

A regular meeting of the City Council of the City of Charlotte, North Carolina, was held in the Council Chamber in the City Hall, on Monday, February 6, 1961, at 3 o'clock p.m., with Mayor Smith presiding, and Councilmen Albea, Dellinger, Hitch, Myers, Smith and Whittington present.

ABSENT: Councilman Babcock.

* * * * *

INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Hitch, and un-animously carried, the Minutes of the last meeting on January 30, 1961 were approved as submitted.

CITY MANAGER REQUESTED TO INVESTIGATE AND REPORT ON COMPLAINT THAT RESIDENTS IN AREA ANNEXED JANUARY 1, 1960 HAVE NOT RECEIVED PROMISED SERVICES.

Councilman Dellinger presented the following letter from Mr. James H. Ferguson, Jr., 4313 Dinglewood Avenue, relative to residents in the annexed area not receiving promised services:

"Mr. Steve Dellinger
Charlotte 1, N. C.

My Dear Mr. Dellinger,

I want to ask you as a friend and councilman to help us to get the city services that were promised in 1959.

Most of us had our own water and sewer lines, paved streets, street signs, and other things that the city promised the new citizens of Charlotte.

No one has written a word that the city took over the thousands of feet of water and sewer lines that we the home owners paid good money for.

One year ago the city took down our street marker and put up a new one and the Dinglewood side of the sign has been bare for over 12 months. Now do you call that a fair deal?

We have one street light for four blocks, in the other part of the city they have one light for each block and some have one for each one half block.

We were told if we signed a petition we could get more lights, we sent the city one with 39 names on it and we were told to look for lights in about 30 days that was over 60 days ago.

Mr. Dellinger you have a P.O. Box and it has been suggested that you ask the papers to write a story on the new Charlotte citizens and ask them if they are satisfied with all the new services and if the city has kept all of their promises.

Mr. Dellinger I like being a part of the great city of Charlotte and I would like to tell you that the garbage men, the policemen, the firemen, and many others have been real nice to us but we feel that after 14 months we are still in need of the things we were promised all during 1959.

In a few months we will be paying our taxes for the second time and have been paying increased house payments since Oct. 1959.

Please Mr. Dellinger do something for us here on Dinglewood Ave.

Yours turly,

(Signed) James H. Ferguson, Jr.
4313 Dinglewood Ave."

Councilman Alba stated he, too, has received a letter from Mr. Ferguson.

Councilman Dellinger requested the City Manager to make an investigation of the specific matters referred to in the letter and give Council a report.

NOMINATIONS MADE FOR MEMBERS TO FILL VACANCIES ON ZONING BOARDS OF ADJUSTMENT FOR PERIMTER AREA AND CHARLOTTE AREA.

Councilman Whittington placed in nomination the following persons to fill vacancies on the Zoning Boards of Adjustment for the Perimeter Area and Charlotte Area for terms of 3 years; said nominations to remain open for other nominations the Council may wish to make:

For Zoning Board of Adjustment for the Perimeter Area

Mrs. D. D. Washam, 6932 Daniel Lane
Mr. Howard Aldred, 5320 Randolph Road

For Zoning Board of Adjustment for the Charlotte Area

Mr. R. L. Brown, 429 Clarice Avenue
Mr. S. S. McNinch, 2114 Sharon Lane

CITY MANAGER REQUESTED TO HAVE CHECK MADE AS TO NEED FOR FLASHING TRAFFIC SIGNAL PLACED ON SENECA PLACE AT PINWOOD SCHOOL.

Councilman Whittington requested the City Manager to check into the need for a Flashing Traffic Signal on Seneca Place at Pinewood School. He advised that because of the elevation of the land, the residents feel some traffic signal is badly needed.

CITY MANAGER REQUESTED TO ADVISE RELATIVE TO THE DISCONTINUANCE OF CAR ALLOWANCE TO PERSONNEL.

Councilman Whittington stated two persons employed in the Health Department have called him that they have been notified by the City Manager that their car allowance will be discontinued entirely or in part on a given date; that these employees and those in other departments were told some time ago they could not be given a salary raise and their car allowance

would make up the difference. He stated if personnel in the Health Department is being employed on this basis and they cannot receive an increase because of the Merit System, and their car allowance is discontinued, it will work a hardship on them.

