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The City Council of the City of Charlotte, North Carolina, met in regular session on Monday, March 18, 1974, at 8:00 p.m., in the Board Room of the Educational Building; with Mayor John M. Belk presiding, and Councilmembers Fred D. Alexander, Kenneth R. Harris, Pat Locke, Milton Short, James B. Whittington and Neil C. Williams present.

ABSENT: Councilman Joe D. Withrow.

*** *** ***

APPRECIATION EXPRESSED TO WTVI.

Mayor Belk expressed appreciation to W.T.V.I. for televising the City Council Meeting tonight.

INVOCATION.

The invocation was given by Reverend Frederick Klein, Minister of Ascension Lutheran Church.

INTRODUCTION OF COUNCILMEMBERS AND STAFF.

Mayor Belk introduced each Councilmember present and stated Councilman Withrow is out of the City tonight. He then introduced members of the City Staff who were present, including the City Manager, City Attorney and City Clerk.

RESOLUTION OF THE CITY COUNCIL COMMENDING MRS. BERTHA LEWIS.

Mayor Belk recognized Mrs. Bertha Lewis and asked her to come forward. He presented the following resolution after which he presented her with the City of Charlotte five year service pin:

WHEREAS, Mrs. Bertha Lewis joined the staff of the Model Cities Department in June of 1968, and while working as a Community Specialist, assisted in the development and design of the Neighborhood Agent Program; and

WHEREAS, in 1970, Mrs. Lewis became the Director of that program and successfully served in that position until December of 1973 when Central Piedmont Community College accepted the responsibility for directing the program due to the transition of the Model Cities Program; and

WHEREAS, the Model Cities Neighborhood Agent Program, under Mrs. Lewis' excellent guidance, provided community and civic affairs education for adults in citizen involvement and leadership, and was an important part of the Model Cities Program; and

WHEREAS, in her work with the residents of the Model Neighborhood Area, she has set an example for all in making the most effective use of her talents for the benefit of others.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte wishes to express its deep appreciation to Mrs. Lewis for her interest, effort and outstanding service to the City and its citizens as Director of the Model Cities Neighborhood Agent Program, and commends her on a job well done.

BE IT FURTHER RESOLVED that this resolution be spread upon the minutes of this Council and a suitable copy thereof be presented to Mrs. Bertha Lewis.

RESOLVED this 18th day of March, 1974.
Mrs. Lewis stated it is an honor to receive this resolution; that she tried to do the best she could. She asked them to pray for her that she can continue to be a good citizen.

MINUTES OF THE MEETING ON MONDAY, MARCH 11, 1974 APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Harris, and unanimously carried, the meeting of the last meeting on Monday, March 11, 1974 were approved as submitted.

MOTION SETTING DATE OF PUBLIC HEARING ON TUESDAY, APRIL 16 ON PROPOSED AMENDMENT TO THE ZONING ORDINANCE TO REGULATE HEIGHTS OF RESIDENTIAL BUILDINGS.

Mr. Fred Bryant, Director of Current Planning, was present to review the proposed amendment to the zoning ordinance to regulate the height of residential buildings.

Councilman Whittington asked the City Attorney to state what this presentation means tonight. Mr. Underhill replied this is an explanation of the proposed ordinance; the only action Council can take tonight is to set the date of public hearing which has been suggested for April 16, 1974.

Councilman Williams asked if Council proceeds with the hearing would it prevent Council from setting the height at something other than 80 feet? Mr. Underhill replied no; Council can change the height; it will not be locked in by authorizing advertisement of this text for a proposed change.

Mr. Bryant stated this is a result of the Planning Commission's staff working at the instructions of the City Council several weeks ago to the extent of preparing an ordinance to bring for the first time some additional restrictions into the matter of building heights in residential districts. Council asked several weeks ago that the Staff generally work out proper wording that would do certain things to control height in residential districts. What is proposed tonight is the results of that staff activity. He stated at this point it is not coming to Council with a recommendation from the Planning Commission; this is only staff work at the instructions of the City Council. The Planning Commission asked that he convey to Council their request that they be permitted to be present with Council at the time of the public hearing and that they be allowed to react to Council in the normal fashion following public hearings on zoning matters.

Mr. Bryant stated at the present time, and since the adoption of the present zoning ordinance in 1962 there has been no restriction on heights per se in not only residential districts, but in any district. The only restriction that comes into play as far as height is concerned is that as you go above 40 feet in height with a building, it becomes necessary to observe additional yard space. The higher you go the more yard space you must introduce onto the lot.

