unanimously carried, the subject contract was awarded the only bidder, Koppers Company, Inc., in the amount of \$84,601.44, on a unit price basis, for the estimated yearly requirement of Emulsified Asphalt.

CONTRACT AWARDED DEWEY BROTHERS, INC. FOR ESTIMATED YEARLY REQUIREMENT OF MANHOLE RINGS AND COVERS TO BE USED BY THE SEWER DIVISION.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, awarding contract to the low bidder, Dewey Brothers, Inc., in the amount of \$19,082.25, on a unit price basis, for estimated yearly requirement of Manhole Rings and Covers to be used by the Sewer Division.

The following bids were received:

Dewey Bros., Inc.	\$19,082.25
Neenah Foundry Company	22,000.00

CONTRACT AWARDED DEWEY BROTHERS, INC. FOR ESTIMATED YEARLY REQUIREMENT OF CATCH BASIN FRAMES AND GRATES TO BE USED FOR REPLACEMENTS AND NEW CONSTRUCTION IN STREET DRAINAGE.

Councilman Whittington moved award of contract to the low bidder, Dewey Brothers, Inc., in the amount of \$13,895.89, on a unit price basis, for estimated yearly requirement of Catch Basin Frames and Grates to be used for replacement and new construction in street drainage, which motion was seconded by Councilman Jordan, and carried unanimously.

The following bids were received:

Dewey Bros., Inc.	\$13,895.89
Neenah Foundry Company	17,025.00

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REQUEST FOR ENABLING TO ALLOW COUNCIL TO INCLUDE IN A BOND REFERENDUM FUNDS FOR THE PURCHASE OF HISTORIC SITES AND CITY ATTORNEY TO STUDY THE MATTER VERY CAREFULLY.

At the last Council Meeting, Councilman Short moved that Council include in its legislative package for consideration by Council, prior to January, 1974, a request for enabling that will allow Council to include in a bond referendum, funds for the purchase of historic sites.

Councilman Short stated this is a step that should be taken; the problem we have with preventing the demolition of a historic site is a little bit similar to the problem of preventing a citizen from building in the pathway that we know is going to be an expressway. Legislation can go just so far, in authorizing delays as to what a private citizen can do with his own land; beyond this it becomes necessary to buy. He thinks the 90 day legislation may have some difficulties in the courts and the type of thing he is asking for enabling may wind up being the only protection we will have for historic sites. That he thinks we would have to be very careful and he would ask that Mr. Underhill, City Attorney, study this matter carefully. That he would be happy to confer and give any assistance he can; we have to make sure the city is not put on the spot by this sort of potential funding. That he does not know how this would be accomplished; but we do not want ourselves to be the target for every overly enthusiastic individual who has an old home he is a little bit interested in. That he hopes the councilmembers will support this and study this matter and seek to get this enabling.

Councilman Short moved that Council proceed accordingly. The motion was seconded by Councilman Whittington.

Mr. Burkhalter, City Manager, asked if the City Council is asking Mr. Underhill to prepare certain legislation which might be included as part of the Council's legislative package? Councilman Short replied that is correct, plus thinking about it and formulating what is needed to accomplish this objective. Mr. Burkhalter stated Council has already gone on record and the people have already voted on something similar to this in voting the bonds for a revolving account to acquire right of way.

Councilman Alexander asked if there is anything in this proposal that would affect our idea of development as far as the Thompson Orphanage Chapel project is concerned? Councilman Short replied he would think this could be the best possible assistance. Councilman Alexander asked if there is anything that would prevent us from moving ahead on this? Councilman Short replied no; that he knows the fund has been partially created; that he saw the checks which were given last week for this purpose. That he assumes what we would do here in any event would be only a partial assistance. If we start upon a program of 100 percent financing of the purchasing of sites he is afraid would be too much, and would put us on the spot. That it seems to him we are just aiming here toward further action that would undergird and assist those who are already providing some money. He stated he does not envision himself just voting for some 100 percent funding of a historic site from this fund. That would be out of order for the City Council to do.

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

Councilman McDuffie requested that a copy of this be sent to the County Commissioners and encourage them to seek the same legislation.

UNANIMOUS CONSENT OF COUNCIL GIVEN TO ADD AN ITEM TO THE AGENDA.

At the request of the City Manager, Councilman Alexander moved approval of the addition of an item to the agenda. The motion was seconded by Councilman Jordan, and carried unanimously.

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MOTION THAT CITY COUNCIL LEVY NO TAXES ON BEHALF OF AUDITORIUM-COLISEUM-CIVIC CENTER AUTHORITY FOR FISCAL YEAR 73-74 EXCEPT FOR TAXES NECESSARY TO PAY BONDED INDEBTEDNESS AND COUNCIL TO GIVE FURTHER CONSIDERATION TO REQUESTED APPROPRIATION BY AUTHORITY AFTER ADOPTION OF CITY'S 73-74 BUDGET.

Mr. Burkhalter stated in order to come within the requirements of the law; we are operating under a new law at this time. That the budget of the Auditorium-Coliseum-Civic Center Authority has just been received, and Council must act on it prior to the 15th of June. That the following resolution has been prepared which he recommends that Council approve. This will give Council time to study their budget after this adoption.

