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The City Council of the City of Charlotte, North Carolina met in regular session on Monday, May 8, 1972, at 3:00 o'clock p.m., in the Council Chamber, City Hall, with Mayor pro tem Fred D. Alexander presiding, and Councilmembers Ruth M. Easterling, Sandy R. Jordan, James D. McDuffie, Milton Short, James B. Whittington and Joe D. Withrow present.

ABSENT: Mayor John M. Belk at the beginning of the meeting.

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INVOCATION.

The invocation was given by Councilman Milton Short.

MINUTES APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Short, and unanimously carried, the minutes of the last meeting on Monday, May 1, 1972, were approved as submitted.

CITY OF CHARLOTTE EMPLOYEE PLAQUE PRESENTED.

Mayor pro tem Alexander recognized Mr. Ulyssee Chappel and presented him with the City of Charlotte Employee Plaque stating this is an expression of appreciation for 20 years of service to the City of Charlotte in the Sanitation Division of the Public Works Department.

RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES COLLECTED THROUGH CLERICAL ERROR.

Upon motion of Councilman Jordan, seconded by Councilman Withrow, and unanimously carried, the subject resolution was adopted authorizing the refund of certain taxes in the total amount of \$8,754.24 which were levied and collected through clerical error against sixteen tax accounts.

The resolution is recorded in full in Resolutions Book 8, at Page 237.

RESOLUTION FIXING DATE OF PUBLIC HEARING ON PETITION OF RAYMOND LEE CRAIG FOR ISSUANCE OF ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A TAXICAB IN THE CITY OF CHARLOTTE.

Motion was made by Councilman Whittington, seconded by Councilman Withrow, and unanimously carried, adopting subject resolution fixing date of public hearing on Monday, May 29, on petition of Raymond Lee Craig for issuance of one certificate of public convenience and necessity to operate a taxicab in the City of Charlotte.

The resolution is recorded in full in Resolutions Book 8, at Page 238.

RESOLUTION REQUESTING AN ORDER FROM THE BOARD OF WATER AND AIR RESOURCES FOR SEWER TREATMENT FACILITIES AND SEWER OUTFALLS AND TRUNKS.

Councilman Whittington moved adoption of subject resolution requesting an order from the Board of Water and Air Resources for sewer treatment facilities and sewer outfalls and trunks. The motion was seconded by Councilman Withrow, and carried unanimously.

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Councilman Whittington stated the Clear Water Bond issue passed on Saturday. He asked when the city will realize monies from that bond issue? Mr. Burkhalter, City Manager, replied every application that has been approved since the legislature passed this Bill is subject to coming under this; it is retroactive. The \$150.0 million is over a five year period; but they can commit five years in advance in one year; we may be able to use a good bit of it for major expansion right now. That he will give the information to Council just as soon as it is available.

SETTLEMENT IN CASE OF MARY JANE SILVERMAN AND S. A. SCHLOSS, JR., PARTNERS, T/A SCHLOSS POSTER ADVERTISING COMPANY, APPROVED.

Councilman Short moved approval of the settlement in the subject case in the amount of \$17,000.00 as recommended by the City Attorney for signs removed during the acquisition of right of way for the Northwest Freeway. The motion was seconded by Councilman Whittington.

Councilman McDuffie stated he hopes the City Attorney read the article in the Reader's Digest a couple of months ago about sign boards coming down on the highways throughout the United States, and the philosophy they had about how we must pay and how much. He asked if the federal government will participate in the cost of spending this amount of money? Mr. Underhill, City Attorney, replied most of these signs were taken in the acquisition of property for the Northwest Freeway. Under the municipal agreement with the State, the City is responsible for buying all the rights of way for the Freeway. You are not eligible for federal participation on an interstate highway such as the Northwest Freeway. Councilman McDuffie asked if the State developed a billboard law that required no new billboards to be posted, or otherwise lose 10% of the federal funds? Mr. Underhill replied that was the subject of some legislation in 1970-71, in addition to some legislation on how you compensate for those billboards you do take. The formula basically used in arriving at this settlement figure is a formula that both the state and federal governments are using for sign damage payments. Councilman McDuffie stated he hopes if any funds are available, either state or federal, that we will get them to participate since there are state and federal laws that demand more be allowed. Mr. Underhill stated his initial reaction is that this will be the responsibility of the city entirely as the city is obligated under the agreement with the State on the right of way.

