

November 24, 1969  
Minute Book 52 - Page 457

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber on Monday, November 24, 1969, at 3:00 o'clock p.m., with Mayor John M. Belk presiding, and Councilmen Fred D. Alexander, Sandy R. Jordan, Milton Short, John H. Thrower, Jerry Tuttle, James B. Whittington and Joe D. Withrow present.

ABSENT: None.

\* \* \* \* \*

INVOCATION.

The invocation was given by Reverend M. A. Cochrane, Pastor of Amay James Presbyterian Church.

MINUTES APPROVED.

Upon motion of Councilman Short, seconded by Councilman Tuttle, and unanimously carried, the minutes of the last meeting, on Monday, November 10, 1969, were approved as submitted.

ORDINANCE NO. 450-X EXTENDING THE CITY LIMITS BY ANNEXING TRACT OF LAND IN CRAB ORCHARD TOWNSHIP.

The public hearing was held on petition of William Trotter Development Company for the annexation of a 28.448 acre tract of land in the Plaza Road area, in Crab Orchard Township contiguous to the present city limits at Hampshire Hills and Eastbrook Woods.

Council was advised the Engineering Department estimates the cost for providing sanitary sewer service to the area at \$43,000; the Water Department estimates the cost for installing the water system at \$25,500; and the Planning Office advises this is a logical expansion of the present city limits.

Mr. Ashley Hogwood, Attorney with Berry and Bledsoe, stated he is representing the petitioner, and this is a continuation of the development that is occurring in the area; they feel this is a logical extension from the geographical standpoint and from the reasonable extension of services. He stated they think of this as clear evidence of their faith in the City of Charlotte as a growing community; they want to become a part of the City and he asked that Council adopt the appropriate ordinance allowing them to be a part of the City.

No opposition was expressed to the proposed annexation.

Upon motion of Councilman Whittington, seconded by Councilman Thrower, and unanimously carried, Ordinance No. 450-X extending the city limits by annexing the 28.448 acre tract of land in Crab Orchard Township was adopted and is recorded in full in Ordinance Book 16, at Page 430.

November 24, 1969  
Minute Book 52 - Page 458

RESOLUTION OF CITY COUNCIL ENDORSING \$36.1 MILLION BOND REFERENDUM TO BE HELD ON DECEMBER 12, 1969.

Councilman Whittington stated there have been some reports in the Community that the Mayor and Members of Council, and Mr. Veeder and his staff, are not 100% completely unanimously behind all the issues of the bond package which is to go before the public in Charlotte on December 12th. That because of that he is presenting the following resolution, and asked that each member of Council second the adoption of the resolution and join with him in the support of the entire bond package:

"WHEREAS, the voters of Charlotte will go to the polls on December 12 to vote on a \$36.1 million bond issue; and

WHEREAS, the Mayor and City Council have spent much time studying and determining which projects should be included in the bond issue; and

WHEREAS, all the projects contained in the bond issue are vital to maintaining the social and economic well-being of our City; and

WHEREAS, the Mayor and Council of the City of Charlotte are desirous of repeating their unanimous endorsement and approval of the nine questions contained in the December 12 election.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council do unanimously endorse and approve all the projects to be voted on in the December 12th election.

BE IT FURTHER RESOLVED that the Mayor and City Council urge all Charlotte citizens to likewise support the bond projects."

Councilman Whittington moved approval of the resolution.

Councilman Tuttle seconded the motion stating not only are we unanimous, but he believes that very other member of the Council, as he is, is most enthusiastic - not just unanimous; that he sincerely believes if there ever was an opportunity to come close to stabilizing the tax rate, this is going to be our only opportunity. For the future of this City, he wholeheartedly endorses the bond package and hopes everyone will vote for it.

Councilman Short stated this bond issue will prevent wasting the investment that we already have in our Coliseum by keeping it modern and competitive; and it will prevent wasting the 25 acres of priceless downtown land by triggering the development for the benefit of the entire community, and it will prevent expensive waste that would occur from delaying landfill acquisition and park land acquisitions; it will prevent minimizing the investment we already have in the governmental plaza and in Brooklyn Urban Renewal and in Model Cities. The streets and water and sewer facilities will keep our city from slipping in its development and prosperity. He stated those who vote for this bond issue will be the savers and those who vote against it will be the wasters. Councilman Short stated he seconds the motion wholeheartedly.

Councilman Alexander stated we have heard much talk about Charlotte being a progressive community, the Spearhead of the new South, and a place where minds think "tomorrow", in approving this bond issue we take an opportunity to prove that these things are so; the future of Charlotte is vested in this bond issue and that being true, we call upon all of the citizens of Charlotte to give the wholehearted support behind the issues so we can prove that we do have plans and we can give the development and leadership to Charlotte that is necessary. The success of this bond issue involves a total community development; there is something in this bond issue that will affect all elements of Charlotte and he endorses it 100% and will work for its support, and urges all the citizens of Charlotte to give support to the bond issue.

Councilman Thrower stated when the administration first gave Council this package it was some \$52.0 million; Council labored for hours and hours, and days and days to bring it down to a realistic thing that they felt the City of Charlotte could afford. He stated he wholeheartedly seconds the motion on Items 1 through 9. If anyone studies just the bond issue, they have clammed themselves up in a shell; but they have to look at Charlotte as the great city that we want it to be. That he wholeheartedly endorses this resolution.

