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The City Council of the City of Charlotte, North Carolina, met in regular session on Monday, May 13, 1974, at 3:00 o'clock p.m., in the Council Chambers, City Hall, with Mayor pro tem James B. Whittington presiding, and Councilmembers Fred D. Alexander, Kenneth R. Harris, Pat Locke, Milton Short, Neil C. Williams and Joe D. Withrow present.

ABSENT: Mayor John M. Belk.

* * * * *

INVOCATION.

The invocation was given by Reverend Robert L. Ladehoff.

MINUTES APPROVED.

Upon motion of Councilman Alexander, seconded by Councilman Withrow, and unanimously carried, the minutes of the last meeting on Monday, May 6, 1974, were approved as submitted.

PERMIT APPROVED TO MECKLENBURG HISTORICAL ASSOCIATION FOR USE OF AMPLIFIER ON MONDAY, MAY 20 TO COMMEMORATE SIGNING OF THE MECKLENBURG DECLARATION OF INDEPENDENCE.

Miss Mary Louise Davidson, President of the Mecklenburg Historical Association, stated they would like permission to use an amplifier on May 20 when they commemorate the signing of the Mecklenburg Declaration of Independence at the County Courthouse at Noon. The only reason they will need the amplifier is to hear the speaker. They are going to have the bagpipes and a Chorus from the Sedgefield Junior High School, which will be accompanied by a brass ensemble. She stated they will appreciate Council's consideration of this to celebrate our 199th Anniversary of the Signing of the Mecklenburg Declaration of Independence.

Motion was made by Councilman Withrow, seconded by Councilman Short, and unanimously carried approving the request to use the amplifier.

COUNCILMAN SHORT EXCUSED FROM PARTICIPATION IN THE DISCUSSION AND DECISION MAKING ON PROPOSED BIKE PATHS DUE TO CONFLICT OF INTEREST.

Councilman Short stated he has a possible conflict of interest on the next item the Bike Way Study. He called attention to the map, and stated it shows where the Old Concord Road intersects with North Tryon Street; that right in that connection where they meet is a tract of land of about one acre owned by him and his brother. The proposal of the Staff will call for some improvements along that road, if adopted. The question is whether he has a conflict of interest. He understands the proposal does not run across the property itself, but is, in effect, an improvement of the property as it runs along in front of it.

Councilman Short stated he would appreciate it if Council would determine whether or not he has a conflict of interest.

Mr. Underhill, City Attorney, stated as he understands the proposal from the Traffic Engineering Department, what would be involved would be the paving of the shoulders within the existing right of way. In other words, there would be no taking, or need to acquire any property from either Mr. Short's corporation, or from any other property owners as far as that is concerned. All the improvements will be within the existing right of way. He stated in his own

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mind, in determining whether there is a conflict that exists, that makes a quite a bit of difference. The only slight problem that might exist is the fact that his property would be improved if this project is built the way it is proposed to be built with one of the shoulders widened and paved to permit bike paths. If that is an improvement to the abutting property, it seems to him Council could find that he has a conflict or Council could find that he does not. Council has to make that finding.

Councilman Alexander stated in light of this discussion, and to be safe for everyone concerned, he moved that Mr. Short be relieved from decision making on this item. The motion was seconded by Councilman Withrow.

During the discussion that followed, Councilman Harris stated he does not think it is a conflict of interest, and he does not think Mr. Short should be excused from the item. Councilman Alexander stated he did not move from a conflict of interest, but from the point of view of morale and someone's thinking that the fact that what takes place there improves his property, and to be safe he sees nothing wrong in relieving him from participation. Councilman Harris stated the statute on conflict of interest is pretty explicit to keep councilmembers from excusing themselves on items such as this. It has to be a direct conflict of interest where there is compensation and something to be gained.

Mr. Underhill stated the section of the Charter dealing with this is as follows

"No member shall be excused from voting except upon matters involving the consideration of his own official conduct or involving his financial interest." It then goes on to say a member has to be permitted to withdraw for one of these reasons by the Council, and Council has to deem it a conflict and excuse them from participation. The only question here is would such proposals, if approved, involve financial interest of Mr. Short or his corporation. Councilman Alexander stated he could hold that the improvement of this right of way, contiguous to his property, at some time would enhance the value of it. If that be the case, then he thinks Council can determine that it would be to his financial benefit.

Councilman Williams asked if this bicycle path would touch the property, or would it be across the road from it? Councilman Short replied as proposed, the bicycle path is on both sides of the road - south bound on one side and north bound on the other side. Councilman Williams stated in the absence of the Mayor, suppose there is a tie vote, what happens? Mr. Underhill replied in the absence of the Mayor the Mayor pro tem has the same voting power as the Mayor, and he would have to break the tie. It takes four affirmative votes to pass any motion.

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

YEAS: Councilmembers Alexander, Withrow, Locke, and Williams.
NAYS: Councilman Harris.

PRESENTATION OF BIKE WAY STUDY FROM THE CITY TO UNCC.

Mr. Robert Deaton, Assistant Traffic Engineer, stated in February of this year, he was before Council and discussed various routes which they felt warranted some consideration for some possible signing and construction for bike ways. Those included a route from Eastway Drive to UNCC that would utilize a four lane facility where bike traffic would travel in the same direction as the motoring vehicle traffic. The cost for signing and pavement markings for that particular route was in the neighborhood of \$4,000. It would utilize US 49, to the UNCC drive entrance.

A second route was also proposed which would link Freedom Park area with Eastover Park area - the Nature Museum and Mint Museum area - with some construction for sidewalks and some curb radii changes for ramps at \$46,000, exclusive of any right of way costs. In the first route to UNCC there would be no right of way involved.

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A third route was also indicated as being feasible which would link the Methodist Home Park area with the Hampshire Hills residential area. No estimated cost was given on that particular proposal because there would be some involvement with the railway for crossing the tracks.

A fourth route would have been an exclusive bikeway route connecting three parks - Freedom Park, Park Road Park and Huntingtowne Farms Park - at an estimated cost, exclusive of right of way or engineering of \$360,000. That would follow a creek in the same general proximity as the sewer outfall.

Mr. Deaton stated these were in the report as of February. At that time, Council asked Staff to look at possible alternatives of a route paralleling Old Concord Road, which they have done.

He stated they looked at the possibility of going from Eastway Drive-North Tryon Street to UNCC, somewhere parallel to Old Concord Road. There was some comment on the possibility of an exclusive bikeway; but as they began to look at this they had three alternatives they thought they could look at.