Councilman Dellinger asked if the City Manager is not presently making a survey of all car allowances, and if the report is not about ready. Mr. Veeder stated the survey is about complete.

CITY ATTORNEY ADVISES STATUS OF TRANSFER OF GOOD SAMARITAN HOSPITAL TO CITY.

At the request of Councilman Hitch as to the progress being made on the transfer of the title of Good Samaritan Hospital, the City Attorney read the following letter from the City's Bond Attorneys:

"February 3, 1961

John D. Shaw, Esq.,
City Attorney,
Law Building,
Charlotte 2, North Carolina

Re: Good Samaritan Hospital

We are in receipt of your letter of February 1 and the enclosed memorandum advising us that the Chancellor of the Diocese has approved the following for insertion in the habendum clause of the proposed deed:

'That said real and personal property, or its proceeds, shall be held for the use and benefit of a public hospital or hospitals, for such persons as may be admitted thereto or served thereby, including indigent poor colored inhabitants of said City'.

We have no objection to the use of the above language in the deed provided it receives judicial approval.

We are presently considering what will be the best method of bringing the matter to the Superior Court and expect to be able to write you next week.

Sincerely yours,

Mitchell, Pershing, Shetterly
& Mitchell."

At the question of Councilman Dellinger as to whether a test case will be necessary, the City Attorney advised he expects to hear from the Bond Attorneys this week in that connection, as they state in their letter.

REVIEW OF CREATION OF MEMORIAL HOSPITAL AUTHORITY, ITS POWERS, DUTIES, ETC. REQUESTED.

Councilman Hitch stated at a recent meeting of the Social Planning Council something was said in connection with Charlotte Memorial Hospital Authority, and he thinks there is some confusion in the minds of the citizens as to the

creation and powers of the Hospital Authority, and he thinks it would be well to go back into our records and review them for the enlightenment of all concerned. Councilman Dellinger asked that the Clerk also copy the Minutes of the meeting at the time the Authority was appointed.

CITY ATTORNEY REQUESTED TO SECURE REQUESTED RULING FROM ATTORNEY GENERAL RELATIVE TO PROVISIONS OF STANDARD HOUSING CODE, AND CITY COUNCIL TO SIT AS A COMMITTEE OF THE WHOLE TO DRAFT FINAL ORDINANCE.

Councilman Whittington asked if the City Attorney has received a ruling from the Attorney General as to the legality of the City requiring horizontal separation between houses in the proposed Standard Housing Code, which is necessary before attempting to evolve the new Code. Mr. Shaw, City Attorney, stated he has not received a reply to his letter written some weeks ago and Councilman Whittington asked that he get in touch with the Attorney General without delay, as the Code should be adopted as soon as possible.

Councilman Myers stated the Committee and Property Management Representatives have agreed on many of the provisions of the Code, and it is most difficult to draw certain provisions that will not create hardships. That he would suggest that it is in order to appoint a Committee of the Council to study what has been done so far and what to do now. Councilman Whittington asked the City Manager if the Fire and Health Departments and Planning Board have been consulted and Mr. Veeder advised they have in some respects but not as much as they will be before the Code is finally evolved.

Councilman Dellinger asked that the Committee to draft the final ordinance be composed of the Council as a whole.

CITY MANAGER REQUESTED TO SPEED UP NEW ZONING ORDINANCE.

Councilman Dellinger requested the City Manager to contact the Planning Board relative to speeding up the new zoning ordinance, and to give the Council at least a preliminary report without delay.

ESTIMATED COST OF CONSTRUCTION OF SANITARY SEWER LINES IN HEATHWOOD AND MCALWAY ROADS CORRECTED.

Upon motion of Councilman Hitch, seconded by Councilman Albea, and unanimously carried, authorization on January 23, 1961 of the construction of sanitary sewer lines in Heathwood and McAlway Roads at an estimated cost of \$5,935.00 was corrected to read \$9,080.00, due to a typographical error in the Engineering Department.

SPECIAL OFFICER PERMITS AUTHORIZED ISSUED CHARLES B. TURNER AND W. T. ALEXANDER.