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

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ROBERT E. JOHNSON AND WIFE, EVA D. JOHNSON LOCATED AT 3431 PELIGRENI STREET.

Motion was made by Councilman Whittington, seconded by Councilman McDuffie, and unanimously carried, adopting the subject resolution authorizing condemnation proceedings for the acquisition of 3,000± square feet of property belonging to Robert E. Johnson and wife, Eva D. Johnson, located at 3431 Peligreni Street, in the City of Charlotte, for the construction of a sanitary sewer for the Parkway Avenue Trunk.

The resolution is recorded in full in Resolutions Book 8, at Page 240.

PROPERTY TRANSACTIONS AUTHORIZED.

Councilman Jordan moved approval of the following property transactions, which motion was seconded by Councilman Short, and carried unanimously:

- (a) Acquisition of 15' x 127.30' of easement at 539 Dawn Circle, from Will G. McLaughlin and wife, Katherine, at \$125.00, for sanitary sewer to serve North Tryon Mobile Homes.

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- (b) Acquisition of property at 144 West Exmore Street, from Office Parks of Charlotte, Inc., at \$1.00, for turn radius at corners of Nations Ford Road, West Exmore Street and corners of Wallingford Road and West Exmore Street.
- (c) Acquisition of 5' x 191.87±' of easement at 1030 Northwood Drive, from William Trotter Company, at \$1.00, for sanitary sewer to serve Northwood Parks III.

RIGHT OF WAY AGREEMENT WITH STATE HIGHWAY COMMISSION FOR WATER MAIN CROSSING U. S. HIGHWAY NORTH BETWEEN TOM HUNTER ROAD AND SANDY AVENUE, APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, the subject right of way agreement was approved with the State Highway Commission for 6-inch diameter water main crossing U. S. Highway North between Tom Hunter Road and Sandy Avenue to serve the Orchard Trace Apartments, located approximately 1,200 feet north of Tom Hunter Road.

Councilman Short stated it would seem to him the city should try to stage this work in a way so that the people can get in and out of Hidden Valley.

The City Manager replied the city is aware of the problem and will work with it.

CONTRACTS FOR INSTALLATION OF SANITARY SEWER MAINS AND TRUNKS, APPROVED.

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

- (a) Contract with R & W Development Company for the installation of 1,140 feet of 8" sanitary sewer lines in the vicinity of Sugar Creek Road and I-85, inside the City, at an estimated cost of \$50,850.00, with the project to be constructed under the approved plans and specifications, and the applicant to be refunded the total cost of the project under the terms of existing policies of the City.

Under the terms of the City-County merger dated January 17, 1972, all existing extension policies used by the City will be retained until they have been changed by proper hearings and evaluations. Since this is a trunk sewer, the applicant will be reimbursed in accordance with Section 5, Page 3, of the agreement between the City and Mecklenburg County and approved City Extension Policy, dated April, 1970.

- (b) Contract with The Ervin Company for the installation of 2,726 feet of 8" vc trunk sanitary sewers to serve the Treetop Apartments, outside the city limits, at an estimated cost of \$34,850.00, with the applicant to advance the total cost of the project and to be reimbursed in accordance with the existing policies of the City as related to such projects for trunk sewer.

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.

Councilman Jordan moved adoption of the following two ordinances ordering the removal of weeds and grass at the following locations, which motion was seconded by Councilman Withrow, and carried unanimously:

- (a) Ord. No. 456-X ordering the removal of weeds and grass at 3520 Stonehaven Drive.
- (b) Ord. No. 457-X ordering the removal of weeds and grass at the corner of Flamingo & Springway Drive.

The ordinances are recorded in full in Ordinance Book 19, beginning at Page 68.

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W. DONALD BREWER RE-APPOINTED TO THE CIVIL SERVICE BOARD FOR A TERM OF THREE YEARS.

Upon motion of Councilman Whittington, seconded by Councilman Short and unanimously carried, W. Donald Brewer was reappointed to the Civil Service Board for a term of three years.

SPECIAL OFFICER PERMITS AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, approving the renewal of a special officer permit to William Joshua Moses, for use on the premises of Stanley Drug Stores, Inc., 1949 East Seventh Street, for a period of one year, which application had been approved by the Charlotte Police Department.

CONTRACT AWARDED SANDERS BROTHERS, INC. FOR CONSTRUCTION OF SANITARY SEWER FOR KENNEDY CREEK INTERCEPTOR.

