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A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber, City Hall, on Monday, September 15, 1969, at 2:00 o'clock p.m., with Mayor John M. Belk presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, John Thrower, Jerry Tuttle, James B. Whittington, and Joe D. Withrow.

ABSENT: None.

The Charlotte-Mecklenburg Planning Commission sat with the City Council, and, as a separate body held its public hearings on Petitions for changes in Zoning Classifications concurrently with the City Council with the following members present: Commissioners Albea, Blanton, Embry, Godley, Sibley, Stone, Tate and Turner.

ABSENT: Chairman Toy and Commissioner Brewer.

* * * * *

INVOCATION.

The invocation was given by Reverend E. J. Moore, Minister of First United Presbyterian Church.

MINUTES APPROVED.

Upon motion of Councilman Tuttle, seconded by Councilman Thrower, and unanimously carried, the minutes of the last meeting, on September 8, 1969 and the Adjourned Meeting, on September 9, 1969, were approved as submitted.

HEARING ON PETITION NO. 69-86 BY JARRELL STEEL AND CONSTRUCTION COMPANY FOR A CHANGE IN ZONING FROM R-12 TO O-6 OF A LOT 70' x 278' AT THE NORTHWEST CORNER OF DERITA AVENUE AND MAPLE STREET.

The public hearing was held on the subject petition.

Mr. Fred Bryant, Assistant Planning Director, stated this is a request for a change to office zoning of one parcel of land in the heart of the community of Derita and is on Derita Avenue, on the west side of the railroad, parallel to Derita Road, and is occupied by the Derita Post Office. He stated the property is adjoined on the north side by property utilized for residential purposes; the property on the west is vacant and then beyond that there is considerable residential construction all along the streets that lead off Derita Avenue, including Maple Street and a couple other streets leading on up to the north of Derita itself.

Mr. Bryant stated across the railroad, in front of subject property, is the business community of Derita with a number of business uses that are established in that vicinity; the largest and most predominate one is the Southern Bell Facility; other uses include a garage, service station and a bank. That the school is located at the corner of Russell Road and Derita Road.

He stated the zoning at the present time is basically one of business zoning on the east side of Derita Road with the subject property and most of the property on the west side of the railroad being zoned single family residential. The exception is the adjacent property to the Post Office site which is zoned O-6; this was rezoned about a year and a half ago to office for the purpose of permitting the expansion of the Postal Facility there now. That this particular request is also related to that expansion plan.

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Mr. Bob Blythe, of the firm Craighill, Rendlemen and Clarkson, stated he represents the petitioner, Jarrell Steel and Construction Company, which is the owner of this property. He stated the subject property is the actual location of the Derita Post Office which was built by Jarrell Steel and Construction Company about 1961 before the perimeter zoning was in effect in that area. It has been existing since that time as a non-conforming use.

That about a year and a half ago, a petition was heard to rezone the adjacent property with several hundred feet frontage on Derita Avenue from single family residential to office to permit the expansion of the Post Office into the area and to permit parking in the newly rezoned portion. He stated for some reason the actual property on which the post office is located was not considered for rezoning and remains in a residential classification.

Mr. Blythe stated they are presently negotiating with the post office department for the expansion of this building. That he has a letter from the regional office of the real estate management which stated they are in this process, although the negotiations have not been completely sewer up as yet. The plans are to expand the building over into the O-6 area; the problem is that even though they have a common ownership with the O-6 property and the post office property, the Planning Office considers this to be a property line requirement setback. That the post office is about a half foot inside the property line so any construction going right up against the property in this area would be in the area still zoned residential, and because of the zoning, they are bound by setback requirements and will not be able to join the new addition directly to the present building.

No objections were expressed to the proposed change in zoning.

Council decision was deferred until its next meeting.

HEARING ON PETITION NO. 69-87 BY SUSIE MAE CLARKE FOR A CHANGE IN ZONING FROM R-6MF TO B-1 OF A LOT 57'x 165' AT 3612-14 GLENWOOD DRIVE.

The scheduled hearing was held on the subject petition.

The Assistant Planning Director advised the subject property is located on the east or intown side of Glenwood Drive, about mid-way between the intersection of Tuckaseegee and Glenwood, and Avalon and Glenwood and has on it a duplex residential structure. Other uses in the block included are residential in nature with predominately single family being present in the area. That directly across Glenwood Drive from the subject property on the west side is a Lil General Convenience Food Store located at the corner of Glenwood and Tuckaseegee and then an apartment facility back behind that going up to Avalon; other uses include a variety of retail type uses along Tuckaseegee and up Glenwood; about a block from subject property, is a small area including a beauty shop with a couple of small business uses.

He stated the zoning is B-1 along Tuckaseegee, including all the frontage property along Tuckaseegee; the property directly across from subject property is also zoned B-1 and with that exception, the adjoining property is zoned R-6MF throughout the area. Down Glenwood, about a block from the subject property, you get involved with Industrial Zoning that exists from Fairground Street, predominately along Glenwood for a good distance but the general pattern is business zoning along Tuckaseegee and then multi-family around this property.

No one spoke to this petition.

No objections were expressed to the proposed change in zoning.

Council decision was deferred until the next meeting of Council.

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HEARING ON PETITION NO. 69-88 BY E. J. WANNAMAKER FOR A CHANGE IN ZONING FROM O-6 TO I-1 OF A LOT APPROXIMATELY 50' x 175' ON THE WEST SIDE OF SUMMIT AVENUE NORTH OF MOREHEAD STREET, 720 SOUTH SUMMIT AVENUE.

The public hearing was held on the subject petition.

Mr. Fred Bryant, Assistant Planning Director, stated the subject property is a small lot located on the northwesterly side of Summit Avenue near the intersection of Morehead; it is presently utilized by TV and Stereo rental facility. It is adjoined on the north side by a commercial parking lot that is utilized for commercial type parking related to some of the business facilities that are in the area, particularly the Open Kitchen Restaurant which is located at the corner of Summit and Morehead Street. He stated the adjoining property, which is under the same ownership, has on it an automobile sales and service facility including the sale of used automobiles out on the Grandin Road side of the block, then another restaurant which fronts on Morehead; at the very corner of Summit and Morehead; it is used for a small parking area.

He stated across Summit Avenue from the subject property is the Open Kitchen Restaurant on the corner, and a rather large industrial facility, Crane Plumbing Company, which is the wholesale distribution center for the Crane Plumbing Fixture Plant along Summit and Morehead. Other principal uses in the area consists of Coca-Cola Bottling Company, at the corner of Summit, a vending machine company and the general nature along Morehead area is industrial and business zoning.

Mr. Bryant stated the zoning pattern is a relatively simple one with industrial zoning being located along Morehead Street, I-2 on the south side and I-1 on the north side, leading up to the subject property; adjacent to that, all the way along is a band of O-6 office zoning created as a transitional buffer to lie between the industrial zoning on Summit, Grandin and the other streets separating the industrial from the R-6MF multi-family residential which is predominately along the remaining portions of Summit, Grandin and Walnut, so that basically, it is a pattern of industrial, office and multi-family as you proceed away from Morehead Street.