He then referred to a map showing a typical building lot, and pointed out the street and the outlines of the lot. He stated there are four separate yards required in any building situation. There is the setback which is the minimum distance a structure can be built in proximity to the street; then you have two side yards, one on either side of the structure, and these are prescribed in the ordinance in terms of the minimum allowance. Then you have a rear yard which delineates the minimum distance required between the rear property lines of the lot and the rear building line of the building. You then end up with an area known as the building area within which a structure may be placed from a dimensional standpoint.
As far as height is concerned, the minimum yard requirements, setback, two side yards and rear yard, pertain up to a height of 40 feet, and then when you go above 40 feet, for every two feet in height above 40 feet, you must add one additional foot to each of the two side yards. If the side yard requirement is ten feet under conventional requirements, this means you could build a building going up to 40 feet in height with a ten foot side yard. If you wanted to build a building 50 feet in height, this would mean ten feet over the 40 feet basic, and therefore you would have to increase each of the side yards by five feet in order to go the 50 feet in height — one foot for every two feet you go up. As long as you are able to provide for the side yard spaces, there is no restriction on height. You could go to 100 stories if your lot size had enough space to allow you to pull in on the side. The other limiting factor as far as height is the matter of the ability to provide, in residential areas, the density or number of dwelling units that would make a certain height feasible. In office structures the same is true as far as the volume of the office and as far as off-street parking is concerned. Technically there is no limit on height if you can meet the other requirements. This is the current regulations that have been in effect since 1962.

Mr. Bryant stated with the concern now being stressed about the height of buildings, particularly in residential areas the Planning Staff has prepared a proposal to bring into the matter of height some additional consideration factors. The proposal would indicate that you would go with the normal yardage requirements for height up to 80 feet in height. In order to build a building on a lot, you would be allowed to build with the conventional setback up to 40 feet in height, and continue to pull in one foot on each side for each two feet of height above 40 feet, up to a height of 80 feet. That would mean up to a height of 80 feet, you would be able to build just by meeting the requirements contained in the written ordinance. The proposal goes beyond that and when you want to go 80 feet in height, it would be necessary to submit to the City Council a request for a special use permit. A special use permit is a procedure that has been installed in the zoning ordinance for a number of years and is a procedure that allows the extraordinary consideration of certain specific uses. Uses are listed by right in specific districts; then other uses are available only after a special use permit approval is granted. In this instance a developer, or a property owner who wants to build a building above 80 feet in height would submit to the City Council a request for a special use permit. The City Council, after receiving a recommendation from the Planning Commission based on certain factors would then decide in that particular location, and in the particular circumstance and design that would apply to the building, whether or not approval would be given to build the building. If the special use permit is not issued then the building will not be permitted in excess of 80 feet in height. If it is approved, it can be built only in compliance with the plans submitted and approved at the time of the consideration.

Mr. Bryant stated the difficult thing about this type of ordinance is the type of material that should be required to be submitted with an application and to what extent this material is to be considered in making a decision; and what finding of facts would be determined in order to decide that in a specific situation this building would be acceptable and in another situation the building would not be acceptable.

He stated in the proposed ordinance they have indicated under Paragraph 2(c) a statement concerning some of the factors. "It is recognized that a high rise building greater than eighty (80) feet high may be appropriately located adjacent to intense non-residential uses with no adverse effects to either the building or its environs. However, the same building located in an area of predominately residential uses may have an adverse impact on the neighborhood because of its height." He stated this is really the justification you would indicate would be present in order to give the extraordinary power of deciding whether or not a specific building was legitimate.
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He stated in making an application for a special use permit a number of items would have to be submitted. A plan would have to be submitted showing the following:

1. Proposed site, location of building and their exterior dimensions and all land uses on adjoining properties.
2. Proposed height and number of stories of all buildings.
3. Proposed building exterior features, elevations and architectural renderings.
4. Traffic, parking and circulation plan, showing proposed location and arrangement of parking spaces and ingress to and from adjacent streets and highways.
5. Concepts of landscaping and treatment of significant natural features.
6. Location of any walls, fencing or screen planting proposed.
7. The summer and winter sun path diagram and the corresponding shadowing effects to be caused by the buildings.

Mr. Bryant presented a chart explaining the shadowing effects.

8. A general description of the visual character of the neighborhood and an explanation of the relationship of the proposed high rise building(s) to it.

Mr. Bryant stated these are the requirements Staff feels would be necessary in order to help Council make a judgement as to whether or not a specific building in a specific location is advisable for the issuance of a special use permit.