"In accordance with G. S. 159-14, the Auditorium-Coliseum-Civic Center Authority has requested the City to levy taxes at such a rate so as to generate \$377,100 of revenue and to appropriate this sum to the Authority to cover an estimated deficit in its budget.

G. S. 159-14 also requires the City Council to act on the Authority's request by June 15th and to notify the authority of the action taken.

In compliance with G. S. 159-14, I move that City Council levy no taxes on behalf of the Auditorium-Coliseum-Civic Center Authority for fiscal year 73-74 except for those taxes necessary to pay the bonded indebtedness on the Auditorium, Coliseum, and Civic Center, As part of my motion however, I would also move that the Council give further consideration to the requested appropriation of \$377,100 by the Authority at some time after the adoption of the City's 73-74 budget."

Councilman Alexander moved approval of the resolution. The motion was seconded by Councilman Short.

Councilman McDuffie stated the way their budget has been handled is not his idea of the way accounting of an agency of the city should be handled. Hopefully this will be resolved by the courts before long, and they will have accounting as every other department of the city does. That he is going to vote against the motion. He stated although he appreciates the way it is being brought now is to keep from allowing them to have any tax revenue, and Council will approve their budget at a later date. But in effect they are approving it now without studying it, or having their hearing. But this is a procedure that has to be taken to safeguard the Council from giving them their taxes automatically.

Councilman Whittington presented the following letter from Mrs. Betty K. Price, 2425 Von Kirkendol Drive, in opposition to using tax monies for this facility:

"Dear Mr. Whittington:

I realize that I'm not a 'city' resident and that I really don't have any business interfering with 'city' matters. However, as you know, I am a native Charlottean and live in the perimeter area which as everyone knows, in a matter of time will be in the city. I have always been interested in the growth and development of Charlotte, and feel that I must put in 'my two cents worth' concerning the 'mentioned possibility' of a tax rate increase to meet the expected deficiency of our new civic center.

I realize also that the new civic center is a credit to our city and certainly a big draw-card for business. However, I feel that the civic center, as any other type of business, should be run in such a way that it can meet its own expenses. If, as Mr. Buck says, they must operate in the 'red' in order to meet competition, the recipients of the income which this civic center will produce, should be the ones to make up this deficit. The motels, hotels, restaurants, retail stores (and any I failed to mention) should either bear this expense or charge their customers in such a way as to make up the deficiency which the civic center will have.

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The property owners, or citizens as individuals, of Charlotte should not be made to pay extra taxes to pay expenses to operate a business which produces income to put 'money in the pocket' of other businesses.

And to mention one other thing on my mind, concerning the new budget, please remind Mr. Burkhalter that even though his budget does not call for a rate increase, the recent revaluation of property in Charlotte/Mecklenburg has made up the difference for a rate increase surely for a year or two. I know my own property taxes were increased considerably due to revaluation and I'm sure I'm not alone. Psychological maneuvers will not be appreciated at this time. Please also tell Mr. Burkhalter for me that I appreciate his apparent excellent financial management.

I enjoyed the televised City Council meeting last night and look forward to more of them.

Thank you for 'listening' and if you will pass my thoughts on to other councilmen, I would appreciate it very much.

Sincerely,

(Mrs.) Betty K. Price"

Councilman Short stated this motion calls for no tax money to be allocated for the operation of the Auditorium, Coliseum and Civic Center, and that Council proceed with the adoption of the budget without allocating tax money for this purpose.

The vote was taken on the motion and carried as follows:

YEAS: Councilmembers Alexander, Short, Easterling, Jordan, Withrow and Whittington
NAYS: Councilman McDuffie.

MECKLENBURG HISTORICAL ASSOCIATION SOLICITS RECOGNITION AND COOPERATION OF CITY COUNCIL ON BEHALF OF PRESERVATION OF THOMPSON ORPHANAGE CHAPEL.

Mr. Erik Esselstyn, 2126 Norton Road, stated he is present on behalf of the Mecklenburg Historical Association, and as Co-Chairman of a Committee of the Association known as the Committee for Thompson Orphanage Chapel.

He stated the Association commends the Council for its recent action in bringing the subject of historical preservation to public light.

Mr. Esselstyn stated the Mecklenburg Historical Association appointed a committee for saving and restoring the area and building known as Thompson Orphanage Chapel; and a great deal of public interest exist to save this area for a possible public park. He stated there are other groups interested in saving this area such as the Charlotte Board of Realtors, Charlotte Chapter of the American Institute of Architects, Junior League of Charlotte, various garden clubs, Alumni Members of Thompson Orphanage, several business and professional groups and countless concerned individual citizens. He stated the prospect of having a local body, such as the newly authorized Charlotte-Mecklenburg Historic Properties Commission, will be a new ally in continuing the cooperative efforts of both private and public groups. The Mecklenburg Historical Association now can organize and mobilize various groups and individuals of the County in a combined effort to raise funds and to take the responsibility to supervise the countless activities required to make this project a success.