Councilman Withrow stated after coming back from the trip to San Francisco he realized while he was there we are not planning big in Charlotte and he believes it is time to start planning big and work the plans. It has been proven by the people in San Francisco - they have planned big and they are doing big things and the people are adhering to their plans. That we do not want it said about our city "that we are the largest city between Greenville, South Carolina, and Greensboro, North Carolina". That he wholeheartedly endorses the bond issue.

Councilman Jordan stated their trip to San Francisco was most productive; they saw many, many things that we are trying to have here, and we want to have here to be a progressive city - they already have them there. We are trying now with this bond issue and he approves it 100% and hopes that all the citizens of Charlotte will go wholeheartedly out and approve this bond issue.

Mayor Belk stated it has been said earlier this afternoon, we have done a lot of planning and very little action. He requested Council to vote on this by rising from their seats to show their leadership by action for the future of Charlotte.

The vote carried unanimously.

#### STATEMENTS FROM ALBERT PEARSON AND W. J. ELVIN CONCERNING THE BOND ISSUE.

Mr. Albert Pearson stated he is present to discuss the bond issue. That he has read, and has now joined with the Citizens for Progress, in trying to present to the people of Charlotte the bond issue with some straight talk to "tell it like it is." In other words, he is accepting the slogan of the people who evidently have the money in back of this; for what reasons he would assume they feel it is for the betterment of Charlotte and not because they are either "savers" or "wasters". That he has heard it advertised on radio and TV that this Civic Center will not cost a cent to a taxpayer; that it will, according to the ad, bring in \$700,000 a year more than it cost. That is not taking in all the facts. That he heard one ad on the way to town this morning quoting Mayor Belk as stating practically these same facts.

Mr. Pearson asked the Mayor and Council if they can substantiate this \$700,000 a year or whether they have taken into consideration that any development in Charlotte in the past of any size has always entailed additional expenses by the City. In other words, when you build an office building, you brought new people to town and you had new things to take care of. New people meant new facilities. He stated this \$700,000 is an untrue statement and one that should be explained by the Mayor and Council as leaders.

Mr. Pearson stated it is said that the water bonds will be self-supporting. He asked if it is contemplated to increase the water rates in Charlotte or if they are or will pay for themselves? Mayor Belk stated the water rates are always subject to change. Mr. Pearson stated it is easy to say they are self-supporting bonds because like Duke Power which is a self-supporting organization or Southern Bell Telephone Company or any of those where you can change the rates to take care of the situation. That is the reason these are self-supporting.

Mr. Pearson stated we are fighting here for something bigger than the bond issue; that it will not profit the City of Charlotte one nickel if in getting this bond issue passed, we lose the respect of our elected officials; that he really believes it is time that our elected officials do, not as the County Commissioners offered to do this morning in suggesting to the Committee of Progress that they tell all the facts, but to see that all the facts are told.

Mr. Pearson stated this \$700,000 a year is erroneous; that there is not one of the Council who can prove it in open public meeting. He stated he has a letter from the Finance Director which says that the potential of the \$24,290,000 bonds that will be financed by taxes and general revenue potentially will represent an equivalent of 18½ cents on the property tax rate.

Mr. Pearson stated he will admit that he did not get the whole story; there are other factors than just that. He feels it is owed to the people of Charlotte to tell them the truth.

Mr. W. J. Elvin stated the number one item in the bond package is a serious error of judgement on the part of all; this job has been bungled from the start; apparently it is going to be bungled to the finish. He stated to go ahead at this time is wrong when there are 50 million people living below an accepted subsistence level; there are 15 million people in this country living in poverty. He stated we should put first things first. He stated this convention hall will be a dead duck; it will be the biggest white elephant that has ever been introduced in Charlotte. He stated he thinks it is going to be defeated and he thinks it should be defeated.

GOVERNMENTAL CENTER PLAZA WITH ELEVATED WALKWAY AS REDESIGNED APPROVED BY CITY COUNCIL WITH THE UNDERSTANDING THE BOARD OF COUNTY COMMISSIONERS WILL PAY HALF OF THE LOCAL SHARE OF THE PROJECT.

Councilman Whittington requested that Mr. Vernon Sawyer, Director of the Redevelopment Commission, and Mr. Norman Pease, Jr. present the Governmental Center Redevelopment Plan.

Mr. Sawyer stated they have brought back for Council's viewing the model of the Governmental Center that was here the time Council approved the Center with some of the walkway structure omitted. He stated they have asked Mr. Pease, the Architect for the Center, to prepare some sketches showing what the center will look like with the whole structure completed and with some redesigning of that structure in order to bring it back closer to the original concept.

Mr. Pease presented five additional sketches showing how the governmental center might look. The first sketch brings into focus and shows in green the area that will be the governmental center; he pointed out the buildings under construction and some being planned for the downtown area; the main reason for this sketch is to show how it is a part of downtown. The second sketch is a plan of the Center which is essentially the same as the plan shown earlier; they have deleted the last block and moved the education building into its proper position and put in some of the buildings now built and some buildings planned for the future. He pointed out Trade Street, Fourth, Third, Second, McDowell and Davidson Streets; he stated the lake is exactly the same as earlier; the education building is shown with its present parking lot; the only thing shown on the sketch that is not truly a part of the Center is the Baptist Church property. The configuration of the church is different than shown on the other drawings; when the others were made they did not know what the church might be like; that he understands now the design shown is the one chosen.

Mr. Pease pointed out the walkway leading from the Courthouse to the Educational Building with fingers out to the main buildings and tying the whole thing together. He stated this is what they had called the spine earlier or the strength of the center in direct opposition, but complimentary to the natural elements of water and landscaping.