Councilman Jordan moved award of contract to the low bidder, Sanders Brothers, Inc. in the amount of \$497,036.65, on a unit price basis, for construction of sanitary sewer for Kennedy Creek Interceptor, subject to final approval by the State Department of Water and Air Resources and the Environmental Protection Agency. The motion was seconded by Councilman Short, and carried unanimously.

The following bids were received:

Sanders Brothers, Inc.	\$497,036.65
Blythe Brothers Co.	599,940.55
Thomas Structure Co.	618,432.50
Dickerson, Inc.	656,980.20

CONTRACT AWARDED ERWIN JONES COMPANY FOR LABORATORY CABINETS AND FUME HOOD FOR POLICE DEPARTMENT.

Upon motion of Councilman Short, seconded by Councilman Withrow, and unanimously carried, subject contract was awarded the only bidder meeting specifications, Erwin Jones Company, for the Kewanee Technical Furniture Company, for laboratory cabinets and fume hood for Police Department, in the amount of \$8,450.00.

The following bid was received:

Erwin Jones Company for the Kewanee Technical Furniture Co.	\$8,450.00
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Bid received not meeting specifications:

Drexel Institutional Furniture	\$8,818.00
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CITY MANAGER REQUESTED TO INVESTIGATE COMPLAINT OF POLICE OFFICERS SHOOTING DOOR OF CRAZY HORSE BOOK STORE.

Mr. Bob Binner read the following statement:

"On Friday morning, May 5, of this year, at approximately 2:30 A.M., three Charlotte Police Officers were discovered firing upon the Crazy Horse Book Store, at 110 East Sixth Street. The discovery was made by two of the owners, who were guarding their place of business from inside. Confronted by the owners, who bravely revealed their presence through a shattered pellet ridden door, the officers in two marked patrol cars sped hurriedly away. These officers are city police officers, M. C. Callaham, E. A. Griffin and W. H. Catlett.

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Despite overwhelming evidence of this felonious and unwarranted attack made by these officers, the magistrates, as is their custom it seems, have refused to issue warrants for the arrest of these persons' apprehension. Therefore, the owners of Crazy Horse Book Store, speaking in the name of justice, do hereby demand that these officers be immediately suspended, and a full and proper investigation be made. We feel it imperative that to maintain the integrity of Charlotte's finest, that this dangerous and malicious hoodlum element be removed from the force."

Councilman Short asked how he got the names of the officers, and Mr. Binner replied immediately after this happened he returned home and called Lieutenant Glenn who was in charge of the patrol division that evening. He stated he had to do it under some pretense, realizing he perhaps would not be able to get them if he told them what had happened. He stated he told him his mother had just recently broken down in the downtown area, and two patrol cars assisted her. That he gave Lieutenant Glenn the two license numbers of the cars.

Mayor pro tem Alexander requested the City Manager to make an investigation of the complaint and bring a report back at the next Council Meeting.

During the discussion, Mr. Binner stated the Patrol Cars carried License Numbers BT 234 and BT 229.

He was asked if he saw the officers shoot into the store, and he replied he did not see the actual pistol but he heard it. At 2:30 in the morning, there was no one else out there. That prior to this happening for about two hours, three or four passes were made by the police cars, and simultaneously with their passing, they heard, coming from the other room of the two room store, glass fracturing, and thought it was the vibration of the traffic passing. As it later turned out, after witnessing the pellets actually striking the door and going into the other room, he found there were four other shots in that room and they were not there the day before.

In answer to a question from Councilman Short, Mr. Binner stated he does have a business license issued by the city; that it expires at the end of June and they have had it for a year. He stated he expects some immediate action. Mayor pro tem Alexander stated the City Manager has been instructed to make an investigation and to report back to Council on his findings by the next Council Meeting, which will be next Monday. If Mr. Binner cares to be present and hear the report, it will be given at the Council Meeting.

Mr. Marvin Sparrow stated one of the problems they had was when they went to the magistrate's office and told the story and that they had the direct proof of the police firing at the building, the magistrate refused to issue a warrant for their arrest. He stated if that is within the Council's jurisdiction, he would like for that to be investigated also. He stated the magistrate was Eloise Stillwell. Mayor pro tem Alexander asked if she gave any reason why she could not issue the warrant, and Mr. Sparrow replied she would talk to the police first; that it was not their practice to issue warrants against policemen without permission from the judge.