Mr. Esselstyn stated they believe the area known as the Thompson Orphanage Chapel qualifies in every way as being worthy of preservation. The recognition and cooperation that Council has so generously offered in the past is now earnestly solicited for their present interest on behalf of what they hope will be the Thompson Orphanage Chapel Park.

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PARK AND RECREATION COMMISSION ISSUES INVITATION TO MAYOR AND COUNCIL FOR OPENING OF PARK ROAD PARK.

Mr. Eugene Warren, member of the Charlotte Park and Recreation Commission, issued an invitation to the Mayor and Members of City Council to the opening of Park Road Park on Tuesday, June 12, at 10:00 o'clock a.m., at the shelter and the lake.

Mr. Warren stated it is going to be one of the most outstanding parks in the State of North Carolina; the Commission is very proud of this park. He stated they now have land available, in other sections, and they are looking for the support of the public and the City Council in developing these parks. They hope the citizens of Charlotte will come out and see what great things can be done and are being done in the Development of Park Road Park, and all will be enthusiastic about this, and they will be able to go into the other areas and develop the parks.

Mayor Belk expressed appreciation to the members of the Commission for the fine job they are doing especially with the Park Road Park and for the job they are doing and have done through the years. This is something we cannot do without. He stated he does not know of any city that is any prettier than Charlotte, and it becomes more beautiful all the time.

Mr. Warren stated they have been working on Park Road Park for close to four years, but he thinks it has been worth it, and he thinks the people will get out and catch the vision of what can be done in all sections of Charlotte.

PETITION FILED IN SUPPORT OF BRIDGE OVER SUGAR CREEK AT STARBROOK.

Mr. Paul Payne, 1601 Archdale Drive, stated he does not represent any special group. That he asked to speak so that Council might know there is another group of citizens who are concerned for the construction of the bridge connecting Starbrook Drive across Sugar Creek.

He stated on Saturday past, Mr. D. A. White, 7225 Watercrest Drive, and he counseled together because of their mutual concern for the construction of this bridge. They have endeavored to take a polling of a sample of the community on their side of the creek - on the Starmount Section. The petition to Council reads as follows:

"By my signature with this paper, I hereby petition you to construct a bridge across Sugar Creek connecting the two segments of Starbrook Drive and to do so as quickly as possible. One bridge between Tyvola Road and Sharon Road West is not sufficient to fairly and reasonably distribute the traffic and serve we citizens with available routes between South Boulevard and Park Road."

Mr. Payne stated they worked only a small section of their area as they did not have much working time. He presented the petition containing some 200 names to the City Clerk.

He stated there are other reasons they believe the bridge should be constructed. One relates to the Park Road Park that has just been presented. They have been told that by the construction of this bridge it might relieve some of the traffic on Archdale Drive. Off Archdale Drive is the entrance to the Park. By having an over-abundance of traffic on Archdale, created by the non-existence of the bridge, could hamper the use of the park by those who are closest to it. In all fairness to those who have contemplated the construction of this bridge in the purchase of their property, the bridge should be constructed. Also the general safety of travel in our city should be considered. To not construct the bridge and cause the jamming of traffic on this one route that exists between Park Road and South Boulevard is not just. Also added routes to schools are necessary for busses, for parents traveling and taking their children to school, and for students who are driving back and forth.

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Mr. Payne stated one parent expressed the concern that out of the Starmount area, the busses come out and have to turn left on South Boulevard at a busy time of the day to go to the area of the South Mecklenburg School, and the Quail Hollow Junior High School. If the route were open through Starbrook Drive there would only be a right turn involved. They also believe law enforcement would desire this route, and the fire department as well. Access to the public park on the Huntingtowne Farm part of the creek should be made accessible to those citizens on the Starmount side. Presently they have to drive about four miles in order to make the facilities of the park available to them.

CITIZENS WHO REQUESTED TO SPEAK TO COUNCIL NOT PRESENT WHEN CALLED UPON.

Mayor Belk stated Mrs. Robert Skurla and Mr. Hugh Casey have asked to speak to Council. Neither responded when the Mayor called upon them.

COUNCIL ADVISED OF TRIP TO MINNEAPOLIS PLANNED BY CHARLOTTE CENTRAL ASSOCIATION.

Mayor Belk stated the Charlotte Central Association, under a Committee chaired by Mr. Pat Calhoun and Mr. Joe Robinson, is planning a trip to Minneapolis on July 25. He stated he is sending a letter to all members of Council inviting them to go along. Also Mr. Hugh Casey will be invited. They will fly up on the night of the 25th and will meet with the people there and they will show how a city should be laid out.

Mayor Belk stated Minneapolis has an airport tied in with their plan; there is a large stadium where they play football; it is a twin city with St. Paul. There is an inner-state system to come into the city; they have real good ingress and egress in the city. Now they are talking about future plans for an airport, and a ballpark location. They have tied in the business area with walkways.

He stated this all started on a Mall on one street, and from there it started to develop. The people did it, and they did not get their first federal grant until afterwards.

Councilman McDuffie stated in the past he has stated he thought the walkways were the heart of the Downtown Ponte-Wolfe study, and it should be safe-guarded. Hopefully NCNB and First Union will construct something that can be enclosed, air conditioned and out of the weather, and our agreements will have regulations to require those things, and tie them together.