November 24, 1969

Minute Book 52 - Page 461

He stated the third sketch is a view looking underneath the bridge; the bridge differs in width from some 90 feet at its wider point to some 10 feet at the narrowest point. He stated they have used a single supporting member on the narrow span to hold the bridge up; this is a heavier column and is a single column supporting girders and double "T"'s and single "T"'s above the obstruction. This provides cover; if you care to walk under cover you can walk at the ground level or if you want to get on top of the deck you can walk above.

The fourth sketch is a view looking towards the courthouse at approximately the walkway level showing the existing Courthouse, the Law Building and the County Office Building; he pointed out the location where the replica of the old Courthouse might be placed. He stated the replica could be placed at this location or at other locations in the area. He pointed out some of the unit structures that might be located on top that can either be directional signs, display elements or can contain things of historic interest; they are showing something happening on the various pads as you go down the walkway.

The fifth sketch was a view taken approximately from the parking lot of the Educational Building and looking over and showing the underside of the construction.

Mr. Pease stated these are hasty sketches to show how the structure might appear; it has been revised; they have redesigned supporting structures; omitted approximately half of the columns and increased the size of the columns, with the girders being added on the top.

Councilman Whittington stated he would like to thank the Redevelopment Commission and the staff and the consultants, J. N. Pease & Company, for bringing back this Governmental Center Redevelopment Complex with the elevated walkways and the connector, the vital link which Mr. Pease says is a part of this Center, and moved that the City Council approve this Governmental Center Project as presented today with the understanding that the County Commissioners will pay half of the \$215,155 which is the local share of this Project. The motion was seconded by Councilman Tuttle.

Councilman Tuttle stated he appreciates very much the County participating but that is not the prime factor in his voting for this today; the reason he is voting for this today is because it is now being done correctly; that it is being done like the architect wanted to do it in the first place, and by our own design or the design of the tight dollar it had been cut so that the architect came up with a plan that he knows he was not proud of; he was simply putting it into the dollars he was given; this is something the whole city can be proud of now and he is happy to vote for it.

Councilman Alexander stated he voted against the original concept and stated his reasons at that time; that he is happy to say today that he sees today what he had envisioned could have been done when he voted against this and he is for it 100% and he would also second the motion.

Councilman Short thanked the members of the County Commission for getting into this matter; this was initially a city project and one that they have gotten into because they realized it is very relevant to the Governmental Plaza which is their Governmental Plaza as well as the city's; that he thinks we owe them thanks for getting into this and in cooperating with the city in the expense.

The vote was taken on the motion and carried unanimously.

November 24, 1969  
Minute Book 52 - Page 462

ORDINANCE NO. 451-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF PROPERTY FRONTING ON THE WEST SIDE OF OLD PINEVILLE ROAD, NORTH OF CARRIAGE HOUSE APARTMENTS, ON PETITION OF EBENEZER A.R.P. CHURCH.

Motion was made by Councilman Thrower, seconded by Councilman Withrow, and unanimously carried, adopting the subject ordinance changing the zoning from I-2 to B-2 as recommended by the Planning Commission.

The ordinance is recorded in full in Ordinance Book 16, at Page 432.

ORDINANCE NO. 452-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF PROPERTY AT 319-21 WEST SUMMIT AVENUE, ON PETITION OF RAY L. WELCH.

Councilman Whittington stated because the petitioner is being displaced by the Northwest Expressway he thinks he should be given consideration; he asked if the petitioner can go into the I-1 district with his building? Mr. Fred Bryant, Assistant Planning Director replied he can, and he is aware of the recommendation, and has stated through his representative that he agrees with it.

Councilman Whittington moved the adoption of the subject ordinance changing the zoning from B-2 to I-1 as recommended by the Planning Commission. The motion was seconded by Councilman Jordan.

Councilman Short stated he realizes the petitioner is being displaced, but he asked if he can wait on the study of the area. He stated the reason he asks this is that this cuts directly into the residential area here, and the life savings of some people are involved; that he would feel a little more comfortable about it if Council would work out a comprehensive area here before voting on this.

Mr. Bryant replied the Planning Commission did discuss this in relation to the overall study that had been mentioned at the hearing; and it was the feeling of the Planning Commission that they could safely make this recommendation with the idea that the enlarged study would be primarily concerned with the areas now zoned residential; the subject request is to change property that is already non-residentially zoned to industrial; in effect, it is not dealing with a change from residential to nonresidential. A prime point was that a petition has already been filed by the immediately adjacent residential owners to consider their property for something other than residential zoning.

The vote was taken on the motion and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 433.

DECISION ON PETITION NO. 69-100 BY DAVID WESLEY THOMPSON, JR., ET AL, FOR A CHANGE IN ZONING OF SIX LOTS ON THE EAST SIDE OF PARK ROAD, BEGINNING AT IDEAL WAY AND EXTENDING SOUTHWARD 300 FEET, DEFERRED.

Upon motion of Councilman Tuttle, seconded by Councilman Thrower and unanimously carried, decision on the subject petition was deferred pending further information on parking in the setback area by the Planning Commission.

Councilman Whittington requested Mr. Bryant, of the Planning Office, to give Council copies of the report concerning the use of the setback areas when they are asked to take action on this item.

November 24, 1969  
Minute Book 52 - Page 463

ORDINANCE NO. 453-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF A 4.18 ACRE TRACT OF LAND BEGINNING 200 FEET EAST OF PARK ROAD AND EXTENDING TO SUGAR CREEK, LOCATED EAST OF SENECA PLACE-PARK ROAD INTERSECTION, ON PETITION OF DALI CORPORATION.

