

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Monday, November 1, 1965, at 3 o'clock p.m., with Mayor Stan R. Brookshire presiding, and Councilmen Claude L. Albea, Fred D. Alexander, Sandy R. Jordan, Milton Short, John H. Thrower, Jerry Tuttle and James B. Whittington present.

ABSENT: None.

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INVOCATION.

The invocation was given by the Reverend W. J. Brown, Jr., Pastor of Parkwood Church of God.

MINUTES APPROVED.

Upon motion of Councilman Thrower, seconded by Councilman Albea, and un-animously carried, the Minutes of the last meeting on October 25, 1965 were approved as submitted to the City Council.

RECOGNITION OF MISS LELIA FINLAYSON FOR FORTY YEARS OF SERVICE TO THE CITY.

Mayor Brookshire advised that the City Hall was opened for business 40 years ago last Thursday, October 28th, and on that day Miss Lelia Jane Finlayson began working with the City. He introduced Miss Finlayson and told her that he and the Council are happy and pleased to have her present and to take recognition of and say a sincere thank you for her forty years of faithful service to the City of Charlotte in the Building Inspection Department.

Miss Finlayson responded by thanking the Mayor for his remarks and she expressed the appreciation of her Department for the recognition.

RECOGNITION OF GEORGE B. LIVINGSTON FOR THIRTY SIX YEARS OF SERVICE TO THE CITY.

Mayor Brookshire stated that 36 years ago today Mr. George Livingston came with the City and has been attached to the city's payroll ever since that date and has done yeoman service to the City, and he and the Council want to recognize, congratulate and thank him for his service to the City of Charlotte.

Mr. Livingston advised that on next June 30th he expects to retire, and there is one thing he is going to miss and that is pay day, and when he leaves the City of Charlotte from the Janitors up to the Mayor he can smile, and shake hands with them and say that he has enjoyed every day of it; that he recommends the City of Charlotte to any young person with ambition as a wonderful place to work.

Mayor Brookshire remarked to Mr. Livingston that he does not think he will miss his pay check as much as we will miss him.

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ORDINANCE NO. 392 AMENDING THE CITY CODE, CHAPTER 23, ZONING ORDINANCE, SECTIONS 23-96, 23-96(a) AND 23-96(b), ADOPTED.

The public hearing was held on An Ordinance Amending the City Code, Chapter 23, Zoning Ordinance, Sections 23-96, 23-96(a) and 23-96(b), as follows:

Amend Section 23-96(a) by adding at the end thereof the following:

"The city council may change the existing zoning classification of the area covered by the petition, or any part or parts thereof, to the classification requested or to a higher classification or classifications without the necessity of withdrawal or modification of the petition; provided, however, notices of hearings on such amendments shall inform the public that such action may be taken."

Amend Section 23-96(b) by adding at the end thereof the following:

"A petitioners may amend or withdraw his petition at any time prior to the public hearing on the petition, but not thereafter."

Amend Section 23-96 by adding a new subsection (d) as follows:

"(d) The zoning districts are hereby classified from the highest classification to the lowest classification as follows:

- | | | | |
|-----------|-------------|------------|----------|
| 1. R-15 | 6. R-12MF | 11. O-15 | 16. B-2 |
| 2. R-12 | 7. R-9MF | 12. O-6 | 17. B-3 |
| 3. R-9 | 8. R-6MF | 13. B-1SCD | 18. I-1 |
| 4. R-6 | 9. R-6MFH | 14. B-1 | 19. I-2 |
| 5. R-15MF | 10. R-1.OMF | 15. B-2SCD | 20. I-3" |

No objections were expressed to the proposed amendments.

Councilman Alba moved the adoption of the ordinance, which was seconded by Councilman Jordan, and unanimously carried.

The ordinance is recorded in full in Ordinance Book 14, at Page 232.

TWO SCHOOL CROSSING GUARDS FOR DUTY AT SHANNONHOUSE DRIVE AND THE PLAZA, AND AT LAKEDELL DRIVE AND THE PLAZA, THE INSTALLATION OF A STOP SIGN AT THE CORNER OF SHANNONHOUSE DRIVE AND RUTH DRIVE, AND THE TRAFFIC ENGINEER TO STUDY THE REMAINDER OF THE REQUESTS OF THE PTA, PARTICULARLY ITEM 2, AND REPORT BACK TO COUNCIL IN TWO WEEKS, AUTHORIZED FOR SAFETY OF BRIARWOOD SCHOOL CHILDREN.

Mrs Robert Eversman, President of the Briarwood School PTA, stated they are greatly concerned about the safety situation at Briarwood School. That on June 3, 1965, the Safety Committee of the School wrote the City Manager requesting the installation of curbing and sidewalk on the south side of The Plaza from Camrose Drive to Lakedell Drive and the installation of a 4-way push-button traffic control light at the westerly intersection of Wilann Drive and The Plaza; the adoption of a 35 MPH speed limit on The Plaza from Eastway Drive to Milton Road; and advising that the School is situated on the north side of The Plaza and has two entrances on The Plaza, and there are some 300 children enrolled in the school and it is necessary for these children to cross The Plaza daily, which handles a large volume of traffic. That the School Safety Committee requested Mr. Veeder to study

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their recommendations with the hope that he would feel they warranted approval and requested that action be taken before the start of the 1965-66 school year.

She advised that the City Manager sent this letter to the Traffic Engineer, who advised them on July 8th that he would conduct a traffic survey at The Plaza and Lakedell Drive after the beginning of school, and it would determine whether the traffic signal was warranted and advising them that at that time the section of the Plaza within the school area from Lakedell Drive to Vickery Drive was controlled by an electric school crossing sign and standard school warning signs, and the School Patrol had done a very efficient job.

That Mr. Hoose advised on October 5th that the survey had been made and it did not warrant the erection of a traffic signal; that he attached to his letter a report from the City Engineer on the cost of sidewalk and curbing on the south side of The Plaza from Camrose Drive to Lakedell Drive and advised he had recommended that the 35 MPH speed limit be fixed on The Plaza from Eastway Drive to Milton Road. Mrs Eversman stated that the Traffic Engineering Department has been most cooperative.

She advised that they have the longest school zone in the city, it is 1200 feet, and she understands the Traffic Engineer has made a recommendation to Council today that the school zone be shortened, and that a school crossing guard be employed. Mrs Eversman stated that a number of the parents oppose this plan. That she had a special meeting of the PTA on yesterday and they agreed on the following proposal, which contains some changes from their original request.