1. Pave the shoulders four feet wide, with some eight foot areas because they had to shift sides.
2. Build an eight foot shoulder to accommodate two way bike traffic all on one side of the road.
3. An exclusive bike route.

The first route appears most feasible because of construction, and would be much easier to accomplish. The second route would be putting two-way traffic on one side of the road which forces some bicyclists to be above the traffic. In the third route there were some major construction problems of filling in large depressions. He stated they sent Council a cost estimate of what it would cost to build the route connecting Eastway Drive to UNCC. It is a five foot sidewalk from the railroad bridge over Southern Railway up Eastway Drive to North Tryon Street; at that point we would get an approximate eight foot sidewalk to Old Concord Road. They picked this sidewalk up on one side of Eastway Drive because that particular section of sidewalk does not exist; sidewalk exists on the other side. On Old Concord Road they would pick up four foot paved shoulders on both sides of Old Concord Road and travel all the way out Old Concord Road to McLean Road; at that point shift across Old Concord and pick up an eight foot section of paved shoulder. This is due to the extremely big depression, about 20 feet deep, in this particular area, and would be quite expensive to try to cross that area. Take them on that side to Bonnie Lane, and then use the five foot sidewalk on Bonnie Lane to Sandburg to Suther and right into the UNCC area. This route, with the four foot paved shoulders would accommodate one way bicycle traffic paralleling Old Concord Road.

Mr. Deaton stated they looked at some of the possibilities in the original report, and they feel the original recommendations are conceivable and recommend them to Council.

Councilman Williams asked if we could not have a four foot strip on one side of Old Concord Road? Mr. Deaton replied a four foot strip on one side of Old Concord then forces the issue of whether you will permit two-way bicycle traffic on that four foot strip. Councilman Williams stated they would not be meeting constantly; it seems the traffic would be so light that one could pull aside and let another go by. Mr. Deaton replied four feet is not wide enough to accommodate passing bicycles. Councilman Williams asked how much it would cost? Mr. Deaton replied half of the sidewalk on one side would probably cut the cost of the project to 2/3 of the cost; it would probably be \$170, or \$180 thousand, and would be above the budget. Councilman Harris asked what type of sidewalks are on the north side? Mr. Deaton replied it is four or five feet, depending on the standard at the time it was constructed.

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Councilwoman Locke stated the report refers to the presentation to Council in February, and the route from Eastway Drive to UNCC via US 29 and NC-49, at a cost of \$4,000. She asked for an explanation? Mr. Deaton replied that amounted to signing, and some pavement markings; it would take a four lane facility all the way and the cyclists would be traveling the same way as all the traffic and would not have to be concerned with motorist having to pass opposing vehicles.

Mr. Deaton stated the \$270,000 project is within the present right of way, immediately contiguous to the paved area; it is a 24-foot pavement and they would be four feet off the edge of the pavement; it would not change that cross section at all. The width of the right of way is 60 feet until you get to the point where it is parallel to Southern Railway; at that point it is on the Southern Railway right of way and they have a 40 foot right of way for highway use only.

Councilman Withrow asked if there is any consideration given to widening that road to give another access to the University? Mr. Deaton replied not that he is familiar with.

Mayor pro tem Whittington asked if the State would help with this ravine at McLean Road, and fill it in? Mr. Deaton replied the State is sympathetic to the point they will permit us to build bicycle paths on their right of way, and not sympathetic enough to help finance it.

Mr. Rocky Soderberg stated they are asking for a bicycle trail. That \$270,000 for a bicycle lane simply to upgrade Old Concord Road at North Tryon is ridiculous. He stated young Billy Nichols is with them today; that last year he was on North 29 where there is a nice wide shoulder and he was hit. He stated signs and lines do not make this any good for kids. He stated the bicycle riders can find a place to ride; but he is talking about something for his six and ten year old. He stated back in February Mr. Short asked that we see what it cost to give these people what they want. What these folks were asking for was something for their youngsters. What would it cost to have a trail off the side of the road - 20 feet off? He stated they are prepared to give a little help to locate it. He asked if they have talked to a firm named Roe Incorporated which is in the process of building a shopping center. That he believes the shopping center should be responsible for putting the sidewalk in front; that sidewalk will extend all the way to the drive-in theatre. The original trail was 4.5 miles at \$135,000. Mr. Deaton's trail is 5.4 miles. He stated he feels the original trail can be done with asphalt. Mr. Deaton's trail is 1.9 miles in sidewalk. He stated that is unacceptable. He stated we have to think about safety and nothing is acceptable that is not safe. He asked Council before making a decision to please instruct the Traffic Engineer to go back, and get back with the principle and get back with the idea of separate trails. If you cannot afford eight feet over on the side, maybe you can afford six. Then if they come back and say it cost \$270,000 then he would understand. He stated they are not getting an answer; and the answer is what does a separate trail cost. They do not want to be associated with something along a highway.

Mr. Deaton stated if we get off Old Concord Road where the railroad is not close to it, you are talking about additional right of way because we are talking about a 60 foot right of way; at the most it is open ditch drainage, and if you try to go across the ditch, it is not room to put eight feet there.

Mr. Jim McLaughlin stated his son was hit by a car going in the same direction this morning, and is still in a state of shock. He was riding Old Concord Road going to school; he is not allowed to ride when the University is in session as traffic is too heavy. He stated he would like for the City to contact the concrete companies and see if they cannot get base free; their washout. It would cut the cost. You can go behind that road with an eight foot strip - he has checked it with a 25-foot tape; it will work. He stated he does not care where they go but for the children, the women or whoever, make it policeable. Make it policeable by the police department. Do not put it off the road where it cannot be policed. The motorcyclists and the minibikes will monopolize it if you do. Next make it safe because this first

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one will be the trail one. If a death trap is made, there will not be another as the people will not approve it. Next, put it where the kids are safe, behind the open ditch drainage is the best place in the world as a car cannot get across it. He stated it was not a wild driver who hit his boy; it was his second grade teacher.

Councilman Alexander asked how do we keep minibikes and motorcycles off the trails? Councilman Harris stated the wider you make it, the more problems; that with a five foot strip you will still have minibikes and non-licensed drivers, but he does not see how you can stop that. Councilman Alexander asked if it can be done by ordinance? Mr. Underhill replied a lot of this route is outside the city limits, and Council cannot pass an ordinance that would have any effect as it is outside the city's jurisdiction. The County possibly could; but their ordinance making authority is much more limited than the city's. Councilman Harris stated he agrees with the idea of keeping this off the highway. The problem in riding a bicycle if you are going the same way as traffic, there has to be some separation between an automobile and bicycle. Councilman Alexander stated if we want to do it, we want to do it as safe as possible, especially for children who will be riding this bike trail, more than adults.