COUNCIL ADVISED THAT THE MAYOR AND CONGRESSMAN ARE STILL WORKING ON THE SUGAR CREEK PROJECT.

Councilman Jordan stated in connection with the Sugar Creek project and San Antonio, Charlotte is much better situated than San Antonio. That he hopes this is still in the works, and that we will continue to work on it. Mr. Burkhalter, City Manager, replied our Congressman is still working very well with us on this matter. That both the Mayor and Congressman are working for further appointments and we are keeping the fires warm.

PUBLIC WORKS DEPARTMENT COMMENDED FOR JOB PERFORMANCE IN CLEARING STREETS OF DEBRIS FROM STORM.

Councilman Jordan stated the Public Works Department should be commended for the work they have been doing in the past week picking up all the trees and limbs, morning, noon and night. That he has been all over the city, and these employees have doing a yeoman's job. He stated he would like to commend all of them.

Mr. Hopson, Public Works Director, advised about 800 trees were down over the city after the storm last week. About 150 of these were in the streets.

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CITY MANAGER REQUESTED TO HAVE STAFF START WORKING ON RECOMMENDATIONS FOR BICYCLE LANES ON STREETS.

Councilman Jordan stated in recent weeks, since the gas shortage, so many people are buying bicycles, and a lot of merchants are giving away bicycles as prizes. That on the Council's trip to Europe last year, and on previous trips, most of the Scandinavian countries and most all the European Countries have bicycle lanes. That he thinks it would be wise now if Mr. Hoose and Mr. Hopson would start looking into this thing of bicycle lanes on our main thoroughfares.

Councilman Jordan requested the City Manager to have them begin looking into some means of this type of transportation.

AMENDMENT TO RESOLUTION ESTABLISHING HISTORIC PROPERTIES COMMISSION.

Councilman Alexander stated last Tuesday night, City Council enacted the necessary resolution to put into operation the Historic Properties Commission. This morning, the County Commissioners adopted a resolution for the county and it includes two items he thinks Council should include in its resolution.

Councilman Alexander moved that the resolution adopted by Council in meeting on May 29, be amended to comply with the changes set up in the County Commissioners resolution regarding the Historic Properties Commission. The motion was seconded by Councilman Short. The motion is to lie on the table until the next Council Meeting.

NOMINATIONS TO THE AUDITORIUM-COLISEUM-CIVIC CENTER AUTHORITY.

Councilman Alexander stated at a previous Council Meeting he placed in nomination the name of Mr. Matt Snorton for appointment to the Auditorium-Coliseum-Civic Center Authority. Since that time, Mr. Tom Little, a member of the Authority, has submitted his letter of resignation.

Councilman Alexander placed in nomination the name of Mr. Matt Snorton to fill the unexpired term of Mr. Little on the Auditorium-Coliseum-Civic Center Authority, to expire May 25, 1974, and moved his appointment. The motion was seconded by Councilman Short.

Councilman McDuffie stated unless the nomination is made to fulfill the term of Mr. Tomlinson's expired term, he thinks it will have to lay on the table. The City Attorney replied Mr. McDuffie is right that it can only be considered by unanimous consent of Council; otherwise it will have to lay on the table.

Councilman McDuffie offered a substitute motion that the nomination be to serve in Mr. Tomlinson expired term. The motion did not receive a second.

Mr. Underhill stated the Council's Rules or Procedures say that items not on the Agenda will not receive formal action until a subsequent Council Meeting unless they are unanimously considered as requiring the immediate action of Council. This is not an agenda item except as it was originally made for Mr. Snorton to fill the vacancy created by the expiration of Mr. Tomlinson term.

Councilman Alexander asked if there are any objections to considering the appointment of Mr. Snorton to fill the unexpired term of Mr. Little? Councilman McDuffie replied he would object.

Councilman Alexander placed in nomination the name of Mr. Matt Snorton to fill the unexpired term of Mr. Tom Little on the Auditorium-Coliseum-Civic Center Authority to lay on the table until the next meeting.

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Councilman McDuffie stated he objects as Mr. Alexander has already nominated Mr. Snorton for Mr. Tomlinson expired term. He stated the majority of this Council had in its legislative package authorization to control the length of terms of people serving on boards and agencies, with the exception of the Coliseum Authority and several others that it had control over. We have imposed a limit of three year terms with a two term limitation for a total of six years. Now it sounds to him as if we intend to circumvent that particular unofficial rule to keep people on some of these boards and commissions at the so-called will of the Council and the good of the community, That he thinks it is a hokes and a farce; that if we really intend to make boards and commissions more accessible and to get more people involved it is time to start. If this particular outfit does not need new people, or some new insight and some new workers, then he does not know which board does.

Councilman Withrow placed in nomination the name of Mr. Jim Hartman to fill either vacancy. He stated Mr. Hartman is head of the Athletic Department of Myers Park High School. He is a man who is very capable.

