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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held on Monday, October 26, 1970, at 3:00 P. M., in the Council Chamber, City Hall, with Mayor John M. Belk presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, John H. Thrower, Jerry Tuttle, James B. Whittington, and Joe D. Withrow present.

ABSENT: None.

* * * * *

INVOCATION.

The invocation was given by Father Joseph Kerin of Our Lady of Assumption Catholic Church.

MINUTES APPROVED.

Upon motion of Councilman Tuttle, seconded by Councilman Withrow, and unanimously carried, the Minutes of the Joint Hearing, on October 13, 1970, and the last Regular Meeting, on October 19, 1970, were approved as submitted.

SUGGESTION THAT SOUND SYSTEM IN COLISEUM BE IMPROVED.

Mr. Frank Bateman stated he and others feel that an unfortunate situation stands as a mark against this city; a city known for its deep appreciation of all forms of music. Last Saturday evening, well-known country music singers, including the greatly admired and very dedicated Johnny Cash, came to the Coliseum to share their talents and inspiration to thousands of local citizens. Unfortunately, as great as their talents are, they were not great enough to overcome a poorly functioning sound system. The audience, as well as the performers were irritated and greatly displeased with the situation. He stated he is shocked that such a situation was allowed to exist especially in view of the fact that the auditorium has recently been improved; that the grounds are being improved; and that air conditioning is being installed in the Coliseum. He stated he hopes that some money remains for the improvement for the sound system - this most important part of the facilities. He urged that the City extend an apology to Mr. Cash and to the other performers as well as to WAME Radio which promoted the show. He urged that the City issue a public statement informing citizens of the action taken to insure that there will not be a recurrence of this very embarrassing and unfortunate situation. Mr. Bateman stated he was present at the performance and he knows this to be true.

Councilman Jordan stated he was also present. That at the beginning the sound system was cut down too low and it was cut up later on, and everybody seemed to be satisfied.

Mr. Bateman stated he felt the Carter Family could not be heard. Councilman Jordan stated the sound system was down lower than it should be when the Carter Family was on but when Johnny Cash came on, he requested that it be cut up and it was.

Mr. Bateman stated from where he was sitting, which was almost directly parallel with the front of the stage, the speakers were hanging towards one side directly over the stage and this would create a reverbration situation as some of the speakers were bouncing sound back into the microphones; it might be if the speakers were moved slightly in front of the stage, it would take care of it.

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COMMENTS BY ALBERT PEARSON REGARDING NEWS STORIES ABOUT THE SHOOTING OF A POLICE OFFICER AND THE ARRESTS MADE.

Mr. Albert Pearson stated a relative of the young police officer who was shot a week ago thought the people should stand up and be counted at this time. He stated he would like to do that in his own way. That he does not believe our Chief of Police and the city editors should fight in public over what should be handled by the City Council and the County Commissioners. An exchange of letters, however interesting, between the Police Department and the young man in the news business, Mr. McKnight, does not add to whether the situation, as it occurred, should be dropped with one man getting killed. For the County Commissioners and the City Council to commend the Police Department without having a lot of questions answered - what are we commending? Are we commending having one of our honest patrolman shot down? Are we saying that we should commend the police because they did not shoot back when somebody shot at them? He stated he thinks whenever anyone pulls a gun on a policeman, they should be shot at. That was something that was expressed in the papers as being very regrettable. It is something you can not do anything about except make sure it does not happen again. The newspaper said they did not plan the raid and they are not responsible for how it was handled. However, two newsmen did go there that night. They had in the paper what they thought was a factual explanation of what they saw happen. Incomplete as it may have been because they did not have what went on inside, which is a different story. He asked if we are to assume now that this Council and the County Commissioners are condoning that because something like this did happen that people should be kicked and everything else after they are handcuffed.

He stated police brutality is talked about a great many times because it happens a great many times. That he does not think anyone on this Council is for anything other than the police should use all due force necessary. If that means they have to kill someone in the line of duty, he thinks they have our backing. But he thinks at the present time this Council with the County Commission, or with the public, should go into this with a committee of some type. He realizes the people who did the shooting will be tried; that the gamblers will be tried.