Mr. Tom Lockhart, Attorney for the petitioner, stated the petition for rezoning arises out of a notice of violation received by Dr. Wannamaker on July 16; they believe this to be traceable back to the original zoning in this community, which he explained. He stated according to the original map of Wesley Heights there was an alleyway between Block E on the corner lot and Lot 22, but in the revision of the property, the alleyway was extended north so that Lot 22 and Block E were joined together and the alleyway was extended to the north side of Lot 22 out to Summit Avenue. He stated Dr. Wannamaker acquired the property in 1944, and he has a building on the corner occupied by Hamilton Motors and the building next to it on Summit; the building was occupied by the United States Post Office some 13 years and was a permissible use under O-6 zoning; the past five years it was occupied by a vending service which was not a permissible use under O-6 zoning. In July of this year the property was leased to the Jet TV Rental Sales, and they conduct a TV Rental and Service Business; this is not a permissible use under O-6 zoning; it is permissible under I-1 zoning. Upon receipt of the notice from the Building Inspection Department that they were a non-conforming use, they filed the request to rezone Lot 22 so that both parcels of land will have the same zoning classification.

No opposition was expressed to the proposed rezoning.

Council decision was deferred until its next meeting.

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HEARING ON PETITION NO. 69-89 BY MARY R. ALEXANDER AND MARY B. A. HOWELL FOR A CHANGE IN ZONING FROM R-9MF TO B-1 OF A TRACT OF LAND 200' x 150' ON THE WEST SIDE OF ASHLEY ROAD, BEGINNING 85 FEET NORTH OF IRVIN STREET.

The scheduled hearing was held on the subject petition.

The Assistant Planning Director advised the tract is located on the west side of Ashley Road, just north of the Irvin Street intersection; the property is vacant and is adjoined to the south by a small area of existing business development; he pointed out Calvary Baptist Church and stated the subject property is just beyond; the area surrounding the church is single family and to the north along Ashley Road it is single family; to the rear of the subject property is vacant land.

Mr. Bryant stated there is R-9 zoning from Irvin Street south along Ashley Road on both sides; there is multi-family zoning from Irvin Street north along both sides of Alleghany Street; there is B-1 zoning at the intersection of Ashley and Irvin Streets to accommodate the business uses, and with that exception the area is zoned for residential purposes until you get north of the subject property near the beginning of the Tuckaseegee-Freedom Drive area where there is I-1 zoning.

Mr. John McDonald, of McDonald Realty Company, stated the reason for the petition is to change an existing convenience shopping center, from an older type construction to a new and modern center which requires more room for off-street parking and ease of getting in and out. He passed around pictures showing the area, and a drawing of the proposed plan.

No opposition was expressed to the proposed change in zoning.

Council decision was deferred for one week.

HEARING ON PETITION NO. 69-90 BY GEORGE W. MCMANUS AND ELAM RAY WOLFE FOR A CHANGE IN ZONING FROM R-9 TO R-6MF OF A TRACT OF LAND APPROXIMATELY 21.4 ACRES IN SIZE ON THE SOUTH SIDE OF MONROE ROAD EXTENDING FROM NEAR GLENDORA DRIVE TO NEAR JERLYN DRIVE.

The public hearing was held on the subject petition.

Mr. Fred Bryant, Assistant Planning Director, stated the subject property is located on the south side of Monroe Road and is predominately vacant with one single family residence on the property; it is adjoined on the west side by a tract of land owned by Duke Power Company and has a sub-station facility located on a portion of the property; to the south of the property is a combination of vacant with some scattered single family structures on Florence Avenue. He pointed out the Sharon Memorial Park and Rama Road Junior High School and stated other than that the predominate use in the area is for single family with a combination of vacant and single family across on the north side of Monroe Road from the subject property with the Glendora Drive, Ashmore and Jerlyn Drive being the principal residential streets leading between Monroe Road and Independence Boulevard; to the east of the property is a single family residence and one non-conforming business use just north of Monroe Road which is an electrical contractor facility; the intersection of Rama Road and Idlewild Road is predominately vacant with the exception of one single family residence on the corner. There is an area on the north side of Monroe Road which is in the process of being built up with apartments.

Mr. Bryant stated the subject property and all the area immediately surrounding the subject property is zoned single family residential; with multi-family beginning near Idlewild Road and continuing out on the northeast side of Monroe Road. There is business zoning along Independence, with a small band of office adjacent to that.

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Mr. Bob Sink, attorney for the petitioner, stated he would like to underscore the nearness of the Sharon Memorial Park and in particular, the Duke Power property which runs approximately 100' feet for a power line and with a larger tract of 100' x 500' on which is located a substation.

He stated the transportation routes give access to this property and make it very well suited for multi-family use - Monroe Road, Independence Boulevard, Rama Road and Idlewild Road. He stated the petitioners live in the area on Glendora Road and are present today. He passed around pictures showing the substation and the lines of Duke Power and a picture taken from the site which they are asking rezoning.

Mr. Fred Hobson, Burtonwood Circle, stated he is requesting Council to deny this petition. He stated three times within the last 18 months Council has rejected requests for similar petitions within less than 1800 yards. He stated this indicates Council felt there was a sufficiency for multi-family zoning in this area; present zoning now provides acreage for approximately 3,900 multi-family units located within one mile of the tract under consideration. He stated every school bus going to East Mecklenburg, McClintock Junior High or Rama Road Elementary must pass through this complex. Rama Road-Monroe Road-Idlewild Road intersection at least two times each day, and some as many as four times a day. He stated traffic backs up at that intersection every morning almost all the way down the hill to the cemetery every morning and late in the afternoon. He stated they feel there is a gracious plenty of multi-family housing in the area; they have more than their fair share.

Mr. James A. Hunnicutt, Jr., 6100 Monroe Road, stated this is an extremely crowded intersection already; that he has sat in his driveway for eleven red lights to get out and head towards East Mecklenburg when he really wanted to go to town. He stated he feels they have their fair share of apartments as there is a big development going up across the street now; they are concerned about the safety of their children. Mr. Hunnicutt stated they are also concerned about the zoning and do not want it zoned down but zoned upward; that they are afraid of another type of Earle Village. He stated in the last three petitions protesting changes in zoning, they had over 1,000 signatures, and even though they do not have signed petitions now, these people still object to the rezoning of the property.

Council decision was deferred until the next meeting.

CITY OF CHARLOTTE EMPLOYEE PLAQUE PRESENTED MR. ROBERT LEE ANDERSON.

Mayor Belk welcomed Mr. Robert Lee Anderson to the meeting and presented him with the City of Charlotte Employee plaque for his services in the Street Division of the Engineering Department from September 28, 1963 to August 25, 1969.

MEETING RECESSED AND RECONVENED.

Mayor Belk called a recess at 2:50 o'clock p.m., and reconvened the meeting at 3:05 o'clock p.m.

REQUEST OF DIRECTOR OF CEP FOR ADDITIONAL FUNDS TAKEN UNDER ADVISEMENT.

Mr. Hoyle H. Martin, Director of Charlotte Concentrated Employment Program, stated he has given to each member of Council a statement of the expenditures of the Charlotte Concentrated Employment Program as of August 31, and what they expect to spend through September, and a statistical summary of how the program has operated.

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He stated when the program was established over a year ago, there was a need for certain matching funds from the local community. That he has discussed with members of the City's staff and the County Commissioner's office the need for money; that they need \$58,240.00, and the County Commissioner's agreed to give them half of the amount, and he has come before Council today to make a request that Council consider assisting them with providing the remaining \$29,120 to meet the matching obligation that the CEP program must have if it is to complete this program and get its finances in order.

Councilman Alexander asked how many persons placed in an employment are still on the job? Mr. Hoyle replied out of the 507 placed 445 are still employed as placed on the job. Councilman Alexander asked if he feels the number of individuals involved in this program to this date sufficiently represent the maximum that can be turned out? Are we getting the limit, and if so, why this cannot be increased and get more people involved? Mr. Martin replied this is a demonstration program and is in its first year of operation; they have made every effort as instructed under the Labor Department guidelines to find the hardest of the hard-core - this is, people who have the most difficulty in securing employment and staying on the job. They feel that because they are in a learning process as they develop this program this represents a good showing for the first year of operation. Councilman Alexander asked if he feels dollar-wise this is good dollar investment? Mr. Martin replied he does; they are spending approximately \$990 per enrollee in terms of the training allowances and medical services; he stated the difference in the average annual income of the trainees indicates the money spent has been worthwhile and is paying off.