After further discussion, Councilman Harris stated this is the first one we are building and he thinks it should be done right.

Councilman Harris moved that staff come back to Council and give the cost of building it in the eight foot strip on the north side only, off the highway behind the ditch. The motion was seconded by Councilwoman Locke.

Councilwoman Locke stated she would also like to have some citizens' input into this also. Mayor pro tem Whittington stated he thinks this is very important and if the citizens want to talk to Mr. Deaton about it, then he should meet with them.

The vote was taken on the motion and carried unanimously.

Mr. Bobo, Assistant City Manager, asked if Council would consider the other three recommendations, which are as follows:

- 2) Route connecting Freedom Park with Eastover Park using a combination of streets and sidewalks. Estimated cost \$46,000, exclusive of engineering and right-of-way costs.
- 3) Route utilizing existing streets connecting Methodist Home Park with the Hampshire Hills residential area. Estimated cost would depend upon requirements imposed by Southern Railway on a railroad crossing.
- 4) Exclusive route connecting Freedom Park, Park Road and Huntingtowne Farms Park that would utilize a minimum of streets and be contained in a separate right-of-way along Briar Creek and Sugar Creek. Preliminary cost estimate, exclusive of right-of-way and engineering, was \$360,000.

Councilman Harris asked if the route in the Freedom Park area is not in Project 70? Mr. Bobo replied this would be from Freedom Park to Park Road; Project 70 starts at Princeton Avenue. Councilman Harris stated the report follows through the same concept. That is intermingling non-motorized traffic with motorized traffic. All we are talking about on that recommendation is to let people ride along the street at certain locations.

Councilman Alexander stated recommendations under two and three are still concerned with streets; number four is off the street and more or less in the flood plains. He asked how many streets are we talking about in four? Mr. Bobo replied he does not have the answer, but it would be a minimum of streets involved; this has to do mainly with right of ways along the creek; there would be some locations where you would have to cross the street when you could not go under the bridges.

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Councilman Alexander stated what is decided on number one may have some bearing in what can be done in some instances in numbers two and three; number four will take a lot of time. If we are dealing with a minimum of streets it is possible that we can begin some of this and save some time. That he would not want to tie in number two and three with the decision on number four; or let four be resting on a decision on two and three when we are talking about the possibilities of safety over against the streets that would be involved.

After discussion, Councilman Harris stated as long as the money earmarked for the project out at UNCC is not used, he will move approval of No. four as a worthwhile project for further information.

Councilman Harris stated if Council starts limiting the concepts of bike paths and talking of only about \$125,000, which is the only money allocated now, then he thinks Council is fooling itself. That Mr. Short brought up the possibility of considering nonautomotive bond issue this summer or this fall. The Council needs priorities; the former Council earmarked funds for a bike path in northeast Charlotte. We need more work on some of these other areas; that he does not see limiting it to \$125,000 in talking about it.

Councilman Withrow asked if there has been any contact made with the County. That this first one is from the City limits to the UNCC and that is in the County. Would they participate in the bike trails? He asked that the county be contacted to see if they would participate in this.

Councilman Alexander moved approval of Item No. two and No. three to give staff authority to begin the planning of this. The motion was seconded by Councilman Withrow.

After further discussion, Councilman Withrow made a substitute motion to approve Item No two, three and four as a concept. The motion was seconded by Councilman Harris, and carried unanimously.

COUNCILMAN SHORT RETURNS TO MEETING.

Councilman Short returned to the meeting and was present for the remainder of the session.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE CREATING THE CHARLOTTE MANPOWER ADVISORY COUNCIL AND TO PROVIDE FOR THE APPOINTMENT OF MEMBERS BY THE MAYOR.

Councilman Alexander moved adoption of the resolution creating the Charlotte Manpower Advisory Council and providing for the appointment of the members by the Mayor. The motion was seconded by Councilman Short.

Councilman Harris stated he has great concern about a manpower development as he thinks it is long overdue. His question is whether the Mayor will appoint the 35 members recommended on the Council. That he wonders how the number 35 was arrived at, and what type of specialists they are supposed to have. Since the Mayor is appointing the Chairman and Vice Chairman under the proposed resolution, it would be advisable to have a breakdown on the proposed organization, and that Council itself appoint the members of the Council, with the Mayor having the right to appoint the Chairman and Vice Chairman.

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Mr. Williams, Assistant City Manager, stated the composition of that Committee is set out in the Comprehensive Employment Act of 1973; it provides for representation of educational institutions, manpower community based organizations, and they provide for several categories. The appointment of that Board is by the prime sponsor. Historically, the Mayors and Governors of States have been the designated officials for which the Department of Labor operates their manpower program. That is the reason the resolution is written in that fashion. Councilman Harris stated this is a vital thing; that he is sure the Mayor would take Councilmembers recommendations on 35 members; but to approve a Council saying 35 members without a breakout of the types of areas; are we talking about appointments within certain specified guidelines to make sure everyone is represented who has an interest. Mr. Williams stated the language is no more than 35 members so it may not be that there is a set 35 member limit. He stated he can provide a breakout for Mr. Harris on the types of organizations that will be represented.

Councilman Harris stated the idea of manpower brings back the area of trying to elevate or raise the level of earnings of people in our community. In that area he thinks the City should be involved in the area talking with new businesses, talking with new people coming into the area. Mr. Williams replied that representation has been provided for in the Board.

Councilman Harris asked how they came up with \$267,000 for administration? Mr. Williams stated Council was sent a copy of the summary for the 1975 Manpower Plan. They would like to proceed with the earning levels as they proposed in the plan. They are not firmed up yet. But they would like to proceed with the review procedures necessary to proceed with the Comprehensive Training Act. It will come back to Council for final review and staff review before it is submitted to the Department of Labor. Councilman Harris stated some of the concerns he has could have been alleviated if he had been able to review the organizational charts, and he would like to defer the item until the next meeting and he can review the charts. The City Manager stated he believes they are discussing two different items; the motion is on creating and appointing the Manpower Advisory Council. Councilman Harris stated he would still rather have the chart before making a decision.

The vote was taken on the motion to adopt the resolution, and carried as follows:

YEAS: Councilmembers Alexander, Short, Locke, Williams and Withrow.
NAYS: Councilman Harris.

The resolution is recorded in full in Resolutions Book 9, beginning at Page 479

Mayor pro tem Whittington requested the City Manager to advise Mayor Belk of Councilman Harris' concern to have input in the appointments to this Board.