All he is saying is that the Chief of Police and the Editor of the Charlotte Observer are not the ones to be looking into this. That the citizens are owed an explanation as to why one of our finest patrolmen could be killed without a shot being fired, and why two honest young conscientious reporters could go to the scene and write what they saw and have it come out the way it did. That he thinks the people are entitled to an explanation through the City Council and the County Commissioners.

Mayor Belk replied the statement made before was as follows: "I would like to commend all of the officers who were present for the restraint and good judgement that they used."

Mr. Pearson stated he does not feel we should commend our Police Department for not taking the actions necessary to protect its own members. That he is not talking about the aftermath; that he is saying it should be looked into as to why we do not go into these things with our eyes open and see that our own is taken care of. That he does not think enough has been said about it.

PETITION NO. 70-119 BY BLYTHE BROTHERS COMPANY FOR A CHANGE IN ZONING FROM 0-15 TO 0-6 OF AN 11.2 ACRE TRACT OF LAND AT THE SOUTHEAST CORNER OF PARK ROAD AND FAIRVIEW ROAD, DEFERRED.

Upon motion of Councilman Short, seconded by Councilman Jordan, and unanimously carried, the subject petition was deferred pending further investigation and study of the matter by the Planning Commission.

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PETITION NO. 70-120 BY HAZEL L. HICKS FOR A CHANGE IN ZONING FROM B-1 TO B-2 OF A PARCEL OF LAND NEAR THE SOUTHEAST CORNER OF CLANTON ROAD AND INTERSTATE HIGHWAY 77, FRONTING 244 FEET ON THE SOUTH SIDE OF CLANTON ROAD AND 40 FEET ON THE EAST SIDE OF I-77, DEFERRED.

Motion was made by Councilman Short, seconded by Councilman Withrow, and unanimously carried, deferring subject petition pending further conversation with the petitioner by the Planning Commission.

PETITION NO. 70-121 BY CLARKSON JONES, JR. FOR A CHANGE IN ZONING FROM R-6MF TO B-2 OF A PARCEL OF LAND 50' x 30' AT THE SOUTHEAST CORNER OF BLAIRHILL ROAD AND INTERSTATE 77, DEFERRED.

Councilman Short moved to defer subject petition pending further conversation with the petitioner by the Planning Commission. The motion was seconded by Councilman Jordan, and carried unanimously.

ORDINANCE NO. 902-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP TO CHANGE THE ZONING OF PROPERTY AT THE SOUTHWESTERN CORNER OF GLENWOOD DRIVE AND INTERSTATE 85.

Motion was made by Councilman Whittington and seconded by Councilman Short to adopt the subject ordinance changing the zoning from B-1 to B-2 of a .8496 acre tract of land at the southwestern corner of Glenwood Drive and Interstate 85.

Councilman Thrower stated this is going to come up time and time again on right of ways such as I-77 and the inner belt loop for the sole purpose of signs. He asked if we are going to look into the sign ordinance to the extent that we can specifically do something about this rather than going around rezoning large tracts of property to accommodate signs.

Mr. Veeder replied the Planning Commission staff has been asked to react to this and to come back to Council with recommendations.

Councilman Thrower stated to make sure that this can become a reality as soon as possible he would suggest that Council not hear any more petitions for signs where it requires a rezoning of the land. Councilman Whittington stated if you do that to some degree you are denying people the right of hearing to rezone their land; that signs and rezoning are two different propositions. That in this case he thinks the Planning Commission approved this because there is a BP Oil Company, an Esso Oil Company, a Texaco and Gulf Station on the four corners of the intersections and this was the only place that did not have a sign. The reason the other three petitions were deferred was there was nothing at all on the three properties; that they have not denied anyone anything; it is a matter of getting more information. That he does not know what they want to do when they bring the sign ordinance back up but he hopes they are not considering changing the sign ordinance as it is now adopted as it relates to B-3 districts. Councilman Jordan stated they are thinking about the signs these oil companies are putting up a hundred or two hundred feet in the air and it requires a good bit of space and they can be seen for miles; that he thinks this is a good idea to look into this. Councilman Thrower stated he is talking about on the belt routes, the interstates and roads such as this. There will be numerous requests. That he is saying we should get a recommendation from the Planning Commission soon.