The question was asked if this is permissible, and later in the meeting, the City Attorney advised under Roberts Rules of Order, nominations for vacancies that develop for any reason, should be made for a specific seat or position. So Councilman Withrow should make his nomination for the vacancy created by the resignation of Mr. Little or for the expired term of Mr. Tomlinson. He stated there is nothing that would prohibit Councilman Alexander from making his nomination, and assuming his nominee is not elected; there is nothing to prohibit him from going back and making his nomination for the expired term of office. To get the record in proper shape it would be better for him to withdraw at this time his nomination of Mr. Snorton for Mr. Tomlinson expired term.

Councilman Alexander stated at a meeting of Council on April 2, 1973 he placed in nomination the name of Mr. Matt Snorton to fill the vacancy created by the expiration of term of Mr. Tomlinson on the Auditorium-Coliseum-Civic Center Authority. That he now withdraws the nomination of Mr. Snorton.

Councilman Alexander placed in nomination the name of Mr. Matt Snorton to fill the unexpired term of Mr. Tom Little/^{created by} the resignation of Mr. Little from the Auditorium-Coliseum-Civic Center Authority as submitted by his letter of May 24, 1973.

Councilman Withrow placed in nomination the name of Mr. Jim Hartman to fill the expired term of Mr. Larry Tomlinson on the Authority.

Councilman Short placed in nomination the name of Mr. Larry Tomlinson for reappointment to succeed himself on the Authority.

RESIGNATION OF TOM LITTLE FROM AUDITORIUM-COLISEUM-CIVIC CENTER AUTHORITY ACCEPTED WITH REGRETS.

Councilman Alexander read Mr. Tom Little's letter of resignation from the Auditorium-Coliseum-Civic Center Authority.

He stated Council owes a debt of gratitude for the service Mr. Little has rendered over the years as a member of this Authority. That he is sure every member of Council knows of the dedication that was a part of Mr. Little's service. Council would like to give to Mr. Little its commendations for his years of dedicated service to Charlotte Coliseum Authority and accepts with regret his resignation.

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Councilman Whittington requested the Mayor to invite Mr. Little to come to Council and properly award him for his services. That he is one of the original members of the Coliseum Authority; he is the only man with any promotional background that we have had on the Authority, and he has been a real asset to the authority all these years. That he has served while being ill, and really not able to be there, but he was there because of his dedication. That he would not want this opportunity to go by without the Mayor and the Council inviting him here as one of the original members, and give him a proper plaque and proper recognition.

Councilman Jordan stated he would like to say the same thing. That he believes the records will show that he nominated Mr. Little to the Coliseum Authority at the time. He stated he has done an outstanding job, and we owe him a debt of gratitude.

Mayor Belk requested the City Manager to make these arrangements.

Councilman Short stated he would like to endorse what has been said. That Mr. Little has had a tenure of 22 years on this Commission, and it has been working years, and working weeks - everyone of them; we certainly should be proud and reward and honor him for what he has done.

CONSIDERATION OF AND DISCUSSION OF 30TH STREET WIDENING AND LASALLE STREET WIDENING TO BE PLACED ON AGENDA FOR NEXT MEETING.

Councilman Alexander placed on the agenda for the next Council Meeting, the discussion and consideration the 30th Street widening and the LaSalle Street Widening.

Councilman McDuffie stated it seems to him as if Radcliffe Avenue is the thing that brought about all this discussion of the road plan and capital improvements is really what we are talking about. He would hope Council, as part of the budget hearings, could have a day or an hour to reaffirm the capital improvement projects. If we are going to talk about them, then we should talk about the whole book. To singlize and particularize different streets is not fair to the whole community, and it is an invitation for other groups to come and expect Council to spend an hour to talk about their particular section, and it is fair if it is going to be done that way. That if we are going to do it, then we should do it right now, but only if we talk about Ashley Road, Radcliffe Avenue, Starbrook Drive, and all of them at one time.

Councilman Withrow stated he thinks in all fairness all these streets and bridges and roads are for 1973-78. That Council can put on or take off all these projects whenever it wants to. Regardless of what this Council does, the new Council coming into office in November can put it on or take it off at will. That he thinks at all times, we should keep an eye on the study and if some road is not required, then we should not spend taxpayers money to widen a street if it is not necessary. That he hopes we can keep up to date on these projects and study all of them. That he would like to see all these projects studied.

Councilman Alexander stated he has no objections to considering all of these at any time. The only thing he is concerned with is considering the two he has mentioned on the next Council Agenda. That does not keep Council from considering all the others at any time.

Councilman McDuffie stated he thinks we should talk about Wendover Road, Ashley Road and Radcliffe Avenue, and let's talk about them at the next Council Session.

Councilman McDuffie asked if the capital improvement budget adopted last year is now in effect, and the one to be considered in this budget is preliminary and has not been adopted by Council? Mr. Burkhalter, City Manager, replied the preliminary capital improvement budget will be adopted or not adopted in the near future. Councilman McDuffie stated Radcliffe Avenue is left out of the preliminary budget without direction of Council. That his feeling is that nothing should be left out of the book without Council's approval. Since this is preliminary Radcliffe Avenue, in effect, is not left out until Council approves it.