Motion was made by Councilman Thrower to adopt the subject ordinance changing the zoning from R-6MFH to O-6 as recommended by the Planning Commission. The motion was seconded by Councilman Withrow, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 434.

ORDINANCE NO. 454-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF PROPERTY AT THE SOUTHWEST CORNER OF TRAVIS AVENUE AND BARTOW COURT, ON PETITION OF WILLIAM C. MATTHEWS.

Councilman Jordan moved adoption of the subject ordinance changing the zoning from O-6 to B-1 as recommended by the Planning Commission. The motion was seconded by Councilman Whittington, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 435.

ORDINANCE NO. 455-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF A LOT ON PURSER DRIVE FROM R-9MF TO O-6.

Councilman Whittington moved that Petition No. 69-103 for a change in zoning from R-9MF to B-1 and O-6 of property fronting 144 feet on the north side of Purser Drive, beginning at the rear of lots fronting on Eastway Drive as submitted be denied and that the one lot nearest Eastway Drive be approved for O-6 zoning, all as recommended by the Planning Commission. The motion was seconded by Councilman Tuttle, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 436.

ORDINANCE NO. 456-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF A PARCEL OF LAND AT 4832 CENTRAL AVENUE, ON PETITION OF GLENN MCMANUS.

Councilman Jordan moved the adoption of the subject ordinance changing the zoning from R-6MF to B-1 as recommended by the Planning Commission. The motion was seconded by Councilman Tuttle and carried by the following vote:

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

The ordinance is recorded in full in Ordinance Book 16, at Page 437.

ORDINANCE NO. 457-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF A TRACT OF LAND AT 1315 WOODLAWN ROAD, ON PETITION OF MRS. LUCILLE DOGGETT BEVIS.

Motion was made by Councilman Tuttle, seconded by Councilman Whittington, and unanimously carried, adopting the subject ordinance changing the zoning from R-9 to R-6MFH as recommended by the Planning Commission.

The ordinance is recorded in full in Ordinance Book 16, at Page 438.

November 24, 1969  
Minute Book 52 - Page 464

ORDINANCE NO. 458-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF A TRACT OF LAND ON THE SOUTHEAST SIDE OF YORK ROAD, OPPOSITE CITY OF CHARLOTTE LANDFILL PROPERTY, ON PETITION OF D. L. PHILLIPS, TOM MATTOX AND JAMES O. MOORE.

Councilman Tuttle moved adoption of the subject ordinance changing the zoning from R-9 to R-9MF instead of the requested R-6MF, as recommended by the Planning Commission. The motion was seconded by Councilman Jordan.

Councilman Thrower requested Mr. Bryant, Assistant Planning Director, to explain the Planning Commission's recommendation for R-9MF. Mr. Bryant replied the primary contributing factor is that it is directly opposite the landfill; the lesser density was recommended because they normally attempt to keep some correlation between the surrounding single family zoning and the multi-family zoning; all the single family zoning surrounding this is R-9, therefore, it is logical to follow with R-9MF; in addition, this is rather far out and the general feeling is that the general character of the density requirement here would make R-9MF a little more desirable and it would end up with a better design and a better project from a design standpoint.

Councilman Withrow asked if he is saying we should go out and change all R-6MF to R-9MF to get better design? Mr. Bryant replied no, he is saying that normally speaking the lower density of R-9MF would permit more open space and a better design than R-6MF; but he is not saying we should replace all R-6MF with R-9MF as there are certain locations and certain situations where we very definitely need the greater flexibility of the higher density of R-6MF.

The vote was taken on the motion and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 439.

PETITION NO. 69-107 BY LAVONNE J. JOLLY, LORENA C. KETCHAM, SAMUEL HOWARD COOKE AND ATHA S. COOKE FOR A CHANGE IN ZONING FROM R-6MF TO B-1 OF PROPERTY FRONTING 152.19 FEET ON THE NORTH SIDE OF WEST BOULEVARD AND INCLUDING 816 THROUGH 824 WEST BOULEVARD, DENIED.

Councilman Short moved that the subject petition for a change in zoning be denied as recommended by the Planning Commission. The motion was seconded by Councilman Tuttle, and carried by the following vote:

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

Councilman Withrow abstained from voting.

COUNCILMAN WHITTINGTON LEAVES MEETING.

Councilman Whittington left the meeting at this time and returned later as noted in the minutes.

PETITION NO. 69-96 BY CHARLOTTE-MECKLENBURG PLANNING COMMISSION FOR A CHANGE IN ZONING FROM R-6MF AND B-2 TO I-2 OF AN AREA BOUNDED BY INTERSTATE HIGHWAY 77, SOUTH TRYON STREET, SOUTHERN RAILWAY AND THE EXISTING I-2 BOUNDARY LINE ALONG FRANCES STREET, TABLED.

Councilman Short moved that the subject petition for a change in zoning be tabled. The motion was seconded by Councilman Jordan, and carried unanimously.



November 24, 1969  
Minute Book 52 - Page 465

ORDINANCE NO. 459-Z AMENDING CHAPTER 23, SECTION 23-8 OF THE CITY CODE AMENDING THE ZONING MAP BY CHANGING THE ZONING OF A TRACT OF LAND SOUTH OF PRESSLEY ROAD AND WEST OF I-77 ON PETITION OF CORNELIA K. HAWKINS AND ANDREW M. WILLIAMS.

