

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 13, 1961, at 3 o'clock p.m., with Mayor Smith presiding, and Councilmen Albea, Babcock, Dellinger, Hitch, Myers, Smith and Whittington present.

ABSENT: None.

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Hitch, seconded by Councilman Albea, and un-
animously carried, the Minutes of the last meeting on February 6th were
approved as submitted.

RESOLUTION ADOPTED PROVIDING FOR PUBLIC HEARING ON AMENDMENT TO ZONING
ORDINANCE ON MARCH 20TH.

Councilman Albea moved the adoption of Resolution Providing for a Public
Hearing on March 20th on the Petition of Thomas W. Hawkins, et al for
change in zoning of property on the south side of Interstate 85 at Starita
Road, from Rural to Industrial, as set forth in Ordinance No. 727. The
motion was seconded by Councilman Hitch, and unanimously carried.

The resolution is recorded in full in Resolutions Book 4, at Page 88.

RESOLUTION ADOPTED PROVIDING FOR PUBLIC HEARING ON AMENDMENT TO ZONING
ORDINANCE ON MARCH 20TH.

Upon motion of Councilman Albea, seconded by Councilman Hitch, and un-
animously carried, Resolution Providing for a Public Hearing on March 20th
on the Petition of Houston Properties, Inc, and Morris Investment Company
for change in zoning of property on both sides of Eastway Drive, south
of Central Avenue, from B-1 and R-2 to B-1 and O-I, as set forth in
Ordinance No. 728, was unanimously adopted.

The resolution is recorded in full in Resolutions Book 4, at Page 89.

RESOLUTION ADOPTED PROVIDING FOR PUBLIC HEARING ON AMENDMENT TO ZONING
ORDINANCE ON MARCH 20th.

Motion was made by Councilman Albea, seconded by Councilman Hitch, and
unanimously carried, adopting Resolution Providing for a Public Hearing
on March 20th on the Petition of Farmers Dairy Co-op, Inc. et al for change
in zoning of property on the south side of Herrin Avenue, near Tappan
Place, from R-2 to B-1.

The resolution is recorded in full in Resolutions Book 4, at Page 90.

PAYMENT AUTHORIZED TO DAVIS & DAVIS REALTY COMPANY FOR OBTAINING RIGHTS-OF-WAY IN CONNECTION WITH SANITARY SEWER EXTENSIONS.

Councilman Dellinger moved approval of the payment of \$205.00 from the old and new sewer bond funds to Davis & Davis Realty Company, Inc., for obtaining rights-of-way in connection with sewer extensions in the perimeter area. The motion was seconded by Councilman Hitch, and unanimously carried.

PAYMENT AUTHORIZED FOR RIGHTS-OF-WAY OVER PROPERTIES IN CONNECTION WITH SANITARY SEWER EXTENSIONS.

Upon motion of Councilman Albea, seconded by Councilman Babcock, and unanimously carried, payments in the total amount of \$2,619.00 was authorized from the old and new sewer bond funds to the following persons for rights-of-way over their properties in connection with sewer extensions in the perimeter area:

Rufus M. Johnston & wife, Virginia	\$ 446.76
Mary Louise Davidson & Alice Caldwell Davidson	1,331.40
Bernard D. Davis & wife, Freda K.	108.75
Frank A. White, Jr. & wife, Mary M.	113.13
Allen B. Mallett & wife, Betty M.	109.41
F. A. Hipp & wife, Dora A.	113.13
Henry R. Massey and wife, Nance H.	109.41
Claude W. Brown	100.48
Inez M. Elkins (Widow) and Robert Ray Harris (Single)	100.48
Total - New Sewer Bond Fund	\$2,532.95
Jess Corbett Eatman & wife, Jewel S.	86.05
Total - Old Sewer Bond Fund	\$ 86.05
Grand Total	\$2,619.00

SUPPLEMENTARY CONTRACT AUTHORIZED WITH ERVIN CONSTRUCTION COMPANY FOR INSTALLATION OF WATER MAINS IN STARMOUNT SUBDIVISION.

Upon motion of Councilman Hitch, seconded by Councilman Babcock, and unanimously carried, a supplementary contract, to contract dated July 11, 1960, was authorized with Ervin Construction Company for the installation of 1,980 feet of water mains and one hydrant in Starmount Subdivision, outside the city limits, at an estimated cost of \$5,200.00. All costs to be borne by the applicant who will dedicate same to the city without further agreements or cost, upon the acceptance of same by the city.

CONSTRUCTION OF SANITARY SEWER LINES AUTHORIZED IN SHEFFIELD SUBDIVISION.

Motion was made by Councilman Dellinger, seconded by Councilman Babcock, and unanimously carried, authorizing the construction of 3,235 feet of sanitary sewer lines in Sheffield Subdivision, inside the city limits, at the request of Ervin Construction Company, at an estimated cost of \$9,925.00. All costs to be borne by the applicant, whose deposit of the entire amount will be refunded as per terms of the contract.