Councilman Alexander stated he brought this matter up last week because these new high signs are in vogue now and he asked that attention be given to the ordinance to take care of them without a wholesale rezoning; that this was all he had in mind at the time. He stated he is satisfied that the Planning Commission will be looking at this and come back to Council with how it can be done without disrupting a lot of other things.

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Councilman Withrow stated in going from B-1 to B-2 to take care of a service station that in a B-2 you can have a junk car on the lot. He asked if this would have an effect between B-1 and B-2? That we are practically rezoning the whole piece of property the service station is going on in order to get the sign. What complications would we run into going from a B-1 to B-2 and what is taking place on this particular lot? Councilman Short replied it would be possible to add a car wash; however, he does not think a car wash would hurt at this location. That Mr. McIntyre indicated last week he understood the problem and is sympathetic with it.

Councilman Tuttle stated he agrees with everything that has been said but this is a problem that we will first have to have a recommendation on from the Planning Commission and not drag it on. That he would suggest that Mr. Alexander, who made the original motion on this last week, now make another motion putting a time limit to bring it back to Council.

Councilman Alexander replied he does not object to anyone making the motion; that he is satisfied the Planning Commission will come back with what they think is the best approach to this; that he has no knowledge they are letting it down in their mind. That he thinks we are alright where we are.

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

The ordinance is recorded in full in Ordinance Book 17, at Page 421.

ORDINANCE NO. 903-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP TO CHANGE THE ZONING OF PROPERTY LOCATED ON THE SOUTH SIDE OF PRINCESS STREET BEGINNING 275 FEET EAST OF DERITA ROAD.

Motion was made by Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, adopting the subject ordinance changing the zoning from R-9MF to O-6 of land 75' x 168' located on the south side of Princess Street beginning 275 feet east of Derita Road.

The ordinance is recorded in full in Ordinance Book 17, at Page 422.

ORDINANCE NO. 904 AMENDING CHAPTER 19, ARTICLE I, DIVISION 6, SECTION 19-59, OF THE CITY CODE REPEALING TWO SECTIONS WHICH PROHIBIT THE LEASING OF TAXICABS AND SUBSTITUTES NEW PROVISIONS TO ALLOW AN OWNER TO ENTER INTO A CONTRACT OR LEASE WITH THE DRIVER UNDER THE TERMS OF WHICH THE DRIVER WILL PAY THE OWNER A FIXED AMOUNT PER DAY.

Councilman Alexander asked if any request has come from the taxicab drivers to be heard on the subject ordinance? Mr. Veeder, City Manager, replied he is not aware of any.

Councilman Jordan stated he has talked to some of the cab owners who were not here and they seemed to be satisfied with the ordinance.

Councilman Whittington stated he heard from Mr. Crump who said they were not satisfied. That he suggested to Mr. Crump that he asked the drivers who were opposed to this to come before Council; that he has not heard anything more about it.

Councilman Alexander stated he suggested to the ones who talked with him that they come to Council to be heard.

Councilman Whittington moved adoption of the subject ordinance repealing two sections of Section 19-59 of the City Code which prohibits the leasing of taxicabs and substituting new provisions to allow an owner to enter into a contract or lease with the drivers. The motion was seconded by Councilman Jordan.

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Councilman Tuttle asked what means the city will have to know the cab companies have insurance? Mr. Underhill, City Attorney, replied there is another ordinance which is not under consideration but is also a part of the chapter dealing with taxicabs which requires the owners to have on file with the taxicab inspector, the Police Department and the City Treasurer a statement concerning all the insurance specifics. That the certificates carry a notice of cancellation to the city.

The vote was taken on the motion and carried unanimously.

The ordinance is recorded in full in Ordinance Book 17, at Page 423.

ORDINANCE NO. 905-X RESCINDING A RESOLUTION ADOPTED ON MARCH 3, 1969 AND ADOPTING IN ITS PLACE AN ORDINANCE DESIGNATING THE OFFICIAL DEPOSITORIES FOR THE FUNDS OF THE CITY OF CHARLOTTE.

Councilman Tuttle moved adoption of subject ordinance rescinding a resolution adopting on March 3, 1969 and adopting in its place an ordinance designating the official depositories for the funds of the City of Charlotte. The motion was seconded by Councilman Short, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 17, at Page 424.