Councilman Thrower moved the adoption of the subject ordinance changing the zoning from R-6MF to I-2 as recommended by the Planning Commission. The motion was seconded by Councilman Short, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 440.

HEARING SET FOR MONDAY, DECEMBER 15 ON PETITION OF ED GRIFFIN DEVELOPMENT CORPORATION FOR A CHANGE IN ZONING FROM R-12 TO R-9MF OF AN 18.05 ACRE TRACT OF LAND FRONTING 972 FEET ON THE SOUTHWEST SIDE OF MONROE ROAD, BEGINNING AT EAST MECKLENBURG HIGH SCHOOL PROPERTY, AND EXTENDING TOWARD VISTA DRIVE.

Upon motion of Councilman Tuttle, seconded by Councilman Jordan, and unanimously carried, a date of hearing was set for Monday, December 15, on the subject petition for a change in zoning.

COUNCILMAN WHITTINGTON RETURNS TO MEETING.

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

BOARD OF TRUSTEES OF PUBLIC LIBRARY OF CHARLOTTE AND MECKLENBURG'S REQUEST TO ACCEPT OPTION TO SELL LIBRARY OWNED PROPERTY AT THE CORNER OF RANDOLPH AND GAYNOR ROADS, APPROVED.

Motion was made by Councilman Whittington to approve the request of the Board of Trustees of the Public Library to accept an option to sell for \$200,000 net, the public library owned property at the corner of Randolph and Gaynor Roads. The motion was seconded by Councilman Alexander, and carried unanimously.

ORDINANCE NO. 460-X AMENDING ORDINANCE NO. 255-X, THE 1969-70 BUDGET ORDINANCE, AUTHORIZING THE TRANSFER OF A PORTION OF THE UNEXPENDED GENERAL FUND BALANCE FOR ABATEMENT OF STREAM POLLUTION.

Councilman Tuttle moved adoption of the subject ordinance authorizing the transfer of \$25,000 to pay 1/2 of the cost, from January 1970 to June 30, 1970, as the City's share of the funds required to establish a Stream Pollution Abatement Program in cooperation with the Board of County Commissioners. The motion was seconded by Councilman Withrow, and carried unanimously.

The ordinance is recorded in full in Ordinance Book 16, at Page 441.

RESOLUTION APPROVING A SUPPLEMENTAL AGREEMENT WITH THE STATE HIGHWAY COMMISSION TO AMEND THE OVERALL GENERAL AGREEMENT WITH THE STATE TO PROVIDE FOR THE RELOCATION OF U. S. HIGHWAY 521, FROM TYVOLA ROAD TO THE CITY LIMITS.

Upon motion of Councilman Jordan, seconded by Councilman Whittington, and unanimously carried, the subject resolution was adopted, and is recorded in full in Resolutions Book 6, at Page 459.

November 24, 1969  
Minute Book 52 - Page 466

ORDINANCES ORDERING THE REMOVAL OF WEEDS AND GRASS PURSUANT TO SECTIONS 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.

Motion was made by Councilman Short, seconded by Councilman Thrower, and unanimously carried, adopting the subject ordinances as follows:

- (a) Ordinance No. 461-X ordering the removal of weeds and grass at the corner of Coxe and Bacon Streets.
- (b) Ordinance No. 462-X ordering the removal of weeds and grass adjacent to 2644 Chesterfield Avenue.
- (c) Ordinance No. 463-X ordering the removal of weeds and grass adjacent to 800 Lamar Avenue.

The ordinances are recorded in full in Ordinance Book 16, beginning at Page 442

RESOLUTION PROVIDING FOR PUBLIC HEARINGS ON MONDAY, DECEMBER 15, ON PETITIONS NOS. 69-109 THROUGH 69-118 FOR ZONING CHANGES.

Councilman Short moved the adoption of the subject resolution. The motion was seconded by Councilman Whittington, and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 460.

ORDINANCE NO. 464-X AMENDING THE 1969-70 BUDGET ORDINANCE, AUTHORIZING THE TRANSFER OF A PORTION OF URBAN RENEWAL BOND FUNDS TO CAPITAL PROJECT ACCOUNT 535.8 DILWORTH URBAN RENEWAL.

Motion was made by Councilman Thrower, seconded by Councilman Whittington, and unanimously carried, adopting the subject ordinance authorizing the transfer of \$28,000 to pay the city's costs of various improvements carried out as a part of the renewal program.

The ordinance is recorded in full in Ordinance Book 16, at Page 445.

RESOLUTION SETTING DATE OF PUBLIC HEARING ON MONDAY, DECEMBER 22, 1969 ON PETITION OF RAM CORPORATION TO CLOSE PORTIONS OF ELLISON STREET AND CHERRY STREET.

Councilman Short moved adoption of the subject resolution setting date of hearing on Monday, December 22. The motion was seconded by Councilman Whittington, and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 461.

CHANGE ORDERS IN CONTRACTS FOR THE LAW ENFORCEMENT CENTER AUTHORIZED.

Upon motion of Councilman Alexander, seconded by Councilman Jordan, and unanimously carried, change orders in contracts for the Law Enforcement Center resulting in a total project cost increase of \$3,784.28, were authorized as follows:

General Contract - Juno Construction	\$1,032.00
Plumbing Contract - Embree-Reed, Inc.	351.46
Mechanical Contract - Embree-Reed, Inc.	952.82
Electrical Contract - Industrial Electric	<u>1,448.00</u>
	\$3,784.28

November 24, 1969  
Minute Book 52 - Page 467

AGREEMENT WITH THE STATE HIGHWAY COMMISSION FOR THE INSTALLATION OF WATER MAIN IN THE NORTH SIDE OF ALBEMARLE ROAD, BETWEEN PIERSON DRIVE AND EAST INDEPENDENCE BOULEVARD, AUTHORIZED.