He stated after this material has been submitted to Council under the procedures it would be necessary for Council to consider it. This process does not require a public hearing; it does require action by Council in a public session, and if Council should choose to hear discussion on it or to hear points of interest it may do so.

Mr. Bryant stated after Council receives a recommendation from the Planning Commission on the site, Council would consider and arrive at a decision. Paragraph (e) of the proposed ordinance states several things which staff feels would be the type of matter Council should consider in arriving at its conclusions and finding of facts. It says that prior to approving an application for a special use permit for high rise building development in excess of 80 feet the City Council shall find that the proposed building will contribute to a desirable overall development pattern for the area, will be compatible with existing or probable future nearby land uses, and will not unduly shadow adjoining single family homes. He stated these are the types of findings they feel are necessary in order to make this a legitimate procedure. One of the real keys from a legalistic standpoint is laying proper base for the finding of facts in order to sustain any challenge that may be made on such a decision.

He stated the final paragraph is a very important one and states: "The site development shall conform to the schematic plan and associated requirements approved by the governing body." In other words the developer must build according to the approved plans.

Following was a general discussion. During this time Mayor Belk requested Mr. Bryant to get him a copy of the City of Raleigh's ordinance.
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Councilman Harris moved that a public hearing on the proposed ordinance be set for Tuesday, April 16, 1974 at 8:00 o'clock p.m. The motion was seconded by Councilman Short.

Councilman Whittington stated Council is asking the Planning Commission to meet with the Neighborhood Groups, the Builders, and the Investment Bankers who would be interested in this ordinance, prior to the public hearing in April.

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

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

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

(a) Ordinance No.106-X ordering the demolition and removal of a dwelling at 2104 West Trade Street.
(b) Ordinance No. 107-X ordering the dwelling at 1143 Bethel Road to be vacated and closed.
(c) Ordinance No. 108-X ordering the dwelling at 501 East 21st Street to be vacated and closed.
(d) Ordinance No. 109-X ordering the dwelling at 516 East 18th Street to be vacated and closed.

Council was advised that the property owners had indicated they would not contest the orders, and pictures of the properties were passed around for Council to view.

The vote was taken on the motion and carried unanimously.

The ordinances are recorded in full in Ordinance Book 20, beginning at Page 453.

ORDINANCE NO. 105-X AMENDING ORDINANCE NO. 828-X, THE 1973-74 BUDGET ORDINANCE, AMENDING THE TABLE OF ORGANIZATION FOR THE PUBLIC WORKS, MOTOR TRANSPORT DIVISION, TO ADD TWO STOREKEEPER I POSITIONS.

Councilman Alexander moved adoption of the subject ordinance, which motion was seconded by Councilman Whittington.

Councilman Whittington asked if these people are now employed in the public works department? Mr. Hopson, Public Works Director, replied they have been using temporary employees from time to time on this job; they will be employed through the recruitment of the Personnel Department.

The vote was taken on the motion and carried unanimously.

The ordinance is recorded in full in Ordinance Book 20, beginning at Page 452.

SUBGRANT APPLICATION TO THE NORTH CAROLINA DEPARTMENT OF NATURAL AND ECONOMIC RESOURCES, DIVISION OF LAW AND ORDER FOR LEAA FUNDS FOR PORTABLE RADIOS FOR POLICE DEPARTMENT.

Motion was made by Councilman Short, and seconded by Councilwoman Locke to approve the subject application in the amount of $74,821.00, with a cash match of $8,314.00 from the Police Department's operating funds to purchase 65 portable radios to be used in support of the Team Policing System.
Councilman Harris stated this is $1,279 for a unit. He asked if this includes the charger unit as well as the radio? Chief Goodman replied yes; it is the radio itself with a 6-channel frequency, a charger unit and an additional battery. He stated these are issued to the individual officers. At present they have 283 units; individual officers carry them home; they are issued to them just like their pistol and badge. Councilman Harris stated he acknowledges the use of the radios, but he is concerned about the number that is needed. He asked why the department needs 389 units? Chief Goodman replied they have 389 people assigned to team policing, and they feel these people should have a personal radio to use when they get out of their automobile and return to the old beat concept. Councilman Harris asked if they do not come to the station when they check in for duty? He stated it would look to him as if we could only need the number of units for the people on patrol at that time; for every individual officer to have a $1,200 radio, he just wonders about the need. Chief Goodman stated he feels the request was justified by the case he called to Council's attention last week when the robbers were caught by an off-duty officer who had the radio with him. There is no requirement for the officer to carry it off-duty but he is encouraged to carry it with him everywhere he goes. They also can carry their guns if they like.