DUPLICATE DEEDS AUTHORIZED ISSUED FOR CEMETERY LOTS.

Upon motion of Councilman Albea, seconded by Councilman Babcock, and un-
animously carried, the Mayor and City Clerk were authorized to execute
duplicate deeds for cemetery lots, as follows:

- (a) Deed with Heirs of J. C. Parrish, for north half of Lot 35,
Section L-Annex, Elmwood Cemetery, at \$1.00 for new deed.
- (b) Deed with Mrs. Paul E. Parrish, for south half of Lot 35,
Section L-Annex, Elmwood Cemetery, at \$1.00 for new deed.

CONTRACT AWARDED DOGGETT LUMBER COMPANY FOR VITRIFIED CLAY PIPE FOR
ENGINEERING DEPARTMENT.

Councilman Dellinger moved the award of contract to the low bidder, Doggett
Lumber Company for 40,000 feet of 4", 6", 8", 10" and 12" vitrified clay
Pipe, for the Engineering Department, at a net delivered price of \$19,870.00.
The motion was seconded by Councilman Hitch, and unanimously carried.

The following net delivered bids were received:

Doggett Lumber Company	\$ 19,870.00
Richland Shale Products Co. DBA Columbia Pipe Co.	20,722.50
The Southern Company, Inc.	21,107.50
Georgia Vitrified Brick & Clay Company	22,023.00
Pine Hall Brick & Pipe Co.	24,645.50
Tucker-Kirby Company	24,698.50
Pomona Terra-Cotta Co.	24,698.50

RESOLUTION PROVIDING FOR ISSUANCE OF \$3,500,000 SANITARY SEWER BONDS AND
RESOLUTION PROVIDING FOR ISSUANCE OF \$1,500,000 HOSPITAL BONDS AND
RESOLUTION FIXING THE FORM AND MANNER OF EXECUTION OF \$5,000,000 BONDS
TO BE ISSUED UNDER DATE OF MARCH 1, 1961, PROVIDING FOR THE REGISTRATION
THEREOF AND RATIFYING APPLICATION OF LOCAL GOVERNMENT COMMISSION FOR THE
ADVERTISEMENT AND SALE OF SAID BONDS, ADOPTED.

A resolution entitled: RESOLUTION PROVIDING FOR THE ISSUANCE OF \$3,500,000
SANITARY SEWER BONDS, was introduced by Councilman Hitch, which was read.
Upon motion of Councilman Hitch, seconded by Councilman Dellinger, and
unanimously carried the resolution passed by the following vote:

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

NAYS: None.

A resolution entitled: RESOLUTION PROVIDING FOR THE ISSUANCE OF \$1,500,000
HOSPITAL BONDS, was introduced by Councilman Hitch, which was read. Upon
motion of Councilman Hitch, seconded by Councilman Dellinger, and un-
animously carried, the resolution passed by the following vote:

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

NAYS: None.

A resolution entitled: RESOLUTION PROVIDING FOR THE FORM AND MANNER OF EXECUTION OF \$5,000,000 BONDS TO BE ISSUED UNDER DATE OF MARCH 1, 1961, PROVIDING FOR THE REGISTRATION THEREOF AND RATIFYING APPLICATION TO LOCAL GOVERNMENT COMMISSION FOR THE ADVERTISEMENT AND SALE OF SAID BONDS, was introduced by Councilman Hitch, which was read. Upon motion of Councilman Hitch, seconded by Councilman Dellinger, and unanimously carried, the resolution passed by the following vote:

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

NAYS: None.

The three foregoing resolutions are recorded in full in Resolutions Book 4, beginning at Page 91.

ORDINANCE NO. 730 AMENDING CHAPTER 20, TRAFFIC, ARTICLE IV, CHANGING THE AUTHORITY FOR PARKING METER ZONES FROM CHIEF OF POLICE TO TRAFFIC ENGINEER, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, Ordinance No. 730 Amending Chapter 20, Traffic, Article IV, Changing the Authority for Parking Meter Zones from Chief of Police to Traffic Engineer, was adopted. The ordinance is recorded in full in Ordinance Book 13, beginning at Page 35.

ORDINANCE NO. 731 AMENDING CHAPTER 13, OFFENSES AND MISCELLANEOUS, INSERTING A NEW ARTICLE ENTITLED, SUNDAY OBSERVANCE, ADOPTED.

Councilman Dellinger moved the adoption of Ordinance No. 731 Amending Chapter 13, OFFENSES AND MISCELLANEOUS by inserting a new article entitled, "Sunday Observance". The motion was seconded by Councilman Smith, and unanimously carried. The ordinance is recorded in full in Ordinance Book 13, beginning at Page 36.