1. Two adult crossing guards, one at Shannonhouse Drive and The Plaza, where 93 children cross, and one at Lakedell Drive and The Plaza where 89 children cross. She stated they are informed that the Traffic Engineer is recommending to Council that the children be sent from Shannon Park down Ruth Drive to Lakedell Drive, and the parents in Shannon Park object to this very strongly, as it is a very narrow street; that they prefer maintaining the two crossings and having two adult guards.
2. Installation of another electrical flashing sign facing eastbound and westbound traffic midway between present electrical school signs. Leave present school zone in tact and enforce speed limit of 20 MPH during school hours. She stated that Mr. Hoose recommends this request.
3. Installation of push button traffic light at Lakedell Drive and The Plaza. She stated they feel very strongly about this recommendation. That they had a tragic accident this morning when a little first grade child was killed, which might not have occurred if there had been a traffic light.
4. Installation of sidewalks with paved shoulders (curbing gutter) between Blendwood Drive and Lakedell Drive. That at one point their children are literally walking in Plaza Road, and it is dangerous for an adult to do so. That at some places the walking space is scarcely one foot wide, and children from much of the school area have to come this way as there is no other route to the school.
5. Installation of stop sign at corner of Shannonhouse and Ruth Drive to stop traffic directed toward The Plaza. She stated that these streets are in Shannon Park, and there is a stop sign at Ruth Drive, which is a 3-way intersection, and their thought is to stop the traffic on Shannonhouse Drive.

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6. Installation of 35 MPH signs between Eastway Drive and Milton Road. That the speed has been reduced to 35 MPH and they are grateful, but many people do not realize it.

Councilman Tuttle asked if Mr. Middlem, Superintendent of Briarwood School approves the second recommendation, and Mrs Eversman stated he approves all of them and he would have come to Council Meeting but because of the child being killed at the school this morning he felt he was needed at School, and he asked her to say that he supports the Safety Committee's recommendations.

Councilman Tuttle remarked that Mr. Hoose says he sees nothing unreasonable about two guards, but the balance of their requests can be complicated and costly; he asked Mrs Eversman if assuming Council adopts their recommendations, would she and her group be content with two adult guards for the moment and allow the Traffic Engineering Department to study the other requests and make a recommendation to Council next week? Mrs Eversman replied perhaps so if the two guards were placed out there tomorrow morning and Council today approves the school zone remaining as it is and not shorten it, and approves Item 2. Councilman Tuttle stated they realize of course that Item 2 is something that could not be installed over night; Mrs Eversman replied they realize that but they would like it approved today, and also their Item 5 and Item 6 recommendations. Mr. Hoose stated they cannot install the 25 MPH speed limit signs right away. That all of the speed zones in Charlotte will be presented to City Council for review by November 15th meeting he hopes, that it was a request of the State Legislature that they be so handled. Mrs Eversman asked Mr. Hoose if he would recommend when the time comes that the signs be erected as requested? Mr. Hoose stated he cannot reply to that now.

Mr. Veeder, City Manager stated the thought occurs to him that if the discussion results in two school traffic guards, the proper placement of the electrical signs in advance of the intersections is something that the Traffic Engineer would want to look at.

Mr. Richard Holtzclaw, whose children attend Briarwood School, stated their area is growing rapidly and they would like to look at least 10 to 15 years away in what is done for the safety of their children, because they know within just a few years if they are given only the minimum things they request today they will be outdated.

Mrs Eversman remarked that she did not completely answer the question as to which of their requests they felt were needed immediately and which could be postponed. That it is difficult to answer this question and they feel very strongly that every child in their school is important and they are agreed on their proposal to Council today. That 600 parents signed their original petition, so the need for safety measures has been realized for some time, and they feel quite frustrated over the fact that a child was killed this morning at their school; that two children were involved in a traffic accident at the school last year, and they feel it is of the utmost importance that everything possible be done to protect the children.

Mayor Brookshire remarked that he is sure he speaks for Council and the whole City in expressing regrets at this occurrence, and he wishes it were within Council's power to prevent all accidents to our school children, and we will do everything possible to provide safety for them.

Councilman Short asked Mrs Eversman if she will point out to Mr. Veeder after the meeting or when it is convenient with her, just where the shoulder on Plaza Road is only one foot wide, and he suggests to Mr. Veeder that this be pointed out to the City Engineer.

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Councilman Whittington stated that the thing that concerns him in the requests of these people, is what Mrs Eversman has said and what Mr. Hoose has said about the distance of the school zone on The Plaza. He asked Mr. Hoose if the school zone was shorter, could the speed of cars be better controlled. Mr. Hoose replied that the school zone is 2400 feet from the present flashing school sign outbound at Lakedell and inbound at Shannonhouse; we have a reconstructed footbridge across Briar Creek; that actually the zone is so long there is a tendency for speed being increased and this is his recommendation to the Council this week. That they want to consolidate the crossings and put the guard at Lakedell and The Plaza and have the children who live in the subdivision use Ruth Drive to come out at Lakedell, in order to keep them off The Plaza, and the intent of this proposal was to shorten the zone. Mrs Eversman advised this would effect the children who live in Shannon Park, and she asked someone in her group from Shannon Park to speak on this.

Mrs W. F. Holliday, who resides on Ruth Drive, distributed to Council some pictures of Ruth Drive, and stated that 241 people in Shannon Park signed a petition that they would not let their children walk down Ruth Drive. That Ruth Drive is very narrow, just room for two cars to pass, and even though it is not heavily travelled they found out this morning that it only takes one car to kill a child. That the petition represents 151 families and they feel that 151 families cannot be wrong in wanting a crossing guard at Shannonhouse and The Plaza. They also want a crossing guard at Lakedell and The Plaza, but they do not want to compromise and send their children down Ruth Drive.

Councilman Tuttle asked for the distance from Shannonhouse to Lakedell and Mr. Hoose advised it is 1600 feet. Councilman Tuttle stated that he understands this would be the new zone and would reduce the present school zone considerably. Councilman Whittington asked Mr. Hoose if he goes along with Mrs Eversman's recommendation for two guards at the two locations she gives? Mr. Hoose replied when they make a study they also take into consideration the width of the street and Plaza is only 19 feet wide and Ruth Drive is 18 or 19 feet wide, but the Plaza has much more traffic than the residential street, and naturally the residential street is safer. That they try to do this at all schools and keep the children off the main streets. That the idea was to shorten the school zone as it is too long and you lose the importance of a school zone in this length because you do not see the school; that the most effective school zone is about 400 feet. That his proposal was to make it safer in this area, and he has worked with the PTA and the Principal, and his recommendations are based upon the fact the Principal felt this was best for all concerned. That if Council does put the second crossing guard at Shannonhouse some study would have to be taken as to the actual location for the flashing school signs.