SUMMER YOUTH EMPLOYMENT PROGRAM TO BE SPONSORED BY THE CITY AND OPERATED BY THE CHARLOTTE-MECKLENBURG SCHOOL SYSTEM USING DEPARTMENT OF LABOR FUNDS, AUTHORIZED (CAMPS)

Motion was made by Councilman Harris, and seconded by Councilman Alexander to approve the Summer Youth Employment Program as follows:

- (1) Mayor authorized to apply for these funds, in the amount of \$694,900.
- (2) Prime Contract with the Department of Labor amended.
- (3) Revelant budget ordinance amended.
- (4) Mayor authorized to enter into a contract with Charlotte-Mecklenburg Schools, pending final staff review of the program and budget.

The vote was taken on the motion and carried unanimously.

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ORDINANCE NO. 168-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE BY AMENDING THE ZONING MAP TO CHANGE THE ZONING OF PROPERTY AT THE NORTHWEST CORNER OF SUGAR CREEK ROAD AND HONDURES DRIVE, ON PETITION OF CARL B. GADDY, JR.

Council was advised that the Planning Commission recommends that Petition No. 74-12 by Carl B. Gaddy, Jr. for a change in zoning from R-9MF to O-6 be denied.

Councilman Withrow stated he has been out to look at this property two or three times; and it is adjacent to office zoning. That he does not see why it cannot be changed to office as a lot of people would prefer offices rather than apartments.

Councilman Short stated Mr. & Mrs. Gaddy own two lots; the southern most of the two is where their house is located and where they live; abutting that and just to the north is a second lot which is vacant. He suggested that Council might rezone to O-6 the vacant lot and that will tend to preserve the fact that we are setting up a buffer around this B-1; it will tend to be a rather well-aligned buffer. These people have indicated they can use that vacant lot for this purpose. That would mean that the house itself would continue as a residence.

Councilman Withrow moved that the vacant lot be approved for O-6 and the remainder of the property with the house on it remain as R-9MF. The motion was seconded by Councilwoman Locke.

After discussion, Councilman Williams made a substitute motion to change the property to O-6 as petitioned in order to conform to the rest of the block on that side of the street.

YEAS: Councilmembers Williams, Alexander, Harris, Locke and Withrow.
NAYS: Councilman Short.

The ordinance is recorded in full in Ordinance Book 21, at Page 30.

ORDINANCE NO. 169-X TRANSFERRING FUNDS FROM THE UNAPPROPRIATED BALANCE OF BOND FUND 4177 TO PROVIDE AN APPROPRIATION TO SATISFY THE CITY'S LIABILITY TO DEPOSITORS ON 10% REIMBURSABLE SEWER CONTRACTS.

Councilman Withrow moved adoption of subject ordinance transferring funds from the Unappropriated Balance of Bond Fund 4177 to provide an appropriation to satisfy the City's liability to depositors on 10% reimbursable sewer contracts, in the amount of \$390,000, which motion was seconded by Councilwoman Locke, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 21, on Page 31.

ORDINANCE NO. 170-X AMENDING ORDINANCE NO. 828-X THE 1973-74 BUDGET ORDINANCE, TRANSFERRING FUNDS FROM THE UTILITY FUND CONTINGENCY AND ANNEXATION CONTINGENCY TO THE UNAPPROPRIATED BALANCE OF THE UTILITY FUND.

Upon motion of Councilwoman Locke, seconded by Councilman Withrow, and unanimously carried, the subject ordinance was adopted transferring \$119,659 from the Utility Fund Contingency and Annexation Contingency to the Unappropriated Balance of the Utility Fund.

The ordinance is recorded in full in Ordinance Book 21, at Page 32.

During the discussion, Councilman Harris requested that the Community Facilities Committee be kept informed about these matters, and that they get involved and know what is going on.

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ACQUISITION OF PROPERTY IN FIRST WARD URBAN RENEWAL PROJECT NO. N. C. R-79,
APPROVED. (FIRST WARD AREA)

Motion was made by Councilman Harris, seconded by Councilman Short, and unanimously carried, approving the acquisition by Urban Redevelopment Department, of the following properties:

OWNER	ADDRESS	ACQUISITION PRICE
Chadbourn, Inc.	626 N. Caldwell Street	\$ 6,000
Chadbourn, Inc.	624 N. Caldwell Street	5,000
Chadbourn, Inc.	712 & 724 N. Caldwell Street	31,000

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA, APPROVING MODIFICATION OF THE REDEVELOPMENT PLAN, GREENVILLE URBAN RENEWAL AREA, PROJECT NO. N. C. R-78, DESIGNATING BLOCK 43, PARCEL 4, AS "NOT TO BE ACQUIRED".

Councilman Alexander moved adoption of the subject resolution, which motion was seconded by Councilman Withrow.

Mr. Phillips, Assistant Director of Urban Redevelopment, stated this is the resolution Council requested after the hearing on the amendment to the Plan and involves the Schloss property. Councilman Alexander stated if this resolution passes it means that urban renewal will not acquire this tract; then the property owner will have to go through the process of rezoning the property so that it can be used for a sign.

Councilwoman Locke moved that the matter be deferred until the Mayor returns. The motion was seconded by Councilman Withrow. After discussion, the motion was withdrawn.

Mayor pro tem Whittington stated if councilmembers are not familiar with this property they should go out and look at it; this is a lot the Schloss people own who have lost over 300 signs to government programs such as expressways, urban renewal projects, zoning and others. This lot only affects this one; it has nothing to do with the 82 signs on the expressway. The only way to get to this lot is through an easement from an industrial development. All of these things should be considered before voting on it. Then he would have to come back to Council and have a hearing to get the property rezoned to Industrial.

Councilman Williams stated he would not be left with this property; urban renewal would buy it and the owner would be compensated for it. Councilman Alexander stated that piece of property will be standing down there and will be a greater eyesore with nothing but bog as it is now, than it would be if he is permitted to put one sign there. That one hole takes away from that whole stretch of property up and down that highway.

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

YEAS: Councilmembers Alexander, Withrow and Locke.
NAYS: Councilmembers Harris, Short and Williams.

Mayor pro tem Whittington broke the tie voting in favor of the motion.

The resolution is recorded in full in Resolutions Book 9, beginning at Page 481.

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CHANGE ORDER NO. 1 IN CONTRACT WITH NELLO L. TEER COMPANY FOR WORK AT DOUGLAS MUNICIPAL AIRPORT.

Upon motion of Councilman Short, seconded by Councilwoman Locke, and unanimously carried, Change Order No. 1 in contract with Nello L. Teer Company, increasing the contract price by \$181,839, was approved for site preparation, grading and drainage for Runway 18R/36L.