MAYOR BELK COMES INTO MEETING.

Mayor Belk came into the meeting at this time and presided for the remainder of the Session.

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CHARLOTTE APARTMENT ASSOCIATION GRANTED PERMISSION TO COME TO COUNCIL PRIOR TO ADOPTION OF PROPOSED NEW WATER RATES AND PRESENT ADDITIONAL INFORMATION.

Mr. Bill Allan, representing the Charlotte Apartment Association, stated they would like another opportunity to speak before a final decision is made on the water-sewer rate increase. He stated the proposal was unfamiliar to them last week when presented at the public hearing, and they were just sort of protesting because they knew it was wrong. After they looked at the figures they are sure it is wrong.

Mr. Allan stated he would like to make three points and they plan to appear before the Community Facilities Committee at the meeting tomorrow.

First, they do not think the presentation as given accurately indicated the amount of the increase. In one or two sentences a kicker was included that not only did not increase the rates 47 percent but increased it up to 264 percent in the total water-sewer bill. Buried in Alternate 2 is a proposed method of changing the billing of apartments to take the total bill and divide by the number of units served and then allocate so many cubic feet of water to each apartment, and bill the total rate out as if each of the apartments had consumed that much water. Under that rate, it would assure every apartment bill be paid at the maximum rate, unless each apartment unit used up to \$23.00 of water and sewage each month. In effect 100% of all apartments would be paying the maximum rate, rather than other graduated rates.

Second, the 1968 Consultant's report by Weston and Sampson goes into cost allocation of producing water, pumping raw water, treating it, billing, collecting, metering and all other facets of water costs. This report allocates the sum of water and in their estimate it costs 2.9 times to collect from the individual household user what it does from bulk users as a class. If the rates are equalized, they feel they would be paying 2.9 times based on a cost of production and allocation as would the individual household user.

Third, this proposed rate for billing apartment users is discriminatory because the end use price of water would be higher than to any and every other bulk rate user. They would be paying 40 cents per cubic foot for water, and 40 cents per cubic foot for sewage treatment against 7 cents for Westinghouse. The apartment dweller would be paying 40 cents per cubic foot versus 11 cents under the present rate. The apartment dweller would be paying 40 cents versus 15 cents per cubic foot under Alternate No. 1, and 40 cents versus 16 cents per cubic foot versus Alternate No. 2, without the amendment to so discriminate against bulk rate apartment users.

Mr. Allan stated they will try to get this together in a written report for Council members to look at later. That they would like to be heard again because they are talking about right much money here. Various members of the Association and of the Home Builders Association have tried to estimate what it would cost the average apartment dweller. Under Phase Two regulations, they are allowed to pass on municipally imposed cost except electricity and gas, which they presumed would include water. They think the average cost would be somewhere between \$2.50 and \$5.00 per month, which rentals would need to be increased to bear this cost.

After further discussion, Councilman Alexander moved that the Association be granted the opportunity to come to Council again when they have their facts correlated. The motion was seconded by Councilman Short.

Councilman Withrow requested the City Manager to find out what other cities are doing in the same situation, and that this information be made available to City Council. He also requested Mr. Allan to bring some proposal when he comes back to Council.

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

The City Manager advised as soon as the Community Facilities Committee brings its report to the City, the item will be placed on the Council agenda.

SUGGESTION THAT OTHER PARKING GARAGES BE CONSIDERED FOR THE WEST, SUGGESTION THAT OTHER PARKING FACILITIES BE SPREAD OUT AROUND THE DOWNTOWN AREA TO THE NORTH, SOUTH, EAST AND WEST.

Councilman Jordan stated last week, Councilman Whittington brought up the question of another parking garage downtown. That in the area where the city wants to put the parking garage now, we have the First Union parking facility, the Merchandise Mart, we will have the Civic Center, and we have the Queen City parking area which has accommodations for a thousand or more cars, and then the proposed parking garage the city hopes to build. All of these will be in an area of two blocks. He stated he would hope if the city is going to suggest or try to build any more that they be moved around to the north, east, south and west, instead of putting them together in a block or two. In the morning or afternoon if anything is going on in that area, there will be a conglomeration of people trying to get out of the one area. That he does not think we should confuse the parking facility and the traffic problem any more than we would in putting another parking garage there. That he would suggest, and he believes the plan recommends, that they be spread out over town. If this is done, the people from the west side would not have to come all the way over to the east side to park, and the same is true of north and south.