Motion was made by Councilman Dellinger, seconded by Councilman Hitch, and unanimously carried, authorizing the issuance of Special Officer Permits, as follows:

- (a) Permit to Charles B. Turner, 1023 West Fifth Street, for one year, for use on the premises of Domestic Laundry, Inc.
- (b) Permit to W. T. Alexander, Stoney Point, N. C. for one year, for use on the premises of Memorial Hospital.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Hitch, and un-animously carried, the construction of driveway entrances was authorized at the following locations:

- (a) One 35-ft. and One 20-ft. entrance at 3307 Wilkinson Boulevard.
- (b) Two 35-ft. entrances at 4201 Glenwood Drive.
- (c) One 20-ft., One 35-ft. and One 30-ft. entrance on The Plaza and One 20-ft. entrance on Herrin Place, all for 3400 The Plaza.

TRANSFER OF CEMETERY LOT.

Councilman Whittington moved that the Mayor and City Clerk be authorized to execute a deed for the transfer of Lot 190, Section 3, Evergreen Cemetery, to Mrs. Jack D. Stroup, for the sum of \$595.40. The motion was seconded by Councilman Hitch, and unanimously carried.

CONTRACT AWARDED YEARWOOD CONSTRUCTION COMPANY FOR CONSTRUCTION OF WOODLAWN FIRE STATION #12.

Upon motion of Councilman Dellinger, seconded by Councilman Whittington, and unanimously carried, contract was awarded the low bidder, Yearwood Construction Company, for the construction of Woodlawn Fire Station #12, at their bid price of \$41,241.00.

The following net delivered bids were received:

Yearwood Construction Company	\$ 41,241.00
Vinroot Construction Company	\$ 46,677.00
G. T. Barnes	\$ 47,943.00
R. H. Wheatley	\$ 48,522.00
Edison Foard	\$ 49,078.00
Atlantic Building Company	\$ 49,375.00
Foard Construction Company	\$ 49,655.00
Laxton Construction Company	\$ 50,120.00
Young Construction Company	\$ 50,520.00
Waddell Construction Company	\$ 50,675.00
R. M. Wheeler	\$ 52,094.00
R. C. Hicks	\$ 53,084.00
B. W. Bartholomew	\$ 55,300.00

CONTRACT AWARDED P. C. GODFREY FOR PLUMBING WORK ON WOODLAWN FIRE STATION #12.

Motion was made by Councilman Dellinger, seconded by Councilman Hitch, and unanimously carried, awarding contract to the low bidder, P. C. Godfrey for the Plumbing on the Woodlawn Fire Station #12, at their bid price of \$6,458.00.

The following net delivered bids were received:

P. C. Godfrey	\$ 6,458.00
Toomey Brothers	\$ 6,478.00
Tompkins-Johnston	\$ 6,714.00
Embree-Reed	\$ 6,950.00
Acme Plumbing	\$ 7,004.00
J. V. Andrews	\$ 7,565.00

CONTRACT AWARDED ENGINEERING, INC. FOR HEATING WOODLAWN FIRE STATION #12.

Councilman Whittington stated he objects to airconditioning the Woodlawn Fire Station, which is contained in the bids for heating. It was pointed out that the City Hall, Health Center, Police Dept., offices of Motor Transport Departments et cetera are airconditioned. Councilman Dellinger moved that consideration of the bids be deferred one week and a division of the low bid as to heating and airconditioning be secured, which was seconded by Councilman Whittington.

Later in the meeting, the City Manager advised that only the bedroom and kitchen portions of the Woodlawn Station are to be airconditioned and the division of the low bid of Engineering, Inc. is \$2,390.00 for heating and \$3,250.00 for airconditioning. He stated further that he thinks it is proper that these portions of the building be airconditioned as has been done on the last several stations built.

Councilman Albea moved that contract be awarded the low bidder, Engineering Inc., for heating and airconditioning the Woodlawn Fire Station #12 at their bid price of \$5,640.00. The motion was seconded by Councilman Dellinger, and carried upon the following recorded vote:

YEAS: Councilmen Albea, Dellinger, Hitch, Myers and Smith.
NAYS: Councilman Whittington.

