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The City Council of the City of Charlotte, North Carolina, met in regular session on Monday, May 29, 1972, 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, and Joe D. Withrow present.

ABSENT: Councilman James B. Whittington at the beginning of the Meeting.

* * * * *

INVOCATION.

The invocation was given by Mr. Gene Goldberg.

MINUTES APPROVED.

Upon motion of Councilman Alexander, seconded by Councilman Jordan, and unanimously carried, the minutes of the last meeting on Monday, May 15, 1972 were approved as submitted.

MERIT AWARDS PRESENTED.

Mayor Belk stated he would like to recognize the Chairman of the Clean Water Bill, Dr. Michael Goldin, and Mr. Dick Pierce, Vice-Chairman. These two gentlemen served the community well, and their accomplishments will serve citizens to come as we cannot grow without water and sewer throughout the area. In recognition of the fine job, he presented each with a City of Charlotte Merit Award.

Dr. Goldin stated in the City of Charlotte, 76% of the people voted for the Clean Water Bill, while in the whole state only 68% of the people voted for the Bill.

RESOLUTION DECLARING THAT PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE TAXICAB SERVICE PROPOSED BY THE APPLICATION OF RAYMOND LEE CRAIG FOR THE ISSUANCE OF ONE CERTIFICATE FORMERLY HELD BY EDRIE KING SEIGLER.

The public hearing was held on the subject resolution on which a petition has been filed by Raymond Lee Craig for transfer of one certificate of public convenience and necessity from Edrie King Seigler to Raymond Lee Craig for operation of a taxicab.

No one spoke to the petition.

No opposition was expressed to the petition.

Upon motion of Councilman McDuffie, seconded by Councilman Jordan, and unanimously carried, a resolution entitled: Resolution Declaring that Public Convenience and Necessity require the Taxicab Service Proposed by the Application of Raymond Lee Craig for the Issuance of One Certificate formerly held by Edrie King Seigler, was adopted and is recorded in full in Resolutions Book 8, at Page 250.

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ORDINANCE NO. 463-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE CHANGING THE ZONING OF PROPERTY AT 4431-4435 MONROE ROAD AND 4422 COMMONWEALTH AVENUE.

Motion was made by Councilman Jordan, seconded by Councilman Alexander, and unanimously carried, adopting the subject ordinance changing the zoning from R-9MF to B-1 as recommended by the Planning Commission.

The ordinance is recorded in full in Ordinance Book 19, at Page 75.

ORDINANCE NO. 464 AMENDING CHAPTER 16, ENTITLED SEWERAGE AND WATER OF THE CODE OF THE CITY OF CHARLOTTE. (WATER AND SEWER RATES.)

Mr. Channing Brown, Chairman of the Community Facilities Committee, stated after meeting with City Council on May 1, 1972 when the Finance Department presented a proposal for a rate increase in water and sewerage service, the Committee met and discussed provisions as covered in the recommendations of the Finance Department as well as the report by Weston and Sampson. In their consideration they have come up with a general recommendation which is substantially within the recommendations of that report made in 1968. He stated in the Committee's May 9 meeting they heard discussions from various representatives of consumers and took into consideration the things requested. As a result of that meeting, the Committee made general recommendations to the Finance Department and asked that Department to come up with a rate that would be adequate to cover deficits which the Finance Department had made in their recommendations. That deficit substantially amounts to \$2,200,000 a year. In general the gross revenue for water and sewer service is approximately \$8.0 million now. They are requesting an increase of \$2,200,000 approximately to cover deficits.

Mr. Brown stated the Committee met on May 25 and at that meeting considered rate schedules prepared by Mr. Fennell, and the Committee felt this did not cover the limitations set. He stated the Committee still does not feel the rate proposal is adequate and in general the Committee is asking City Council to give them a little more time to come up with a suggested schedule rate to cover the things they feel should be covered.

Mr. Brown stated the Committee has passed a number of motions. First was a motion to the effect the Committee felt a rate increase was necessary. After that was a motion that an alternate rate schedule be produced to take into account billing for apartments and multi-family units by establishing a minimum rate of 23 cents per 100 cubic feet. At the same meeting was a motion requesting the finance officer to develop for the committee's review a rate structure to embody three proposals: (1) a minimum charge for dwelling units including apartment complexes of 23 cents per 100 cubic feet. (2) secure additional revenues to meet the approximate projected \$2.2 million deficit; and (3) increase in each rate category of approximately the same real amount. A motion was made that the Committee recommend that the amount of increase be the same in cents per cubic feet in the city and county.

Mr. Brown stated at the May 19 meeting the Committee did not have a detail report to make to Council for consideration and let stand its general recommendation and added to that a request that any increase in rates for apartments be delayed for a period of six months as requested by Mr. Underwood, Attorney for the Charlotte Apartment Association.

He stated in the recommendation on Page 14 a deficit of \$2,200,000 is shown, and on Page 8 an administrative cost of \$579,000 is shown for the period 1972-73. This is \$400,000 more than the budget of 1971-72.

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He stated he understands part of the \$579,000 is for projects, which in the past has been charged back to the project, and paid for through bonds, and not through current revenues. The Committee would like to suggest to the Finance Department in coming up with a detailed schedule for water and sewer that consideration be given to eliminating as much of that cost as can be passed on to projects for payment by bonds. He stated he understands that will be approximately 1/2 of the \$400,000. That will leave a deficit of approximately \$2.0 million.

(COUNCILMAN WHITTINGTON CAME INTO THE MEETING AT THIS TIME, AND WAS PRESENT FOR THE REMAINDER OF THE SESSION.)

Mr. Brown stated they would like to have a little more time and tentatively have a meeting set for Thursday at 4:00 o'clock.

Councilman Short stated Mr. Brown has said the Committee would be glad to come up with an exact schedule; they have always been most gracious and conscientious to give Council studies and advice as required. He stated he is of the belief this matter can be handled by Council and Council has recommended schedules which were done for the purpose of carrying out the several ground rules laid down by the CFC. He suggested Council may wish to consider of finally disposing of the matter today. Mr. Brown replied the CFC would not initiate a schedule of rates; the Committee would ask the Finance Department of the City to submit to the Committee a schedule of rates which the Committee would consider and make recommendations to Council.

Speaking to the subject were Mr. Joe Grier, Attorney, representing several large businesses in Charlotte, and Mr. Bill Underwood, Attorney, representing the Charlotte Apartment Association and the Home Builders Association.