In the area of the Queen City parking area where he parks, it is a mess now in the morning and afternoon, and if you put a few hundred more cars in there, it will make this worse than it is now. That he would suggest the parking areas be spread out and moved from this one particular area.

Councilman Whittington stated his suggestion was that the second parking garage be considered for the west side. There are four sites recommended by the consultants - Site A, B, C and D. That he was thinking about a site west of Tryon Street in order to take care of the loss if the building is built at Second and Tryon Street. That he agrees with what Councilman Jordan is saying.

Councilman Jordan stated there are too many parking facilities in that one area and traffic is bad enough at peak hours and during the day. He stated if there is any way for the City to rush the construction in the area up it would help. Some of the businesses are hurting.

DISCUSSION OF THE JACOBS COMPANY REPORT ON CHARLOTTE POLICE DEPARTMENT.

Councilman Alexander stated he listened to the report from the Jacobs Company during the conference session, and he is concerned about what is in the report that Council did not already know, and could not have produced from our own personnel. This looks to him like the quickest money made in the present day times, and he feels he should go into the consultant business. That he does not see what is in the report that was not known, or we could not have found out for far less than was paid for this. That time and again during the report he said he would come back and tell what we need to do about a certain section. Councilman Alexander stated he can tell right now what should be done about it. He stated Council needs to look with a little keener eye on some of these reports we are referring to consultants. Half the money being put out in consultant fees could be used to get something done through the departments.

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Councilman Alexander stated he cannot understand why departmental heads do not have some responsibility of being involved in some of the problems in their departments. Why pay them high wages when they cannot tell Council anything, and the city goes out and hires consultants to tell Council what the department heads should be able to tell. Some of the things they should be able to change in their own department, and should be able to recognize some of the things that we get in consultant reports.

Councilman Withrow asked who authorized this? Mr. Bobo, Assistant City Manager, replied Council approved the federal grant and the contract with the Jacobs Company.

Councilman McDuffie stated several years ago he heard a consultant make the comment that cities in various parts of the country get to be known for asking for a study and then not use it, and they get to be patsies, and the studies they get are things the consultants know will not be implemented and it does not make a whole lot of difference what they recommend.

He stated Charlotte gets studies and does nothing about them. Line by line, and recommendation by recommendation should be accepted or rejected. Council approves reports and says it accepts them, as an example: the sidewalk study, Ponte-Wolfe report, and then shelves them, unless there is someone like Councilman Short who is studious enough to bring out points later and crusades for them, and then Council makes some changes.

Councilman McDuffie stated this report says what we should do; otherwise the federal government is going to do it as they did the Alabama Highway Patrol, where they said there would be no more people hired unless they are black. Everybody who had anything to do with personnel, police department, sanitation or whatever knows you cannot expect a department head who has grown up in an atmosphere of not being fair because that is what the community accepted, then he is not going out on a limb and recommend that all of a sudden we start being fair. When you get a consultant report that draws it out for you with the federal court around the corner, then maybe some of these studies will be implemented. That he does not think we are wasting money; we are wasting money when we do not take the report for what it says, and do something about it. Whether it is parking, streets, sidewalks or whatever it is.

Councilman Short stated he feels this report simply recommended further study on the principal point we thought would be addressed by the report in this one instance. Councilman McDuffie stated if it did not say anything other than to get the police department out of taking applications, and let the civil service or personnel answer every inquiry on how to get to be a policeman, then the difference will show up. If Council does not either allow it to go through personnel or provide civil service with a regular staff to take inquiries and to administer applications - it says we spend \$35 to start investigative procedures and half the people do not show up for the examination and we have wasted \$35 to start with. There should be a process to see who is genuinely interested, and the civil service personnel or Bob Earle's office could be doing that.

Councilman Alexander asked if he is saying it is alright to spend \$30,000 for someone to tell us that, when we know that is what is happening all along? Councilman McDuffie replied no one has said to him to put the civil service commission with some personnel or give it to Mr. Earle's department; nobody has said to him the police department is taking applications and eliminating people before they make application.

MOTION TO STRUCTURE MEETING WITH COUNTY AND PARK AND RECREATION COMMISSION TO WORK TOWARDS CONSOLIDATION OF PARK AND RECREATION COMMISSION.