The following net delivered bids were received:

Engineering, Inc.	\$ 5,640.00
Mechanical Construction	\$ 6,323.00
A. Z. Price	\$ 6,600.00
Tompkins-Johnston	\$ 6,785.00
Southern Pipe & Engineering	\$ 6,849.00
J. V. Andrews	\$ 7,465.00
Embree-Reed	\$ 9,811.00

CONTRACT AWARDED BROADHURST & ALLEN FOR ELECTRICAL WORK ON WOODLAWN FIRE STATION #12.

Motion was made by Councilman Hitch, seconded by Councilman Albea, and unanimously carried, awarding contract to the low bidder, Broadhurst & Allen for the Electrical work on Woodlawn Fire Station #12, at their bid price of \$4,640.00.

The following net delivered bids were received:

Broadhurst-Allen	\$ 4,640.00
Robinson Electric	\$ 4,650.00
Power Electric	\$ 4,709.00
Hunter Electric	\$ 4,800.00
Ross Electric	\$ 4,824.00
Austin Electric	\$ 4,884.00
Elam Electric	\$ 5,039.00
Reid Electric	\$ 5,163.00

CONTRACT AWARDED INTERNATIONAL HARVESTER COMPANY FOR CHASSIS AND CAB FOR MOTOR TRANSPORT DEPARTMENT.

Upon motion of Councilman Myers, seconded by Councilman Hitch, and

unanimously carried, contract was awarded the low bidder, International Harvester Company, for One Chassis and Cab, at their bid price of \$8,485.80, for the Motor Transport Department.

The following net delivered bids were received:

International Harvester Company	\$ 8,485.80
Young Motor Company	\$ 9,188.00

CONTRACT AWARDED SANCO CORPORATION FOR GARBAGE COLLECTION TRUCK BODY FOR MOTOR TRANSPORT DEPARTMENT.

Motion was made by Councilman Hitch, seconded by Councilman Myers, and un-animously carried, awarding contract to the low bidder, Sanco Corporation, for One Garbage Collection Truck Body (Dempster Dumpmaster) at their bid price of \$8,745.00, for the Motor Transport Department.

The following net delivered bids were received:

Sanco Corporation	\$ 8,745.00
Atlantic Engineering Co.	\$ 11,210.00

CONTRACT AWARDED H. B. OWSLEY, INC. FOR ONE POWER FRONT END LOADER FOR AIRPORT DEPARTMENT.

Upon motion of Councilman Myers, seconded by Councilman Hitch, and un-animously carried, contract was awarded the low bidder, H. B. Owsley, Inc. for One used Scoopmobile HP with factory new guarantee warranty, on their Alternate Bid price of \$7,834.00, for the Airport Department.

The following net delivered bids were received:

H. B. Owsley, Inc.	\$ 9,424.26
Alternate Bid	\$ 7,834.00
J. W. Burress, Inc.	\$ 9,665.00
E. F. Craven Company	\$ 11,117.00
North Carolina Equipment Co.	\$ 11,730.34
Carolina Tractor Equipment Co.	\$ 14,435.00
Spartan Equipment Company (not on specifications)	\$ 8,800.00

CONTRACT AWARDED YOUNG MOTOR COMPANY FOR FOUR-DOOR SEDAN FOR FIRE DEPARTMENT.

Motion was made by Councilman Whittington, seconded by Councilman Albea, and un-animously carried, awarding contract to the low bidder, Young Motor Company, for One Four-door Ford Sedan, at their bid price of \$2,155.82, for the Fire Department.

The following net delivered bids were received:

Young Motor Company	\$ 2,155.82
Bill Scott	\$ 2,188.48
Hutton-Scott	\$ 2,202.16

CONTRACT AWARDED MOTOROLA COMMUNICATIONS & ELECTRONICS, CORP., FOR RADIO EQUIPMENT FOR CARS IN POLICE DEPARTMENT.