Mr. Martin stated they were originally funded through June 30, 1969 and received a three-months extension which ends on September 30, 1969.

Councilman Jordan moved that Council take the request under advisement. The motion was seconded by Councilman Thrower, and carried unanimously.

Councilman Alexander stated he is in favor of the employment programs we have in the City of Charlotte now; he is not so satisfied that he is convinced we are getting the total effort for the total number of dollars invested in all the manpower programs in the City; that he thinks our period of experimentation on what manpower programs can bring to Charlotte has come to an end, and as we move into this new program year, we need to give some real indepth sensible consideration to our manpower programs; that we need to combine as many as we can now so that we can get the maximum sufficiency and the maximum amount of turn-out dollars invested, and he thinks we need to do this as we begin to consider putting more money into all these programs. We need to look into it forthright for the benefit of the total program and everybody involved. That he voted for the motion to hold this request under advisement as he would like to see some immediate steps taken towards looking into our whole employment program to see what can be done now to use what experience we have had through all these experiments.

Councilman Alexander stated this is no criticism of Mr. Martin's report or his program.

RESIDENTS OF BELMONT-VILLA HEIGHTS COMMUNITY AND FREEDOM NEIGHBORHOOD ASSOCIATION'S REQUEST CONCERNING PROPOSED MULTI-PURPOSE CENTER ACCEPTED AS INFORMATION, AND MATTER TO BE REFERRED TO MODEL NEIGHBORHOOD COMMISSION.

Reverend Lamar Foster, Pastor of Mt. Hebron Baptist Church, stated he is a member of the Freedom Neighborhood Association, and a resident of the area known as Belmont-Villa Heights, and he is present today in reference to the neighborhood centers proposed to be built in Belmont-Villa Heights. In the Charlotte Observer on Tuesday, August 26, 1969, it was noted that the Model

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Neighborhood Commission has authorized the city to apply for a \$400,000 grant from the Department of Housing and Urban Development; that two centers are already approved, and the paper said final approval for the center for Belmont-Villa Heights would be needed from the City Council. He stated they are present to offer some views of their neighborhood in regards to this matter; they feel they have been totally overlooked in the area of citizen participation; the Freedom Neighborhood Association is an association of people, basically poor working people in this area of the city, represented by the people present today. He stated they are a non-profit, self-help group operating in Belmont Villa Heights; at present they are 400 members strong and they are definitely not in favor of the plans for this center in their present shape and form. Reverend Foster stated they have met with Mayor Belk, Mr. Vince Connerat, and Mr. Paul Jones trying to obtain these plans; that they finally received them some three months later and have had a very short time to look over these plans, and as of now they say they are in disagreement almost in totality with the plans as they are offered. When the basic plan was first thought of, they failed to take into consideration that the neighborhood was transitional; the ratio at that time was something like 60% white and 40% black; now the picture has changed, it is about 90% black and 10% white, which means a large percentage of the black people in the area do not know anything about this program, or the center as it has been placed before Council for consideration.

Mrs. Betty Watson stated she lives in the Belmont-Villa Heights area and is with the Freedom Neighborhood Association. She stated they first heard about this center the second week in June, and they were concerned that there was to be a \$600,000 center in their area, and they telegraphed Mayor Belk and asked him to see the proposal. As a result of the telegram a meeting was set up with Mr. Connerat and Mayor Belk and Mr. Connerat assured them they could have a copy of the proposal. Mr. Connerat and the Committee scheduled a meeting in the neighborhood on the 24th of June with the understanding that Mayor Belk would be present; it was further understood that the proposal would be explained by the city officials at that time. The Freedom Neighborhood Association began preparation for the meeting; they then read in the paper on a Monday that Mayor Belk was going to school in Chapel Hill and would be out of town for the balance of the week, so they instructed their president to call Mr. Connerat and cancel the meeting. At the same time they were approached by four people from the Model Cities staff who invited them to attend resident council meetings and to explain their interest in the center.

Mrs. Earnestine Hager stated she is a resident of Belmont-Villa Heights and a member of the Freedom Neighborhood Association. She stated there were a number of resident council meetings held during the summer, but only one was held in their area on July 31 at First Ward School. When they attended this meeting they were prepared to explain their interest in the center. When they arrived the Redevelopment Commission and staff were seated up front, and their brothers and sisters from the First Ward and Greenville Area were seated in the back. Mr. Sawyer was explaining to the residents of First Ward and Greenville that they were not going to get their million dollars because the city had decided to go the NDP route. After long, heated conversations, Reverend Frieson got up and said they did not want that so he walked out. At that time they thought the meeting was going to close, and she got up representing her neighborhood and asked them about the proposals for their area, and she was told that Belmont-Villa Heights area was not in urban renewal so they would not be affected by this. Mrs. Watson asked what had happened to the proposal for the multi-purpose center, and was told the proposal was not ready. Mrs. Hager stated because of the confusion they decided it was not the time to discuss it and they would go back and wait until they read it in the paper and then come directly to Council and ask them to come to their neighborhood and review the plans for the center with them.

Reverend Foster then read the following letter addressed to the Mayor and Members of the City Council:

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"Re: Requested participation of the Mayor, Councilmen,
and Model Cities Officials in a neighborhood meeting
to be held in Belmont-Villa Heights.

Dear Sirs:

We, the residents of Belmont-Villa Heights Community and the members of the Freedom Neighborhood Association, do herewith invite your participation in a meeting to discuss the proposed Multi-purpose center planned for our area.

This request stems from the fact that there is a great deal of dissatisfaction among our neighbors in regard to the plan in its present state. We believe our objections are valid and as citizens we invoke the right to be heard in matters involving our common good.

We are sober, conscientious, and concerned citizens who are interested in our city and community. On the basis of this evident concern on our part and I am sure on your part also, we the residents of Belmont-Villa Heights request:

1. That the consideration by the Council of the Multi-Service Center be tabled until our objections are made known.
2. That the Council and involved parties work with the Freedom Neighborhood Association in determining a mutually suitable time for such a meeting.

Our desire and request to be heard is herewith evidenced by the attached petition bearing the signatures and addresses of over 700 residents of Belmont-Villa Heights. These signatures shall be the signers of this letter. Thank You."

Reverend Foster stated the 700 signatures were obtained in 4 hours of one afternoon; and it is their contention there is disagreement in the community if they can obtain so many names in so short a time; that he thinks it would be well worth the time of City Council and the time of the Model Cities officials to come out and hear what the community has to say.

Councilman Alexander asked Reverend Foster if anyone has ever referred them to the Model Neighborhood Commission, and if they have knowledge of the existence of the Commission? Reverend Foster replied they were contacted after making the first steps to get the information; they did attend one meeting. Councilman Alexander stated he is not talking about the Neighborhood Council Meeting, but the meeting of the Commission. Reverend Foster replied they have been contacted about it but only after making the first efforts to get the information; they were told on one occasion that the lady who was supposed to be working in their area to inform the residents had not been doing so because she had to work in another area on something else; that was Mrs. Betty Dickson.

Mrs. Watson stated she had attended the Commission Meeting.

Councilman Alexander suggested they attend a Model Neighborhood Commission Meeting; that you do not have to have an invitation to attend a meeting and speak; that this is the group they should make this presentation to; the City Council becomes the last deciding group of this whole operation, and he suggested to Reverend Foster that they bring this matter to the Model Neighborhood Commission at its next meeting.