Councilman Short stated next week Council will hold a zoning hearing on the Hillcrest Golf Course property near the intersection of Albemarle Road and Sharon Amity Road.

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He stated Council has received in advance material from the petitioner, the company who wants to purchase the 40 acre golf course and put an apartment project there. The material he has received says: "The subject property became available for purchase because of the recent increase in ad valorem taxes and the impending annexation of this property into the City of Charlotte which made use of the tract as a nine-hole public golf course economically unfeasible."

Councilman Short stated along with annexation we are going to have another golf course that will be brought into the city, and that is Sharon Golf Course. In addition to these, we have two golf courses, private golf courses but open to the public, operating within the city. That is the Carolina Golf Course on Donald Ross Road, and the Eastwood Course, at Plaza and Eastway. Carolina is a country club type of golf course.

He stated in 1969 there was a rather well-known zoning petition involving the Carolina Golf Course and it was pointed out at that time that this land was worth something in excess of three quarters of a million dollars if it could be sold for apartments. Following the decision that was made on this zoning matter, we received a letter from their then president, Mr. Hawkins, stating: "We plan on remaining at our present location and operating it as a country club for at least two and half to three years." He stated one golf course in Charlotte out on Central Avenue near Morningside a number of years ago was sold off and is today a very large apartment complex. These facts all say to him that we may be in a lot of danger of losing at least two, and perhaps four, of these close-in golf courses - one on the north, one on the east, one on the south and one on the west. That he thinks it would be regrettable if this would occur. These sites are not needed for apartments. That it would be an ecological loss to cover all this grass, or even a good portion of it with asphalt.

Councilman Short stated he suggests that the Mayor organize a combination staff and citizens committee, or staff committee, or citizens committee, or some sort of committee to investigate the purchase of one or more of these four golf courses by the city, and operate them by the city as a municipal golf course. Added into this, it is pertinent that the present Bonnie Brae Municipal golf course has been chopped up by the expressway and is no longer a full golf course, and perhaps should be abandoned for this purchase, and given over to other types of park use. He stated we might be able to purchase one or more of the golf courses by revenue bonds, supported by the green fees. All of these courses would add about 250 acres of grassy land to our park system, and if done with revenue bonds, at very little cost to the taxpayers.

He stated golf is one of the main park-type recreation or uses that adults want. Most of the rest of it is on a day to day basis for children.

Mayor Belk stated the first thing that enters his mind is whether we can afford a golf course. That he would suggest putting the park and recreation commission under the county's jurisdiction. With the annexation program we have, the problem is a financial problem. People did not want to increase the rate for park and recreation a year ago. That he does not see where we can get the money to buy this type of recreation which would be for a restrictive group of people. He stated he would like to recommend that Councilman Short come up with a little deeper solution to the parks and recreation overall, and not centralize it on a golf course, and bring back to Council something on all of parks and recreation.

Councilman Short replied he agrees with both objectives. That he thinks we should study the golf course matter, and he agrees with the other objective. That he does not know if we want to tie the two together. Perhaps we should tie the two together and let one committee address itself to these possibilities.

Councilman Alexander asked how we are going to raise the money to acquire the land? Mayor Belk replied if we get together with the county it will be different; that we cannot do it as a city. Councilman Alexander stated since the city cannot purchase them, it seems the first step is to see what we can do to get the county to take over the park and recreation program completely. Mayor Belk replied that is what he is suggesting. Councilman Short stated

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this is a revenue producing activity. Mayor Belk stated it will cost about \$10,000 a hole to run a first class golf course, and when you start cutting down, you end up with nothing.

Councilman Alexander asked the first step in turning over the park and recreation system to the county? Mr. Underhill, City Attorney, replied you can merge the city and county functions, but the 8 cents tax levy is by local act and is not applicable in the county, and he does not think it can be made applicable in the county without further legislation and perhaps a vote.

Councilman Short stated it would be unfortunate if these four golf courses, or two of them, as a result of annexation, became just another apartment project, and particularly on the west side.

Councilman Alexander moved that Council structure a meeting with the County and the Parks and Recreation Commission to work towards consolidation of the department. The motion was seconded by Councilman Short, and carried unanimously.

Councilman Whittington stated the only way to develop parks in the future is to attempt to get the county government to take over park and recreation. That is where the vacant land is.

DISCUSSION OF DISPOSAL OF LARGE STUMPS AND CHEMICAL WASTES.