Mr. John Blanton, Regional Manager, Motorola Communications & Electronics, Corp., bidder on the radio equipment for Police Department cars at \$30,099.24, expressed objections to the recommended award of contract to General Electric Company, as recommended by the Chief of Police and Purchasing Department as representing the low bid at \$28,918.00. Mr. Blanton stated the Police Department has 70 cars at present with Motorola equipment, and it is the plans to remove and use these Mobile Units in other city equipment; that if Motorola equipment is purchased, the only change necessary will be to replace the antenna and slip the new unit in Police cars; whereas, if another make equipment is purchased the entire installation must be removed, which together with the new installation will require 8 hours per unit, which estimated at \$3.00 per hour labor cost, or \$22.50 per unit, results in a total savings of \$1,575.00 if the Motorola equipment is purchased. Secondly, there is a question of the police cars being tied up during this operation, whereas if Motorola system is installed only 15 to 30 minutes per unit is required, or 35 hours total or 18 hours if two crews are used - the other equipment will require 70 days or 35 days if two crews are used. Third, a stock of Motorola parts are on hand; to stock like parts for another make equipment will require an initial expenditure of approximately \$1,000.00; that a similar comparison is true of test equipment. One supplier with total responsibility of the cars and motorcycle radios is advantageous, they being the low bidders on the Motorcycle equipment. Mr. Blanton stated further if Motorola equipment is purchased, only one parts inventory must be maintained; also, Motorola's contract permits purchase under it of additional units for the next six months, and the interchangeability of units and complete familiarity of the City's technical personnel with Motorola equipment will permit speedier service and less time.

At the request of Councilman Hitch, Mr. Clegg Helms, the City's Radio engineer, commented on the statement of Mr. Blanton, and stated he will be glad to furnish any figures desired on the change of equipment; that it is just a matter of whether standardization is desired; that both bids are acceptable to him; that by using three men it will involve about 3 hours and as it would be a matter of only switching the antenna, there would be no damage to the car.

Councilman Dellinger asked Mr. Helms if the last time the City purchased radio equipment he did not appear before Council and state Motorola fitted our system better? Mr. Helms stated he had not so stated, and Mr. Beatty, Purchasing Agent, was asked if he did not recommend the purchase of Motorola whose bid was higher than the low bid, and Mr. Beatty replied he had no recollection of making such recommendation.

Mayor Smith stated he thinks there is only one thing to consider - should we take advantage of the cost situation and not get competitive bids later on.

Mr. Clyde Penny, District Sales Manager for General Electric Company, stated his company has had to fight to bid within the last three years; this is because they do not also manufacture motorcycle equipment required by the City; that he wrote the City Manager and asked if it was the intention of the City to award all radio business to one bidder who manufactured both car and motorcycle radios and walkie-talkie units, or would the City not receive bids on the car equipment and motorcycle equipment separately and have competitive bids. That an Addenda was gotten out by the Purchasing Agent that bids would be received separately, and it was on this premise they submitted their bid on the car equipment, which is the low bid, and

they were assured that the low bidder on each equipment would receive the contract. Mr. Veeder stated he did receive the letter from G.E. referred to and the Addenda was sent out to all bidders. That all things being equal, which they are not, he would prefer Motorola equipment. Since there are things that are not equal, GE's equipment is alright, and he would dislike to be put in the position that the City could get bids from only one manufacturer; that it is for this reason and this reason principally that it is recommended that the contract for the car radios be awarded General Electric and the radios for motorcycles and the walkie-talkie units be awarded Motorola.

That in essence, the City will do well to break even on the deal but in weighing that against not getting competitive bids in the future, he thinks the City will benefit. He stated further it is generally recognized that there are only two companies who handle this type equipment - Motorola and G.E.

Councilman Smith stated he understands the Chief of Police recommends G.E. Chief James stated he has no recommendation other than G. E. is the low bidder; that time is important to him and also that which is most economical, and he does not think there is any difference in the bids.

Councilman Smith moved that contract be awarded the low bidder, General Electric Company for radio equipment for cars in the Police Department. The motion was seconded by Councilman Myers, and lost by the following recorded vote:

YEAS: Councilmen Smith and Myers.

NAYS: Councilmen Albea, Dellinger, Hitch and Whittington.

Councilman Dellinger then moved that contract be awarded Motorola Communications and Electronics, Corp. at their bid price of \$30,099.24, the bid being accepted because of the additional expense of installing the equipment of the low bidder. The motion was seconded by Councilman Whittington, and carried by the following recorded vote:

YEAS: Councilmen Dellinger, Whittington, Albea and Hitch.

NAYS: Councilmen Myers and Smith.

Mr. Penny asked if his company had any other course of appeal, and the City Attorney replied they could take it to court if they desired. Mr. Penny then stated he wanted to say that General Electric will not participate again in bidding on Charlotte's radio equipment.