Councilman Jordan asked Mr. Hoose to comment on Mrs Eversman's six recommendations. Mr. Hoose stated if the second guard is approved then Council will have to do something with reference to her recommendation No. 2. That he turned down No. 3 pushbutton traffic signal, for it is not warranted. If you have the guard with the flashing school signal during school hours, you probably have the best human protection you can get. When you put in an isolated signal you have higher speed than without it because a persons speeds up when the signal is green at an isolated intersection. And if the signs are put in advance of the guard at Lakedell Drive, you do not have any need for the signal. That the sidewalk and shoulders are strictly engineering functions and he is of course, not against it. Mr. Hoose stated that No. 5 is alright, and he has no comment on No. 6 at this time.

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Councilman Whittington moved that Council authorize two crossing guards as these people have recommended and Mr. Hoose has not disagreed with, at Shannonhouse and The Plaza and Lakedell Drive and The Plaza. The motion was seconded by Councilman Albea.

Councilman Tuttle asked Mr. Whittington if he will include in his motion that Mr. Hoose study the remainder of the requests during the next two weeks and report back to Council, particularly on Item No. 2. Councilman Whittington stated he would include this in his motion.

Councilman Whittington remarked that he thinks the best thing Council can do for these people who are concerned about Briarwood School is to put in two crossing guards, and he recommends to these people that all of them through their PTA, Mr. Hoose, the School Principal and the Police Department encourage your children not to walk on The Plaza, based on the number of cars that go up and down this road each day, particularly early in the morning and late in the afternoon. The road being only 18 to 19 feet wide they can readily see what the problem is, and he asks that they encourage their children to cross at these two intersections.

Mrs Eversman advised there is no other way for the children to go to school who live on Glenwood, Camrose, Vanderbrook Road, Harland Drive etc - these are not the children who live in Shannon Park, and there are no sidewalks on the Plaza in this area.

Councilman Alexander stated he is ready to vote for the motion, but he would like to say that listening to parents from one school last week and from another school this week he is more convinced than ever Council is going to have to reconsider the traffic problem around all of our schools; that he is thinking more of consideration of the timing, speed, sidewalks, curb and gutters - the entire problem. That he is concerned to the extent that he would like to talk to the City Manager and Mr. Hoose about it further before he makes any suggestions. That he is particularly concerned about speed and he knows that very few cars pay any attention to these flashing school signals that say "Speed 20 MPH" during school hours. That he does not know whether we need to lock someone up or have a Patrolman make the people pay attention to these signs, he is concerned with getting the proper results. He stated he says this only because he is greatly concerned and he is sure all of the Council members are concerned. He thinks the Council is going to find itself faced every week with this type of situation, and they should begin looking at it from a city-wide point of view; that it cannot all be changed at one time because it involves a great deal of money, but certainly by next budget time Council should have completed a survey that would give some idea as to what is needed to be done.

Councilman Short remarked that Mr. Hoose did not offer resistance at all to Item 5 of their report and there is no money involved to speak of, so he will ask Mr. Whittington if this cannot be included in his motion? Councilman Whittington consented to the inclusion of this request in his motion.

Councilman Whittington then stated his motion includes an adult crossing guard at Shannonhouse Drive and The Plaza and one at Lakedell Drive and The Plaza; Mr. Hoose to study the remainder of the requests, particularly Item 2, and report back to Council in two weeks, and the installation of a stop sign at the corner of Shannonhouse Drive and Ruth Drive.

Councilman Albea asked the City Manager how long it will take to place the two crossing guards? Mr. Veeder advised that it varies with the

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location, that Cotswold School PTA has been asked if they know of any persons who would be interested in these positions at that school. He asked Mrs Eversman if she knows anyone in their neighborhood interested in the two guard positions at Briarwood School to please let us know. Mrs Eversman replied that she has two neighbors who are interested and ready to go to work. Councilman Tuttle asked the City Manager to get in touch with these ladies and get them on the job in the morning.

The vote was taken on the motion and unanimously carried.

DISCUSSION BY W. J. ELVIN OF NEED FOR TRAFFIC CONTROL ON BRANDYWINE AVENUE AND UNSIGHTLINESS OF LEAVES LITTERING CITY STREETS.

Mr. W. J. Elvin stated he is very interested in the question brought up by Councilman Alexander relative to what we are doing to alleviate traffic accidents before they happen and become tragic. If he had to answer he would have to say very little in many cases. To prove his statement, on Brandywine Avenue where he lives, which is 4/10 of a mile, there are four intersections, and four years ago he asked that a white line be painted on Brandywine from Selwyn to Woodlawn Road, which was done. Since that time there was one fatal accident at the bridge and less than 3 months ago there was another accident, and there has been nothing done to the street since those two accidents occurred. That it does not take any technical knowledge to know what should be done, just good hard common sense and he would suggest if Council can tell him why there should not be a reduction in the speed limit down Brandywine to the Shopping Center to 20 or 25 MPH, and why there should not be a yellow line on either side of the white line, he will be satisfied but not just on the authority of some traffic engineer.

And another thing that has annoyed him for several years in Charlotte is the litter of leaves in the streets, not on the planting strip but in the streets. He read an article that appeared in The Charlotte Observer this morning relative to the danger to children rolling in the leaves piled in the streets. Mr. Elvin stated he will leave it to the Council what action should be taken.

COUNCIL MEETING RECESSED FOR 10 MINUTE PERIOD.

Mayor Brookshire declared a 10 minute recess of the meeting at 4 p.m.

MEETING RECONVENED.

The meeting reconvened at 4:10 p.m. and was called to order by the Mayor.

TRANSFER OF FUNDS FROM GENERAL FUND, CONTINGENCY ACCOUNT FOR INSTALLATION OF SCHOOL SIGNS, CROSSWALKS AND SALARIES AND CLOTHING FOR SCHOOL GUARDS FOR THE SAFETY OF COTSWOLD SCHOOL STUDENTS.

Upon motion of Councilman Tuttle, seconded by Councilman Jordan, and unanimously carried, the transfer of \$2,480.00 from the General Fund Contingency Account was authorized for the installation of an electric school speed limit sign, two standard school signs and crosswalk markings at Robin Road and Sharon Amity Road, and for salaries and clothing for three school crossing guards at Robin Road-Sharon Amity Road, Barwick Road-Sharon Amity Road and Greenwich Road-Randolph Road.