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Reverend Foster stated from the newspaper article it was their impression the project was in its final stages and all that was necessary was to get the City Council's approval. Mr. Veeder, City Manager, stated it is his understanding that the Model Neighborhood Commission has approved an application for this center. Councilman Alexander stated his question is why the Model Neighborhood Commission has not heard a presentation from this group.

Mr. Vince Connerat, Intergovernmental Program Director, stated when this group first came and made this request, the Mayor made the suggestion that the group go first to the Model Neighborhood Commission, and then he would meet with them anywhere they wanted in the neighborhood; that this was long before the Model Neighborhood Commission took action on the center. He stated the Model Neighborhood Commission has received formal approval of its citizen participation plan; they have proceeded during the past twelve months with the whole program which was submitted; all groups were invited during the planning period to participate; the Resident Council has always been open-ended, and there was always opportunity for other persons to join; that he understands from Mr. Paul Jones that this particular association was written to and invited to come in; the Commission has made very effort to effect the participation in the past year. That even after this the Mayor said to this group that they would be happy to meet with them, but the best procedure would be to go to the Commission itself.

Reverend Foster stated this was after the fact. They were of the opinion at the time they had to act as they understood the plans were complete and they came to see Mr. Connerat and then met with the Mayor where they were shown the plans and they learned the plans were not complete and had not come back from the architects; they were promised the plans at a meeting they had set up with the Mayor, Mr. Connerat and Mr. Jones. They have had members who attended the meetings, and when they asked questions about this center they were informed they were not even in consideration because the plans were not complete for the area. Then when they hear about it again, the package is complete and it is ready to come before Council.

Reverend Foster stated they are objecting to the location of the center; they are in a hilly area in a four block area that would run from Sugar Creek up to Allen Street, or Seventeenth Street, and this is the equivalent to a ten-story building, and senior citizens would have to climb this in order to get to the center; that these figures were obtained from the City's Engineering Department; that the center is to be placed on the edge of Belmont-Villa Heights which leaves the majority of the people in the inner-area at the furthest point one mile or one mile and a quarter, it is not centrally located; the programs as stated are merely extensions of downtown. He stated the day care facility will have room for eleven children; there are more than eleven children in Belmont-Villa Heights; it is placed far enough from existing institutions so that it can be claimed it is not a duplication of services; they have a fine pool operated there by the City of Charlotte, but this center is so far away they are putting another pool in the building; this is a duplication of services. He stated their main concern is that the large majority of new people who moved into this area have a great deal of mistrust in any type of program when they have not been contacted; he stated any type of program that will cost \$600,000 should be a success. He stated their total purpose today is to present this petition and ask Council to meet with the concerned citizens of the area to work out some plan whereby this program can be a success.

Mr. Connerat stated the Model Neighborhood Commission has formally requested that Council authorize the Commission to apply for part one of the application; with respect to the location, that during the whole year of planning, they operated through task forces, through Resident Councils and

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through the Health and Education Councils and other groups in the neighborhood and the major thrust of the Model Cities Program has been to utilize schools wherever possible, and this is why the decision was made with respect to the location of the Belmont-Villa Heights Center.

Councilman Tuttle stated if the elderly people might have a 98 foot hill to climb and the planning took place at a time when you have 60% white and 40% Negro, and you now have 90% Negro and 10% white, and that it is not in the center of the project, this all adds up to a misunderstanding and he thinks this group needs a hearing before the Model Cities Commission before it is finalized, and he suggested that such arrangements be made.

Councilman Alexander moved that Council accept the information submitted today by Reverend Foster and his Committee, and that this matter be referred to the Model Neighborhood Commission by Council. The motion was seconded by Councilman Whittington.

Councilman Whittington suggested that someone from Reverend Foster's committee go to the Planning Commission staff and get a map of this area as it is now zoned; that everything west of Davidson Street over to Brevard Street is industrial and in the very near future there will be no residence in there; that the Belmont Neighborhood Improvement Program is going on now, and this is perhaps one of the reasons why Model Cities selected this area at Seventeenth Street up to Hawthorne Lane Junior High School; that as he knows the Belmont-Villa Heights area/~~that~~ would be almost dead center to that neighborhood.

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

COMMENTS ON CONSOLIDATION BY W. J. ELVIN.

Mr. W. J. Elvin stated Mr. Jones Pharr, Mr. Joe Grier and Mr. W. J. Wicker are doing one of the most outstanding jobs that has ever been done on any committee - he is speaking of the Consolidation Charter Committee. He stated he is particularly interested in seeing Charlotte not beating Atlanta, but being a model city of its own. He stated he is a member of the Committee, and Mr. Pharr gets them up a 7:00 in the morning and he does not mind keeping them until 10:00 p.m.

Mr. Elvin stated he wants to see less and less of control of this city, plus the civic matters, handled by the Chamber of Commerce; he wants to see an organization like the Council Meetings getting more people interested people with something upstairs, and not the people who stumble into politics after they are 70 or 80 years old.

He stated he does not think that Mr. Pharr and his very able committee can get much farther unless we all get behind them and study the matter to prepare ourselves. He stated when these people on the Committee go out to the various locations to observe consolidation, he would insist they be prepared to make an intelligent, oral report; that on an inspection tour one of the most important things is to make notes of what strikes your eye the first time you go through.

Mr. Elvin stated when consolidation is completed, we will be faced with getting at least four outstanding men; we will have to have the best general manager that we can get; an outstanding personnel man with a personality and morally and mentally straight, and liked by people; a mature man for the attorney; and a high class engineer.

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REQUEST FOR APPOINTMENT OF COMMITTEE OPPOSING ADDITIONAL ONE CENT SALES TAX.

Mr. Tom Sykes stated recently at a Council Meeting he asked for Council's support to fight against the one percent projected sales tax vote coming up shortly. He stated he is a businessman and he has now been put back in the tax business because he is going to fight it all the way down the line one more time. That the Mayor has appointed Mr. Graeme Keith to come in and put the tax over. The legislature has imposed an additional tax of two cents per gallon on gasoline, one cent per package on cigarettes, and now the Mayor and Council, elected by the citizens of this community, are asking for an additional one percent out of the pockets of the people who can least afford to pay it. That one percent additional tax out of citizen's pockets earning \$3,000 or less is \$30.00 a year. He stated a poor man does pay a property tax as it is figured in the rent that he pays; that he pays more tax than any individual citizen in Mecklenburg County, and it is a time for a stop to be put to this excessive taxation. He stated when we go to this additional one percent it is saving the people with the most property; to a man with \$5,000 valuation it amounts to about \$25.00 a year. The other side, as described in a newspaper article this morning, says Mayor John Belk and the City Council have the fiscal needs in mind. They should assure that the voters get the facts and figures they will need to make an informed choice in November. Mr. Sykes stated he wants the voters to get the facts in November, and he is going to do all he can to see that those facts come out.

Mr. Sykes stated there are many projects of waste in government, and he will be happy to prepare a list for Council.

He stated the tax foes need someone of stature and ability to get free secretarial help - which will be at Mr. Keith's disposal - someone to help raise unlimited financial resources - which Mr. Keith can accomplish - and need the financial assistance that the other side will get from Mr. Keith's appointment. That he thinks we need someone from these hallowed halls to assist; they do not have banks to call on for money; they do not have real estate investors to call on; this is all on the other side.

Mr. Sykes stated he thinks it is the Mayor and Council's duty to represent these people - at least the 16,000 who voted against the sales tax in the first election. If they had had the help of the City Council at that time and the Mayor's help that he is asking for now, we would not have the 4 cents today to spend for beautification projects and rental of an office building - Social Services Office - that cannot be reached by the people who need it.