Councilman Tuttle moved that the Mayor and City Clerk be authorized to execute an agreement with the State Highway Commission for the installation of an eight inch water main in the north side of Albemarle Road, between Pierson Drive and East Independence Boulevard to serve new businesses located on Albemarle Road. The motion was seconded by Councilman Short, and carried unanimously.

CHANGE ORDER NO. 1 IN GENERAL CONTRACT WITH LAXTON CONSTRUCTION COMPANY FOR ALTERATIONS AND ADDITIONS TO STORAGE FACILITIES AT CHARLOTTE WATER DEPARTMENT, 811 FAIRMONT STREET.

After explanation by City Manager, motion was made by Councilman Thrower, seconded by Councilman Jordan, and unanimously carried, approving the subject Change Order increasing the contract price by \$41,587.00.

MAYOR LEAVES CHAIR AND MAYOR PRO TEM PRESIDES.

Mayor Belk left the Chair at this time and Mayor pro tem Whittington presides until his return later in the meeting.

APPRAISAL CONTRACTS AUTHORIZED.

Motion was made by Councilman Short, seconded by Councilman Whittington, and unanimously carried, approving the following appraisal contracts:

- (a) Contract with Stuart W. Elliott for appraisal of two parcels of land for the South McDowell Street Project, at fees of \$1,200.00 and \$200.00.
- (b) Contract with W. L. Frickhoeffer for appraisal of one parcel of land on Eastway Drive, at a fee of \$175.00.
- (c) Contract with Zollie A. Collins for appraisal of one parcel of land for the Sugar Creek-Briar Creek Flood Control, at a fee of \$100.00.
- (d) Contract with Willis I. Henderson for appraisal of one parcel of land for the South McDowell Street Project, at a fee of \$1,200.00.

PROPERTY TRANSACTIONS FOR VARIOUS PROJECTS, AUTHORIZED.

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

- (a) Acquisition of an easement 30' x 860.12' at 2901 East 7th Street, from D. L. Phillips Investment Builders, Inc., at \$2,900.00, for the Briar Creek Outfall.
- (b) Acquisition of an easement 25' x 252.58' at 1700 Hillard Drive, from A.D.N. Equity Corporation, at \$753.00, for the upper Briar Creek Outfall.
- (c) Acquisition of easement 10' x 33' at 3100 LaSalle Street, from Henderson Belk and wife, Ann E., at \$33.00, for the LaSalle Street Improvements.
- (d) Acquisition of 9' x 120' x 9.34' x 120' of property at 3113 LaSalle Street, from Joseph H. McAdams and wife, Ruby R., at \$300.00, for LaSalle Street Improvements.

November 24, 1969  
Minute Book 52 - Page 468

- (e) Acquisition of 9' x 98' at 3100 LaSalle Street, from Henderson Belk and wife, Ann E., at \$188.00, for LaSalle Street Improvements.
- (f) Acquisition of temporary construction easement 4' x 44' x 5' x 44' at 415 North McDowell from Wachovia Bank and Trust Company, Trustee, under agreement with W. M. Matthews, at \$1.00, for McDowell Street Improvements.
- (g) Acquisition of easement 7.5' x 155', 245 feet north of 6100 block Covecree Drive, from N. C. National Bank and Bettie Hunter Clark Co., Trustees U/A Reese Hunter and wife, Lila O. Hunter, at \$155.00, for sanitary sewer to serve Bridlewood.
- (h) Acquisition of easement line within dedicated street at 4300 Pebble Street, from National Distillers and Chemical Corporation, at \$1.00, for sanitary sewer to serve Buccaneer Motor Lodge.
- (i) Acquisition of easement 10' x 2,036.51' off Barclay Downs Drive at Sayre Road, from Sharon Home Loan Company, at \$1.00, for sanitary sewer to serve Morrocroft Farms.
- (j) Acquisition of easement 10' x 13' at 6439 Eastbrook Road, from William Trotter Company, at \$13.00, for sanitary sewer to serve Hampshire Hills No. 5.
- (k) Acquisition of easement 10' x 8' at 6521 Eastbrook Road, from William Trotter Company, at \$8.00, for sanitary sewer to serve Hampshire Hills No. 5.
- (l) Compromise settlement with C. D. Stampley, Jr. and wife, and Samuel C. Walden and wife, at \$800.00, for 36' x 49.27' x 37.17' x 54.26' of property, in the 2000 block of Woodlawn Road, east side of creek, for the Sugar Creek-Briar Creek Flood Control Project.
- (m) Compromise settlement with C. D. Stampley, Jr., and wife, and Samuel C. Walden and wife, at \$200.00, for 4.51' x 36' x 20.74' x 38.84' in the 2000 block of Woodlawn Road, east side of creek, for the Sugar Creek-Briar Creek Flood Control Project.
- (n) Compromise settlement with Marsh Realty Company for 6' x 245' x 6' x 245' on South Boulevard, southeast corner of Ideal Way, at \$5,600.00, for the South Boulevard Intersections.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, CHARLOTTE, NORTH CAROLINA APPROVING THE USE OF LOCAL FUNDS TO UNDERTAKE CERTAIN PROJECT EXECUTION ACTIVITIES DURING PROJECT SURVEY AND PLANNING STAGE AND DURING NEIGHBORHOOD DEVELOPMENT PROGRAM (NDP) IN PROJECT AREA PRIOR TO INCLUSION AS ANNUAL INCREMENT UNDER NDP FOR GREENVILLE URBAN RENEWAL AREA, PROJECT NO. N. C. R-78 (N.C. A-3-(4)).