The vote was taken on the motion and carried unanimously.

SPECIAL OFFICER PERMITS AUTHORIZED.

Upon motion of Councilman Whittington, seconded by Councilwoman Locke, and unanimously carried, the following special officer permits were authorized for a period of one year each:

(a) Issuance of permit to Herbert R. Hall, 3109 Sudberry Road, for use on the premises of Jefferson First Union Complex.

(b) Issuance of permit to Emmett Thomas Brevton, Jr., 3900 The Plaza, for use on the premises of Federal Reserve Bank of Richmond.

ENROACHMENT AGREEMENT WITH NORTH CAROLINA BOARD OF TRANSPORTATION TO CONSTRUCT SANITARY SEWER LINE WITHIN THE RIGHT-OF-WAY OF TUCKASEEGEE ROAD. APPROVED.

Councilman Whittington asked where this sewer line will be constructed? Mr. Dukes, Assistant Director of Utility Department, replied it is on Tuckaseegee Road in the area of Browns Avenue.

Councilman Whittington asked how far down Highway 27 and Tuckaseegee Road from I-85 do we now have sewer? Mr. Dukes replied this sewer extends from Browns Avenue, about one block west. Councilman Whittington asked if it is going towards the Heritage Apartments where Hayes Nursery was located, and we are making progress going west. Mr. Dukes replied that is correct.

Councilman Whittington moved approval of the encroachment agreement with North Carolina Board of Transportation to construct an 8-inch VCP sanitary sewer line within the right-of-way of Tuckaseegee Road to serve 4039 Tuckaseegee Road. The motion was seconded by Councilman Short, and carried unanimously.

PROPERTY TRANSACTIONS APPROVED.

Upon motion of Councilman Whittington, seconded by Councilman Harris, and unanimously carried, the following property transactions were approved:

(a) Acquisition of 15' x 16.67' of easement at 7700 McAllister Drive, from John Crosland Company, at $1.00, for sanitary sewer to serve Chestnut Hills.
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(b) Acquisition of 15' x 3,110.13' of easement at 8350 Carmel Road Extension, from The Ervin Company, at $1.00, for sanitary sewer to serve Meadowbrook Subdivision.

(c) Acquisition of 15' x 121.88' of easement at 1229 Robinhood Circle, from James Wilton Bowen and wife, at $200.00 for sanitary sewer to serve Albemarle Road, at Lake Forest Road.

(d) Acquisition of 15' x 100.98' of easement at 1820 Woodberry Road, from Ray M. Gordon and wife, at $200.00 for sanitary sewer to serve Annexation Area I(4) Monroe Road.

(e) Acquisition of 15' x 155.02' of easement at 7116 Lakeside Drive, from L. G. Walter and wife, at $1.00, for Hickory Grove Area Sanitary sewer trunks.

(f) Acquisition of 30' x 603.37' of easement at 3400 block of Cedarhurst Drive, from Norman Carr, at $605.00, for Derita Woods Area sanitary sewer trunks.

(g) Acquisition of 30' x 192.81' of easement in 3300 block of Cedarhurst Drive, from Norman Carr, at $195.00, for Derita Woods Area Sanitary sewer trunks.

(h) Acquisition of 49.07' x 28.47' x 21.49' x 37.75' x 55.65' at 2000 Oaklawn Avenue, from Lottie B. Sims (Widow), at $3,500.00 for Oaklawn Avenue widening.

(i) Acquisition of 9.32' x 89.88' x 10.24' x 89.96' at 1708 Oaklawn Avenue from R. F. Draper and Robbie G. Ross, at $1,500.00 for Oaklawn Avenue widening.

CONTRACTS FOR THE CONSTRUCTION OF WATER MAINS, APPROVED.

Motion was made by Councilman Alexander, seconded by Councilman Whittington, and unanimously carried, approving the following contracts for the construction of water mains:

(a) Contract with John Crosland Company for the construction of 1995 feet of water mains and two fire hydrants to serve Sardis Woods Subdivision, Section 2-A, outside the city, at an estimated cost of $10,000. Funds will be advanced and refunded, all in accordance with the existing city policies.

(b) Contract with Kenway Corporation for the construction of 2800 feet of water mains and two fire hydrants to serve the Brandon Subdivision, outside the city, at an estimated cost of $12,300.00. Funds will be advanced and refunded, all in accordance with the existing city policies.