GRANT APPLICATION TO U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO FUND CHARLOTTE'S PARTICIPATION IN THE 701 PLANNING AND MANAGEMENT PROGRAM, AUTHORIZED.

Motion was made by Councilman Harris, seconded by Councilman Alexander, and unanimously carried, authorizing the Mayor to submit a grant application to the U. S. Department of Housing and Urban Development to fund Charlotte's participation in the 701 Planning and Management Program to fund five positions in the Charlotte-Mecklenburg Planning Staff.

SETTLEMENT IN CASE OF CITY V. FOSTELL MCGOWAN FOR PROPERTY ACQUIRED IN CLANTON ROAD EXTENSION PROJECT, APPROVED.

Councilman Alexander moved approval of settlement in the case of City v. Fostell McGowan, et al, in the amount of \$8,000.00, for property acquired in Clanton Road Extension Project, as recommended by the City Attorney. The motion was seconded by Councilman Harris and carried unanimously.

SETTLEMENT IN CASE OF CITY V. JOHNNIE LEE CLAY, ET AL, FOR PROPERTY ACQUIRED IN CLANTON ROAD EXTENSION PROJECT, APPROVED.

Upon motion of Councilman Harris, seconded by Councilman Withrow, and unanimously carried, settlement in the amount of \$2,200 was approved in the case of City v. Johnnie Lee Clay, et al, for property acquired in Clanton Road Extension Project, as recommended by the City Attorney.

REVISION TO MORRISON BOULEVARD B-1 SCD PLAN, APPROVED.

Motion was made by Councilman Alexander, seconded by Councilwoman Locke, and unanimously carried, approving the recommended revision to Morrison Boulevard B-1 SCD Plan, requested by the owner James J. Harris.

CONTRACT WITH RALPH WHITEHEAD AND ASSOCIATES, AS ENGINEERING CONSULTANTS, APPROVED.

Councilman Alexander moved approval of a contract with Ralph Whitehead and Associates for engineering services, inspection and contract administration on the Tyvola Road Extension Project and the Clanton Road Extension Project, which motion was seconded by Councilman Harris. Councilman Withrow stated he cannot vote on the Clanton Road Extension.

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

YEAS: Councilmembers Alexander, Harris, Locke, Short, and Williams
NAYS: Councilman Withrow.

The public works director stated Tyvola Road Extension runs from South Boulevard over to I-77, and will be a four lane major highway, on grade with considerable landscaping; we have an 80 foot right of way and it should be completed in October, 1975. This is out for bids, and the bids will be brought in on May 30. This is the supervision of the contractor; they do not feel they should build up their staff for this.

Mayor pro tem Whittington stated this is at Sleepy Hollow Road.

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CONTRACT WITH MERLIN E. GIDDINGS AND ASSOCIATES, AS ENGINEERING CONSULTANTS, APPROVED.

The contract with Merlin E. Giddings and Associates, as Engineering Consultants, for preparation of construction and right of way plans and project specifications for: (1) Replacement of Sardis Lane Bridge; (2) Replacement of Starita Road Bridge; (3) Replacement of Milton Road Bridge; (4) Starbrook Drive Bridge over Sugar Creek; and (5) Intersection Improvements at Old Pineville Road-Woodlawn Road and at McAlway Road-Monroe Road.

Mayor pro tem Whittington suggested that Council remove Starbrook Drive Bridge over Sugar Creek as Council has voted on the Tyvola Road today; Council has been given the schedule on the part from South Boulevard to Park Road. Until that road is finished, he thinks it would be unfair, unrealistic and almost uncontrollable to go ahead and build Starbrook Bridge now and put all that traffic from I-77, coming north to go to Park Road to SouthPark and it would have to turn right on Arrowood Road, come to South Boulevard and cross Starbrook. Council in its wisdom, after Tyvola is finished and Archdale Drive completed into Nations Ford Road, then it can be looked at as a two lane bridge and just an access street. Then the burden of the traffic would be on four streets rather than two. To do that at this time to those people would be very unfair, and in his opinion unrealistic.

Councilman Short moved approval of the contract with Merlin E. Giddings and Associates with the Starbrook Drive Bridge over Sugar Creek deleted. The motion was seconded by Councilman Alexander, and carried unanimously.

Councilman Harris asked if this is a continuing problem or decision Public Works is having to make about staff? Mr. Hopson replied this will bring them entirely up-to-date, and they can handle the remainder. They are just getting the bond program on the lines for implementation.

CHANGE ORDER NO. G-2 WITH PETERSEN-CONSTRUCTION COMPANY, APPROVED.

Motion was made by Councilwoman Locke, seconded by Councilman Alexander, and unanimously carried, approving subject Change Order No. G-2 with Petersen Construction Company for changes in the contract for the Irwin Creek Wastewater Treatment Plant Additions, in the amount of \$39,124.14, which decreases the total contract to \$2,419,766.55.

ENCROACHMENT AGREEMENTS, APPROVED.

Councilman Harris moved approval of the following encroachment agreements, which motion was seconded by Councilman Williams, and unanimously carried:

- (a) Encroachment Agreement with the North Carolina Department of Transportation and Highway Safety to construct an 8-inch VCP sanitary sewer line within the right of way of Sugar Creek Road to serve Days Inn, at 1408 Sugar Creek Road.
- (b) Encroachment Agreement with North Carolina Department of Transportation to construct an 8-inch C. I. water main in I-85 Service Road between US 21 and Derita Road.
- (c) Encroachment Agreement with the North Carolina Department of Transportation and Highway Safety to construct an 8-inch VCP sanitary sewer line in the I-85 Service Road to serve Gateway Boulevard.
- (d) Encroachment Agreement with North Carolina Department of Transportation and Highway Safety for the construction of an 8-inch sanitary sewer line and also an 8-inch water main within the right of way of Sandy Porter Road.

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ORDINANCES ORDERING THE REMOVAL OF TRASH AND RUBBISH PURSUANT TO SECTION 6.103 AND 6.104 OF THE CITY CHARTER, CHAPTER 10, ARTICLE I, SECTION 10-9 OF THE CITY CODE AND CHAPTER 160A-193 OF THE GENERAL STATUTES OF NORTH CAROLINA.

Upon motion of Councilman Harris, seconded by Councilwoman Locke, and unanimously carried, the following ordinances were adopted ordering the removal of trash and rubbish:

- (a) Ordinance No. 171-X ordering the removal of trash and rubbish at rear of 1900 East 7th Street;
- (b) Ordinance No. 172-X ordering the removal of trash and rubbish at 5900 Florence Avenue;
- (c) Ordinance No. 173-X ordering the removal of trash and rubbish at 1916 Winthrop Avenue.