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ACTION ON MAINTENANCE CONTRACT FOR ELEVATORS IN CITY HALL AND POLICE DEPARTMENT DEFERRED FOR ONE WEEK FOR CITY MANAGER TO CHECK THE WARRANTY AS TO THE GUARANTEE.

Councilman Jordan moved approval of a contract with Dover Elevator Company for the maintenance of the two automatic elevators in City Hall and one automatic elevator in the Police Building, at an annual cost of \$2,400.00, as recommended. The motion was seconded by Councilman Albea.

The City Manager was asked if the cost is not excessive, and he replied that it is more than he had thought it would be, but automatic elevators require more maintenance than manually operated ones and the parts and maintenance run higher. He stated the maintenance contract is with the company that installed the elevators and we think it is advantageous to have the contract with them.

Councilman Whittington asked if the elevator broke down tomorrow would the City have to assume the obligation for its repair? Mr. Veeder replied that the City would not have to do so, that there is a 2 year warranty on the elevators.

Mayor Brookshire asked why not defer putting them under a maintenance contract during the period of the warranty, and Councilman Tuttle remarked that you need the maintenance contract when they are installed. Councilman Thrower called attention that the warranty is effective provided one has the maintenance contract. Mr. Bobo, Administrative Assistant, stated that the contract also applies to the manually operated elevator in the Police Department, but he does not have the breakdown in the cost. Mayor Brookshire remarked that he still does not think we should have to have a maintenance contract during the year when the warranty is effective.

Councilman Alexander asked if the 12 months warranty is on replaceable parts alone, and Mr. Veeder replied that he cannot give him the details of the warranty.

A substitute motion was offered by Councilman Whittington that action be deferred for one week and the City Manager check the Warranty with particular reference to the guarantee. The motion was seconded by Councilman Albea, and unanimously carried.

CONTRACT AUTHORIZED WITH L. H. GRIFFITH FOR APPRAISAL OF PROPERTY FOR RIGHT OF WAY FOR NORTHWEST EXPRESSWAY AND WOODLAWN ROAD WIDENING PROJECT.

Councilman Thrower moved approval of a contract with Mr. L. H. Griffith for the appraisal of one parcel of land at 304 North Long Street for right of way for the Northwest Expressway, and one parcel on Woodlawn Road for the Woodlawn Road Widening Project. The motion was seconded by Councilman Albea, and unanimously carried.

CONTRACTS AUTHORIZED WITH L. W. AND C. D. HARRIS, INC., ED GRIFFIN DEVELOPMENT COMPANY AND MORRIS SPEIZMAN, OWNER, FOR INSTALLATION OF WATER MAINS.

Upon motion of Councilman Albea, seconded by Councilman Thrower, and unanimously carried, contracts were authorized for the installation of water mains as follows:

- (a) Contract with L. W. and C. D. Harris, Inc. for the installation of 550 feet of water mains and one hydrant in Reed Park Subdivision to serve property abutting on Amy James Avenue, at an estimated cost of \$2,000.00. The City to finance all construction costs and the applicant to guarantee an annual gross water revenue equal to 10% of the total construction cost.
- (b) Contract with ED Griffin Development Company for the installation of 1,330 feet of water mains and one hydrant in Darby Acres No. 4, at an estimated cost of \$4,600.00. The City to finance all construction costs and the applicant to guarantee an annual gross water revenue equal to 10% of the total construction cost.
- (c) Contract with Morris Speizman, for the installation of 4,450 feet of water mains and 4 hydrants in Oakhust Development Park, at an estimated cost of \$20,100.00. The City to finance all construction costs and the applicant to guarantee an annual gross water revenue equal to 10% of the total construction cost.

CONSTRUCTION OF SANITARY SEWER MAINS IN ALBEMARLE ROAD AUTHORIZED.

Councilman Thrower moved approval of the construction of 260 feet of sanitary sewer mains in Albemarle Road, inside the city limits, at the request of Hipp Construction Company, at an estimated cost of \$3,000.00. All costs to be borne by the applicant whose deposit of \$3,000.00 will be refunded as per terms of the contract. The motion was seconded by Councilman Whittington, and unanimously carried.

TRANSFER OF CEMETERY LOTS.

Upon motion of Councilman Tuttle, seconded by Councilman Alexander, and unanimously carried, the Mayor and City Clerk were authorized to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with Rev. James N. Mamalis for Lot 106, Section 4-A, Evergreen Cemetery, at \$378.00.
- (b) Deed with Doris C. Carr, for Perpetual Care on Lot 102, Section S, Elmwood Cemetery, at \$201.60.

CONTRACT AWARDED CAROLINA COATINGS, INC. FOR TRAFFIC PAINT.

Councilman Alexander moved the award of contract to Carolina Coatings, Inc., the low bidder, for 1,500 gallons of White Drop-on Traffic Paint, and 500 gallons of Yellow Drop-on Traffic Paint, as specified, in the amount of \$5,722.20, on a unit price basis. The motion was seconded by Councilman Whittington, and unanimously carried.

The following bids were received:

Carolina Coatings, Inc.	\$ 5,722.20
William A. Smith Company	5,941.50
Prismo Safety Corp.	6,303.60

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CONTRACT AWARDED SEAGRAVE FIRE APPARATUS, INC. FOR FIRE TRUCK.

Upon motion of Councilman Jordan, seconded by Councilman Thrower, and unanimously carried, contract was awarded Seagrave Fire Apparatus, Inc., the low bidder, for One 1,000-gallon Combination Pumping Engine, as specified, in the amount of \$27,947.00.

The following bids were received:

Seagrave Fire Apparatus, Inc.	\$27,947.00
American LaFrance	28,615.00

CONTRACT AWARDED COCHRAN-ROSS CONSTRUCTION COMPANY FOR DEMOLITION OF STRUCTURES IN URBAN REDEVELOPMENT AREA NO. 2 (NC R-24).

Councilman Thrower moved the award of contract to Cochran-Ross Construction Company for the demolition of 28 structures in Urban Redevelopment Area No. 2, (NC R-24), as specified in the amount of \$9,680.00, on a unit price basis. The motion was seconded by Councilman Jordan, and unanimously carried.

The following bids were received:

Cochran-Ross Construction Company	\$ 9,680.00
Suggs Wrecking Company	10,570.00
L. A. Armstrong	12,570.00

ACTION DEFERRED ONE WEEK ON AWARD OF CONTRACT TO THE LOW BIDDER ON THE DEMOLITION OF STRUCTURES IN URBAN REDEVELOPMENT AREA 3 AND ON NORTHWEST EXPRESSWAY.