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

Upon motion of Councilman Jordan, seconded by Councilman Short, and unanimously carried, the subject 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, were adopted, as follows:

- (a) Ordinance No. 906-X ordering the removal of weeds and grass at corner of Camp Greene and Royston Roads.
- (b) Ordinance No. 907-X ordering the removal of weeds and grass adjacent to 814 Cantwell Street.
- (c) Ordinance No. 908-X ordering the removal of weeds and grass at corner of Gossett Street and Linwood Drive.
- (d) Ordinance No. 909-X ordering the removal of weeds and grass adjacent to 1900 Patton Street.
- (e) Ordinance No. 910-X ordering the removal of weeds and grass adjacent to 1725 Lakedale Drive.
- (f) Ordinance No. 911-X ordering the removal of weeds and grass at corner of North Myers and East 10th Streets.
- (g) Ordinance No. 912-X ordering the removal of weeds and grass at 1205 Kenilworth Avenue.
- (h) Ordinance No. 913-X ordering the removal of weeds and grass at 1916 Lynhurst Avenue.
- (i) Ordinance No. 914-X ordering the removal of weeds and grass adjacent to 214 Meachum Street.
- (j) Ordinance No. 915-X ordering the removal of weeds and grass adjacent to 609 Chicago Avenue.
- (k) Ordinance No. 916-X ordering the removal of weeds and grass adjacent to 5240 Valley Stream Road.

The ordinances are recorded in full in Ordinance Book 17, beginning on Page 425.

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RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES LEVIED AGAINST SINGER COMPANY.

Motion was made by Councilman Alexander, seconded by Councilman Jordan, and unanimously carried, adopting the subject resolution, authorizing the refund of certain taxes in the total amount of \$145.35, which were levied and collected through clerical error against the Singer Company.

The resolution is recorded in full in Resolutions Book 7, at Page 154.

SECOND AMENDMENT TO AN AGREEMENT BETWEEN THE HOUSING AUTHORITY AND THE CITY RELATING TO PAYMENT OF INTEREST ON ADVANCES OF HUD IN EXCESS OF SIX PERCENT, APPROVED.

Councilman Tuttle moved approval of the Second Amendment to an agreement between the Housing Authority and the City to include Strawn Apartments relating to payment of interest on advances of HUD in excess of six percent. The motion was seconded by Councilman Short, and carried unanimously.

SUPPLEMENT NO. 2 TO LEASE NO. GS-04B-11819 BETWEEN THE GENERAL SERVICES ADMINISTRATION, U. S. CUSTOMS, AND THE CITY OF CHARLOTTE, APPROVED.

Upon motion of Councilman Jordan, seconded by Councilman Short, and unanimously carried, the subject Supplement to Lease was approved between the General Services Administration, U. S. Customs, and the City of Charlotte.

RENEWAL OF LEASE WITH HOLMAN & MOODY, INC. FOR BUILDING NO. 296 AT DOUGLAS AIRPORT, APPROVED.

Motion was made by Councilman Jordan, seconded by Councilman Thrower, and unanimously carried, approving the renewal of a lease with Holman & Moody, Inc. for Building No. 296, at Airport, located west of the extension of the North-South Runway and north of New Dixie Road, for a period of one year at a total rent for the year of \$3,300.00.

LEASE WITH AIRPORT SERVICES, INC. FOR GAS STORAGE AREA AT DOUGLAS MUNICIPAL AIRPORT, APPROVED.

Councilman Whittington moved approval of a lease with Airport Services, Inc., for gas storage area for a period of seven years, with Airport Services to pay 1/10 of 1 cent per gallon for all gallons of aviation fuel drawn through the storage tanks, or a minimum amount per month, plus 2% of gross receipts for servicing aircraft. The motion was seconded by Councilman Tuttle, and carried unanimously.

PURCHASE OF 39.75 ACRES OF LAND IN BERRYHILL TOWNSHIP FROM T. A. FREEMAN AND WIFE, FOR FUTURE AIRPORT USE, APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Tuttle, and unanimously carried, the subject property was purchased in Berryhill Township, from T. A. Freeman and wife, at \$100,000, for future airport use.

SETTLEMENT WITH ANNIE B. MCCOY FOR PROPERTY TO BE ACQUIRED AT INTERSECTION OF EAST SEVENTH STREET AND MCDOWELL STREET FOR THE MCDOWELL STREET WIDENING PROJECT, APPROVED.