ORDINANCE NO. 732 AMENDING CHAPTER 15, RAILROADS, SECTION 15-2, RELATIVE TO THE SPEED OF TRAINS AT CROSSINGS, ADOPTED.

Motion was made by Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, adopting Ordinance No. 732 Amending Chapter 15, RAILROADS, Section 15-2, relative to the speed of trains at any crossing. The ordinance is recorded in full in Ordinance Book 13, beginning at Page 37.

ORDINANCE NO. 733 AMENDING CHAPTER 15, RAILROADS, SECTION 15-3, RELATIVE TO SPEED OF TRAINS, ADOPTED.

Upon motion of Councilman Dellinger, seconded by Councilman Smith, and unanimously carried, Ordinance No. 733 Amending Chapter 15, RAILROADS, Section 15-3, subsection (c) by striking out Sections (3) and (4), was adopted. The ordinance is recorded in full in Ordinance Book 13, beginning at Page 38.

CITY MANAGER REQUESTED TO INVESTIGATE NUMBER OF STREET LIGHTS NEEDED ON SIDE STREETS OFF BEATTIES FORD ROAD, WHERE PARKING IS BANNED.

Councilman Dellinger requested the City Manager to investigate the number of street lights needed on side streets off Beatties Ford Road where

parking will now be more prevalent since it is banned on Beatties Ford Road.

Mr. Fred Alexander, spokesman for the residents seeking restricted rather than prohibited parking on the street, stated these side streets will provide very little parking area as they are mostly one to three blocks long, very narrow and dead-end; however, it is absolutely necessary that something be worked out to take care of the parking as the yard areas are too small for driveways, and the situation is serious. A letter from the State Traffic Engineer was presented in which he stated the crowded condition of Beatties Ford Road would not have been improved by widening if parking were allowed to use the two additional lanes and no governmental agency could justify such large expenditure of fund purely for the purpose of storing vehicles; that future traffic volumes will increase the need for the additional space. That if a written agreement was not executed to prohibit the parking, it was certainly generally understood that parking would be eliminated if the improvement was made and the Highway Commission is forced to take the position of objecting to any parking along the street. Mr. Alexander called attention that the Brooklyn area business forced to give up their property because of the redevelopment of the area are relocating on Beatties Ford Road and again the door is being closed in their faces by the parking ban and it is unfair and unjust as the western side of the city is fast becoming the colored area and facilities that affect their daily lives and business must be provided. Mr. Alexander stated he believes if the Council voted to permit limited parking on the street, that the State Highway Commission would acquiese.

Councilman Hitch suggested that the Mayor appoint a Committee to work with Mr. Alexander and Mr. Hoose, Traffic Engineer, to see if anything can be worked out to give these residents relief. He stated he is willing to serve on the Committee.

Mayor Smith stated the suggestion will be taken under advisement.

CITY-COUNTY POLICE CONSOLIDATION STUDY COMMITTEE REPORT ADOPTED.

Councilman Smith, Chairman of the City-County Police Consolidation Study Committee, advised that he appeared before the County Commissioners in meeting this morning and presented the Report of the Committee, and requested its adoption; that it was approved by the Commissioners 100%, with Commissioner Lawing being absent. He presented the Report to Council, which is as follows, and moved its adoption. The motion was seconded by Councilman Dellinger, and unanimously carried:

"This Committee was appointed by Mayor James S. Smith and Chairman of the County Commissioners, S. Y. McAden.

The first meeting was held February 19, 1960, and at this meeting it was decided to request the Institute of Government to bring up to date a study which it had made in 1949 of Police Consolidation for Mecklenburg County and the City of Charlotte.

The Committee met with Mr. Albert Coates, Director, and members of the staff of the Institute of Government on August 23 and October 25, 1960, and January 31, 1961. At this last meeting the Committee was presented the conclusions established by the Institute's study which are compiled in a 36 page document outlining ways and means of consolidation.

The Committee invited various interested individuals, both governmental

officials and others, to attend these meetings and gave each person the opportunity to ask questions, discuss the issues involved, and make statements concerning the problems raised by the study. Press, radio and television representatives have been asked to attend all the committee meetings.

With the facts in hand, and after long study given to this proposition by the Committee members, it is now time to make our report to the City Council and the County Commissioners.

The Committee realizes that the consolidation of the Mecklenburg County and City of Charlotte Police Departments is eventually inevitable in time and is possible in fact. The only question is whether it should be undertaken now, or should be accomplished on a gradual mutual consent basis. Either the City Council or the County Commission can prevent consolidation by a majority vote. The void this would create could do no good and perhaps lasting hurt would result, if the Committee forced a decision at this time.