The following net delivered bids were received:

General Electric Company	\$ 28,918.00
Motorola Communications and Electronics, Corporation	\$ 30,099.24
Radio Corporation of America	\$ 33,659.24

CONTRACT AWARDED MOTOROLA COMMUNICATIONS AND ELECTRONICS, CORPORATION FOR RADIO EQUIPMENT FOR MOTORCYCLES AND WALKIE-TALKIE UNITS, FOR POLICE DEPARTMENT.

Councilman Dellinger moved the award of contract to Motorola Communications and Electronics Corporation for radio equipment for Motorcycle and Walkie-Talkie Units in the Police Department, at their bid price of \$12,604.76.

Councilman Myers asked in what way Radio Corporation of America did not meet the specifications as their bid is \$2,600.00 lower than the only other

bid submitted. Mr. Beatty, Purchasing Agent, stated their original quotation was for all equipment and did not meet the specifications on the walkie-talkie units. That the Addenda was sent them but the person who had submitted the original quotation was out of the office and did not receive the Addenda in time to submit a separate bid.

The vote was taken on the motion and unanimously carried.

The following net delivered bids were received:

Motorola Communications and Electronics Corporation	\$ 12,604.76
Radio Corporation of America (bid not on specifications)	\$ 10,032.36

CONTRACT AUTHORIZED WITH WHITEHEAD AND ZICKEL, INC. FOR ENGINEERING SERVICES ON WEST SIDE GRADE CROSSING ELIMINATION PROJECT.

The City Manager advised that the draft of the contract with Whitehead and Zickel, Inc. for engineering services on the West Side Grade Crossing Elimination Project sent the Council members last week for study has been approved by Southern Railway, and they are also satisfied with the Engineering firm; that the agreement represents a fair contract and if entered into the first thing the Engineer will do is make a review of the cost of the project and bring it up to date if that made two years ago is adequate.

Councilman Myers stated he would like to commend whoever drew the contract for its thoroughness and clarity.

Councilman Dellinger moved that the City enter into the contract with Whitehead and Zickel, subject to approval of the City Manager and City Attorney. The motion was seconded by Councilman Whittington, and unanimously carried.

WHITEHEAD AND ZICKEL, INC. AUTHORIZED TO PROCEED WITH PHASE #1 OF CONTRACT ON WEST SIDE GRADE CROSSING ELIMINATION PROJECT.

Councilman Myers moved that subject to approval of the contract by the City Manager and City Attorney, Whitehead and Zickel be authorized to proceed with Phase #1 of the contract, including making preliminary layout surveys, surveys for and general supervision of sub-surface investigations, compilation of data and preparation of preliminary layout plans and profiles with approximate cost estimates, as stated in Paragraph 1 of the contract. The motion was seconded by Councilman Dellinger, and unanimously carried.

Councilman Whittington asked the length of time it will take for Phase #1 to be completed and the rate of payment to the Engineers for the work. Mr. Cheek, City Engineer, stated the time element will be predicated on the Miller functional plan, that he would say a couple of months. He stated that the basic fee for Phase #1 is 0.5 per cent.

CITY MANAGER COMMENDED ON STREET SNOW REMOVAL PLAN.

Councilman Myers commended Mr. Veeder, City Manager, on the plan for snow removal from streets by city forces as outlined in his letter, and for establishing a procedure in advance for handling this problem.

PROPERTY OWNERS IN DOWNTOWN AREA REQUESTED ADVISED OF PROVISIONS OF ORDINANCE RELATIVE TO SNOW REMOVAL FROM SIDEWALKS ABUTTING THEIR PROPERTIES.

Councilman Dellinger stated that during last week's snow, several merchants ask him why the City did not enforce the law governing the removal of snow from sidewalks by property owners; that he thinks the sidewalks in the downtown area would be cleared if the property owners are notified of the provisions of the law.

Mr Veeder stated he will see that they are so advised.

MENTAL HEALTH CLINIC TAKEN OVER AS CITY FUNCTION UNDER FINANCIAL AGREEMENT WITH UNITED COMMUNITY SERVICES.