Councilman Short stated enterprise operations of the government should be operated and expanded from their yield; that he also feels the \$400,000 mentioned by Mr. Brown should actually remain as paygo type funding. The fact that the 1968 report of Weston and Sampson recommended about a 40 or 42 percent increase and the City got by with 17 percent is explained for the most part by the fact the report suggested a five year cycle, and they knew their rate proposal would produce an overage at the 42 percent increase for the first couple of years, followed by losses later on. Weston and Sampson felt this sort of cycling was about what could be expected from this Council about water rate increases. Council rejected that and went only to the 17 percent increase with the comment that it would attempt to be diligent toward having increases every year or so rather than every five years. Maintaining the ratio between the large users and the domestic users is just a matter of policy that has to be considered along with other possible policies. It seems to him the policy of Council up to this time has been literally to subsidize industry. If you wish to get into a policy of a little bit less subsidizing of industry, you may go to something like two and half to one, instead of 2.9 or 3.0 to one. He stated he believes the time has come when the needs of the community may be a little bit in another direction, and this subsidy may now be a little bit less than it has been.

Councilman Short stated with these comments he moved that an ordinance be adopted to change the city code as necessary to impose the rates stated in Alternate No. 2, effective June 1, 1972; added to this as a billing procedure we will begin October 1, with a rule or a procedure that will apply to multi-family or apartment buildings, or multi-family or apartment complexes served by a master meter and the minimum rate charged on the volume of water shown on such a meter will be 29 cents per 100 cubic feet of water. The motion was seconded by Councilman Whittington.

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Councilman Short stated the 29 cents is rate block 3, and this is suggested by some of Council because it is the nearest rate block to 75 percent of the single family rate. He stated he does not know if we want to look upon this as an effort to state a policy of 75 percent for multi-family units or as just a matter that is proposed for now, and might be subject for review by October 1, or after October 1; both views have some force among the members of the Council according to his impression.

At the request of Councilman Whittington, Councilman Short stated the motion is that the several rate blocks given in Alternative No. 2 be adopted beginning July 1 - these rate blocks are 40¢, 30¢, 29¢, 23¢, 19¢, 19¢ and 16¢, with the added feature that as a billing procedure the minimum charge for master meters serving apartments be as that given in rate block three. He stated it seems to him that a hundred cubic feet of water through such a meter would be billed as a minimum of 29 cents.

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Councilman Whittington stated he has not talked to Mr. Short and did not know what he was going to do today; but if anyone has seen the master list of apartments published in the paper over the weekend, then Council must take some positive action as this type of development continues in the future. That there are 25,339 new units. Something has been said about the subsidization of private enterprise; that he does not think that is the responsibility of local government; certainly we want to be cooperative because business is good for the community; the time has come when we have to look at this realistically. Not only look for today, but plan for the future.

The vote was taken on the motion to adopt the ordinance and carried unanimously.

The ordinance is recorded in full in Ordinance Book 19, beginning at Page 76.

Councilman Short stated the 29 cents for apartments is a practical policy or arrangement based on the belief it would be a vast and tremendous disruption for this industry if we had gone all the way to the 40 cents rate block.

ORDINANCE NO. 465-X AMENDING SCHEDULE 10, RELATING TO SPEED LIMITS REFERRED TO IN CHAPTER 20, SECTION 86(c) OF THE CHARLOTTE CITY CODE, WITH REGARD TO POSTING SPEED LIMITS ALONG TUCKASEEGEE ROAD FROM THE CITY LIMIT EASTWARD TO FREEDOM DRIVE.

Motion was made by Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, to adopt the subject ordinance and post speed limits of 45 miles per hour along Tuckaseegee Road, from the city limit eastward to Freedom Drive, as recommended by the State Highway Traffic Engineering Division.

The ordinance is recorded in full in Ordinance Book 19, at Page 78.

ORDINANCE NO. 466-X TRANSFERRING FUNDS FOR ENGINEERING DESIGN OF CALDWELL STREET BRIDGE.

Upon motion of Councilman Jordan, seconded by Councilman Withrow, and unanimously carried, the subject ordinance was adopted transferring funds in the amount of \$20,320.00 for engineering design on Caldwell Street Bridge.

The ordinance is recorded in full in Ordinance Book 19, at Page 79.

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ORDINANCE NO. 467-X TRANSFERRING FUNDS FROM THE MONROE ROAD SIDEWALK ACCOUNT TO THE WOODLAWN ROAD WIDENING ACCOUNT FOR PAYMENT OF SIDEWALK AND DRIVEWAY CONSTRUCTION ON WOODLAWN ROAD.

Motion was made by Councilman Alexander, seconded by Councilman Withrow, and unanimously carried, adopting the subject ordinance transferring funds in the amount of \$3,530.00 from the Monroe Road sidewalk account to the Woodlawn Road widening account for payment of sidewalk and driveway construction on Woodlawn Road.

The ordinance is recorded in full in Ordinance Book 19, at Page 80.

RESOLUTION AUTHORIZING THE SETTLEMENT OF THE ACCOUNT OWED THE CITY BY THE COUNTY OF MECKLENBURG FOR WATER SUPPLIED TO ARROWOOD, WESTINGHOUSE AND PINEVILLE ROAD AREA FROM SEPTEMBER 1968 UNTIL DECEMBER 1971.

Councilman Whittington moved adoption of the subject resolution authorizing settlement in the amount of \$87,419.95, for water services supplied to Arrowood, Westinghouse and Pineville Road area from September 1968 until December 1971. The motion was seconded by Councilman Short, and carried unanimously.

The resolution is recorded in full in Resolutions Book 8, at Page 251.

During the discussion which followed the adoption of the resolution, Councilman Short stated Westinghouse has never had any water rate advantage at all; they have always paid the scheduled rates. The only question was the County had a special rate to give them some differential with which to build a pipe line.

CHANGE ORDER NO. 1 IN CONTRACT WITH CROWDER CONSTRUCTION COMPANY FOR THE BRIAR CREEK OUTFALL, APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Alexander, and unanimously carried, the subject Change Order was approved, increasing the contract price by \$5,400.00.

CHANGE ORDER NO. 1 IN CONTRACT WITH EMBREE-REED, INC. FOR THE CHARLOTTE AUDITORIUM-COLISEUM RENOVATIONS, APPROVED.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, approving the subject change order in the amount of \$6,776.00.

RIGHT OF WAY AGREEMENT WITH THE NORTH CAROLINA STATE HIGHWAY COMMISSION FOR CONSTRUCTION OF WATER MAIN ALONG ALBEMARLE ROAD, APPROVED.

Councilman Whittington moved approval of the subject right of way for construction of approximately 50 feet of 6 inch C.I. water main across Albemarle Road on the east side of Old Savannah Road. The motion was seconded by Councilman Withrow, and carried unanimously.

CONTRACT WITH D.L. PHILLIPS INVESTMENT BUILDERS, INC. FOR INSTALLATION OF WATER MAINS TO SERVE KINJO COMPANY PROPERTIES, APPROVED.

Motion was made by Councilman Jordan, seconded by Councilman Alexander,

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and unanimously carried, approving contract with D. L. Phillips Investment Builders, Inc. for the installation of water mains and fire hydrant to serve the Kinjo Company properties, inside the city, at an estimated cost of \$4,350.00, with the funds to be advanced by the applicant and refunded under the terms of the existing city policies relating to such water main construction.