(c) Contract with Day Realty of Charlotte, Inc. for the construction of 350 feet of water mains to serve property abutting Sugar Creek Road, outside the city, at an estimated cost of $2,200.00. Funds will be advanced and refunded, all in accordance with the existing city policies.

(d) Contract with John Crosland Company for the construction of 1660 feet of water mains and one fire hydrant to serve the Walnut Creek Subdivision, Section II-C, outside the city limits, at an estimated cost of $9,500.00. Funds will be advanced and refunded, all in accordance with the existing city policies.
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CONTRACrS FOR FIRE STATION NO. 20, NATIONS FORD ROAD, APPROVED.

Councilwoman Locke moved award of contract to the low bidder, D. R. Mozeley, Inc., in the amount of $154,227.00 for the general construction of Fire Station No. 20 on Nations Ford Road. The motion was seconded by Councilman Williams and carried unanimously.

The following bids were received:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>D. R. Mozeley, Inc.</td>
<td>$154,227.00</td>
</tr>
<tr>
<td>Butler and Sidbury, Inc.</td>
<td>159,482.00</td>
</tr>
<tr>
<td>Blythe &amp; Isenhour, Inc.</td>
<td>164,179.00</td>
</tr>
<tr>
<td>Price &amp; Hill General Contractors</td>
<td>168,580.00</td>
</tr>
<tr>
<td>C. W. Gallant, Inc.</td>
<td>168,950.00</td>
</tr>
<tr>
<td>Juno Construction Corporation</td>
<td>169,900.00</td>
</tr>
<tr>
<td>Rodgers Builders, Inc.</td>
<td>176,066.00</td>
</tr>
<tr>
<td>Grants Construction Company</td>
<td>185,620.00</td>
</tr>
<tr>
<td>Carolina B &amp; H Construction Company</td>
<td>189,733.00</td>
</tr>
</tbody>
</table>

Motion was made by Councilman Whittington, seconded by Councilman Harris, and unanimously carried, awarding contract to the low bidder, Driggers Electric and Control Company, in the amount of $28,071.00, for the electrical work on Fire Station No. 20.

The following bids were received:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Driggers Electric &amp; Control Co.</td>
<td>28,071.00</td>
</tr>
<tr>
<td>Howard Electric Co., of Concord, N. C.</td>
<td>29,800.00</td>
</tr>
<tr>
<td>Air Masters Heating &amp; A/C Company</td>
<td>30,331.00</td>
</tr>
<tr>
<td>Robinson Electric Company, Inc.</td>
<td>30,759.00</td>
</tr>
<tr>
<td>Austin Electric Company</td>
<td>31,572.00</td>
</tr>
<tr>
<td>Hensley and Mosley, Inc.</td>
<td>32,220.00</td>
</tr>
<tr>
<td>Ind-Con Electric Company</td>
<td>33,753.00</td>
</tr>
</tbody>
</table>

Upon motion of Councilman Harris, seconded by Councilwoman Locke, and unanimously carried, contract was awarded the low bidder, Ross and Witmer, Inc., in the amount of $15,140.00, for the mechanical work on Fire Station No. 20.

The following bids were received:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ross and Witmer, Inc.</td>
<td>15,140.00</td>
</tr>
<tr>
<td>Climate Conditioning of Charlotte</td>
<td>15,360.00</td>
</tr>
<tr>
<td>Air Masters Heating &amp; A.C. Company</td>
<td>15,800.00</td>
</tr>
<tr>
<td>Adams Heating &amp; A/C. Company</td>
<td>15,800.00</td>
</tr>
<tr>
<td>Patterson Coal &amp; Oil Co., Inc.</td>
<td>15,973.00</td>
</tr>
<tr>
<td>Moore Air Conditioning Company</td>
<td>16,695.00</td>
</tr>
<tr>
<td>Tompkins-Johnston Co., Inc.</td>
<td>16,836.00</td>
</tr>
<tr>
<td>Mechanical Contractors, Inc.</td>
<td>16,978.00</td>
</tr>
<tr>
<td>P. C. Godfrey, Inc.</td>
<td>17,900.00</td>
</tr>
</tbody>
</table>

Councilman Alexander moved award of contract to the low bidder, City Plumbing Company, in the amount of $17,588.00 for the plumbing work on Fire Station No. 20. The motion was seconded by Councilman Whittington, and carried unanimously.