Councilman Thrower moved the award of contract to the low bidder, Suggs Wrecking Company, for the demolition of 59 structures in Urban Redevelopment Area No. 3 (NC R-37) and 130 structures on the Northwest Expressway, as specified, in the amount of \$71,515.00, on a unit price basis, as recommended. The motion was seconded by Councilman Whittington.

The City Manager advised that in reviewing this today with Mr. Birmingham and Mr. Sawyer they suggested to him that we might be able to accomplish something advantageous in the time element if Council is willing to defer action on this contract for a week. That Mr. Birmingham has worked out some arrangement with the low bidder that would shorten the time on a portion of this work, and has a commitment from the low bidder on this.

Councilman Albea offered a substitute motion that action be deferred for one week. The motion was seconded by Councilman Whittington, and unanimously carried.

PURCHASE OF ADDITIONAL LIABILITY INSURANCE AUTHORIZED AS RECOMMENDED BY THE INSURANCE ADVISORY COMMITTEE.

Councilman Albea moved that the recommendations of the Insurance Advisory Committee be approved that the City purchase additional liability insurance coverage for the city up to \$300,000 bodily injury and \$100,000 property damage, to apply only to claims of \$10,000 and over, and additional coverage with a \$1 million dollar limit of liability, at an estimated cost of \$2,400.00 per year. The motion was seconded by Councilman Thrower.

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The City Manager remarked that the motion is to approve the purchase of the insurance coverage and he will bring it back next week with the detailed arrangements for financing the insurance.

Councilman Tuttle and Councilman Jordan refrained from voting on the question.

The vote was taken on the motion, and carried by the following recorded vote:

YEAS: Councilmen Albea, Alexander, Short, Thrower and Whittington.
NAYS: None.

ACQUISITION OF PROPERTY FOR RIGHT OF WAY FOR WOODLAWN ROAD WIDENING PROJECT.

Councilman Alexander moved approval of the acquisition of 861.35 sq. ft. of property in the 300 block of East Woodlawn Road, from Mr. C. N. Reid, at a price of \$975.00, for right of way for the Woodlawn Road Widening Project. The motion was seconded by Councilman Tuttle, and unanimously carried.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF CHAMPION MANUFACTURING COMPANY LOCATED AT NORTH CALDWELL AND EAST 12TH STREETS FOR NORTHWEST EXPRESSWAY.

Councilman Alexander moved the adoption of a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of Champion Manufacturing Company located at North Caldwell and East 12th Streets for Northwest Expressway. The motion was seconded by Councilman Tuttle, and unanimously carried. The resolution is recorded in full in Resolutions Book 5, at Page 149.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF ELIZABETH MILDRED T. GOINES LOCATED AT 816 AND 818 NORTH CALDWELL STREET FOR NORTHWEST EXPRESSWAY.

Upon motion of Councilman Alexander, seconded by Councilman Tuttle, and unanimously carried, a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of Elizabeth Mildred T. Goines Located at 816 and 818 North Caldwell Street for Northwest Expressway, was adopted. The resolution is recorded in full in Resolutions Book 5, at Page 150.

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF FLORA JEAN FIDLER, ESTATE, LOCATED AT EAST 11TH AND NORTH DAVIDSON STREETS, FOR NORTHWEST EXPRESSWAY.

Councilman Alexander moved the adoption of a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of Flora Jean Fidler Estate, located at East 11th and North Davidson Street, for Northwest Expressway. The motion was seconded by Councilman Tuttle, and unanimously carried.

The resolution is recorded in full in Resolutions Book 5, at Page 151.

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RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF WILLIAM FIDLER AND JOYCE FIDLER LOCATED AT EAST 11TH AND NORTH DAVIDSON STREET FOR NORTHWEST EXPRESSWAY.

Upon motion of Councilman Alexander, seconded by Councilman Tuttle, and unanimously carried, a resolution entitled: Resolution Authorizing Condemnation Proceedings for Acquisition of Property of William Fidler and Joyce Fidler Located at East 11th and North Davidson Street for Northwest Expressway, was adopted. The resolution is recorded in full in Resolutions Book 5, at Page 152.

CHAIRMAN OF TASK FORCE AUTHORIZED TO SPEND SUCH AMOUNT AS NEEDED NOT EXCEEDING \$2,500.00 TO EMPLOY AN ATTORNEY TO ASSIST WITH THE WORK OF THE TASK FORCE.

Councilman Short stated that our Task Force has advised that they need legal assistance. They say they need a firm of attorneys who will become experts on the Housing and Home Finance Act and other applicable inter-governmental cooperation acts as related to state laws. He remarked that the gentlemen on the Task Force are giving their services and paying their own expenses for trips, and the effectiveness of the time, the talents and money that they are contributing should not be curtailed by the lack of this legal counsel they state they need. That they need a lawyer who can devote a substantial portion of his time and attention to them.

He moved that the Chairman of the Task Force be authorized to spend such amount as needed not to exceed \$2,500.00 to employ an attorney to assist with the work of the Task Force. The motion was seconded by Councilman Whittington, and unanimously carried.

CITY MANAGER REQUESTED TO REPORT ON REQUEST THAT UNPAVED PORTION OF ANDERSON STREET WEST OF THE PLAZA BE PAVED IN ORDER TO MAKE THE STREET A CONNECTOR STREET BETWEEN THE PLAZA AND NORTH TRYON STREET.

Councilman Short stated he wants to mention to Mr. Veeder in the public meeting a matter he admits probably should be taken up with him privately but he would like to have his answer in the public meeting either today or perhaps next week.

He stated this refers to a situation on Anderson Street, approximately two blocks behind the Plaza Road School; this is a paved street about 100 yards long east of the Norfolk-Southern Railway tracks adjacent to the Coble Metal Plant. This stretch is not only unpaved but has soil erosion in it and is all but unpassable. This is a main connector, or could be and ought to be, between Plaza Road on the one hand and off North Brevard and North Tryon Street on the other hand, and he thinks it has a definite bearing on the traffic situation within a radius of about a mile, including particularly that stretch of Plaza Road between Highway Place and Eastway Drive, which is said to be the most crowded stretch of two-way highway in North Carolina. That if this short stretch of street could just be made passable in some way it would mean that cars going north on 29 and 85 could turn left at Anderson Street and go into Sugar Creek Road and completely avoid that bad stretch of the Plaza. That he would like to ask if this cannot be paved immediately, if it is not already planned, and also would like to ask if Mr. Hoose would not recommend that we pass an ordinance requiring an electrical blinker system at the railroad, as the one that is there now is just a painted sign.