CONTRACTS FOR INSTALLATION OF SANITARY SEWER MAINS, AUTHORIZED.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, authorizing contracts for the installation of the following sanitary sewer mains:

- (a) Contract with Singleton Associates, Inc. for the installation of approximately 780 feet of 8" VC sewer main in Pressley Road, inside the city, at an estimated cost of \$7,363.00, with the applicant to pay the total cost of the project and be refunded the estimated amount of \$3,681.50 under the existing policies regarding reimbursements for sewer lines.
- (b) Contract with John Crosland Company for the installation of 300 feet of 10" VC sewer lines, 1,905 feet of 8" VC sewer lines, 4,240 feet of 8" VC lines in streets to serve The Deerfield Subdivision, outside the city, at an estimated cost of \$64,000.00, with the applicant to bear the entire cost of the project and will dedicate same to the city upon acceptance by the city for maintenance and operation.
- (c) Contract with John Crosland Company for the construction of 480 feet of sewer system lines to serve portions of the Hampshire Hills No. 5A Subdivision, inside the city, at an estimated cost of \$2,460.00 with the applicant to pay the total cost of the project which is non-reimbursable.

ORDINANCES AFFECTING HOUSING DECLARED "UNFIT" FOR HUMAN HABITATION UNDER THE PROVISIONS OF THE CITY'S HOUSING CODE, ADOPTED.

Motion was made by Councilman Whittington, and seconded by Councilman Withrow to adopt the following ordinances affecting housing declared "unfit" for human habitation:

- (a) Ordinance No. 468-X located at 1711 East 8th Street to be demolished.
- (b) Ordinance No. 469-X located at 1328 East Fourth Street to be demolished.
- (c) Ordinance No. 470-X located at 305 West Bland Street to be vacated and closed.
- (d) Ordinance No. 471-X located at 518 East Boulevard to be vacated and demolished.

Council was advised that each property owner has indicated the orders would not be contested.

The ordinances are recorded in full in Ordinance Book 19, beginning at Page 81.

CONTRACT WITH PEAT, MARWICK, MITCHELL AND COMPANY TO AUDIT FINANCIAL STATEMENT OF THE REDEVELOPMENT COMMISSION.

Upon motion of Councilman Jordan, seconded by Councilman Alexander, and unanimously carried, the subject contract was approved to audit the

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financial statement of the Redevelopment Commission for the period ending June 30, 1972 at a fee not to exceed \$4,000.00 to be fully reimbursed by the Department of Housing and Urban Development.

CONTRACT WITH PEAT, MARWICK, MITCHELL AND COMPANY TO AUDIT FINANCIAL STATEMENT OF MODEL CITIES DEMONSTRATION PROGRAM, AUTHORIZED.

Motion was made by Councilman Alexander, seconded by Councilman Jordan, and unanimously carried, authorizing the subject contract to audit the financial statements of the Model Cities Demonstration Program, Second Action Year, at a fee not to exceed \$10,000 to be fully reimbursed by the Department of Housing and Urban Development.

AGREEMENT WITH THE COUNTY OF MECKLENBURG TO AUTHORIZE COUNTY-WIDE JURISDICTION TO THE COMMANDER OF THE CRIME PREVENTION BUREAU AND ALL OFFICERS ASSIGNED TO THE CRIME PREVENTION SERVICE SECTION, APPROVED.

Councilman Alexander moved approval of an agreement with the County of Mecklenburg to authorize county-wide jurisdiction to the Commander of the Crime Prevention Bureau and all officers assigned to the Crime Prevention Service Section, as approved by the Board of County Commissioners in meeting on May 15, 1972. The motion was seconded by Councilman Jordan.

Councilman Short asked why there is no provision in the agreement for the county to help with the expenses of the crime prevention bureau? Mr. Bobo, Assistant City Manager, replied this will be discussed at budget time.

Councilman Whittington asked what sections of the police departments now are not consolidated? Mr. Burkhalter, City Manager, replied the Patrol Division is the largest division, and is principally the only one not consolidated. Councilman Whittington asked if anything can be done between now and budget time for consideration by both Boards for the consolidation of this particular division which will be all of it, provided the funding can then be on a basis of both city and county participation? Mr. Burkhalter replied if he wants to know if an agreement can be worked out to combine this division between now and budget time, is one thing. As to whether or not it could be included in the budget is another as that has to be determined now. If he is asking Staff to start negotiating with the county on whether or not this should be done, this can be done anytime Council makes the request.

Councilman Whittington suggested that Council begin negotiations with the Board of County Commissioners to consolidate the police department into one. He stated he is concerned about the financial arrangement; that he does not want to consolidate and the city government pay all the cost of the county police. The Metropolitan Finance Council is considering this right now. In the City of Atlanta, the County Commissioners and Aldermen are moving toward one police department. He stated we have been moving in this direction for a long time, and now we seem to be at the door, and we need to open it if finances and other things can be arranged.

Mayor Belk stated at this time he does not think we are ready to just turn this over to the County. Councilman Whittington stated he is saying we need now to begin the planning of the consolidation, and he is not advocating turning it over to the county. Mayor Belk stated this is the trend they are trying to talk about.

Mayor Belk stated he thinks we should start right away on the park and recreation with the County, and it will probably be 1974 before it can be completed, if we voted on it today. Mr. Underhill, City Attorney, stated

it is permissible to do this; legislation allows you to consolidate the systems; you would not be able to spread the 8 cents over the county. This would take new legislation.

Councilman McDuffie stated he understands the county now can have taxes for parks and recreation. If the city gave parks and recreation to the County effective January, 1973, they could levy 8 or 10 cents or whatever they want for parks. Mr. Underhill replied it would probably take some enabling legislation to levy it without a vote of the people. There are some constitutional problems which have been overcome by the constitutional amendments in 1970-71. Unfortunately those amendments do not come in until 1973. You would still have to go back to the 1973 general assembly to get some legislation to spread what is now a special 8 cent city, and city only, tax.

Councilman Withrow suggested this be a matter of discussion at the next joint breakfast meeting of the city and county. Also the police matter might be discussed.

Councilman McDuffie requested the City Attorney to advise Council on a definite date that it can take effect.

Councilman Whittington asked if there are any objections to the suggestion he made that the City Manager and staff consider and prepare recommendations towards the consolidation of the police departments? Mayor Belk replied he does not think the city at this particular time should change the police. Councilman Whittington stated he does not want to create the impression he is advocating the county taking over the police department; he is talking about consolidation. Councilman McDuffie stated if the county takes over the police department, that is what they do; we cannot have both. Councilman Short stated he thinks Mr. Whittington is suggesting that the patrol officers have county-wide jurisdiction? That if he is not suggesting that then what is he suggesting as that is about the only practical result that could occur? Councilman Whittington replied he asked the question as to what divisions of the police are not now consolidated, and the reply was mainly the patrol division. That his suggestion, incorporated with the patrol, was that planning stages begin to consolidate the police departments; that he made it very clear he was not in favor of the police department being given to the county. The City Manager and County Manager and staffs are to bring back these things for consideration. The Mayor has pointed out it will be 1973-74. He stated he thought about this because the City of Atlanta and Fulton County started this in March. Councilman Whittington stated Charlotte and Mecklenburg started off with the consolidation of records a number of years ago, and little by little we are where we are today, and with perhaps one major step we would have consolidation. Mr. Burkhalter replied once we decide on philosophy, policy and financial structure there would be little difficulty in consolidating the patrol divisions. Councilman Whittington stated no real decisions can be made until these things have been hashed back and forth.