The ordinances are recorded in full in Ordinance Book 21, beginning on Page 33.

CONTRACT WITH SERVICE RESOURCES CORPORATION FOR FURNISHING FEE NEGOTIATORS, AUTHORIZED.

Contract with Service Resources Corporation of Atlanta, Georgia for furnishing fee negotiators for annexation and April, 1973 Bond Election Projects, at a cost not to exceed \$220,000, or \$79.75 per day, per man for acquisition of 650 parcels to be acquired prior to January 1, 1975 was presented for Council consideration.

Mayor pro tem Whittington asked if this firm will use local people, or will they bring the people with them? Mr. McWhirter, Right of Way Agent, replied they are all from out of town; that there is not a local firm with people trained to do this. This firm is trained in this work; they do it all the time, and they do it fast. It was anticipated at the start that they would not build up their staff and would use this type of service when the time came. Now the time is here; and they are some three months late on it already. He stated the nearest one they received a bid from was in Raleigh.

Councilman Short stated this is a matter of purchasing land in connection with the bond projects and annexation. That he thinks the point about Charlotte people has some validity. Why cannot Charlotte realtors be employed to purchase Charlotte land? Mr. McWhirter stated it would take his entire staff to supervise them; they would not be guided by the same time perimeters, the importance of getting it done, and he does not have staff to supervise the number of realtors it would take to do it. The Public Works Director stated during this time period the city will be handling 825 other parcels; that we are talking about 1475 parcels all together.

Councilman Short moved that the item be deferred for one week and some overtures be made to the local people. The motion did not receive a second.

After further discussion Councilman Withrow moved approval of the contract, which motion was seconded by Councilwoman Locke, and carried as follows:

YEAS: Councilmembers Withrow, Locke, Alexander, Harris and Williams.
NAYS: Councilman Short.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO JAMES R. MCKEE AND WIFE, MINNIE J. MCKEE, LOCATED AT 1607 OAKLAWN AVENUE, IN THE CITY OF CHARLOTTE FOR THE OAKLAWN AVENUE WIDENING PROJECT.

Councilman Williams moved adoption of the resolution authorizing condemnation proceedings for the acquisition of property belonging to James R. McKee and wife, Minnie J. McKee, located at 1607 Oaklawn Avenue, in the City of Charlotte for the Oaklawn Avenue Widening Project, which motion was seconded by Councilwoman Locke, and carried unanimously.

The resolution is recorded in full in Resolutions Book 9, at Page 482.

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RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO FRED G. SHELFER AND WIFE, BETTY LOU SHELFER: DONALD G. SYMON AND WIFE, MARTHA A. SYMON: H. MORRISON JOHNSTON, TRUSTEE FOR G. F. SHRUM AND CHOYCE M. SHRUM: AND J. L. MCDANIEL, JR., TRUSTEE FOR THE LEWIS STATE BANK, FOR THE IRWIN CREEK SANITARY SEWER OUTFALL PROJECT.

Upon motion of Councilwoman Locke, seconded by Councilman Williams, and unanimously carried, resolution was adopted authorizing condemnation proceedings for the acquisition of property belonging to Fred G. Shelfer and wife, Betty Lou Shelfer; Donald G. Symon and wife, Martha A. Symon; H. Morrison Johnston, Trustee for G. F. Shrum and Choyce M. Shrum; and J. L. McDaniel, Jr., Trustee for the Lewis State Bank, for the Irwin Creek Sanitary Sewer Outfall Project.

The resolution is recorded in full in Resolutions Book 9, at Page 483.

PROPERTY TRANSACTIONS AUTHORIZED.

Councilman Withrow moved approval of the following property transactions, which motion was seconded by Councilwoman Locke, and carried unanimously:

- (a) Acquisition of 15' x 104.38' of easement from George Neal Davis and wife, Jane C., at 1149 Robinhood Road, at \$200.00, for Sanitary Sewer to serve Albemarle Road at Lake Forest Road.
- (b) Acquisition of 15' x 172.34' of easement from Worth B. Preslar and wife, Elizabeth A. Preslar, at 1147 Robinhood Road, at \$250.00, for Sanitary Sewer to serve Albemarle Road at Lake Forest Road.
- (c) Acquisition of 6.15' x 58.83' x 58.30' of easement from Cecil Albright Dinkins and wife, Estelle S. Dinkins, at 1167 Robinhood Circle, at \$175.00, for Sanitary Sewer to serve Albemarle Road at Lake Forest Road.
- (d) Acquisition of 15' x 172.96' of easement from Clifford H. Salisbury and wife, Kathryn C. Salisbury, at 1254 Robinhood Circle, at \$400.00, for Sanitary Sewer to serve Albemarle Road at Lake Forest Road.
- (e) Acquisition of 4' x 124.31' of easement from Harry W. Kole and wife, Mary Ann Kole, at 8125 Ann Arbor Place, at \$200.00, for Sanitary Sewer to serve Albemarle Road at Lake Forest Road.
- (f) Acquisition of 15' x 1,037.10' of easement from The Ervin Company, at 3000 block to 3500 block of Highway 51 (southside), at \$1.00, for Sanitary Sewer to serve Raintree Fourth Fairway Townhouses.
- (g) Acquisition of 15' x 109.83' of easement from Emil G. Massad and wife, Carolyn J., at 705 Echodale Drive, at \$110.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.
- (h) Acquisition of 7.23' x 164.11' of easement from Lloyd Reid, Jr., and wife Bessie M., at 428 Short Hills Drive, at \$165.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.
- (i) Acquisition of 13.13' x 164.30' of easement from Richard F. Hunter and wife, Betty M., at 422 Short Hills Drive, at \$165.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.
- (j) Acquisition of 15' x 57.38' of easement from Harold E. Jones, Jr., and wife, Doris F., at 566 Crocus Court, at \$80.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.
- (k) Acquisition of 11.5' x 127.00' x 15' x 105.61' of easement from David J. Craven and wife, Janet W. Craven, at 636 Wilbrow Circle, at \$325.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.