Mayor Brookshire asked Mr. Veeder if he will look into this matter and give Council a report.

Councilman Whittington asked if Anderson Street connects with Davidson or Brevard Streets, and Councilman Short stated it runs into the present new portion of Davidson Street, not far from Craighead Road and this missing portion could change the traffic pattern in that whole area of the city.

CITY MANAGER DIRECTED TO CONFER WITH RAILROAD OFFICIALS AND WORK OUT SOME COOPERATIVE SOLUTION RELATIVE TO TRAINS BLOCKING CROSSINGS, CROSSING-GATES BEING LOWERED AN UNNECESSARY LENGTH OF TIME AND THE SPEED OF TRAINS THROUGH CHARLOTTE.

Councilman Short complimented Mr. Bill Noblett on his story in The Charlotte News about the trains in the northern part of Charlotte, and he said he thinks Mr. Noblett was correct in pointing out that they block intersections for more than 5 minutes and that switch engines cause the crossing gates to be down when it is not necessary, and he is sure he is correct that the trains go faster than 25 mph, which they have admitted. Councilman Short advised that his business is in this area and he has observed these things personally. That trains crossing 36th Street, and other streets in this area, constitute a major problem and when you add on the legal disruption that occurs these things are a violation of city ordinances, and he does not think the Council should sit back and ignore these facts.

He stated his thinking in this is that Council should consider enforcing these ordinances by action against the Railroad Corporation and not force our police to attempt such an awkward thing as directing engineers and conductors on interstate trains. That in looking into the applicable law, Section 15-11 of the City Code specifically makes the Company liable for stopping trains more than 5 minutes across an intersection, and the penalty is a \$50.00 fine, and he is advised that all the railroads passing through Charlotte have a number of agents or employees in this city upon whose service the summons could be made. That he has in mind suggesting to Council that we pass a motion instructing our Police Department to watch for such violations and get the necessary statistics that would be needed for the prosecuting, such as the number of the train etc and that this information be given to our Solicitor, Mr. Haywood, and that he be instructed to prepare the proper process and to prosecute the violators. He stated that before making such a motion he would appreciate hearing some discussion from the Council if they are so inclined. He stated that this is the only violation for which the Company itself is liable.

Councilman Short stated if the Council is inclined towards his suggestion, he has in mind making another motion that we make Speed Limits of trains a violation for which the Company itself would be liable; and also that we ask Mr. Kiser to prepare an ordinance which would make the Company itself liable for having the crossing-gate down needlessly. That only today in trying to get to a place to make a talk on the Road Bonds he tried at three crossings to get across and he was some 20 minutes or more late; that at two of the intersections the gates were down needlessly and he and some people had to wind their way through the gates, and the third intersection was blocked for more than 5 minutes by his watch.

Mayor Brookshire stated before any action is taken on the matter, he is wondering if Council would agree to let Mr. Veeder look into matters which Council might require remedied by the railroads involved. Councilman Tuttle stated he would go along with the Mayor's suggestion and let Mr. Veeder talk with some of the officials and see if something cannot be done.

Councilman Jordan remarked that he believes the same situation that Mr. Short is speaking of goes back to the situation that Mr. Veeder and he talked with people in North Charlotte about the first of the year, and also last year with regard to the 36th Street crossing. He advised that Mr. Hoose made a survey, and at one time while it was being made the crossing was blocked for 27 minutes. That the only thing that will alleviate this situation is to get an underpass or overpass at 28th Street or somewhere which we know will cost anywhere from \$1,500,000 to \$2,000,000 but this whole section of town is blocked off every day, and people coming back and forth to work every morning and afternoon are blocked anywhere from 15 to 45 minutes. That he is having petitions signed out there now and having people in that section of town working with him in hopes of presenting this matter to the City Manager to try to get the State, as well as the railroads, to participate in this to alleviate this bad situation and he hopes to make a report sometime this week on this with the petitions the people are getting up out there.

Mayor Brookshire stated this is a problem worthy of Council consideration, and he thinks it would be well for Mr. Veeder and our City Attorney to look into things that can be done, things that can be required of the railroads, and make recommendations to the Council for further action.

Mr. Veeder stated he can't help but agree with the comments being made by the two Councilmen. That he thinks that anything that is done to alleviate the present situation would be helpful, as any degree of relief would be appreciated by those who have to make that cross movement once or twice a day in that area. That the real relief is not going to be forthcoming to any significant degree until some facility is built to separate the rail and the vehicular traffic and this goes back to the 28th Street Crossing. That anything that can be done toward the end of shortening the time between now and whenever that will be built will be most advantageous.

Mr. Veeder remarked that based on Mr. Short's comments he assumes the Solicitor is willing to test the ordinance. Councilman Short replied the law is certainly written this way. That he is asking that we simply ask our own employees, our own city officials and the city personnel to enforce the law as written. However, that's two simple an answer because this is basically a policy matter and he does not know whether we want to jump into antagonizing the railroad and so forth. That he thinks it should be done only after careful consideration by the Council. But those people out there, including himself, are certainly suffering from this situation; the number of trains use to be 5 or 6 a day and now there are 27 to 30 a day.

Councilman Alexander asked if the next step would not be a motion to authorize the City Manager and City Attorney to check into this matter and bring Council a proposal as to what steps could best be taken by Council to move into an immediate solution of the matter? Councilman Albea remarked that we have the law and have had it for sometime, and all we need to do is to enforce it. Mayor Brookshire replied that no motion is needed, that Mr. Short has suggested that Mr. Veeder confer with the Railroad and see what can be worked out with them and bring a report back to Council.

DISCUSSION RELATIVE TO AN AMENDMENT TO THE CITY CODE RELATIVE TO ENFORCEMENT OF LAWS PROTECTING TENANTS.

Councilman Alexander asked what is being done towards attempts to find out the possibilities of drawing up an amendment to the Code that would bring about some enforcement for tenants. Under the Code, we have adequate

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enforcement for property owners but our problem on the tenant level is not covered. He asked if this is being considered? The City Manager replied he has a draft of some language from the HHFA they have received from other cities on this. Also Mr. Jamison, Supt. of Building Inspection Department, has had one session with the Property Managers and the Board of Realtors, and he thinks we are pointing towards coming back with something on this. Mr. Jamison has also been having some discussion with Dr. Kamp, Health Director, and is scheduled to bring Mr. Buck Davis in on it too.