Councilman Alexander asked if we presently have the capacity to start consideration of these two vital functions of the police department and park and recreation in the same breath? Councilman Whittington replied if you think in terms of 1973-74 you do. Mayor Belk stated the quicker we get started on the park and recreation now, the better off we will be; there are a number of problems to be worked out; that he thinks the county should handle parks and recreation; as for the police department, everything has been done except the patrolmen.

Councilman Withrow stated the pet departments should be consolidated. He requested the City Manager to get the necessary information to be presented to the county commissioners at the next joint breakfast meeting.

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Councilman McDuffie stated he understands some of the commissioners are agreeable to taking over parks and recreation, plus something like the landfills for county-wide usage; that this should be negotiated with the city manager and county manager as to what would be agreeable before it is brought to the two boards. The police departments will take some legislation.

The vote was taken on the motion to approve the agreement authorizing county-wide jurisdiction to the Crime Prevention Bureau of the Charlotte Police Department, and carried unanimously.

CONTRACT WITH COLUMBUS SERVICES INTERNATIONAL, INC. FOR CUSTODIAL AND JANITORIAL SERVICES AT DOUGLAS MUNICIPAL AIRPORT EXTENDED FOR TWO YEARS.

Upon motion of Councilman Whittington, seconded by Councilman Alexander, and unanimously carried, an extension to the contract with Columbus Services International, Inc., was approved for two years at an annual cost of \$90,228.00, as recommended by the Airport Manager.

Mr. Birmingham, Airport Manager, advised the additional cost of \$600 is for the new west concourse. He stated this service is provided on a 24 hour day, seven day week.

Councilman Whittington stated prior to 1968 when this contract was originally approved, we had a lot of problems about the cleanliness and this sort of thing. These people are doing a great job, and a \$600 increase in a year's time to cover a new concourse he thinks is pretty good. He stated he was there twice last week and was very impressed about how clean the floors and restrooms were.

ARCHITECTURAL CONTRACT WITH FREEMAN WHITE ASSOCIATES TO DESIGN AND SUPERVISE CONSTRUCTION OF A ROOM ON THE EAST ROOF OF THE TERMINAL BUILDING AT DOUGLAS MUNICIPAL AIRPORT, APPROVED.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, to approve the architectural contract with Freeman White Associates, Inc., to design and supervise construction of an 800 square foot room on the east roof of the terminal building at Douglas Airport to house additional telephone equipment in connection with the operation of the Federal Aviation Administration Air Traffic Control Center. The contract provides for a fee of 9.1% which applied to the estimated construction cost of \$30,000 and will total approximately \$2,730.00.

RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES COLLECTED THROUGH ILLEGAL LEVY AGAINST ONE TAX ACCOUNT.

Councilman Withrow moved adoption of a resolution authorizing the refund of certain taxes collected through illegal levy against one tax account in the amount of \$50.00. The motion was seconded by Councilman Jordan, and carried unanimously.

The resolution is recorded in full in Resolutions Book 8, at Page 252.

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

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

- (a) Ord. No. 472-X ordering the removal of weeds and grass at 100 S. Turner Avenue.
- (b) Ord. No. 473-X ordering the removal of weeds and grass across from 637 Woodlawn Road.
- (c) Ord. No. 474-X ordering the removal of weeds and grass adjacent to 5042 Valley Stream Road.
- (d) Ord. No. 475-X ordering the removal of weeds and grass at 209 Irvin Avenue.
- (e) Ord. No. 476-X ordering the removal of weeds and grass adjacent to 4438 Firwood Lane.

The ordinances are recorded in full in Ordinance Book 19, beginning on Page 85.

APPROVAL OF THE SALE OF SURPLUS INTERNATIONAL REFUSE COLLECTION TRUCK TO THE HIGHEST BIDDER.

Motion was made by Councilman Jordan, seconded by Councilman Withrow, and unanimously carried, approving sale of the subject surplus 1966 Model International Refuse Collection Truck, Equipment No. 124, to the highest bidder, Clean Sweep Trash and Garbage Service, Elizabeth City, North Carolina, in the amount of \$4,000.00.

ALL BIDS FOR SALE OF CITY OWNED PROPERTY AT 600 SOUTH MINT STREET, REJECTED.

Councilman Alexander moved that all bids for the sale of city owned property at 600 South Mint Street be rejected and that the Right of Way Division be authorized to lease the property for parking purposes to the highest proposal. The motion was seconded by Councilman Withrow, and carried unanimously.

ENCROACHMENT AGREEMENTS WITH STATE HIGHWAY COMMISSION, APPROVED.

Upon motion of Councilman Withrow, seconded by Councilman Jordan, and unanimously carried, the following encroachment agreements were approved:

- (a) Encroachment Agreement with the State Highway Commission permitting the City to construct a 10-inch sanitary sewer line within the right of way of Old Dowd Road for trunk to Wilkinson Boulevard Mobile Homes.
- (b) Encroachment Agreement with the State Highway Commission permitting the City to construct an 8-inch sanitary sewer line within the right of way of Canterwood Drive, Tom Hunter Road and North Tryon Street to serve 6338 North Tryon Street.

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PROPERTY TRANSACTIONS AUTHORIZED.

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

- (a) Acquisition of temporary construction easement at 311 East Trade Street, from Neal Y. Pharr, Heirs, at no cost, for the purpose of lowering East Trade Street, for the Downtown Urban Renewal NCA3 Project.
- (b) Acquisition of temporary construction easement at 301 East Trade Street, from Providence Realty Company, at no cost, for the purpose of lowering East Trade Street, for the Downtown Urban Renewal NCA 3 Project.
- (c) Acquisition of temporary construction easement at 307-309 East Trade Street, from Denton Furniture Company, Inc., at no cost, for the purpose of lowering East Trade Street, for the Downtown Urban Renewal NCA 3 Project.
- (d) Acquisition of temporary construction easement at 241 East Trade Street, from Belk Brothers Company, at no cost, for the purpose of lowering East Trade Street, for the Downtown Urban Renewal NCA 3 Project.
- (e) Acquisition of 63 sq. ft. of temporary construction easement at 600 West Morris Street, from Baker Brothers, Inc., at \$1.00, for proposed right of way of Eldridge Street.
- (f) Acquisition of 19.63' x 19.63' x 31.04' of easement at 621 Campus Street, from Lucille Boulware Witherspoon (widow), at \$150.00, for the proposed right of way at Mattoon Street and Campus Street.
- (g) Acquisition of 15' x 21.12' of easement at 2820 Horseshoe Lane, from James Enoch Vandiver and wife, Lillian F., at \$25.00, for sanitary sewer to serve Airport Industrial Park Project.
- (h) Acquisition of 21,360'± of easement at 1761 Camp Green Street, from Marsh Mortgage Company, at \$1.00, for Berryhill Road Trunk Sanitary Sewer Construction Project.
- (i) Acquisition of 15' x 136.26' of easement at 529 Dawn Circle, from Huski-Bilt, Incorporated, at \$135.00, for sanitary sewer to serve North Tryon Mobile Homes Project.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO E. C. GOODE, ETHEL STOWE AND GRADY S. CARPENTER, AS EXECUTORS UNDER THE WILL OF ALLISON LLOYD GOODE, LOCATED AT 117 EAST FIFTH STREET FOR THE WIDENING OF EAST FIFTH STREET.