The City Manager advised that at the request of United Community Services he has conferred with their officers relative to their withdrawal of their support toward the operation of the Mental Health Clinic, in the amount of \$32,000 a year; that they feel the Clinic has grown to the point of being incorporated within the Health Department as a governmental service and their support on a volunteer basis be discontinued. He advised that an agreement has been worked out, subject to Council approval of course, whereby the funds will be withdrawn over a period of approximately five years by a reduction of \$5,000.00 a year. He stated it is their wish to provide a method of orderly transition to the City by gradually reducing their support instead of doing so all at one time.

The City Attorney advised this is a legal procedure and for a necessary health function and United Community Services have completed their original purpose for providing these funds, and the Clinic is, indeed, a governmental function.

Councilman Whittington moved that the agreement with United Community Services be accepted and the City take over the operation of the Clinic. The motion was seconded by Councilman Smith, and unanimously carried.

COMMENDATION FROM CITIZENS SAFETY ASSOCIATION OF CHARLOTTE AND MECKLENBURG COUNTY ON TRAFFIC-DEATH-FREE JANUARY.

In presenting the following telegram, Mayor Smith expressed his appreciation to the sender:

"The Honorable James S. Smith, Mayor
City of Charlotte - % City Hall,
Charlotte, N. C. February 3, 1961

Wholehearted congratulations to you, the City Police Department, and the people of Charlotte for a traffic-death-free January. Let's pray that this happy record will continue through February and the rest of the year so that the Queen City may remove the stigma of being known as the bloodiest city in the country.

T. Ed Pickard, Jr.
President, Citizens Safety Assn of
Charlotte & Mecklenburg."

DECISION ON WATER AND SEWER RATES DEFERRED AT LEAST ONE WEEK UNTIL ALL MEMBERS OF COUNCIL ARE PRESENT.

✓ The report of comparative figures of (1) the present water and sewer charges,

(2) the Hazen & Sawyer Survey and (3) those proposed by Mr. C. S. Reed, prepared by Mr. Franklin, Supt. of the Water Department was presented for consideration. Mr. C. S. Reed spoke at some length on the report, taking issue with the computations and in particular with the Typical Combined Water and Sewer Service Charges, which he termed unfair, not containing all classifications of water users, and not representing a true picture. He stated the figures used do not check with those given him by the Water Department and the computation was made on the maximum month's consumption but on the prior month. Mr. Reed discussed the Hazen and Sawyer Survey, and was critical that Mr. Hazen personally had not checked the Water Department records.

Mr. Franklin advised Mr. Reed he will furnish him, and go over with him, any figures or records he desires, and that Hazen & Sawyer sent a qualified representative of their firm to go over the records and he took back to them all data collected, which is the usual procedure of firms making surveys.

Councilman Whittington asked if the sprinkler system charge is eliminated as recommended and a hydrant rate of \$50 set up, would the sewer charge be affected, to which Mr. Franklin replied it would not be.

Mr. Veeder stated the basic question is does the Council want to have water and sewer on a self-sustaining basis? If so, the rates are not too hard to figure.

Councilman Myers stated he would like to throw out the 100% on water and put it on a cash basis for sewer which does not vary and have a flat rate on water based on the size of line used.

Councilman Dellinger expressed the opinion that based on Councilman Myers suggestion, the 5/8" people would get the brunt of the increase, which statement Mr. Franklin concurred.

Councilman Whittington moved that the Hazen and Sawyer recommendations be adopted with the exception that the sewer charge be set at 100% of the water bill and the sewer charge be based on the meter size. The motion was seconded by Councilman Albea.

Councilman Hitch expressed the opinion that the matter is of such importance that all members of the Council should be present when the vote is taken, and he offered a substitute motion that a decision be made when the full Council is present and action be delayed at least one week. The motion was seconded by Councilman Myers.

Councilman Smith suggested that the question be voted on next Monday.

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


- YEAS: Councilmen Hitch, Myers, Dellinger and Smith.
- NAYS: Councilmen Albea and Whittington.

Councilman Whittington recommended setting the fire hydrant rate at \$75.00.

Mr. Veeder advised that the rate question and suggestions offered today will be reviewed further and a report will be sent Council prior to next Monday's meeting.

ADJOURNMENT.

Upon motion of Councilman Hitch, seconded by Councilman Whittington, and unanimously carried, the meeting was adjourned.


Lillian R. Hoffman, City Clerk