Mr. Sykes stated he hopes the Mayor will take this request under consideration and that the entire Council will take it into consideration. He asked them to look at the license ordinance, and they will find \$6 million available. He stated there is not an architect in the City of Charlotte or Mecklenburg County that pays a license to operate his business; an engineer does not pay a license; that only the furnishings in a bank building are taxable as property taxes, and the building is not taxable, or it is vice-versa. Mr. Sykes stated it is time to look at the other side of the picture and time for the Charlotte Observer to get on the other side of the fence and look at this from both sides.

Mayor Belk stated Council appreciates Mr. Sykes' appearance and will look forward to his list.

Mr. Sykes asked the Mayor to consider appointing a committee headed by someone other than Mr. Keith to expose the other side of this taxation.

Mr. Albert Pearson stated he is wearing a black band on his arm to mourn the death of a business in Charlotte - his. He stated with the exception

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of Mr. Withrow, Council was the assassinator of this business through its actions. So he is going out of business, not because he wants to, but because he has to.

That he was able to withstand the competition of the Belk Store, the Ivey Store, and all that, but when the elected representatives of the public took upon themselves to come out with a program that will eventually steal at least three points of eight hundred thousand dollars from the taxpayers, when so many things are needed in Charlotte that the money could be used for, and when they did not have the courtesy to consider anyone in the neighborhood, he conceived of the idea of the arm band to dramatize, not to help him, but for the people in the area who need Council's help. When men like Mr. King, and Mr. Vernon Sawyer, stand before Council and say they will find suitable locations, and Council sits here, as representatives of the people, they are listening to a lie to start with, and acting a lie to make believe it is accepting what they say, because there are no places in that area for those people. Unless Council does something about it, a great many of them will go the same way.

Mr. Pearson stated he is here to speak on the sales tax; that some years ago he asked for the same type of two-way program by elected officials on another matter; that he would like to take the low road on which Council should officially accept its full responsibility and see both sides of this question argued. That Mr. Keith may be a good man but he is also a man who, under urban renewal, made a statement that says we already have the \$17 million for the downtown urban renewal.

Mr. Pearson stated if the Mayor will not accept the challenge, then the Council should accept it and ask some group to try to find someone to present the opposite view. If this is not done, then it is setting an example and accepting the crime increase. Why do these people do as they please, because they see the elected officials doing as they please and getting by with it.

PETITION NO. 69-79 BY RAY H. MAPLES FOR A CHANGE IN ZONING FROM R-9 TO R-9MF OF A 5.35 ACRE TRACT OF LAND ON THE NORTH SIDE OF SHAMROCK DRIVE, BEGINNING AT FLAMINGO AVENUE AND EXTENDING EASTWARD TOWARD CONNECTICUT AVENUE, DENIED.

Councilman Whittington moved that the subject petition on which a protest petition has been filed sufficient to invoke the 3/4 Rule requiring the affirmative vote of six Councilmen in order to rezone the property be denied as recommended by the Planning Commission. The motion was seconded by Councilman Short, and carried unanimously.

PETITION NO. 69-81 BY DOMAR CORPORATION, INC. FOR A CHANGE IN ZONING FROM R-9 TO B-1 OF A 2.28 ACRE TRACT OF LAND AT THE NORTHWEST CORNER OF IDLEWILD ROAD AND IDLEWILD ROAD NORTH, DENIED.

Motion was made by Councilman Tuttle to deny the subject petition as recommended by the Planning Commission and on which a protest petition has been filed sufficient to invoke the 3/4 Rule requiring the affirmative vote of six Councilmen in order to rezone the property. The motion was seconded by Councilman Withrow, and carried unanimously.

RESOLUTION PROVIDING FOR PUBLIC HEARINGS ON OCTOBER 20, ON PETITIONS NO. 69-91 THROUGH 69-97 FOR ZONING DECISIONS.

Motion was made by Councilman Thrower, seconded by Councilman Tuttle, and unanimously carried, adopting the subject resolution setting date of public hearing on October 20.

The resolution is recorded in full in Resolutions Book 6, at Page 406.

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RESOLUTIONS SETTING DATE OF PUBLIC HEARINGS ON MONDAY, OCTOBER 13 ON PETITIONS REQUESTING THE WITHDRAWAL FROM DEDICATION OF CERTAIN STREETS.

Upon motion of Councilman Short, seconded by Councilman Whittington, and unanimously carried, resolutions setting date of public hearings on request to withdraw from dedication certain streets, were adopted, as follows:

- (a) Resolution setting date of hearing to withdraw from dedication a certain portion of South Summit Avenue, on petition of Charlotte Pipe and Foundry Company.
- (b) Resolution setting date of hearing to withdraw from dedication a portion of Melton Drive, on petition of Humble Oil & Refining Company.
- (c) Resolution setting date of hearing to withdraw certain portions of Arlington Avenue, S. Caldwell Street, E. Bland Street and Cleveland Avenue on petition of Redevelopment Commission.
- (d) Resolution setting date of hearing to withdraw a certain portion of Templeton Avenue on petition of Pritchard Memorial Baptist Church.

The resolutions are recorded in full in Resolutions Book 6, beginning at Page 407.

CONSTRUCTION OF SANITARY SEWER MAINS AND TRUNK, AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Thrower, and unanimously carried, authorizing contracts for the construction of sanitary sewer mains and trunks, as follows:

- (a) Contract with Ed Griffin Development Company for the construction of 5,835 feet of trunk and mains to serve a portion of an apartment development on Monroe Road, inside the city, at an estimated cost of \$49,595.00, with all cost of construction to be borne by the applicant whose deposit in the full amount has been received and will be refunded as per terms of the agreement.
- (b) Contract with Tarheel Development Corporation for the construction of 230 linear feet of main to serve Tarheel Corporation property on Albemarle Road, inside the city, at an estimated cost of \$1,935.00, with all cost of construction to be borne by the applicant whose deposit in the full amount has been received and will be refunded as per terms of the agreement.
- (c) Contract with William Trotter Development Company for the construction of 2,414 feet of trunk and mains to serve Eastbrook Woods, Section III, inside the city, at an estimated cost of \$22,177.72, with all cost of construction to be borne by the applicant, whose deposit in the full amount has been received and will be refunded as per terms of the agreement.
- (d) Contract with Delmar Realty Corporation for the construction of 2,550 feet of main to serve E. J. Smith & Sons Building on Happy Hollow Drive, inside the city, at an estimated cost of \$17,725.00, with all cost of construction to be borne by the applicant whose deposit in the full amount has been received and will be refunded as per terms of the agreement.

CONTRACT WITH IDLEWILD UTILITIES, INC. FOR THE TREATMENT OF WASTE WATER FROM COVENTRY WOODS SUBDIVISION, AUTHORIZED.

Councilman Thrower moved approval of the subject contract for the treatment of waste water (sewerage) emanating from Coventry Woods Subdivision, with Idlewild Utilities to receive 25.7 cents for each 100 cubic feet of sewage treated, and the city to retain the difference between that cost and 30 cents for its cost in metering and billing for the service. The motion was seconded by Councilman Whittington, and carried unanimously.

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CHANGE ORDER NO. G-2 IN CONTRACT WITH THOMAS STRUCTURE COMPANY FOR
INSTALLATION OF WATER MAIN IN SOUTH TRYON STREET.

Motion was made by Councilman Tuttle approving the subject change order increasing the contract price by \$1,284.90. The motion was seconded by Councilman Jordan, and carried unanimously.