Councilman Thrower moved the adoption of the subject resolution. The motion was seconded by Councilman Short.

Mr. Vernon Sawyer, Director of the Redevelopment Commission, stated for months further deterioration has been occurring in the Greenville Redevelopment project area; this has been most obvious in the increase of the number of vacant and vandalized structures which can now be seen scattered throughout the project area. What you can see is only a part of the story of the conditions that really exist in the project area; the other part of the story is the damage being suffered by the property owners. He stated the property owners can be broken down into two different categories. First, the homeowner who lives in the project area. Because of the deterioration there <sup>has</sup> been further erosion of the capital value they have in their homes; many of them over a

November 24, 1969  
Minute Book 52 - Page 469

long period of years have spent a life time paying for - they are being victimized by undesirable squatters who come, represented by winos and sex deviates; just an undesirable number of people who come in and occupy these vandalized structures and carry on immoral activities and are frightening the homeowners in the project area. The other category is the investor owners who are suffering loss of rent and also a great loss of capital value.

Mr. Sawyer stated this condition was brought to the attention of the Redevelopment Commission very forcibly and straightforwardly by Mr. Martin Waters in a presentation before the Commission's regular meeting on October 9th. Obviously there is a problem. Since that time they have been working diligently on this problem; they have considered all the alternatives in solving the problem; they have conferred with HUD officials in Atlanta, and the solution recommended to Council is to do the same thing in the Greenville project that was done in the Dilworth project with respect to the vacant and vandalized structures. That is to apply to HUD for their consent, which they will give in the form of a letter spelling out the conditions, to let the city use its own money to go into the project area, prior to the time that HUD can approve a loan-in-grant contract or either approve the NDP, whichever comes first, and buy these structures and then after the approval to reimburse the city for the money it has spent.

Mayor pro tem Whittington thanked Mr. Sawyer and stated Council would also like to thank Mr. Waters for bringing this to the attention of the Redevelopment Commission and the Council.

The vote was taken on the motion and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, beginning at Page 463.

Councilman Tuttle stated this has been done before and the City had no trouble getting its money back.

Councilman Short stated he would like to express his personal thanks for the good piece of work that has been done; this matter has been on his conscience for about 2 or 3 years; it is a deplorable situation; some of the reports and some of the stories have been deplorable and he thinks Mr. Sawyer underplayed the situation in describing what exists out there, and he is thankful to those who found a means to do something to rectify this.

MAYOR BELK RETURNS TO CHAIR.

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

CONTRACT BETWEEN MODEL NEIGHBORHOOD COMMISSION AND THE CHARLOTTE-MECKLENBURG BOARD OF EDUCATION TO FURNISH SUPPLEMENTAL EDUCATION PROGRAM FOR STUDENTS IN MODEL NEIGHBORHOOD, APPROVED.

Councilman Alexander stated the subject contract is a beginning of the implementation of the Model Cities program, and this is the educational component which the Board of Education has worked with and has approved; that this is by all federal funds.

Councilman Alexander moved approval of the subject contract which is a 100% federal grant designed to reach students who live in the Model Neighborhood, and to provide an intensive tutorial program and other related activities to help students with remedial work. The motion was seconded by Councilman Jordan, and carried unanimously.

November 24, 1969  
Minute Book 52 - Page 470

TRANSFER OF CEMETERY DEEDS.

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

- (a) Deed with Mrs. Bryte Era Ritch for Graves 3 and 4, in Lot 21, Section 2, Evergreen Cemetery, at \$160.00.
- (b) Deed with Mrs. Vera H. Moore, for Lot No. 296, Section 6, Evergreen Cemetery, at \$320.00.
- (c) Deed with Mr. & Mrs. William Frank Gill for Graves No. 3 and 4, in Lot No. 20, Section 2, Evergreen Cemetery, at \$160.00.
- (d) Deed with Mr. and Mrs. Augustus Z. Travis for Graves 1, 2 and 3, Section 2, Evergreen Cemetery, at \$240.00.

RENEWAL OF SPECIAL OFFICER PERMITS AUTHORIZED.

Motion was made by Councilman Jordan, seconded by Councilman Tuttle, and unanimously carried, approving the renewal of special officer permits, as follows:

- (a) Renewal of Permit to Mrs. Nezzie O. King for use on the premises of K-Mart, 3700 North Independence Boulevard.
- (b) Renewal of permits for use on the premises of the Charlotte Branch, Federal Reserve Bank of Richmond to Jack D. Austin, Donald R. Barrett, Ralph J. Beatty, Hugh E. Dickey, Earl A. Prady, Ernest C. Green, Paul T. Guin, Earle P. Gunther, Paul E. Haeffling, David S. Harllee, W. Frank Helderman, W. Y. Henderson, Robert H. Horne, Wade H. Linker, John H. Miller, George W. Morgan, Johnnie C. Mumford, Donald R. Oshkinshi, J. Wesley Parks, Oliver W. Parks, James E. Porter, Joe L. Puckett, Jr., Dean W. Sparks, Milton P. Therrell, Jackie Lee Thomas, James R. Wall, W. Paul Watson.
- (c) Renewal of Permit to Edgar Allen Owen, Jr. for use on the premises of English Village Townhouse Apartments.