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- (l) Acquisition of 15' x 119.63' x 3.5' x 126.62' of easement from David Kinney and wife, Effie C. Kinney, at 640 Wilbrow Circle, at \$400.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.
- (m) Acquisition of 15' x 14.96' of easement from David R. Whetstine and wife, Patricia L. Whetstine, at 6101 Coolbrook Court, at \$75.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.
- (n) Acquisition of 15' x 50.48' of easement from George W. Houghton and wife, Georgina E. Houghton, at 5727 Southampton Road, at \$100.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.
- (o) Acquisition of 15' x 96.34' x 7.45' x 182.16' of easement from J. B. Griffin and wife, Norma J. Griffin, at 6108 Coolbrook Court, at \$300.00, for Annexation Area I (11) Sanitary Sewer Trunks Project.
- (p) Acquisition of 15' x 378.00' of easement from Horace D. Stewart and wife, Mary H. Stewart, at 412 Livingstone Drive, at \$1.00, for Sanitary Sewer to serve Renwick Road Project.
- (q) Acquisition of 15' x 1,174.61' of easement from Richard Wright Simpton and wife, Ethel G., at 8120 Nations Ford Road, at \$1,175.00, for Sanitary Sewer to serve Annexation Area I (11).
- (r) Acquisition of 60' x 593.85' and 20' x 170.96' of easement from Springfield Utilities, Inc., at 1030 Edgegreen Drive, at \$1,000.00, for Irwin Creek Sanitary Sewer Outfall Project.
- (s) Acquisition of 49.58' x 108.11' x 49.28' x 109.07' of property, with a one-story frame dwelling, from Gorman Lee Huss and wife, Mary M., at 815 Louise Avenue, at \$6,500.00, for the Motor Transport Division.
- (t) Acquisition of 3.08' x 15.70' x 38.61' x 24.62' x 24.62' x 15.38' of property, plus a construction easement, from George E. Blackman, at 1300 Oaklawn Avenue, at \$400.00, for Oaklawn Avenue Widening, I-77 to Statesville Avenue Project.

CONTRACT AWARDED ITT GRINNELL CORPORATION FOR CORPORATION STOPS AND COUPLINGS.

Upon motion of Councilman Alexander, seconded by Councilman Withrow, and unanimously carried, contract was awarded the low bidder, ITT Grinnell Corporation, in the amount of \$8,073.24, on a unit price basis, for city's estimated yearly requirements of corporation stops and couplings.

The following bids were received:

ITT Grinnell Corp.	\$ 8,073.24
Mueller Company	8,295.50
Farnan Brass Works Co.	8,377.77
Pump & Lighting Company	8,412.03

CONTRACT AWARDED WORTH KEETER, INC. FOR LOADING REFUSE COLLECTION BODIES.

Motion was made by Councilman Withrow, seconded by Councilman Alexander, and unanimously carried, awarding contract to the low bidder, Worth Keeter, Inc., in the amount of \$74,990.00, on a unit price basis, for 10 rear loading refuse collection packer bodies.

Worth Keeter, Inc.	\$74,990.00
Quality Eqpt. & Supply Co., Inc.	76,930.00
Roach-Russell, Inc.	89,870.00
Cook Body Company	93,456.00
The Tidy Corporation	94,465.80
Sanco Corporation	94,970.00

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CONTRACT AWARDED PROPST CONSTRUCTION COMPANY FOR WATER DISTRIBUTION PROJECT ANNEXATION SECTION I, AREA 2.

Councilman Withrow moved award of contract to the low bidder, Propst Construction Company, in the amount of \$634,372.05, on a unit price basis, for Water Distribution Project - Annexation Section I, Area 2, which motion was seconded by Councilman Alexander, and carried unanimously.

The following bids were received:

Propst Construction Company	\$634,372.05
Ray D. Lowder, Incorporated	634,500.00
Thomas Structure Company	655,555.00
Sanders Brothers, Incorporated	688,436.70

URBAN REDEVELOPMENT DEPARTMENT TO MAKE ATTEMPT TO PRESERVE ROSE GARDEN OF AVANT COAL FUEL COMPANY LOCATED IN FIRST WARD URBAN RENEWAL AREA.

Councilman Alexander moved that an attempt be made by the Urban Redevelopment Department to preserve the rose garden at Avant Coal and Fuel Company which is located in the First Ward Urban Renewal Area. The motion was seconded by Councilwoman Locke, and carried unanimously.

EXECUTIVE SESSION SET FOR MAY 16, AT 7:30 A.M.

Councilman Harris moved that pursuant to G.S. 143-318.3 the City Council hold an Executive Session at 7:30 A.M., on Thursday, May 16, 1974, to discuss certain matters in litigation with the City Attorney. The motion was seconded by Councilwoman Locke, and carried unanimously.

COUNCIL ADVISED THAT FULLY ACTUATED TRAFFIC SIGNAL WILL BE INSTALLED AT RUNNEYMED E AND COLONY ROAD INTERSECTION.

Councilman Harris stated he has received a note from the City Manager on Runnymede and Colony Road intersection. The note states that a recent survey of the intersection at Runnymede and Colony Road indicates the flashing signal has not been effective in controlling accidents. That the Traffic Engineering Department advises a fully actuated signal should be installed at this intersection. That the Department has been instructed to proceed to place the order under competitive bidding, and the signal should be installed early this fall.

COMMENTS ON PROPOSED ORDINANCE TO REGULATE SOLICITORS.

Mayor pro tem Whittington requested the City Attorney to speak to Council about the letter he sent to Council on the proposed solicitation ordinance.

Mr. Underhill stated he addressed the letter to Mr. Griffin in the Tax Supervisors office and Mr. Law in the Better Business Bureau soliciting their views and comments on how to approach the problem in light of the fact that we feel pretty sure, in a legal sense, that an ordinance that would seek to tax and require bonds from solicitors engaged in interstate commerce might be held to be unconstitutional and place an unreasonable burden on interstate commerce in several cases.

Mr. Underhill stated he pointed out in the letter two other approaches that can be taken on this. One, would be to exempt interstate commerce. Two, abandon the idea of either taxing or requiring bonds and to require all solicitors to have some sort of identification card to show that they have registered and they are soliciting in the City of Charlotte. He stated that is a way perhaps of placing a burden on the interstate commerce.

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He stated in light of what he found out, he is trying to get some comments from Mr. Griffin, whose department will have to administer the ordinance, and from Mr. Law, whose organization has requested it, as to what they think would be the best approach to go at this problem before coming back to Council with any specific suggestions. That he sent the letter to Council to keep them informed as to the status.

Councilman Short stated he would suggest going ahead with the approach, but to exempt those who are selling wholesale.

Mr. Underhill stated he had thought about taking the approach "That the sale of the goods, or offer to sell goods, merchandise, or personal services must be made directly to the consumer". He stated he sent this letter to Council to show that the problem is not as easy as it looks.