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Mr. Burkhalter stated whether you leave it in or leave it out or say it is good or say it is bad, the reason Council has it before them is because the public works department, engineering division, traffic engineering department, planning department and staff of the City Manager have studied all these projects and think they fall in line with the Council's plan made for this city throughout a period of time. That Council can take off or add to it; but it does not say that it is not needed; it just says it will not be done at this time.

Councilman Alexander asked for a point of procedure. That his request that these two streets be put on the agenda has no relationship to Radcliffe Avenue. So that is not a point of discussion at this point. His point is that his request will be on the agenda for the 18th.

STATEMENT REGARDING RADCLIFFE-SHARON ROAD PROJECT.

Councilman Short referred to the matter of Radcliffe Avenue which he is sure is the first street brought up for consideration. That some people approached him about this back in 1971, approximately two years ago. That he spent a lot of time studying it, and at the Council Meeting on January 31, 1972, approximately 16 months ago, he brought this up and urged that the Council give consideration to abandoning the widening of Sharon Road, and instead use an alternate route. Council, in other words, had already singled out this Radcliffe-Sharon Route long before the CCAT was ever in existence, or the Starmount-Huntingtowne Farm group, or any other group that has been approaching Council about these road matters. The only thing we can do with the developments that have occurred, which neither he nor anyone could have foreseen back at that time, 16 months ago, is actually to carefully appraise and look over and evaluate the entire arterial road list which will be presented to Council sometime this winter. That at the time getting into the one that was being complained about seemed like a fair thing to do to respond to the citizens. At the time of the last election, he personally put out a flyer all over Midwood urging people out there to vote for him saying that he was pushing this expressway through there, and would help in trying to achieve this road through there. Sixteen months ago the attitude that most of us understood to be the attitude of the citizens was that this sort of thing was very much desired in many neighborhoods clogged with traffic. Times have changed and what was suggested with reference to Radcliffe Avenue and Sharon Road pre-dates as much as a year all the things that are occurring now with reference to streets.

MATTER OF PURCHASING ADDITIONAL HELICOPTER TO BE CONSIDERED AT LATER BUDGET.

Councilman Short stated he respects and goes along with the judgement of the City Manager in not including in our present budget another helicopter. That he can understand his reasoning. He stated, basically this is for sometime and maybe in another year, an excellent project for Council to consider in terms of the backup that is needed, in terms of situations that this helicopter can handle that almost nothing else can handle such as evacuation from a crowded highway or expressway where some wreck has occurred with hundreds of cars backed up. That he thinks this is one of the finest deterrents to crime. He understands they have answered some 1900 calls during the two years they have been in operation. From the viewpoint of one City Councilman, he hopes we can keep this sort of thing in mind for handling someday.

SUGGESTION THAT CITY AND COUNTY CONFER BEFORE EITHER PROCEEDS WITH PLANS FOR NEW BUILDING.

Councilman Short stated last week he and some others made comment about the possibility of using the \$450,000 that we now spend as rent for outside office space in various places in the city as debt service for a new city hall. The county is also talking about building a new building in the Governmental Center. That he does not believe the two governments should jump in prior to another consolidation effort and build two separate buildings. That he thinks we should confer a great deal about building just one.

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PLANNING COMMISSION, TRAFFIC ENGINEERING, AND ENGINEERING DIVISION OF PUBLIC WORKS TO REVIEW THE STREETS MENTIONED IN WILBUR SMITH THOROUGHFARE PLAN AND BRING RECOMMENDATIONS AND PRIORITIES TO COUNCIL, WITH THE FIRST TWO STREETS TO BE STARBROOK DRIVE BRIDGE AND 30TH STREET EXTENSION.

Councilman Whittington stated he would like to talk about the thoroughfare plan one more time. That during the conference session he brought it up as he wanted the people in the audience to know that the Wilbur Smith Thoroughfare Plan was being restudied and would be brought to Council sometime in the later months of 1973 with or without changes. No one knows at this time what will be in this recommendation.

Also, everyone in the audience knows that the Starbrook Bridge and the 30th Street Extension is in the five year capital improvement program; that he simply asked for those two streets to be studied and their priority given to Council along with the complete study of the Wilbur Smith Thoroughfare Plan, and that these priorities be given to Council as soon as possible, and whether Starbrook and 30th Street Extension should be taken out, or left in.

Councilman Whittington moved that the Planning Commission, Traffic Engineering, and the Engineering section of Public Works review the streets mentioned in the 1960 Wilbur Smith Thoroughfare Plan, and they bring to Council their recommendations as to whether they should remain in the plan and their priorities and that the first two streets Council should have recommendations on are Starbrook Drive and 30th Street Extension.

Councilman Whittington stated he could have stopped with the first part of his motion and it would include what Mr. Alexander has requested and what Mr. McDuffie questioned; but he did not do it because these are the two streets that everybody has been talking about recently.

Councilman Whittington stated he would like for his motion to be acted upon at the next Council Meeting on June 18.

Councilman Alexander stated in bringing up 30th Street, there has been added to 30th Street a portion of Norris Avenue as an extension of 30th Street, and this was the only way he had to get to that.