SUPPLEMENTAL AGREEMENTS FOR CONSTRUCTION OF GENERAL AVIATION PARKING APRON AT DOUGLAS MUNICIPAL AIRPORT TERMINAL BUILDING.

Upon motion of Councilman Thrower, seconded by Councilman Jordan, and unanimously carried, supplemental agreements for the construction of General Aviation Parking Apron at Douglas Municipal Airport Terminal Building were approved as follows:

Site Preparation	Propst Construction Company	\$12,790.00
Paving Contract	Rea Construction Company	7,575.03

STATEMENT BY REVEREND ELO HENDERSON ON BOND ISSUE, POLICE BRUTALITY, BLACK SOLIDARITY COMMITTEE AND ORGANIZATION OF PROGRESS INVESTMENT ASSOCIATION FOR ECONOMIC DEVELOPMENT.

Reverend Elo Henderon stated he is greatly impressed with the united front that the Mayor and Council has made with regards to the bond issue. That he, too, returned from San Francisco last week, and no one can visit San Francisco or Los Angeles and see what is going on there without knowing that we must somehow find money to make our city a better city than what it is. That

November 24, 1969  
Minute Book 52 - Page 471

there is no other area like San Francisco, Berkley and Oakland where you have the most militant blacks in the whole country and yet these people found ways to work together. That if he had any hangups before coming to this meeting on the bond issue with the type of demonstration and dramatization Council has made today, it would have been eliminated. We all realize we must find money somewhere to improve our city; the only hangup any black person has or any other person has is more or less in the implementation of the use of the bond issue and not the issue itself.

Reverend Henderson stated they are grateful to the Mayor and City Council for their cooperation and support in the many, many issues they have brought before Council. One has been police brutality. That he is happy to say as of this date, police brutality has subsided as far as they are concerned; they have not had a single report on police brutality in almost two months. This is commendable as they were receiving reports at least two or three a week on police brutality.

Reverend Henderson stated many of them are hungup on the Black Solidarity Committee, but the long range goal of the BSC is to develop the economic level of black people. That they are often on issues and must remain this way in order to relate to all the elements in the black community; there will never be a time for any relevant black movement organization not to be issue-oriented; there will always be issues, as long as we live, for the black community. He stated they do not go out and look for these issues, but they come to them and ask their help. He stated what they have been doing in Black Solidarity, the Church should be doing. He stated they use the word "black", and people feel they are talking about isolation, but this is not it; they use the word "black" for emphasis because they know what has happened to the blacks through the ages. That he saw in the paper recently that 90% of Americans, both black and white, feel that black is synonymous with inferiority, and for this reason they use the word "black". Not that they are talking about separate institutions; they are talking about working together.

Reverend Henderson stated he is here today requesting Council to endorse a low income corporation; the purpose of the corporation is to give low income people some input in the business of their own community; they are talking about neighborhood-owned, neighborhood-operated; they are talking about a corporation that will promote the community's industrial and economic development so that it may provide the opportunity for low income people who can actively participate in the industrial growth and the development of the City of Charlotte and Mecklenburg County.

He stated they respectfully request the City Council today to approve the low income corporation for the economic development in accordance with BS-78-417.

Reverend Henderson stated he has a petition (which he did not file) containing some 1,600 names of people in the low income community requesting that this type of corporation be set up.

Councilman Tuttle stated in behalf of the Council he would like to thank Reverend Henderson for his remarks about the bond issue; they were well spoken.

**RESOLUTION APPROVING THE ORGANIZATION OF PROGRESS INVESTMENT ASSOCIATION FOR ECONOMIC DEVELOPMENT.**

Councilman Tuttle moved adoption of the subject resolution which approval is required by the State Statutes. The motion was seconded by Councilman Alexander, and carried unanimously.

The resolution is recorded in full in Resolutions Book 6, at Page 465.

November 24, 1969  
Minute Book 52 - Page 472

**CONTRACT AWARDED MILLER'S OFFICE EQUIPMENT COMPANY FOR OFFICE FURNITURES FOR VARIOUS DEPARTMENTS.**

Councilman Jordan moved award of contract to the low bidder meeting specifications, Miller's Office Equipment Company, in the amount of \$5,311.00, on a unit price basis, for office furniture for various departments. The motion was seconded by Councilman Thrower, and carried unanimously.

The following bids were received:

Millers' Office Equip. Co.	\$5,311.00
O. G. Penegar Company	5,482.25
Shelby Printing Co.	5,705.01
John Miller & Associates	5,734.00

Other bid received not meeting specifications:

Kale Lawing Company	\$4,721.70
---------------------	------------

**JOHNSON C. SMITH UNIVERSITY RECOGNIZED.**

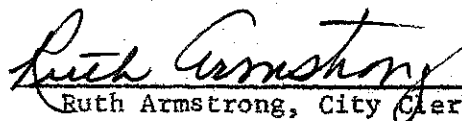
Mayor Belk stated on November 8th, the City recognized Johnson C. Smith University Day. He stated they had the best day they have ever had in attendance at a football game; and as a result, they are the Champs. He stated he would like to recognize them as being the Champs. He stated the University has done an outstanding job and the City is proud of Johnson C. Smith.

**CAROLINA CARROUSEL SET FOR THANKSGIVING DAY.**

Mayor Belk called Council's attention to the Carolina Carrousel which will be held Thanksgiving Day which is this Thursday.

**ADJOURNMENT.**

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

  
Ruth Armstrong, City Clerk