MAYOR AUTHORIZED TO SUBMIT THE 1975 PROPOSED COMPREHENSIVE MANPOWER PLAN.

Mr. Williams, Assistant City Manager, stated there are some very critical schedules to meet in the submission of the Manpower Plan for this year. They need approval for the submission of the plan by this Council; for the review of the plan by the Advisory Body, and by the end of this month the plan must be submitted to the Department of Labor. He stated he is asking for Council's approval today to submit the plan to the Department of Labor with a review by the Charlotte Manpower Advisory Committee before the end of the month.

Councilman Harris stated he would like to know about the administrative costs of the program. That Council is not approving any funds; this is only the plan that will be submitted to the Department of Labor. Dr. Travland stated the Department of Labor officials are in town this week, and they will ask them to take a preliminary look at the plan to make sure there are no glaring errors that would prevent the plan from being approved by them. Next week there will be a meeting of the Charlotte Manpower Advisory Council to review it, and hopefully to approve it. Today, they are asking for authorization for the Mayor to sign the papers that will transmit this plan to the Department of Labor prior to the end of May. Prior to anything being actually implemented, Council will have the opportunity of approving the contract and ordinances that will be necessary. This is for the fiscal year 1975.

Councilman Harris stated he cannot get a handle on how many people and what function they have if we delegate the job to other organizations. We are asking for a quarter of million dollars for salaries, he assumes, for these people for the coming year - over \$267,000. Dr. Travland stated the budget for administration basically consists of salaries for the director, secretary, and two full divisions. One division is the program development consisting of the supervisor and three program development specialists. The other is the counseling function. There will be four counselors, three para-professionals, a secretary and supervisor. They will actually deliver the services to enrollees. This is a total of 17 people, subject to review by the office of Budget and Evaluation.

Dr. Travland stated there is no cost to the city; it is all Department of Labor funds. Mr. Burkhalter, City Manager, stated there is nothing in the budget at this point. Before this is done, they will come to Council to get an establishment of the job and the department. This is all in next year's operations. It is not in next year's budget; it will be a special thing, and if we get the money then this feature will be added. He stated we have been using the Model Cities staff and part of his staff to start work to bring this together. The City has never had a manpower staff so it is all new. He stated they have finally decided, if we can sell the Labor Department, all we want to do is the counselling service, and the planning service. He stated he hopes that Council will pay close reign to this manpower function; it is something we are getting into which has been a maze of problems throughout this city, and we are trying to bring it into one solid function, directly responsible to this Council. He stated they are trying to set up a staff where you can ask an intelligent question and get the answer.

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Mr. Burkhalter stated this is a concept that we need to sit down and talk to the Labor Department about. If they will, then it will come back to Council with the whole staff function. He stated they have asked everybody for some input into this program. They are getting some good suggestions from people involved.

Councilman Harris stated he endorses this; but he wants to make sure of accountability and efficient organization; and he wants to see something coming out at the end as well as what goes into the front part of it. He stated when we come down to that organizational chart, he thinks we should go after someone under that Director II that could work with the Chamber and others from the standpoint of attracting the kind of businesses that would be encouraging to these people in these job training programs of upgrading themselves as far as the ongoing earning capability of that individual versus the idea of just paying a stipend and keeping on for a few weeks or a year, and when business drops off coming back in the same type of program in another area.

Councilwoman Locke moved that the Mayor be authorized to submit the 1975 proposed Comprehensive Manpower Plan. The motion was seconded by Councilman Alexander, and carried unanimously.

FURTHER COMMENTS ON BIKE TRAILS.

Mayor pro tem Whittington stated in his opinion Council looks bad on these bicycle trails. It looks to him that the two reports received up to now have been recommendations where Council either does nothing or a little bit. If staff is going to give Council a plan, then give a plan to build this bike trail from here to UNCC, which was proposed a year ago, and give Council something it can put teeth in, and do something with these other bike trails and costs. He stated Council needs something more than it has had from staff about bike trails so it can make a decision. He stated this is offered as constructive criticism.

Mr. Burkhalter, City Manager, stated the alternate that was presented today was not recommended by staff; it was asked for by Council. That it was to try to get as economic program to develop it on 29 as asked for by the group that was present. Mayor pro tem Whittington stated it came back with some four pages long that cost \$267,000, and then on the last page under Paragraph 3, they recommended signing U.S. 29 and N.C. 49 along the curb, at \$4,000, and then \$265,000 to connect three parks, with Items two and three in the middle.

Councilman Harris stated he is making a broad general statement, but he does not think we have anyone qualified in the city as a bicycle expert with an understanding on how to design, and the limitations of a bike trail. Councilwoman Locke stated we do not want to use sidewalks and streets, and this is what staff continues to propose - sidewalks and streets - and this is dangerous.

Mr. Burkhalter stated this staff knows what is being done every place in the United States on bike paths. They can show Council what other people are doing. That he has talked to people all over the country. The biggest nuisance you can have is a bike path out someplace that is just a bike path because you cannot police it, and you have motorcycles on it, and they are a tremendous headache. That they try to use them where they will be utilized, and people will be involved daily. Councilman Harris stated he agrees on that; but when it comes to location that is for Council to decide. But it comes down to design. That he has talked to the people on the Chamber Committee, and the people out in UNCC area, the people around Freedom Park area, and all of them have a common agreement about one thing - do not mix bicycles with automobiles.

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Mayor pro tem Whittington stated there are also a lot of people in this town opposed to bike trails, period. They consider them as an unnecessary expense. Somewhere in between there has to be something done about this. If this is where we are going to build this trail, two miles long, then get something to Council with a cost on it, four feet wide, off the road that we can build.

Councilman Short stated as a part of the building of the Plaza Road Extension, the city is committed to build sidewalks there. That if we want to get something from Eastway Drive to the University, he wonders if we cannot think about that possibility. This is already approved in a bond voting; and the city's duty is to build the sidewalk, and the state will build the road. If beyond the end of that, the \$135,000 could be spent, and that would be up Plaza and Hickory Grove Road, it would tie the two together.

Councilman Withrow stated if children are going to use the trail, it will be a different story than building it to UNCC. Most of that area is county. If we are going to build them where they will be used, and where the people will get more for their tax dollars, this should be considered. Who will use it most; and will the people get the most for their tax dollars? Councilwoman Locke stated the decision was made last fall by Council to put it where we keep asking for a recommendation.

ADJOURNMENT.

Upon motion of Councilwoman Locke, seconded by Councilman Williams, and unanimously carried, the meeting was adjourned.


Ruth Armstrong, City Clerk