DISCUSSION OF ACTION OF COUNTY COMMISSION AWARDDING CONTRACT FOR PIPE
FOR WATER LINE TO MATTHEWS.

Councilman Whittington asked if the Community Facilities Committee has ironed out the problem about the pipe as far as the city is concerned, versus what the county had planned on as it relates to the Matthews Line? Mr. Veeder, City Manager, replied the Committee met last Tuesday and made a judgment on it to the satisfaction of all concerned.

Councilman Short stated he is not sure the county was entirely satisfied with the suggestion of the Community Facilities Committee, and he believes this was discussed by the County Commission this morning. Mr. Franklin, Water Superintendent, stated he has heard the Commission overruled the CFC recommendation.

Councilman Short stated any time the Council has feelings that are contrary to the suggestions of the Community Facilities Committee, or contrary to the feelings of the County, it would be incumbent upon the Council to do nothing for the moment and discuss the matter with the county and with the Community Facilities Committee, and he would insist to the extent he could insist, that it be done this way; the idea of partnership implies this, and he thinks this is pertinent in the matter of the type these folks have decided they want to use, and have apparently just gone ahead with it. That the matter is pertinent also in connection with the question of who is going to place the bids and who is going to exercise initiative in this area to begin with; that all of this should be a matter of consultation such as partners would do in any partnership.

At request of Council, the County was contacted and Mr. Veeder advised the County Commissioners did reject the recommendation of the Community Facilities Committee.

Councilman Alexander asked if a matter such as this comes to a stalemate, what happens? Councilman Short stated we can only go forward in water and sewer by joint efforts with the county, and if we achieve consensus then we do not stalemate each other; that is the whole objective of this committee. Councilman Alexander asked if we have not completed what we should attempt to complete - some method whereby there can be a meeting of the minds if we get to this point so we will not defeat the whole purpose of the Community Facilities Committee, and what we hope to do with the development of water lines. Councilman Short replied this Committee is the best answer we have come up with. Councilman Alexander stated he foresees a possibility of a stalemate on an important matter concerning water development; that he is saying since this is not beyond the range of possibility and since we have come this far in resolving a water problem that has existed for a period of two or three years, and have resolved it up to this point with the establishment of a Community Facilities Committee, should we not attempt to see if we cannot go this other step that would relieve the possibility of falling into this type situation.

Councilman Thrower stated he thinks this can be discussed later as he does not want to cross a bridge like this before we get to it, and he thinks we might be doing it.

Councilman Whittington stated this is an area where cooperation must prevail, and he thinks the County knows that we want to cooperate and hopefully when another problem comes up, or another water line is to be installed, it will be installed through the partnership plan as recommended by CFC.

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

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

- (a) Ordinance No. 367-X ordering the removal of weeds and grass at the southwest corner of Central Avenue and Winterfield Drive.
- (b) Ordinance No. 368-X ordering the removal of weeds and grass adjacent to 1334 Queens Road West.
- (c) Ordinance No. 369-X ordering the removal of weeds and grass adjacent to 4114 Stacy Boulevard.
- (d) Ordinance No. 370-X ordering the removal of weeds and grass at rear of 5519 Barnsley Place.
- (e) Ordinance No. 371-X ordering the removal of weeds and grass adjacent to 1154 Wendover Road.
- (f) Ordinance No. 372-X ordering the removal of weeds and grass at rear of 725 Bertonley Street.

The ordinances are recorded in full in Ordinance Book 16, beginning at Page 339.

RIGHT OF WAY AGREEMENT WITH DUKE POWER COMPANY FOR THE RELOCATION OF A TRANSMISSION LINE LOCATED WITHIN THE NORTHWEST EXPRESSWAY RIGHT OF WAY IN THE AREA OF KENDRICK STREET AND OLIVER STREET.

Councilman Jordan moved that the Mayor and City Clerk be authorized to execute the subject right of way agreement. The motion was seconded by Councilman Tuttle and carried unanimously.

SALE OF BUILDING AT THE WEST THIRD AND FOURTH STREET CONNECTOR, AUTHORIZED.

Motion was made by Councilman Thrower to approve the sale of building at the West Third and Fourth Streets Connector, at a price of \$500.00, to McKee Realty Company. The motion was seconded by Councilman Whittington, and carried unanimously.

RESOLUTION AUTHORIZING SUPPLEMENTAL MUNICIPAL AGREEMENT WITH THE STATE HIGHWAY COMMISSION TO INCLUDE PORTION OF NORTHWEST EXPRESSWAY, FROM NEAR CENTER STREET TO BEYOND STEWART CREEK FOR RELOCATION OF MUNICIPALLY OWNED UTILITIES AND REGULATION OF MOVEMENT OF TRAFFIC.

Upon motion of Councilman Alexander, seconded by Councilman Tuttle, and unanimously carried, the subject resolution was adopted and is recorded in full in Resolutions Book 6, beginning at Page 415.

CLAIM OF MRS. BELLE WALLACE FOR PERSONAL INJURIES, DENIED.

Councilman Whittington moved that claim in the amount of \$435.00, filed by Mrs. Belle Wallace for personal injuries caused by a fall on the sidewalk at 128 North Tryon Street be denied as recommended by the City Attorney. The motion was seconded by Councilman Withrow.

Councilman Tuttle stated according to the information Council has, this was

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a temporary situation; the hole was filled with crushed stone, and in theory, you would step only on crushed stone instead of concrete, so that normal stepping would not necessarily mean anything except that a ladies heel might go down in the crushed stone; this reads like, in spite of the fact the crushed stone was put there, the meter box was raised one and half to two inches above the surrounding terrain. That he has to assume that either the crushed stone was not built up to the top of the meter or the crushed stone has sunk. That if this meter box was sticking up two inches in spite of the fact that crushed stone had been placed around it, he would be inclined to pay the lady for her medical expenses. Mr. Underhill, City Attorney, advised \$75.00 is the medical expenses.

Councilman Alexander stated if Council would honor a claim of \$75.00, would this place Council in a position to say this is a liability? Mr. Underhill replied if Mrs. Wallace accepts the \$75.00 as payment for her claim she must sign a release, which would release the city from any further liability and would note that it is not to be construed as admission of liability on the city's part.

Councilman Withrow stated when anyone hits gravel on a sidewalk he would assume they would look down and take normal care and normal action for their own protection.

Mr. Underhill stated the cut was made for a broken service to a fire line going into the store, and the City Water personnel in preparing a leak did the work in the area, and the meter box was in a small area in the sidewalk where the sidewalk had been narrowed somewhat by renovation to Belk Department Store.

Councilman Short stated this is a degree type situation, and it is a question of what degree of sticking up and what degree of lack of visibility constitutes negligence; that he thinks this is a question for lawyers to argue in a court and they have a lot of cases they can go by, and it is not a matter for Council to determine, and he thinks Council should deny the claim, and let the courts handle it.

Councilman Tuttle stated he thinks Mr. Short is entirely correct; all he is saying if you are talking about \$435 which might have some pain and anguish involved that is one thing, but when you are talking about this woman's actual medical expenses in the amount of \$75.00, and where there is a question as to liability, \$75.00 is not enough to impose upon the courts; all he is saying is there is a question and a doubt and we should pay the lady's medical expenses.

The vote was taken on the motion to deny the claim and carried by the following vote:

YEAS: Councilmen Whittington, Withrow, Alexander, Jordan, Short and Thrower.
NAYS: Councilman Tuttle.

PROPERTY TRANSACTIONS AUTHORIZED.