Councilman Short stated about two weeks ago a good citizen and a public minded citizen of Charlotte called and was disturbed because he had a big stump on a truck and he had tried to unload it at the county landfill and at the city landfill, and was unable to do it because of regulations.

He stated also he has a letter from a representative of some industry who says industry has spent thousands of dollars on pollution control systems to pre-treat waste water and other harmful waste and heavy metal before discharging it into the city sewers. Industry must have some methods for disposing of this residue of chemicals and metals. That the letter goes on to say they need the city's assistance in either creating an industrial waste landfill or setting aside a portion of the existing landfill for the disposal of industrial waste residue. That they would be willing to pay a set charge to help defray the costs.

Councilman Short stated this deserves the city's attention. That the stump matter as well as this letter spotlights a valid community problem that apparently has not been handled. That he would like to ask for some comment on this from Mr. Hopson, Public Works Director, and Mr. Burkhalter, City Manager. He does not know that the city has the duty to cover the problem, but he does think we should feel a certain duty to recognize the problem and to try to get something underway, and something organized even if the ultimate happening is through private means.

Mr. Burkhalter replied the individual hauling the stump to the landfill is a rare exception; but the developer who has dozens of them is not. If this man is a developer he has the responsibility, according to city regulations, of disposing of the stump. The chemical waste is an entirely different matter.

Mr. Burkhalter stated he spent considerable time at the landfill this past week. It is probably the best run he has ever seen; that he does not believe there is one that would compare with it anywhere. At the same time he saw about 250 rubber tires lying on top of the land, which were not there a month ago; they had come out of the land and were on top of the land. Rain and such makes rubber expand, and they pop out of the ground just like seeds. He stated we are having a problem. At the same time he looked at this, there were about 800 automobile tires, some of which were brand new with the stickers on the side, but they had a fault, and a hole had been cut in them to prevent them from being used. These are brand new tires

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manufactured here in our city. They are hard to get rid of; and it may be that staff will have to come to Council and say these people will have to do something about this. He stated staff is working with these people and is trying to get them to either slit them or shred them before bringing them to the landfill. This is one thing that is put in the ground and it just stays there.

Mr. Burkhalter stated if the city allowed toxic chemicals to be put in the landfill; the men would have to have special uniforms; they would have to have gas masks; they would have to be taught to handle this.

Councilman Short replied he is not asking to put this in the landfill. He understands why they cannot be put in the landfill as we put normal type trash and rubbish in. He is saying there is a community need that is not solved by anyone. That he does not know that we want to solve it, but it seems we should recommend somehow it can be solved.

Mr. Burkhalter stated he does not know it is the city's responsibility to do it, but if instructed, staff will meet with them and try to give them advice on this. Industry has much better people. Any industry involved in any chemical business has many more staff people, better qualified to answer the problem, than the city has. That the city can try to cooperate.

Councilman McDuffie asked if the City does not have an obligation to know where they dump it. Mr. Burkhalter replied the city is not going to permit promiscuous dumping, and no industry is going to do this today. Some of them operate their own field, and some are operated by private companies who dispose of it. This would have to conform to the same regulations the city does.

Councilman Jordan stated at one time there was an old rock quarry in Charlotte and people would dump old tires in there, and these tires would catch on fire, and then there would be fires that smoldered for years.

Mr. Bobo, Assistant City Manager, stated the disposal of chemical waste and such comes under the jurisdiction of the Health Department, and they do know where it is disposed of; a permit is required to do this.

Councilman Jordan asked if there are some 800 automobile tires buried at the landfill, could this combustion not happen again, and have fires there as happened at the rock quarry? Mr. Bobo stated due to recycling this will not be a problem. Councilman Short asked if the Health Department would handle a stump, and Mr. Bobo replied it would not. Councilman Short stated if the city is going to be in the landfill business and have regulations that would preclude certain types of trash at least we should be able to say to some citizen for this you must go to another source, and give them the source.

Mr. Burkhalter stated as soon as this landfill is out, the city will have serious problems. That last week he also went to see the operation of a salamander, or an incinerator, for burning trash and leaves which is supposed to do it without pollution. That it does a reasonably good job. That he thinks perhaps the apartment builder or home builder could use one to advantage under supervision. That he is not sure about stumps but he saw them burn rather large logs.

ADJOURNMENT.

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


Ruth Armstrong, City Clerk