PLANNING COMMISSION TOGETHER WITH PUBLIC WORKS DEPARTMENT TO DEVELOP AND PRESENT TO COUNCIL AN AMENDMENT TO THE SUBDIVISION ORDINANCE TO AVOID NEW PROBLEMS BEING CREATED WHERE STREETS DEAD END ON EACH SIDE OF A BRANCH OR A STREAM.

Councilman Whittington moved that the Planning Commission in collaboration with the Public Works Department develop and present to Council, and to the County Commissioners, an amendment to the subdivision ordinance that would avoid new problems being created in the future where streets dead end on each side of a branch or stream, such as we have now on Starbrook Drive at Sugar Creek. He asked that this motion be placed on the agenda for the next Council meeting.

PLANNING COMMISSION TO STUDY AND BRING TO COUNCIL AND COUNTY COMMISSIONERS AN AMENDMENT TO ORDINANCE PROHIBITING VEHICLES FROM PARKING ON PLANTING STRIPS OR ON LAWNS.

Councilman Whittington requested the Planning Commission to study and bring to Council and to the County Commissioners, sometime in the future, an amendment to the subdivision ordinance that would prohibit vehicles being allowed to park on the planting strips of our city or on lawns of individual properties, whether it is rental property or their own property. He stated he does not know how far you can go with this, but he thinks everyone will agree that wherever you allow this to happen it is bound to be the beginning of deterioration of the neighborhood. He stated he has discussed this with Mr. Bryant and with Mr. Short, and he asks the City Attorney to discuss this with Mr. Bryant and see if staff can bring something to Council for consideration.

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COUNCIL REQUESTED TO REVIEW PLANS FOR ALL ROADS WITHOUT SINGLING OUT ANY SPECIAL ROAD.

Councilman Withrow stated it seems as though each councilmember has asked for a road to be put on the agenda for the next Council meeting. That he has been to a number of neighborhood meetings throughout the city, and Ashley Road is another street that the neighborhood is complaining about. That they only ask that it be restudied. Also Wendover and other streets.

Councilman Withrow requested that Council take all the roads and review all of them and not single out any special road. That Council has said to go out into the neighborhoods and listen to the people and listen to what they want. That he thinks it is time for Council to practice what it preaches. That all the streets should be reviewed. That he hopes all of them will be before Council.

NOISE PREVENTION REGULATION REQUESTED RESEARCHED AND CONFERENCE SESSION REQUESTED SETUP.

Councilman Withrow stated several weeks ago he brought up the matter of the motorcycles and the noise, and the fact that Charlotte was getting large enough to ask the manufacturers to put mufflers on the motor bikes and motorcycles. That he would like for Council to do more research into this, and come forth with a regulation on noise prevention. With the gasoline shortage, there will be more motorcycles on the highways and more motor bikes. That he would like for this to be researched and set a conference session on this.

MOTION TO APPOINT CHAIRMAN FOR LITTER CAMPAIGN

Councilman Withrow stated we should educate our people as they have in Columbia, South Carolina. That after a conference session on litter recently, the Traffic Division of Columbia sent him a card. They had stopped at least 50 percent of the litter on their roads and streets. They say they can prosecute people from the card; that the legislature in South Carolina gave them this authority.

He suggested that citizens honk their horn when they see them throwing something out of a window, or go up and tell them they should not do this. This would stop a lot of it.

Mayor Belk suggested that Council set up a program on litter and see if we cannot promote a clean city. Councilman Withrow stated he would like to see all the civic clubs get together and to into a litter prevention program.

Mayor Belk suggested that a chairman be appointed and have a real campaign on it.

Councilman Withrow moved that Council appoint a Chairman for a Campaign to prevent litter in the City. The motion was seconded by Councilman Short.

Councilman McDuffie stated he would go along with it provided funds are provided in the next budget for adequate litter cans. That is why there is litter on the street now as there is no place to throw it. Councilman Withrow stated the Chairman can take that into consideration.

REQUEST OF RESIDENTS ON PLAZA CONCERNING SIDEWALK REFERRED TO CITY MANAGER.

Councilman McDuffie referred a letter to the City Manager from residents of the Plaza who were promised sidewalks in September of 1972. That they have not received them yet, and they would like to know why. They have moved the shrubbery back as instructed, but the sidewalk has not been built.

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COMMENTS ON ROAD PLAN AND CAPITAL IMPROVEMENT BUDGET.

Councilman McDuffie stated back to the master road plan which Council is about to dissect one at the time, and have neighborhood groups to come down every day, and expect actions and not just listening, because Council is not listening unless it does what the groups want done. That as Mr. Withrow has stated and the Mayor seems to agree that restudying, and in effect, reaffirming the road plan is what we need to get to. Unless we consider the whole road plan at the same time we talk about individual streets in whatever the length of time it would take, he wants on the agenda, Park Road Extension, Barrington Drive, Ashley Road and Radcliffe Avenue to get the same treatment that other streets are going to get in determining whether they are necessary and to have a master road plan. He stated he is sympathetic to all the neighborhood groups and wished the planning had taken place 20 years ago to remove us from this arena of conflict. Even Solomon could not build a road plan for the traffic we have, and the traffic that is forecast for this city. That we can tear our insides out every week, and that is exactly what we are going to do by inviting indecision, and leading people to believe there is real hope that their particular street will be taken out, and we will not build the master road plan.