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

- (a) Acquisition of 2,010 square feet of easement at 2501 Beachmont Avenue, from Minnie Thomas Azer and husband, Fred P. Azer, at \$100.50, for sanitary sewer to serve Southern Metals, Inc.
- (b) Acquisition of 4,876 square feet of easement at 1901 Brandon Circle, from Margaret M. Trescot (widow), at \$1,800.00, for the Briar Creek Outfall.
- (c) Acquisition of 3,918.30 square feet of easement at 2348 Sharon Road, from William J. Craven and wife, Jeanne M., at \$5,000.00, for the Briar Creek Outfall.

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RESOLUTIONS AUTHORIZING CONDEMNATION PROCEEDINGS, ADOPTED.

Upon motion of Councilman Whittington, seconded by Councilman Jordan, and unanimously carried, a resolution authorizing condemnation proceedings for the acquisition of 10,915 square feet of property at 2919 Monroe Road, from Mary A. Funderburk, widow, and Banks Bernard Funderburk, for the Briar Creek Outfall, was adopted.

The resolution is recorded in full in Resolutions Book 6, at Page 418.

Motion was made by Councilman Whittington, seconded by Councilman Tuttle, and unanimously carried, adopting a resolution authorizing condemnation proceedings for the acquisition of 7.9 acres of property on Old Dowd Road, in Berryhill Township, from D. C. Case and wife, Helen Cole Case, for the Airport Expansion Project.

The resolution is recorded in full in Resolutions Book 6, at Page 419.

ORDINANCE NO. 373-X AMENDING ORDINANCE NO. 255-X, 1969-70 BUDGET ORDINANCE AUTHORIZING TRANSFER OF FUNDS FROM THE UNAPPROPRIATED GENERAL FUND BALANCE.

Councilman Jordan moved adoption of the subject ordinance authorizing the transfer of \$8,313.56 for the urban beautification program. The motion was seconded by Councilman Tuttle, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 345.

CONTRACT AWARDED WECO TIRE DISTRIBUTORS FOR TIRES AND TUBES.

Motion was made by Councilman Thrower, seconded by Councilman Whittington, and unanimously carried, awarding contract to the low bidder, Weco Tire Distributors, in the amount of \$16,755.79, on a unit price basis, for the yearly requirement of tires and tubes for all departments.

The following bids were received:

Weco Tire Distributors	\$16,755.79
Cooper Tire & Rubber Co.	16,904.00
Mozingo Tire Company	19,332.62
Miller Tire Service	19,657.60
Dayton Tire Sales Co.	19,892.68
Firestone Stores	23,552.28

Bids received not meeting specifications:

General Tire & Rubber Co.	\$14,996.89
Goodyear Service Stores	23,875.53
B. F. Goodrich Company	24,826.97

CONTRACT AWARDED COLEMAN'S NURSERY FOR CITY LIMIT SIGN PLANTINGS.

Councilman Withrow moved award of contract to the low bidder, Coleman's Nursery, in the amount of \$8,313.56 on a unit price basis for city limit sign plantings. The motion was seconded by Councilman Thrower, and carried unanimously.

The following bids were received:

Coleman's Nursery	\$ 8,313.56
Baucom's Nursery	10,199.25

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CITY MANAGER REQUESTED TO CONTACT SOMEONE REGARDING THE TRAFFIC PROBLEM ON BEATTIES FORD ROAD CAUSED BY TRUCKS COMING OFF I-85 CARRYING DIRT TO THE CONSTRUCTION SITE ON WEST TRADE STREET AT THE CREEK.

Councilman Alexander stated he thinks the matter he is bringing up involves judgement more than anything else, and it concerns a traffic problem on Beatties Ford Road across from I-85; it involves the construction work that is taking place on West Trade Street at Irwin Creek. The big dirt vans are moving dirt from a section off I-85, and they enter the Beatties Ford Road right across the bridge where the access road comes out into I-85; that he thinks this is a county operation as there is a county police officer who is standing there to direct the traffic. He stated the trucks begin work early in the morning, and from that section of the Beatties Ford Road you get an immense amount of traffic at the same time in the morning and it involves mostly people who are going to school at the same time; when this traffic is stopped it backs up practically a mile all the way from that point back up in front of the new McCrorey Branch of the YMCA. He stated he does not see why whoever is directing traffic cannot let one or two of the big trucks in and let some of the traffic move and then let one or two more trucks in and let the traffic move so that other people can get out of there to go to work; this occurs primarily between the hours of 7:20 and 8:15; it seems there could be some changes made to relieve the traffic situation.

Councilman Alexander requested the City Manager to contact whoever needs to be contacted and talk this matter out to see if some relief can be given.

REQUEST THAT LIST OF ALLEGATIONS CONCERNING THE POLICE RESERVE SYSTEM BE PLACED IN THE HANDS OF POLICE CHIEF AND HE BE ASKED TO REPORT BACK TO COUNCIL.

Councilman Alexander presented the following statement, and stated he would like to have some matters concerning the Police Reserve System looked into and an answer brought back to Council:

"I would like to ask some questions concerning our Police Reserve System.

1. To what extent are Negro members of the Police Reserve integrated in the Police Reserve organization?
2. What system is used in classifying members as to rank in the Police Reserve?
3. On joining the Police Reserve, what is the method used in assigning a number?

It is my understanding that there existed, at one time, three companies designated as company A, B and C.

That Negro members made up the membership of C company, operating under Negro officers.

That this segregation of Negro reservists led to resentment among the membership of C company.

That a change was therefore made, and, instead of having companies A, B, and C, the Platoon system was instituted, known as Platoon 1, 2 and 3. Some white reservists were put in Platoon 3, but the Negro reservists all remained in Platoon 3. I understand that, if, and when, any new Negro members come in, they are assigned to Platoon No. 3 and No. 3 only, and, that the number of Negro reservists is now only 13.

I, therefore, ask, if this fact be true, why the Negro members cannot be placed in Platoon 1 or 2?

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I see no necessity in this Council condoning any form of existing segregation in city services of any kind.

I understand further that there exists another questionable practice, in connection with the operation of the Police Reserve, that is causing much dissention among the total membership.

It is alleged that there now exist a contingent of citizens numbering some 30 or more, who have been recruited under a citizen named Craig, who has an administrative assistant named Peterson, or Petersen, who take their orders from Citizen Craig only.

It is alleged that this group exist directly under the permission of the Chief of Police.

It is alleged that this group is referred to as Craig's technical staff of Special Consultants.

It is alleged that no member of this group is taken into the Police Reserve through the Police Reserve Board of Governors, but on the recommendation of Citizen Craig, yet, they are given an identification badge and a service revolver.

It is alleged that, Police Reserve rules state that fire arms are not to be carried when a reservist is not in uniform, yet, these citizens do not wear uniforms, are not required to attend regular reserve meetings and do carry fire arms.

It is alleged that no Negroes are recruited for this group, nor are members of this group, or ever have been.

It is alleged that this group is known as a special "Blue Chip" group, in that its membership is made up of citizens who occupations are listed as -

Dentist, Optometrist, Optholmologist, Doctor (M.D.), Chemist, Hospital Employee, City Employee (Water Dept.), Minister, Red Cross Worker, Attorney, Banker, Business men of note, Public Relations, Florist, Insurancemen, CPA, Industrial Engineer, Salesmen, Computer Engineer, Architect, School Teacher.

It is alleged that approximately 2/3 of this group are equipped with revolvers, supplied by the city, and, that the rest of them are waiting to be supplied from an expected arrival of a shipment of guns, but are now carrying their own guns.

It is alleged that these members are all given special code numbers.

If thes allegations are true, I am equally disturbed, as some of the members of the Police Reserve are disgruntled over the fact.

If there is need for such a membership, and I doubt that there is, I ask why can't they be recruited from the regular Reserve membership and given special assignment? Why can't they hold membership as regular Reserve members?