Councilman Whittington moved adoption of subject resolution authorizing condemnation proceedings for the acquisition of property belonging to E. C. Goode, Ethel Stowe, and Grady S. Carpenter, as Executors under the Will of Allison Lloyd, located at 117 East Fifth Street, in the City of Charlotte, for the widening of East Fifth Street. The motion was seconded by Councilman Alexander, and carried unanimously.

The resolution is recorded in full in Resolutions Book 8, at Page 253.

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RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO CARTER A. REDD, JR. AND WIFE, SARAH A. REDD, LOCATED ON SUGAR CREEK ROAD BETWEEN MERLANE DRIVE AND CUSHMAN STREET IN THE CITY OF CHARLOTTE FOR THE HIDDEN VALLEY PARK.

Upon motion of Councilman McDuffie, seconded by Councilman Whittington, and unanimously carried, the subject resolution was adopted authorizing condemnation proceedings for the acquisition of property belonging to Carter A. Redd, Jr., and wife, Sarah A. Redd, located on Sugar Creek Road between Merlane Drive and Cushman Street in the City of Charlotte for the Hidden Valley Park.

The resolution is recorded in full in Resolutions Book 8, at Page 254.

DISCUSSION OF FENCING FOR SOFTBALL FIELDS IN PARK ROAD PARK AND FREEDOM PARK.

Councilman Withrow stated some of the Little League Clubs who use the Park Road Park say they have some people to put up a fence at the back of the field to be used as backstops, and the Park and Recreation Commission will not allow them to put them up. He requested the City Manager to look into this and give Council a report.

Councilman McDuffie stated they are not allowed to put them up at Freedom Park; the newspaper said they would be used at the new park. Councilman Withrow stated he understood from the person who called him that it was the new Park Road park; that he would like to know why they cannot put the fences up.

Councilman McDuffie stated what is needed is a resolution of Council supporting Mr. Withrow in saying we would like the Park and Recreation to consider allowing fences for softball as the new game is played with fences all over the country. The game is different without a fence. The Little League parks all have fences, and the city has some at Freedom Park where the Little League plays. But Mr. Diehl has resisted allowing fences on the basis that once a year we have the Festival in the Park; it hampers grass cutting, bicycle riding and such. There are about 600 people who participate in softball.

Councilman Short stated this matter has been pushed by the baseball group for about six or seven years. Mr. Diehl has said the ball fields at Freedom Park have to be for multi-purpose use; they have to be used for baseball, football, softball and parking, and he did not feel it could be done there; that he has been backed up in this by members of the Park and Recreation Commission. Councilman Short stated there are four fields with the fences planned for the new park on Park Road.

Councilman McDuffie stated the question comes down to the fact they can use portable fences; there are light poles on the field and the people run into the poles because of their location on the field. He stated it can be worked out. The lights at Freedom Park need to be fixed as they are inadequate for the way the game is played. The fences and lights at Freedom Park should be corrected.

Councilman Withrow asked that all of this be looked into and a report be made to Council.

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PROPERTY TRANSACTIONS FOR DOUGLAS MUNICIPAL AIRPORT, APPROVED.

Motion was made by Councilman Whittington, seconded by Councilman Withrow, and unanimously carried, approving the following property transactions for Douglas Municipal Airport:

- (a) Acquisition of 191' x 305' x 310' of property on Dixie Road at Browhill Circle, from Charles M. Freeman and wife, Elizabeth G., at \$15,000.00, for Master Plan Land Acquisition Project.
- (b) Acquisition of 179' x 280' x 100' x 332' x 183' on Pinellas Drive, from James D. Prevatt and wife, Doris M., at \$33,000.00, for clear zone for the south end of the proposed runway, Master Plan Land Acquisition Project.
- (c) Acquisition of 100' x 245' on Pinellas Drive, from Fred O. Davis and wife, Doris B., at \$28,000.00, for clear zone for the south end of the proposed runway, Master Plan Land Acquisition Project.

SPECIAL OFFICER PERMITS, AUTHORIZED.

Councilman Jordan moved approval of the following special officer permits, which motion was seconded by Councilman Alexander, and carried unanimously:

- (a) Issuance of permit to Erskine C. Bennett for use on the premises of United Parcel Service, 1514 North Graham Street and 1600 Cottonwood Street.
- (b) Renewal of permit to Jack L. Moore for use on the premises of Belk Brothers Company.
- (c) Issuance of permit to Donald Mack Hinson, Jr. for use on the premises of Charlotte Park and Recreation Commission property.

CONTRACT AWARDED BROWN TRUCK AND TRAILER MFG. COMPANY FOR ONE MOBILE BOXING ARENA FOR USE ON CONNECTION WITH THE POLICE ATHLETIC LEAGUE.

Upon motion of Councilman Withrow, seconded by Councilman Alexander, and unanimously carried, contract was awarded the low bidder, Brown Truck and Trailer Mfg. Company, in the amount of \$12,027.56, for furnishing one mobile boxing arena for use in connection with the Police Athletic League.

The following bids were received:

Brown Truck & Trailer Mfg. Co.	\$12,027.56
Game-Time, Inc.	19,100.00

REQUEST OF CITIZENS PARTICIPATION STRUCTURE OF MODEL CITIES TO BE TAKEN UNDER CONSIDERATION AT TIME CHANGES IN THE MODEL CITIES STRUCTURE TAKES PLACE UNDER BLOCK GRANT.

Mr. Ernest Davis, Model Neighborhood Commissioner, stated he, together with three other people, are present today representing the Model Neighborhood residents. He stated they are sorry the model cities program is about to be phased out because the citizens of the model neighborhood are just beginning to see some results. He stated since it seems Model Cities is going to be phased out, and the block grant will be coming in, they hope they, the citizens, taxpayers and voters, will not be put back where they were before with no say in what is going on. Due to their work with the

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Model Cities Citizen Participation Division, they are beginning to understand that in order to be a good citizen you have to be an involved citizen. He stated they do not mean to give Council the idea that model cities has been perfect. They are saying model cities has one of the best staffs, and its staff can do the job.