COUNCILMAN ALEXANDER SUBMITS COMMENT TO ARTICLE IN CHARLOTTE OBSERVER BY H. H. BAXTER RELATIVE TO REDEVELOPMENT COMMISSION SECURING FUNDS FOR CONVENTION CENTER ON REQUEST OF COUNCIL.

Councilman Alexander stated he read the article in The Charlotte Observer Forum written by Mr. Herbert Baxter, and the last paragraph concerned him greatly, which reads as follows:

"The Redevelopment Commission stands ready to assist the City of Charlotte for the convention center, if the Mayor and City Council would ask us to begin we can get money. Herbert H. Baxter."

Councilman Alexander stated he has made the following comment on the article publically and wants to read it for the record:

"I have no intention of conducting a marathon of words with anyone over an article appearing in today's Observer under the Forum entitled: Time to Begin, Convention Sunk by Mr. Herbert Baxter. I only want to say that with this tremendous task before us to implement many important problems necessary to keep Charlotte a record city, there is no time for name calling among the official family. To get the job done, the Council and all the operating Commissions are going to have to work as a team pulling together. If the Redevelopment Commission knows how and where to get the money now to build a Convention Center, then their responsibility is to come to the Council and inform us of their findings. Isn't that why they were appointed? I know of no such request having been made coming from the Commission asking to be heard on the matter. I say, cut out the politicking with the future of our city, and let's stand tall like big men should."

Councilman Alexander stated this has been made public and he would like the concurrence of the Council in his thinking in submitting this comment.

CITY MANAGER REQUESTED TO HAVE PLANNING DIRECTOR AND SUPT. OF BUILDING INSPECTION DEPARTMENT COMMENT ON RENEWAL PLANNING IN GREENVILLE AREA.

Councilman Jordan requested Mr. Veeder to have Mr. McIntyre, Planning Director and Mr. Jamison, Supt. of Building Inspection, to give their comments on the renewal planning in the Greenville Area that had quite a write up in the paper this week. That one or two of the people in that area called him regarding this to see if Council would get in back of it. That this was a rather lengthy article but he would like Mr. McIntyre to give Council his ideas on this to speed up the help in any way, shape or form.

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PROGRESS REPORT ON INSTALLATION OF CURB AND GUTTER AND WIDENING OF INDEPENDENCE BOULEVARD.

Councilman Jordan asked if the City is doing anything regarding Mr. Ervin's request for beautifying Independence Boulevard and getting the State to help with the curb and gutter and so forth? Mr. Veeder replied the last conversation he had with Mr. Ervin he was optimistic about obtaining the support of the property owners to put in the curb and gutter. That if this is done there is no problem at all about the paving. That he has not talked to him in the last two weeks to see if he has made any progress.

CITY MANAGER REQUESTED TO HAVE MEETING WITH REAL ESTATE PEOPLE, HEALTH OFFICER AND SUPT. OF BUILDING INSPECTION DEPARTMENT TO DEVELOP PLANS TO PREVENT SLUMS BEING CREATED IN VARIOUS AREAS OF THE CITY.

Councilman Whittington remarked that last week Mr. Jablow with The Charlotte Observer had an article about the North Davidson Street, Villa Heights and Old Tech High School Areas where slums were being created and that real estate people, or individuals, were out there telling the residents they had better sell and get out. That this is the sort of thing he had in mind when he asked the City Manager three weeks ago to have a meeting with Mr. Jamison, Building Inspection Supt., the real estate people, and Health Department officials to see what plan the city could develop to help prevent slums in areas other than the Brooklyn area that we are now working with. That Mr. Jordan mentioned Greenville, and in their original request of the Task Force, they asked the Planning Director to study the Greenville Area as well as others. That he thinks when we know this sort of thing is going on and it is very vividly pointed out in this article, that it is Council's responsibility to at least have a meeting in that area with our Building Inspection folks, Urban Renewal people and perhaps the City Manager or one of his assistants present, and tell these people what their rights are and what is going on in the area and do what we can to prevent a situation that is evidently going on almost 24 hours a day. That he does not know how far along the City Manager has gotten with the meeting which he suggested and the Council concurred in, but he thinks it should be brought to a head and the Council do what it can to stop this sort of thing. That Mr. Alexander mentioned the tenants - this has been mentioned before, and Council has discussed a meeting of the property management people and actually fining and taking these people into Court. Now we are getting into an area where people are working around the clock telling folks to move out and sell their property and go somewhere else. All of these things, if they are tied together, are problems that we should be doing something about rather than just talking about them because as long as we allow them to exist we are creating more slums in different areas every day. So his question is - let's look at this and see if we can do anything to stop it and have this meeting to prevent it happening somewhere else.

Councilman Alexander remarked that he is wondering if a meeting with the Board of Realtors would not clear the air, at least set the record where they would state they are not a party to that type of activities, and in so doing the community would know if there are scurrilous real estate men doing this, and they would be able to pinpoint who the persons are and make a report on it. That publicizing who they are with evidence to back it up would put an end to it. Councilman Whittington replied this is the very reason he proposed that this meeting be held and he doesn't think we should wait any longer.

Councilman Short stated he is wondering if this so called "blockbusting" by real estate dealers has every been forestalled in any town, and if it was

could we inquire how they did it. Perhaps it is an undesirable but perfectly legal sales action. Councilman Whittington replied he can not answer this question, that the Board of Realtors stated that these people who are doing it are not members of the Board. But he thinks it is our responsibility to let these people know what is going on and that they don't have to move, and we want to do what we can to prevent that area from becoming slums. Councilman Alexander stated it has been done in communities by publicizing the activities and endorsement of the Real Estate Board that they do not approve it and none of their official listers are endorsing it.

Councilman Whittington remarked that about 5 years ago we had a neighborhood community clean-up committee, and they had several meetings and did a good job in preventing such things as the Greenville folks are now talking about. Maybe we could encourage that sort of thing to be revived so that they would feel that somebody had some interest in them.

Mayor Brookshire stated he thinks that Council certainly has an interest in maintaining and improving neighborhoods but he is inclined to think that perhaps the matter of transition in the neighborhood is a matter that Council can do very little about.

Councilman Alexander stated he thinks that in any community if any result has come about it has only come about when the leadership of the community, the City Council, or the official board took the initiative. That he thinks we should ask the Board of Realtors to make a statement on it, and let them know our concern, and then let the public know that we are concerned and we are not a part of this. That he thinks this is the first step, and he cannot feel that we are not in a position to do anything about it.