He stated if you can put it on the agenda without a motion and without a second and without support of other Councilmembers, he will move that those streets be studied just like the others at the next Council Meeting.

Councilman Short stated if this matter were not left to the control of this particular board who would? Councilman McDuffie replied it suits him fine to answer each one. Councilman Short stated he does not plan to be indecisive; that he plans to be absolutely decisive. Councilman McDuffie stated Mr. Short's motion started the whole thing with Radcliffe Avenue when he asked that it be studied and reaffirmed and taken out sometime later in the summer. Now it has gotten around where it is out of the capital improvement book which looks as though Council has somehow removed it.

Councilman Short replied he had nothing to do with that; that he had nothing to do with the fact that Radcliffe-Sharon Road project is not appearing in the present capital improvement proposal. Councilman McDuffie stated he thinks he is right; that this Council who voted on that motion had nothing to do with it being left out of the capital improvements; but the public will think differently, and those people out there will feel relieved that it is not in the schedule. That he says nothing should be taken out of the book once it is in there until Council has an opportunity to vote on it.

The City Manager stated there is no capital improvement program until Council approves one. The Traffic Department, Engineering Division of Public Works, and the Planning Commission all work to present a list of priorities of street programs to conform to our general plan for traffic. Every year they do this. They look at everything in the book, plus everything else that every one of the departments has had or that has been brought to their attention that might be important. Then they sit down and study that from the view point of the needs. He stated in this particular case, the Public Works Department and others have said this is still important and is still needed, but it is not needed within this span of time. That everyone involved in this study agreed it should be moved up one. Council can put anything in the Capital Improvement Program it wants to. Generally the Capital Improvement Program has been one of the finest things the City has had. Also, it has been the one thing that people have every input into.

Councilman Short asked if it is true in the City Manager's proposal that the Clanton Road Extension down and around to Donald Ross has been omitted. That he did not see it in there. Mr. Bobo, Assistant City Manager, replied it should still be in there. Councilman Short stated he would like to again emphasize that he did not know that Mr. Burkhalter's proposal was omitting Radcliffe-Sharon until he read the proposal at home. Mr. Burkhalter stated it is not a matter of whether you are going to do them or not do them. This is a technical matter of whether the people involved in these departments think they are necessary or not.

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Councilman McDuffie stated Mr. Hopson told him that he took it out last February on his own, and that it was just moved back a year, and this only shows five years. He stated once a project is included in the book he thinks it is important that Council have some input into whether it is deleted or not.

Councilman McDuffie stated either today or when it comes time to adopt the budget he is going to recommend that Radcliffe and Sharon be put back in the capital improvement budget. Councilman Short stated this would be better for handling at the night budget sessions. Councilman McDuffie replied he thinks all of them would be, but we are not going to attack them that way.

Councilman McDuffie moved that Radcliffe Avenue be put back in the Capital Improvement Program until such time as Council discusses all streets, and until such time as Council wants to vote to take it out and that this lie on the table until the next Council Meeting. He stated he wants it to regain the status it had a week ago before the book was presented; then if it is to be taken out, then Council will vote to take it out. The City Manager stated by that time, this will have been decided.

After further discussion, Councilman McDuffie stated this project is still in the Capital Improvement Budget as far as Council is concerned; that it will remain in there until Council adopts the preliminary budget.

Councilwoman Easterling stated she has the impression that all members of Council are in agreement even though it sounds sometimes as though they are not. That all members of Council realize the importance of looking at the City as a whole and studying the capital improvements - every single item in relationship to every other item. This is what we have been saying to each other. That she would like to say this is the way she would like to look at it. As Mr. Burkhalter has pointed out every item that was in the capital improvement book last year is still in there until the Council changes it; until Council adopts or modifies the one proposed budget.

COMMENT THAT COUNCIL SHOULD CONSIDER APPOINTING WOMEN TO VARIOUS BOARDS AND COMMISSIONS.

Councilwoman Easterling stated on all these boards and commissions, when terms expire, Council should together consider the appointment of women. There are ideas and dedications that women have to put into the life of the City and into the future of the city, that should not be ignored, nor deprive ourselves of. While she has no name to nominate to the Auditorium-Coliseum-Civic Center Authority right now she thinks Council should not ignore the input that women in the city can make.

She stated there are other boards and commission that should have women on it.

DISCUSSION OF PAED ASSOCIATION TO BE PLACED ON AGENDA FOR NEXT COUNCIL MEETING.

Councilman Alexander requested that the discussion of PAED Association be placed on the Agenda for the next Council Meeting.

CITIZEN COMMENTS ON VARIOUS SUBJECTS.

Mrs. Clara Skurla was present and spoke to Council on the subjects of the Council's limiting citizens to five minutes in presenting matters, on the Historical Society and the appointment of the Historic Properties Commission, Sunday Blue Laws and the bus system.

ADJOURNMENT.

Councilman Whittington moved that the meeting be adjourned. The motion was seconded by Councilman Short, and carried unanimously.


Ruth Armstrong, City Clerk