Mr. Davis stated their main purpose today is to ask the city fathers to remember the people when the block grant comes in. They just want to be sure they can continue to be good citizens.

He stated he had the opportunity to go to Greensboro with model cities on the first phase and report, and these people were impressed with the local commissioners, and they gave him the compliment to give to City Council that we have the best citizen participation structure out of all the model cities in the country, and they are hoping with this recommendation that the city fathers will use this mechanism in the block grant with the Community Development. Mr. Davis stated they are recommending to the Mayor and City Council that this mechanism be used with all the money that we put into it. He stated they knew this was a demonstration, and in this demonstration they attacked problems on six fronts.

He then read Chapter 2, Section 235 the powers and duties which he has tried to live up to. That item (i) reads: "Review upon request of the Mayor and City Council any policy recommendation that has an impact on the model neighborhood community." He stated after model cities is gone, it will be changed to community development, and they would like this provision to apply under the community development.

Mr. Davis stated the Citizens Participation Structure is going according to its powers and duties, and is the best in the business; but when the block grant comes in as community development there are no resident participation required.

Councilman Alexander stated when the new system takes place and the block grant comes in, Mr. Davis is saying it does not make any provisions for approval of citizens participation, and he is asking when that comes in that Council give consideration to citizens request that they be given privilege to pass on these things just as they are doing now.

Mr. Davis stated they would like the city to take it into the city and operate it just like the neighborhood facilities will be operated, so there will be a mechanism to work with the residents and city government as is being done now. The model neighborhood residents have been trained, and they have the staff and they do not want to be cut out of it. He stated they have not told them the date this will begin; but they told him the grant is coming in - it may be sharing or it may be by grant. But in Greensboro they told him to go to City Council and the Mayor and see that this is included because at present it is not included.

Councilman Alexander moved that the request from the Citizens Participation structure be recorded in the minutes for consideration at such time as the changes take place under the model cities structure. The motion was seconded by Councilman Short.

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

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REASONS REQUEST FOR STATION WAGON FOR CITIZENS PARTICIPATION DIVISION
DELETED FROM BUDGET TO BE MADE AT NEXT MEETING.

Mr. Ernest Davis, Model Neighborhood Commissioner, stated he fought very hard for a station wagon for the Citizens Participation Division of Model Cities; it was approved and it was put in the budget, and it was cut out. That this station wagon is needed.

Councilman Alexander stated Citizens Participation requested a station wagon for their services, separate and apart from the other vehicles they have. It was placed in the budget but they have not been given the station wagon. He stated he thinks they should have this wagon.

Mr. Carstarphen, Assistant City Manager, stated basically there is a station wagon in the budget for the Citizens Participation Division of the Model Cities Department. The wagon is a wagon previously assigned to the Model Cities Department; it has been refurbished and either will be or recently has been assigned to that division for their use in citizens participation work. The question raised about the decision to remove from the budget appropriations for a new wagon was taken in the process of budget review. As a result of moving the model cities department into the normal city budget process, the city budget office, together with the staff of Mr. Wilson's office, reviewed each and every components budget and recommended deletions and additions. In this case it was not thought we could justify a new piece of equipment when we had a current piece of equipment already in the Department, which with some refurbishing would serve the purpose. He stated he believes the deletion of the new piece of equipment was made on that basis. As he understands it there is a wagon which has been assigned to that division. The wagon has been in use for approximately two years, but it has been refurbished and to his knowledge will adequately serve the needs of the Division. He stated he will check into it and get more information for Council.

Mr. Davis stated they voted for a new wagon for Citizens Participation for the people. The Neighborhood Agent did not vote for a new wagon and they got a brand new wagon, and then Citizens Participation gets Mr. Cross's two year old wagon. He stated this is not right as hard as they work.

Councilman Jordan moved that this be brought up again next week for additional information. The motion was seconded by Councilman Alexander, and carried unanimously.

Ms. Rena Blue of the Greenville area stated the residents of Greenville are so pleased about the progress of the Greenville Center. She stated they are very happy about it and are looking forward to the Center and to getting jobs that may be available in the center.

Ms. Adele Garris thanked the Mayor and Council for approving the Third Ward - Irwin Park.

Councilman Alexander stated the whole point about the station wagon is that these people requested a new station wagon and they are entitled to a new station wagon and they do not want a station wagon that someone else has used, when the other people get the new wagon and the old one is shifted down to them.

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SUMMER COUNCIL MEETING SCHEDULE APPROVED.

Councilman Jordan stated each Council member has received a proposed summer council meeting schedule from the City Manager, and he moved approval of the schedule as submitted, which motion was seconded by Councilman Withrow, and carried unanimously.

The schedule is as follows:

DATE	SCHEDULE
June 12	Council Meeting
June 19	No meeting
June 21	Presentation of Budget
June 26	Council Meeting (Zoning Hearings)
July 3	No meeting
July 10	Council meeting
July 17	No meeting
July 24	Council Meeting (Adoption of budget) (Zoning Hearings)
July 31	No meeting
August 7	Council meeting
August 14	No meeting
August 21	Council meeting (Zoning Hearings)
August 28	No meeting
September 4	Holiday
September 11	Council meeting
September 18	Resume regular schedule

COUNCIL ADVISED THAT SOMEONE FROM CITY WILL BE PRESENT FOR ENGINEERS MEETING IN NEW YORK JUNE 4-7.

Councilman Jordan stated Council also received a memorandum from Mr. Burkhalter, City Manager, regarding the Engineers Meeting in New York on June 4-7. He stated to him this is most interesting, and he asked if anyone will be present from the City.

Mr. Burkhalter stated they will have someone there. Also he thought some member or members of Council might like to attend. Councilman Jordan stated if at all possible he would like for some member of Council to go.

COUNCILMAN JORDAN REQUESTS THAT EVERY PRECAUTIONARY MEASURE BE TAKEN TO PREVENT FURTHER ENTRANCE TO THE WATER TANKS.

Councilman Jordan asked what has been done about the boys who were found swimming in the water tank. That he would like to see the city take every precautionary measure so that no one else can get into these tanks.

REPORT ON GOVERNMENTAL PLAZA PARK TO COME BEFORE COUNCIL IN NEXT TWO TO FOUR WEEKS.

Councilman Jordan asked when work will begin on the Governmental Plaza Park. That he had thought it would be completed by the time the walkway was completed. Mr. Bobo, Assistant City Manager, replied the plans are ready and they should go out to bids. Mr. Carstarphen, Assistant City Manager, stated he will check with the Redevelopment Commission concerning this; that a report will be before Council in the next two to four weeks.

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COMMENTS ON WIDE SIDEWALKS DOWNTOWN BEING CONSTRUCTED.

Councilman Jordan stated the new wide sidewalks downtown are wonderful. That he noticed they were starting on Third Street sidewalk today. That this is a very fine thing. Mr. Bobo stated these are the sidewalks designed to go around the Civic Center, and they are wider than the normal residential areas.