Motion was made by Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, approving the settlement in the amount of \$17,500.00, with Annie B. McCoy, for acquisition of a 80' x 65' lot at the intersection of East Seventh and McDowell Streets, for the McDowell Street Widening Project.

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ENCROACHMENT AGREEMENT WITH THE STATE HIGHWAY COMMISSION, APPROVED.

Councilman Alexander moved approval of an encroachment agreement with the State Highway Commission, permitting the City to construct an 8-inch sanitary sewer line with 3 manholes within the right of way of New Dixie Road to serve 4633 New Dixie Road. The motion was seconded by Councilman Whittington, and carried unanimously.

ORDINANCE NO. 917-X, AMENDING ORDINANCE NO. 732-X, THE 1970-71 BUDGET ORDINANCE AUTHORIZING THE TRANSFER OF \$14,431.68, OF THE GENERAL FUND CONTINGENCY FOR THE PURCHASE OF 8,746 SQUARE FEET OF LAND FROM THE REDEVELOPMENT COMMISSION.

Councilman Whittington moved adoption of the subject ordinance authorizing the transfer of funds for the purchase of 8,746 square feet of land from the Redevelopment Commission, with the City Manager to ask the Beautification Commission to study this site to see whether it can be beautified or resold to a new purchaser. The motion was seconded by Councilman Tuttle.

Councilman Whittington stated as he understands it, this piece of property is too small to sell to a developer, and because it is vacant land and because it is there where new construction will begin, he hopes as soon as this is consummated today that it will be turned over to the Beautification Committee and get this area beautified.

Mr. Veeder, City Manager, stated he believes that under some circumstances, it is conceivable the property could be developed; there might be some honest differences of opinions as it is a relatively small piece of land.

Mr. Walter Phillips, Assistant Director of the Redevelopment Commission, presented a drawing of the area and pointed out the location of the subject property.

Councilman Whittington stated if the property cannot be developed and resold, then he is saying it should be readied for beautification.

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

The ordinance is recorded in full in Ordinance Book 17, at Page 437.

MAYOR BELK AND COUNCILMEN THROWER AND TUTTLE LEAVE THE MEETING.

Mayor Belk left the Chair at this time and Mayor Pro Tem Whittington presided during his absence.

Councilman Thrower left the meeting and returned as noted in the minutes.

Councilman Tuttle left the meeting and was absent for the remainder of the session.

PROPERTY TRANSACTIONS AUTHORIZED.

Upon motion of Councilman Jordan, seconded by Councilman Withrow, and unanimously carried, the following property transactions were authorized:

- (a) Acquisition of construction easement 25' x 106.70' at 3028 Airlie Street, from James R. Whitehurst and wife, at \$125.00, for Upper Briar Creek Outfall.
- (b) Acquisition of 20' x 250' of property on Buckingham Drive, approximately 250 feet off Park Road, from Leonard W. Coppala, at \$500.00, for Sugar Creek-Briar Creek Flood Control.
- (c) Acquisition of 20' x 60' of temporary construction easement at 3920 Selwyn Avenue, from Violette D. Perry, widow, at \$400.00, for Sugar Creek-Briar Creek Flood Control.

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- (d) Acquisition of 6' x 67' of temporary construction easement at 3216 Westfield Road, from C. F. Smith and wife, at \$1,500.00, for Sugar Creek-Briar Creek Flood Control.
- (e) Acquisition of 150' x 90.17' x 30.06' x 183.52' x 189.55' of property at 1029-33 Grove Street, from McClung Corporation, at \$12,850.00, for Sugar Creek-Irwin Creek Open Space Acquisition.
- (f) Acquisition of 56.8' x 122.9' x 56.8' x 122.9' of property at 1016 Eveningside, from Charlie O. Blackwell, widower, at \$500.00, for Sugar Creek-Irwin Creek Open Space.
- (g) Acquisition of 55.5' x 340' x 53' x 298' of property at 927 Grove Street from Romeo Alexander and wife, at \$1,800.00, for Sugar Creek-Irwin Creek Open Space.
- (h) Acquisition of 10' x 760' of easement at 5423 Albemarle Road, from the Ervin Company, at \$1.00, for sanitary sewer to serve 5324 Central Avenue.
- (i) Acquisition of 10' x 4.67' of easement at 5324 Central Avenue, from Southern Bell Telephone & Telegraph Company, at \$1.00, for sanitary sewer to serve 5324 Central Avenue.