The following bids were received:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>City Plumbing &amp; Heating of Charlotte</td>
<td>17,588.00</td>
</tr>
<tr>
<td>Tompkins-Johnston Co., Inc.</td>
<td>18,464.00</td>
</tr>
<tr>
<td>Mecklenburg Plumbing Company</td>
<td>18,832.00</td>
</tr>
<tr>
<td>P. C. Godfrey, Inc.</td>
<td>19,346.00</td>
</tr>
<tr>
<td>Arrow Plumbing Company, Inc.</td>
<td>20,514.00</td>
</tr>
<tr>
<td>J. V. Andrews Company</td>
<td>20,800.00</td>
</tr>
</tbody>
</table>
ALL BIDS RECEIVED FOR FIRE STATION NO. 19, REJECTED.

Councilman Whittington moved that all bids received for the general construction of Fire Station No. 19 on Sardis Lane, be rejected as they exceed the funds allocated. The motion was seconded by Councilman Short.

Councilman Harris stated Council is asked to reject four bids on Station 19 and it has just approved contracts for Station 20 costing about $8,000 more and he would like an explanation. Mr. Hopson, Public Works Director, replied the difference is in the cost per square foot. The two fire stations that have been brought to Council and now approved run around $31.40 per square foot. Unfortunately the third station came in around $45.00, and they do not feel it is warranted for approval at this time. He stated they have talked to the designer and to some of the contractors. They feel they can come back to Council with a much better package. He stated that is only the prime contractor; the contracts for the electrical, mechanical and plumbing were all right, but they have to reject all of them because of the general contract. This happens to be the station in the center of the three annexed areas so it is not the most important one. The other two will be completed in about eight months. This is a smaller station also.

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

Councilman Alexander moved that all bids received for the electrical work for Fire Station No. 19 be rejected. The motion was seconded by Councilman Harris, and carried unanimously.

Upon motion of Councilman Harris, seconded by Councilman Whittington, and unanimously carried, all bids received for the mechanical work on Fire Station No. 19 were rejected.

Councilman Whittington moved that all bids received for the plumbing work for Fire Station No. 19 be rejected. The motion was seconded by Councilwoman Locke and carried unanimously.

COMPREHENSIVE DEVELOPMENT PLAN TO BE PRESENTED AT JOINT MEETING OF CITY COUNCIL, BOARD OF COUNTY COMMISSIONERS AND CHARLOTTE-MECKLENBURG PLANNING COMMISSION ON FRIDAY, MARCH 22.

Mr. Burkhalter, City Manager, called Council's attention to the meetings scheduled for this week. There is a news release before Council about the Comprehensive Development Plan which will be presented at a joint meeting of the City Council, the Board of County Commissioners and the Charlotte-Mecklenburg Planning Commission. He stated it will be presented by the Planning Staff and will begin at 10:00 a.m., on Friday, March 22, and will run through lunch, which will be served at the meeting place, and will continue until approximately 4:00 p.m. that afternoon.

CORRECTED COPY OF PROPOSED BILLS ON ZONING BY DAVID JORDAN TO BE SENT TO ALL COUNCILMEMBERS.

Councilman Whittington stated all members of Council received a memo from Mr. Burkhalter, from Representative David Jordan on his Bills on zoning proposals for Mecklenburg County. He stated he would like to know what was agreed upon by Mr. McIntyre, Mr. Bryant and the Chairman of the Planning Commission as to this Bill so that Council could have this information and voice their own opinions.

Mr. Royal of the Planning Commission, stated they met with Mr. Jordan this morning. That the Bill was adopted with the exception of a change on Page 2, at Line 12, and a change on Page 3, at Line 11.
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He stated on Page 2, Line 12, the sentence originally read "If the petitioner elected to petition for a general use district zoning, he may not refer either in his petition or at any hearing relating to the petition, to the use intended for the property upon rezoning." He stated they felt that was a situation that could not be adhered to, as the intent and purpose could be accomplished by, on Line 13, deleting the sentence beginning with "He", through "rezoning" on line 15, and leaving the "governing body may not consider the intended use."

Also change Page 3, Line 11, beginning at the end of Line 10" the timing of development and such other matters that the petitioner may propose, and the governing body may find appropriate." He stated they felt it would read better to say the governing body may find and add "and such other matters as the petitioner may propose."

Mayor Belk requested the City Manager to get a corrected copy to all members of Council tomorrow.

ADJOURNMENT.

Upon motion of Councilman Harris, seconded by Councilwoman Locke, and unanimously carried, the meeting was adjourned.

[Signature]
Ruth Armstrong, City Clerk