CITY MANAGER REQUESTED TO MAKE RECOMMENDATIONS TO CITY COUNCIL ON RESTRUCTURING CIVIL SERVICE BOARD AS RECOMMENDED IN JACOBS REPORT.

Councilman Alexander stated recently Council received recommendations regarding the Civil Service Board. That he does not know what steps are being taken to follow any of these recommendations; but he thinks we should proceed with this and get to it. That we should receive recommendations from the Civil Service Board itself. He requested the City Manager to start in motion whatever procedure is necessary to begin complying with some of these recommendations.

Mr. Burkhalter, City Manager, stated the report tells you what to do. The point is to implement this; he does have some ideas on how it can be done. He asked if Council would like him to do this or to wait and get it from the Civil Service. Councilman Alexander replied it should come from the City Manager, and the Civil Service Board should be allowed to give some of their ideas.

Councilman Whittington asked if the Civil Service Board is making recommendations? Councilman Alexander replied the recommendations were not from the Civil Service; he is referring to the Jacobs report on the Police Department, and he is saying we should begin to follow some of these recommendations to see what can be done to restructure the Civil Service Board, along with some of these recommendations. Also the Civil Service Board should have an opportunity to submit what it thinks about the whole situation.

Mr. Burkhalter stated there are some ways part of this report can be utilized. Councilman Alexander stated he is suggesting that Council get some proposals on it as soon as possible so that it can be implemented.

Councilman Short stated in line with what Councilman Alexander has said, and with the article received from the City Manager recently from the magazine called "Good Government", he thinks he would say the greatest need in our police department, based also on what Council picked up from Sergeant Killman and others when the presentations were made at the police department, is more black police officers. He stated it is no one's fault, or he is not going into whose fault it is, but the Department is 96 percent white, and the crime is 75 percent black. It seems to him in keeping the peace and solving crime, being black is sort of an advantage. Being black and of average intelligence is probably better than being white and brilliant. He stated this is the impression he has received from the several sources he has mentioned.

Councilman Short stated of the new officers that are to be selected in connection with annexation - it is stated that 96 policemen will be needed - all parties should join together, the Civil Service, the Council and staff of the police management, and see if we cannot get about 50 of these to be real good black policemen. He stated he is not saying anything at all in the nature of reverse racism or anything relating to racism. This is just a comment aimed at trying to reduce crime in the City of Charlotte.

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Councilman Short stated he saw in a magazine that a young lady by the name of Lieutenant Helena Ashby is on detached service from Los Angeles to the LEAA in Washington because she is such an expert in how to manage black recruitment for police work. He recommended that Chief Goodman see if he can contact Lieutenant Ashby, and perhaps she can give some help and advice on this subject. He stated it seems to him that blackness in solving crime and keeping the peace is sort of like tallness and being a basketball player. That he thinks we have to proceed this way.

Councilman Alexander stated one of his reasons for requesting that these recommendations be implemented immediately is because all of this is related, and we have to touch everything that is related to accomplish what Mr. Short is talking about. There is an image factor and everything. Fifty black people are not just going to walk down here and say they want to help in the police department. It will be a little different, and it will have to be a little different, and they will have to see a little different opportunity than what they see now if anyone with any substance is concerned with joining the police department. That this is one step towards that and this is why he suggests that these recommendations concerning the civil service be looked at immediately.

Mr. Burkhalter stated local governments now come under the Federal Act of Equal Opportunity Employment. It is no longer a matter of choice on our part. Someone will tell you how to do it if you do not do it. Mr. Alexander is right, and whether we follow the Jacobs report or not we are going to have to change the method we are doing in employment. He stated this is already being done in all departments of the city. Our personnel department is charged with the responsibility of giving this information to departments. Departments are still allowed considerable leeway in the selection of personnel. He stated every department head in this city knows that he is personally responsible if he violates this act. He stated he is going to hold him responsible. That he has been given the implements and the tools for getting the information. Personnel will recruit for him and will go, and help and will help in interpreting the law. Mr. Burkhalter stated the greatest impact is going to come to local governments under the equal opportunity act from women and not from blacks.

Mr. Underhill, City Attorney, stated he is sure Council is aware of the lawsuit pending in court now that alleges discrimination in the hiring and promotion practices in the police department. This is just another factor that needs to be considered.

Councilman Short stated last summer there was a trainee in the City whose summer project consisted of a study on this very subject. That he found out we were going a little bit astray because of the fact Mr. Burkhalter mentioned - that is that recruitment and hiring was turned over to department heads to some degree and in some instances they did not follow the type of rule that is being mentioned. He stated he thought this young man had a good report. The main recommendation he made was that the department heads be required to follow fair, non-discriminatory procedures in hiring.

CITY ATTORNEY TO GIVE THOUGHTS AND RECOMMENDATIONS ON TOPLESS TAX TO BE CONSIDERED BY COUNCIL IN THE FUTURE.

Councilman Short suggested that Council consider putting the topless tax on an agenda to be discussed at a future date.

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Mr. Underhill, City Attorney, stated the effects of the decision are that the tax is still on the books; this does not preclude further attack on its constitutionality. The decision basically says they procedurally went about it the wrong way. The way to challenge the constitutionality is to pay the tax and to demand a refund. This was not done in this particular case. It still leaves open and the court of appeals did not answer the question as to whether or not the tax is valid or constitutional.

Councilman Whittington suggested that Mr. Underhill give Council his thoughts and some recommendations on it so that Council can consider it in the near future.

CITY MANAGER INSTRUCTED TO HAVE POLICE DEPARTMENT REMOVE TRACTOR AND TRAILER TRAFFIC FROM EASTWAY DRIVE.

Councilman Whittington stated when Council adopted the recommendations of the Planning Commission about Eastway Drive, he said that Council should go further than that and do everything we can to take trucks off Eastway Drive. He stated Highway 601 is open and has been open for a long time. That he asked the City Manager to please instruct the police department to take the tractors and trailers off Eastway Drive. Nothing has been done about this, and he receives calls, and he is sure that Mr. McDuffie, who lives on Eastway Drive will say that this is a 24 hour a day thing. If we are going to try to protect that as a residential street, then we owe it to the people who are trying to preserve the neighborhood to eliminate the trucks.

Councilman Withrow stated the same thing applies on Ashley Road. That he asked about that a year ago, and trucks are still using that road.

REPORT AND ESSAY FROM EVELYNN STANTON ON ANNUAL MEETING OF PRESIDENT'S COMMITTEE ON EMPLOYMENT OF THE HANDICAPPED.

Councilman Whittington stated Mrs. Evelyn S. Stanton, a teacher at Myers Park High School, attended the President's Committee for the Employment of the Handicapped in Washington.

Councilman Whittington stated the following paper is very well done, and is befitting of what the Mayor's Committee is trying to do not only locally, but across the country. He asked that the paper be recorded in the minutes of the Meeting, and that a copy be sent to Mrs. Evelyn Stanton.