APPRAISAL CONTRACT WITH WALLACE D. GIBBS, JR., APPROVED.

Councilman Jordan moved approval of an appraisal contract with Wallace D. Gibbs, Jr. for appraisal of Commonwealth Eastminister Presbyterian Church property, at a fee of \$1,000.00, for the Eastway Drive Project. The motion was seconded by Councilman Withrow, and carried unanimously.

COUNCILMAN THROWER RETURNS TO MEETING.

Councilman Thrower returned to the meeting at this time and was present for the remainder of the session.

CLAIM BY C. M. SHELTON FOR DAMAGES TO HOME, DENIED.

Motion was made by Councilman Withrow and seconded by Councilman Short to deny the claim, in the amount of \$282.00, filed by Mr. C. D. Shelton, 2741 Shamrock Drive, for property damage, as recommended by the City Attorney.

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

CLAIM BY CHARLES L. BROWN FOR DAMAGES TO HOME, DENIED.

Councilman Short moved that the subject claim of Charles L. Brown, in the amount of \$1,861.82, for property damage, be denied as recommended by the City Attorney. The motion was seconded by Councilman Alexander.

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

TRANSFER OF CEMETERY DEED.

Councilman Jordan moved the Mayor and City Clerk be authorized to execute a deed with J. W. Porter and wife, Elsie R. Porter, for the east one-half of Lot 14, D-Annex, Elmwood Cemetery, at \$3.00. The motion was seconded by Councilman Withrow, and carried unanimously.

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SPECIAL OFFICER PERMITS AUTHORIZED.

Motion was made by Councilman Thrower, seconded by Councilman Jordan, and unanimously carried, approving the issuance of a Special Officer Permit for a period of one year, to the following:

- (a) Permit to Glad Hope Browning for use on the premises of Charlotte Rehabilitation Hospital.
- (b) Permit to Frank N. Kale for use on the premises of Charlotte Rehabilitation Hospital.
- (c) Permit to James L. Warren for use on the premises of Charlotte Rehabilitation Hospital.

CONTRACT AWARDED PERKIN-ELMER CORPORATION FOR ONE ATOMIC ABSORPTION SPECTROPHOTOMETER.

Upon motion of Councilman Jordan, seconded by Councilman Withrow, and unanimously carried, contract was awarded the low bidder meeting specifications Perkin-Elmer Corporation, in the amount of \$8,975.00, for one atomic absorption spectrophotometer.

The following bids were received:
(Not meeting specifications)

Beckman Instruments, Inc.	\$10,156.00
Scientific Products	7,866.00

CONTRACT AWARDED SUPERIOR STONE COMPANY FOR CRUSHED STONE.

Councilman Thrower moved award of contract to the only bidder, Superior Stone Company, in the amount of \$259,000, on a unit price basis, for crushed stone. The motion was seconded by Councilman Jordan, and carried unanimously.

MAYOR BELK RETURNED TO CHAIR.

Mayor Belk returned to the Chair at this time and presided for the remainder of the Session.

REPORT THAT CITY'S ADVERTISING COMMITTEE HAS MET WITH THE CHAMBER OF COMMERCE COMMITTEE.

Councilman Jordan stated he and Mr. Withrow are on the Advertising Committee representing the City and they met with the Chamber of Commerce Committee on Friday, October 23, for the approval of the advertising for the City of Charlotte.

PLANNING COMMISSION STAFF AND HOUSING INSPECTORS REQUESTED TO MOVE INTO DILWORTH AREA FOR A STUDY AND REPORT BACK TO COUNCIL AS SOON AS POSSIBLE.

Councilman Whittington stated Council received a letter from one of the associate pastors of Covenant Presbyterian Church about the conditions of the Dilworth Area. That last week Council received a letter from someone at Dilworth Methodist Church, and Mr. Veeder answered that letter.