If the need be for specialist in various fields of endeavor, I would like to have explained how some of the trades, or professions as listed, have special police importance.

I voiced my concern, some time ago, when it was reported that there was being built up, what appeared to be a special armed force of citizens, as special deputies. If these allegations are found to be factual, now, in city level, again I say that there is no place in this community for a secret, armed force, white or black, of any kind,

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distinct from the regular police force, regardless of who it is set up under, and, I fear the day that we cannot walk the streets of Charlotte for fear of being in the presence of a secret army, armed and in civilian dress.

If the existence of such a group is being activated as alleged, there has already been instituted, by its organization, the first step toward the complete break-down of confidence in our Police Department, and, I ask for the immediate disbanding of such a group, and, the calling in of its badges of identification and service revolvers.

I further ask that this complete list of allegations, and allegations they are, until they are sustained, or denied, be placed in the hands of Police Chief J. C. Goodman, and he be asked to report back to Council concerning the existence or non-existence of such a group as alleged, and the status of the complaint that there exist in the Police Reserve a unit in which Negroes are assigned to solely.

Mr. Mayor and Gentlemen of the Council, I make this request as a matter of record of this Council."

Councilman Alexander stated he has known of these things for some time, but he was much more concerned when it appeared there was an actual list of members making up such a group; that the list does exist. He stated he is presenting it as allegations, and he would like and he is asking that the Police Chief look into it, and if it does exist, he is sure that someone has this list that purports to be the membership of this organization.

Councilman Whittington stated he thinks the request is justified, and Chief Goodman should make a report to Council immediately, by the next meeting.

Mr. Veeder, City Manager, stated he is sure that Chief Goodman will be pleased to clear up any questions included in this statement; that he cannot speak to each of the allegations in any responsible fashion now; that he is aware that Chief Goodman has solicited interest from a number of individuals in the community who have special skills or abilities and are on an "on call" basis to provide police assistance with that special skill or ability in certain type cases. He stated he thinks what he is familiar with is a desirable thing to have; the connotation of some of the allegations in the statement are something different and he thinks it needs to be clarified.

CITY MANAGER REQUESTED TO HAVE INVESTIGATION MADE ON ALLEY SITUATIONS AS PRESENTED BY MISS CAROLINE CONSTABLE.

Councilman Tuttle stated he does not think there is anyone at City Hall who has not at one time or another dealt with our patient friend, Miss Caroline Constable, and her alley problems; that there is no question but what she has a problem. He stated he has a three page comprehensive, intelligent report on the activities involving Miss Constable at City Hall, including our attorney, including legislators and she has hit the point where our delegation is saying the City has the authority to do something and our staff says we do not. He turned the file over to Mr. Veeder, City Manager, and stated the time has come to resolve the fact of whether we can or cannot do anything about the alley situation. He requested the City Manager to have this gone into in detail.

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ORDINANCE NO. 374-X AMENDING ORDINANCE NO. 255-X, THE 1969-70 BUDGET ORDINANCE, AUTHORIZING THE TRANSFER OF A PORTION OF THE GENERAL FUND CONTINGENCY FOR THE OFFICE OF THE SAFETY ENGINEER.

Councilman Tuttle stated all of Council agrees that a safety engineer should operate under the new Public Works Department, which is imminent and is at the point of finding someone to head it up; that the Engineering Department is the closest thing to the public works department.

Councilman Tuttle moved the adoption of the subject ordinance authorizing the transfer of \$15,400.00 to be used for the appointment of a safety engineer assigned to and to work directly in and under the now head of the Engineering Department. The motion was seconded by Councilman Whittington, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 346.

CITY MANAGER REQUESTED TO MAKE REPORT TO COUNCIL ON SEVERAL PROJECTS.

- (1) Councilman Whittington asked the City Manager for a status report at the next meeting on the parcels of property yet to be obtained by gift or acquisition on Briar and Sugar Creek, along with a report as to when the Corp of Engineers and local government will go out to contract for the widening of these two creek basins. That he hopes we can get into this before another year, and the best way is to find out where we stand.
- (2) Councilman Whittington asked for a report on the purchase of the concrete beams to build the bridge across Sugar Creek for the residents of Huntingtowne Farms to cross over to the park.
- (3) Councilman Whittington requested the City Manager to have Mr. McIntyre Planning Director, to present the annexation study on Independence Boulevard which he discussed with him about a month ago; that he would hope Council would get this report so it can consider it this year.

Mr. Veeder, City Manager, stated this was involved in the conversation with Idlewild Utilities. Councilman Whittington stated in order to annex the area, the city would have to provide water and sewer facilities and it would involve Idlewild Utilities, but Council cannot make a decision on annexation until all this is brought to them. Councilman Tuttle stated Idlewild Utilities is involved, but Council asked the Planning staff to come back with a plan for the annexation of this area.

- (4) Councilman Whittington stated he noticed in the minutes of the last meeting there was some discussion about sidewalks and overhead walkways for the expressways. About a year ago, a Committee was appointed : with Mr. Ben Horack as Chairman; that the City Manager told Council it could get some money from TOPICS, and it should wait. Again school is back in session, and if there ever was a need for some of these things, it is on Independence Boulevard, Woodlawn Road, Eastway Drive, Central Avenue and The Plaza, and the need is going to get worse. He stated Council should get a report from this Committee or put our staff to work - Mr. Connerat and Mr. Hoose - to see if we can get going on some of these projects.
- (5) Councilman Jordan stated he had some of his home office people in town over the weekend, and they did quite a bit of riding over the city. That they saw many places where the State should keep the sidewalks and median cut, and the weeds and grass were completely out of proportion, and this was brought to his attention. He requested the City Manager to contact the State and see what can be done about this.

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CONSIDERATION OF PARKING COMMITTEE REQUESTED PLACED ON AGENDA FOR NEXT MEETING.

Councilman Thrower proposed that Council appoint a nine member parking commission. He stated we are in dire need of parking facilities downtown and in other sections of Charlotte; that it all ties in with rapid transit and everything else; that he did not realize the advantages these commissions have and offer, but they do get private enterprise and government together; they do point out the bad places; they do everything for parking that the Planning Commission does for building; that he realizes it is the Traffic Engineer's problem to move traffic and this is good, so we still have to find someplace to put the automobiles.

Councilman Thrower stated if it is alright with Council he will move the appointment of a nine member Parking Committee, and that each councilman submit names for appointment to the Mayor.

Councilman Tuttle stated in view of the fact we have such a commission which has been dormant for about three years, and some of these members are willing to serve again, he suggested that Mr. Thrower and Mr. Short get together during the next week and then come back to Council with a motion; that while he agrees with Mr. Thrower one hundred percent, he does question the number of nine.

Councilman Thrower stated he will be happy to do this as long as it is put on the agenda and something is done.

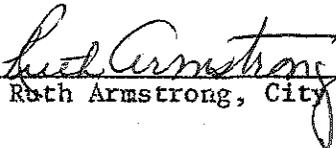
Councilman Short stated he has contacted several, but not all, of those who were on the previous committee, and they are quite willing to tackle this again.

REQUEST THAT COMMITTEE MEMBERSHIPS BE GONE OVER AND SOME PEOPLE NOT APPOINTED TO SERVE ON SEVERAL COMMITTEES.

Councilman Withrow stated when talking about committees, he hopes we will not get the same people on several committees. In looking over the committees he sees the same name on four or five different committees; that he would like to see the memberships gone over and some changes made, if necessary, and get some different people on the committees, and not have the same person on two or three committees.

ADJOURNMENT.

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


Ruth Armstrong, City Clerk