"YES VIRGINIA

Yes, Virginia, there is a heaven, and it is in Washington, D. C., during the annual meeting of the President's Committee on the Employment of the Handicapped, attending via the teacher of a state winner of the writing contest sponsored by this magnanimous organization.

This heaven exists as certainly as selflessness, generosity, and devotion exist, giving life its highest beauty and joy. How futile everyday existence would be if there were no hope of heaven! It would be as empty as if there were no volunteer groups like the Mayor's Committees, the Governors' Committees, and the President's Committee. There would be no work and recreation programs for the handicapped. This large and deserving segment of our society would have no opportunity to establish for themselves a place of dignity and achievement in becoming self-supporting, participating citizens, and thereby teaching the more fortunate of us the great truth: ABILITY, NOT DISABILITY, COUNTS!

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Not believe in heaven! You might as well not believe in dreams. I have known heaven because I have seen the Impossible Dream come true for many people. I have seen deaf dancers interpret the Lord's Prayer, accompanied by orchestral scores. I have seen a handless movie star manipulate a full-course dinner with the grace and etiquette of Chaucer's Nun; a blind student learn the blue-print of the campus, beginning with, "I see clearly my way around"; a lovely, blonde paraplegic anticipate the arrival of her new sports car; and the greatest fun I've ever had was being stuck for an hour in an elevator in the Washington-Hilton (May 3) with Dorothy, Helen in the Chri... Di... pantsuit and a "solid gold" wheelchair, and two United States Marines, who had so kindly wheeled her in. After being rescued, we saw Helen dancing to "Carolina Moon," the same as we, except she had two make partners!

No one can conceive or imagine the wonders of the Handicapped, seen or unseen, unless one has worked in some way with Big People like those volunteers on the Charlotte-Mecklenburg Mayor's Committee-- Mr. Jim Whittington, Chairman; Mr. Russell Gray, former chairman and still-active young member; Mrs. Dorothy Fitzjohn, chairman of the Contest judges for seventeen years; Mr. Myron Smithwick, former Charlottean always on call to acquaint my classes with contemporary actualities pertinent to the essay topic; and Mr. Joe DuMontier, active member always ready and willing to do the same.

And like the Big People on the Governor's Committee--Mr. Joe (Strickland), Executive Secretary, with his winsome, indulging patronage of student involvement in the program; Mr. Stanley Frank, Chairman, and his suave execution of the Awards Ceremony in Raleigh, March 23; Portia, the exuberant hostess sensitive to the students' role; and others who so graciously hosted the North Carolina delegation in Washington, like Mr. Wood and Mr. Hugh Ebert, of the Employment Security Commission of North Carolina.

Only faith, fancy, poetry, music, dance, and love can formulate the Romance of the 1976 Goal, "Design for All Our Citizens: A Completely Barrier-free Society." Ah, Virginia, in all this world there is nothing else real and abiding.

No heaven! Thank God there is, and it will continue to be as long as there is dedicated, dynamic awareness of Harold Russell's definition of communication: "A Combination of Give and Take." This awareness can turn our one brief, shining moment into THE BEST YEARS OF OUR LIVES!"

Councilman Whittington stated on July 5, at the YWCA Park Road, at 7:00 o'clock the local Chapter will have its annual meeting. He stated he hopes all the Council Members will attend the meeting.

REPORT ON LEGISLATIVE COMMITTEE, AND LEGISLATIVE ADVISORY COMMITTEE MEETING BY COUNCILMAN WHITTINGTON.

Councilman Whittington stated last week he made a trip to Raleigh representing the City Attorney and the City in a meeting with the Legislative Committee, and the Legislative Advisory Committee.

He stated this Committee met last week, and will meet again in June or July, and they are making recommendations to the entire League of Municipalities which will meet in Greensboro in October.

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Among the things approved which he thinks are important were the following:

- (1) The auto license tax increase. That was passed in the last legislature for an increase from \$1.00 up to a maximum of \$2.00. Again they recommend and it was approved that we go and attempt to get a maximum of \$5.00.
- (2) That the Legislative Committee and staff make a concentrated effort to study Schedule B and make this Schedule B and the licensing thereof equitable and that a tax study commission be created to study only Schedule B and license privileges and make recommendations to the 1973-74 Session. This is important as never before have they dealt with this subject specifically.

He stated the overwhelming consensus of the Committee was to seek legislation which would allow local governments to make this change.

- (3) On the hotel-motel tax it was agreed by the legislative committee that those counties in the state who wish to do so could seek a local option or permissive legislation without referendum.

Councilman Whittington stated the Legislative Committee passed this and it will have to go back to the whole convention in October. He stated this is some idea of the way these people are thinking. The encouraging thing is that we have made this step; now we can go to an occupation tax. Both could have been discussed at the same time, and they did until we were about to lose both. He thought it best to re-oil the machinery and go in another direction and take them one at the time, and the Committee was able to do that.

Councilman McDuffie stated one cent on the tax rate locally is \$180,000. He stated all these things add up to ten or twelve cents on the tax rate.

Councilman Whittington stated they made some real progress in the committee.

REPORT REQUESTED FROM POLICE DEPARTMENT ON WHETHER OR NOT THEY HAVE CAUGHT ANYONE LITTERING, AND IF THEY HAVE BEEN FINED.

Councilman Withrow stated about three months ago he asked the Police to make a special effort to catch people littering. He asked if they have caught anyone and fined them? He stated he would like to have a report on whether or not they have caught anyone and fined them.

CITY MANAGER TO LOOK INTO COMPLAINT OF STREET SWEEPER WASHING DIRT UP ON SIDEWALK ON FOURTH STREET.

Councilman McDuffie stated he received a call from someone on Fourth Street. That the street sweeper washes the dirt up after construction and it washes up on the sidewalks, and apparently there is no one to clean the sidewalks. He asked if something can be done about this. The City Manager stated he will look into the matter.

PUBLIC WORKS DIRECTOR REQUESTED TO CONTACT SHAMROCK SCHOOL PTA REGARDING PAVING SIDEWALK.

Councilman McDuffie requested that Mr. Hopson, Public Works Director, contact the PTA of Shamrock School about paving the sidewalk. They are interested in a way that they pay for the cement and the city does the concrete work.

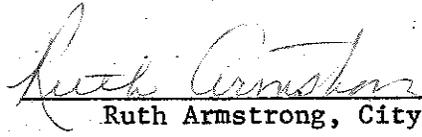
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STATE HIGHWAY STREET PRIORITIES REQUESTED PLACED ON AGENDA FOR NEXT WEEK.

Councilman Withrow stated in connection with the State Highway street priorities, Councilman Whittington would like to study it further, and he requests that it be placed on the agenda for the next meeting for consideration by Council.

ADJOURNMENT.

There being no other business before the Council, the meeting was adjourned.


Ruth Armstrong, City Clerk