Councilman Whittington stated he thinks the Dilworth Area is in real trouble. The last time he asked for a report about when the Planning Commission was going to be through with their studies of the Dilworth Area, the date given Council was September, and this is October 26. It is vitally important that we ask the Planning Commission to make a thorough study with a report to Council right away. Also we should instruct the Housing Division to move all their inspectors in there and inspect this area from Lyndhurst Avenue on the

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east to Tremont Avenue on the south, South Boulevard on the west and Park Avenue on the north. If we get in there and concentrate on this area, we can do something to save it. We will then have something to base whether we should go into the NIP Program for this area or not; Redevelopment is also studying a portion to determine whether we should make this a new redevelopment area from Rensselaer Avenue all the way to South Boulevard, and from Euclid to South Boulevard.

Councilman Whittington moved that these agencies move on this study and bring back to Council a report as quickly as possible. The motion was seconded by Councilman Alexander.

Mr. Veeder asked if the Housing Inspectors are to be pulled off everything else they are doing and concentrate on Dilworth? Councilman Whittington replied this does not mean they will stay there from now on.

Councilman Alexander stated if any one of the inspectors are employed on anything that already has precedent, he is sure the motion does not mean that we will stop anything that is going. That he does not want the staff to think we are implying that they take everybody off of what they are doing and move them into Dilworth.

Councilman Short stated some of the Housing Inspectors are designated for specific purposes; some are designated to try to preserve Greenville until the bulldozer gets there. That if we can put a reasonable team on this then it is good; a broadside use of the housing inspectors might be too much.

Mr. Veeder replied as he gathers the sense of what has been said Council wants the Dilworth area to get a high priority in the time of the housing inspectors, but this will not necessarily be an exclusive activity as they are still to carry on existing on-going projects. As far as new projects are concerned, the Dilworth area is to get a very high priority and is to be started right away.

Councilman Whittington stated there is nothing going on in Dilworth now as far as the housing inspectors are concerned. That he is not advocating stopping in Greenville or the NIP Program in Belmont-Villa Heights-Parkwood; that he just wants the city to move in and see what can be done in Dilworth also.

The vote was taken on the motion and carried unanimously.

CITY MANAGER REQUESTED TO MEET WITH CHAIRMAN OF ABC BOARD, MR. PETE PETERSON AND REPRESENTATIVES OF THE DISTRICT AND SUPERIOR COURTS TO DEVELOP A PLAN AS ST. LOUIS HAS TO HANDLE PUBLIC DRUNKS.

Councilman Whittington stated all members of Council receive the police bulletins which is a report on what the Police Department does on a quarterly basis.

The reports indicate that for an eight month period in 1970, there were 4,393 persons arrested for public drunkenness out of 9,947 offenses the Police Department investigated. He stated he has talked to some of the judges in the district court and superior court and discussed it this morning with the Chairman of the ABC Board. That this problem is not only in Charlotte, it is nation-wide.

Councilman Whittington requested Mr. Veeder, City Manager, to ask Mr. Charles Knox of the ABC Board to have a meeting with Mr. Knox and Mr. N. W. (Peter) Peterson of the County Commission, along with someone from the Superior Courts and someone from the District Courts to see if we can develop a plan in Mecklenburg County like they have in St. Louis, where if a man, or person, is arrested for public drunkenness, he could be given the opportunity or the option of going through a drying-out process as they do in St. Louis, or he could go to jail. This would take legislation and it would take study;

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but as we begin to put together our legislative package for the next session of the General Assembly, this is something that we should study for no other reason than half of the arrests in an eight month period was for public drunkenness.

Councilman Thrower stated he has been tramping this county for the past four months advocating just this program.

Councilman Alexander stated the Committee on Law and Order is already looking into this matter; that this is a state wide problem. The Committee on the Revision of the Criminal Statutes already has this submitted to give it consideration to see what can be done to change the statutes as they regard public drunkenness.

Mayor Belk stated several months ago when the meeting was held with the Judges, Police and the Raleigh group, Attorney General Bob Morgan was here and he had this on his agenda to bring up at the next General Assembly.

Councilman Whittington stated all these crime symposiums sponsored by Council and the Mayor, with the help of the University of North Carolina at Charlotte, are now over. The Attorney General, Mr. John of the SBI and Judge Dub Graham were here and participated in these forums. Councilman Whittington requested the Mayor to write a letter of appreciation to all the people at the University who helped, along with the panel and the visiting speakers.