LAND USE OF CITY PROPERTY COMMITTEE REQUESTED TO SUBMIT TO COUNCIL LIST OF PARCELS OF PROPERTY CONSIDERED SURPLUS SO THAT COUNCIL MAY MAKE THEM AVAILABLE TO PUBLIC AND MAKE THEM REVENUE PRODUCING.

Councilman Thrower requested the Mayor to extend the Land Use of City Property Committee, of which Mr. Jordan was Chairman, to bring back to Council a recommended list of parcels of property in the City that we have that are considered surplus and that ^{we} will not have any practical use for, so that we can make these properties available to the public and make them revenue producing.

Mayor Brookshire requested Councilman Jordan to make a survey of the inventoried properties of the City and bring back recommendations to the Council.

RESOLUTION APPROVING A JUDGMENT IN THE CASE OF CITY OF CHARLOTTE AND CHARLOTTE PARK AND RECREATION COMMISSION AGAINST THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION, AND THE TRUSTEES OF CHARLOTTE COMMUNITY COLLEGE SYSTEM, AND AUTHORIZING EXECUTION THEREOF.

Mr. Kiser, Acting City Attorney, requested Council to authorize the City Manager and City Attorney to sign a consent judgment in a case which involves the title to property behind the Central High School. The Consent Judgment is the consent of the City required because of the fact that we had sold or deeded the property to the School Board and we were made a party for the purpose of determining what interest the City had to convey. It imposes no affirmative obligations upon the City but our

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signature is needed because we were a party to the action.

Upon motion of Councilman Whittington, seconded by Councilman Short, and unanimously carried, a resolution entitled: Resolution Approving a Judgment in the Case of City of Charlotte and Charlotte Park and Recreation Commission against the Charlotte-Mecklenburg Board of Education, and the Trustees of Charlotte Community College System, and Authorizing Execution Thereof, was adopted.

The resolution is recorded in full in Resolutions Book 5, at Page 153.

CHANGE ORDERS AUTHORIZED IN CONTRACTS WITH MERRITT WHEELER COMPANY AND POWER ELECTRIC COMPANY FOR ALTERATIONS TO CHARLOTTE COMMUNITY HOSPITAL.

Upon motion of Councilman Jordan, seconded by Councilman Albea, and unanimously carried, the following Change Orders in contracts for work on the Community Hospital were authorized:

- (a) Change Order No. G-1 in contract with Merritt Wheeler Company for repair work in Wing A covering the remodeling of rooms, corridor and stairs, new acoustical ceilings, plastering and painting in dining room No. 10, replacing ceiling in kitchen and stainless steel plates for laundry doors, in the amount of \$12,313.00.
- (b) Change Order No. E-1 in contract with Power Electric Company for electrical work in Wing A covering resetting existing lighting fixtures in the kitchen and lighting for the dining room chapel and five rooms, in the amount of \$2,344.00.

The City Manager advised a part of this is being paid by the Hospital Authority from the money they had for this purpose.

RESOLUTION APPROVING AN AGREEMENT WITH THE STATE HIGHWAY COMMISSION WITH REGARD TO CONSTRUCTION AND IMPROVEMENTS TO SUGAR CREEK ROAD, HIGHWAY PLACE AND EASTWAY DRIVE, PROJECT 8.27225, ADOPTED.

Mr. Veeder, City Manager, stated he has an agreement between the City and State Highway Commission on the Sugar Creek-Highway Place-Eastway project which has been reviewed by the Engineering Department, the Traffic Engineering and the City Attorney's office. That it is the standard type of agreement which we have many of with the State Highway Commission, and he recommends its approval.

Upon motion of Councilman Thrower, seconded by Councilman Whittington, and unanimously carried, a Resolution entitled: Resolution Approving Agreement with the State Highway Commission Relative to the Relocation of Power Lines and Utility Connections made Necessary by the Construction and Improvements to Sugar Creek Road, Highway Place and Eastway Drive, Project 8.27225, and the Establishment and Maintenance of Traffic Controls in said Project, was adopted.

The resolution is recorded in full in Resolutions Book 5, at Page 154.

CHANGE ORDER NO. 7 IN CONTRACT WITH REA CONSTRUCTION COMPANY RELATING TO MCALPINE CREEK WASTES TREATMENT PLANT, AUTHORIZED.

Upon motion of Councilman Thrower, seconded by Councilman Tuttle, and

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unanimously carried, Change Order No. 7 in contract with Rea Construction Company for the construction of the McAlpine Creek Wastes Treatment Plant was approved covering the substitution of pumping units No. 5 and No. 7 manufactured by Fairbanks Morse, Inc. for others that are equal except for a 2% lower performance efficiency, reducing the contract price by \$1,000.00.

LEASE WITH FOURTH WARD KINDERGARTEN APPROVED.

Councilman Whittington moved that the property located at 400 West Tenth Street, acquired by the City for the Northwest Expressway and formerly occupied by the Charlotte Day Nursery, be leased to Fourth Ward Kindergarten on a month to month basis, at \$100.00 per month, with a 15-day cancellation clause included in said lease, as recommended by the City Manager. The motion was seconded by Councilman Albea.

Councilman Alexander asked who operates the Kindergarten and Mayor Brookshire replied the funds are provided by the Downtown Churches. Councilman Alexander asked if it is an integrated operation, and he asks that question because he is thinking of it with regards to the Civil Rights Bill. The City Manager advised he has no idea whether it is or not. Councilman Alexander stated it would be worth the Legal Department looking into it - that his point is whether it will be leased as an integrated facility.

The vote was taken on the motion and unanimously carried.

INSTALLATION OF SCHOOL CROSSING SIGNS AND EMPLOYMENT OF SCHOOL CROSSING GUARD AT INTERSECTION OF RUNNEYMED E ROAD AND SHARON ROAD AUTHORIZED.

The City Manager advised that the Traffic Engineer has completed a study of the needs for school safety measures at the Runneymede Road and Sharon Road intersection, and recommends the installation of school crossing signs and the employment of a school crossing guard at this intersection. That he will come back next week with the amount of funds required for Council authorization.

Councilman Tuttle moved that the recommendations of the Traffic Engineer be approved. The motion was seconded by Councilman Whittington, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Thrower, seconded by Councilman Albea, and unanimously carried, the meeting was adjourned.

Lillian R. Hoffman
Lillian R. Hoffman, City Clerk