He stated on Wednesday, October 28, the CREC program will meet at Piedmont Community College at 8:00 P. M. That all of Council is invited to attend.

Councilman Short stated when Bob Morgan was at the Police Building a month or so ago, he emphasized the relief to police personnel, as well as to the courts, if drunkenness cases could be handled through some other type of routine.

INTRODUCTION OF MRS. SANDRA TRICKETT WITH MECKLENBURG INNER CITY COMMITTEE.

Councilman Short introduced Mrs. Sandra Trickett who is an executive director with Mecklenburg Inner City Committee. That this organization conducts social programs and particularly child care type programs in the Belmont area.

INSURANCE ADVISORY COMMITTEE REQUESTED TO STUDY AN INSURANCE PLAN TO COVER EMPLOYEES KILLED IN THE LINE OF DUTY.

Councilman Thrower stated when Mr. Johnny Annas of the Police Department was slain, in a period of less than a month, more than \$100,000 had been contributed to his family. That so far the contributions to the family of Ronnie McGraw is just a little over \$6,000.00. He stated this is not the public's responsibility.

Councilman Thrower requested that the City's Insurance Advisory Committee look into this matter and if any one is killed in the line of duty, there would be a special insurance policy to cover the person. That this would be beyond the regular insurance policy that is carried by the city. This would be for accidental deaths in the line of duty.

TIME LIMIT ON REPORTING ACCIDENTS IN CHARLOTTE REQUESTED TO BE INCLUDED AS ITEM FOR STATE LEGISLATURE.

Councilman Thrower stated the State Statutes allow 24 hours after a person has an accident to make a report. In a lot of towns and counties in the State of North Carolina, this is adequate time. In Mecklenburg County and in Charlotte, this is not adequate time; it is too big. He requested that the City Attorney include in the items for the State Legislature a request that the time be expanded to 48 hours to make the accident reports.

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ARCHDALE DRIVE BRIDGE TO BE OPENED THURSDAY MORNING, OCTOBER 29.

The City Manager advised that the Archdale Bridge will be opened at 10:00 A. M., Thursday morning, October 29, 1970. This is the formal opening of the first completed bond project.

PRELIMINARY PLANS FOR CIVIC CENTER APPROVED AND COMMITTEE URGED TO MOVE AHEAD WITH FINAL PLANS.

Councilman Whittington stated during the conference session, the preliminary plans for the Civic Center were presented to Council by the Civic Center Committee. That he stated these plans were perhaps the third step in the building of the Civic Center, and is something we have been waiting for a long time.

Councilman Whittington moved that Council approve the preliminary plans and urge the Civic Center Committee to move ahead as fast as they can towards the final plans. The motion was seconded by Councilman Jordan, and carried unanimously.

ENDORSEMENT OF PRESTON WILEY AS PERMANENT DIRECTOR OF THE MODEL CITIES PROGRAM.

Reverend Lemar Foster stated he and the small delegation from the Freedom Neighborhood Association from Belmont-Villa Heights are present today to endorse Mr. Preston Wiley as permanent director of the Model Cities Program.

He stated it was noted in last Saturday's News that the field of candidates for the permanent director had been narrowed down to about five possibles; included in that five was the man they support.

He stated they are directly concerned and it is their contention that the days ahead will require a man equal to the task in implementing this program. After considering the qualities Mr. Wiley has shown in taking the reigns of this program at a very difficult time, going through and bringing some deals of progress even to the present program of having community-wide elections to elect community residents to vital positions, they feel he is such a man. They felt they could not let this vital decision be made without making an endorsement of a man they feel is directly qualified for the job.

He stated Mr. Wiley has been there for a while and he is evidently competent in leading this program where it should go. His image is good with the people in their community. Reverend Foster stated they speak now for the Freedom Neighborhood Association.

He stated with these things in mind, they ask that the City Manager, the Mayor and all the people who are involved with the selection and subsequent hiring of the permanent director take into consideration this endorsement of Mr. Wiley.

ADJOURNMENT.

Motion was made by Councilman Jordan, seconded by Councilman Thrower, and unanimously carried, to adjourn the meeting.


Ruth Armstrong, City Clerk