Therefore, we respectfully submit to the City Council and the County Commission that we believe it is essential for both Police departments to be instructed to proceed with closer cooperation on all levels for a more efficient countywide operation. Such evidence of cooperation should be begun immediately. We suggest that fingerprinting, records, training, the interchange of personnel, and possibly communications be studied with a view towards merger of efforts in these areas. The Police Chiefs and subordinates should have regular meetings to discuss and seek ways and means of eventual consolidation. Recommendations should be made as to cost allocations to City and County of these phases of immediate cooperation.

We feel that the majority of the citizens of Mecklenburg County which includes both urban and rural residents desire that definite action be taken towards this ultimate goal. Therefore, we urge the County Commission and the City Council to adopt this report of the Committee as the policy upon which they are willing to proceed.

We would like to express our appreciation to Mr. Albert Coates and his staff at the Institute of Government for their most valuable assistance, and to the many other public minded citizens who have cooperated with this Committee.

Approved by Committee February 8, 1961.

City-County Police Consolidation Study
Committee

Gibson L. Smith, Chairman
James L. Hamilton, Sr.
Herbert Garrison
Wiley S. Obenshain
Dr. E. A. Beaty
Ernest B. Hunter"

Mayor Smith complimented Councilman Smith and the Committee on the Report and stated he thinks they approached the question in the right manner, and that it is only a matter of time before the consolidation will be realized.

REPORT ON STATUS OF HOUSING CODE AND BILLS TO BE PRESENTED LEGISLATURE.

In reply to the question of Councilman Whittington as to the status of the Housing Code and Bills to be presented the Legislature, Mr. Shaw, City Attorney advised it was necessary to write the Attorney General more fully regarding the Housing Code just what information is desired and he has not received a reply.

That he has drawn the Bills to amend the Charter; has found adequate legislation in the General Statutes to take care of capital improvements, and will try to complete the Bills by next week.

REGULATION ESTABLISHING PROCEDURE FOR CONTROLLING AND REIMBURSING CAR ALLOWANCES TO CITY EMPLOYEES, ADOPTED.

Upon motion of Councilman Hitch, seconded by Councilman Babcock, and un-animously carried, the following regulation establishing procedure for controlling and reimbursing car allowances to city employees was adopted as recommended by the City Manager:

"It is the purpose of this regulation to restrict car allowances to the actual cost of operating a car on City business, and to establish uniform procedures for controlling and reimbursing such expenses. All departments shall be subject to this regulation and compensate employees in accordance with the following provisions:

1. The effective date of this regulation is March 1, 1961 except new employees who shall be placed under this regulation at the time of their employment.
2. Car allowances to be allocated as follows:
 - (a) Car essential to performance of daily duties: \$40 per month and four (4¢) per mile.
 - (b) Intermittent or occasional usage: eight (8¢) per mile.
 - (c) Additional allowances paid by other agencies on mileage reported shall be deducted from total amount due.
3. Car allowance for employees who have been ruled ineligible shall be discontinued by March 1, 1961.
4. No employee shall be eligible for car allowance without prior approval of his department head and the City Manager. Such requests shall take the form of a detailed memorandum to the City Manager outlining all the reasons why an employee's duties require the use of a private car.
5. All requests for reimbursements shall be submitted in duplicate on the entitled form "Mileage Report" at the end of each month. One copy to be forwarded to the Accounting Department, and one to the Manager's office. Expense less than \$10 may be carried over until it exceeds that amount.
6. Employees who are receiving car allowance for City use shall report authorized out-of-town mileage for reimbursement under this regulation,

- 7. Employees subject to this regulation shall cooperate with authorized personnel in the inspection and verification of odometer readings of their cars.
- 8. Broken odometer will not be accepted as valid reason for estimated mileage report. Also, mileage to and from work will not be compensable."

PRELIMINARY REPORT ON NEW ZONING ORDINANCE TO BE MADE BY PLANNING BOARD IN THREE TO FIVE WEEKS.

The City Manager advised that the Planning Board expects to give the Council a preliminary report on the new zoning ordinance in three or five weeks. He stated it will probably be necessary to have a meeting with the Board members to discuss the report.

WATER AND SEWER RATE SCHEDULE ADOPTED.

Fourth and Fifth water and sewer rate schedules were presented in addition to those under consideration, being the present rates, the Hazen and Sawyer Report and the rates proposed by Mr. C. S. Reed.

Councilman Smith presented the following schedule:

FIFTH RATE

"Using Following Water Rates

Minimum	\$1.00		
First 3,300 cu. ft.		.30	per 100 Cu.Ft.
Next 6,700 cu. ft.		.24	" " " "
Next 10,000 cu. ft.		.20	" " " "
Next 30,000 cu. ft.		.15	" " " "
Next 50,000 cu. ft.		.12	" " " "
Over 100,000 cu. ft.		.095	" " " "
(outside Rates add 100%)			

Sewer service Charges to be 100% of water bill
 Sewer service Charges outside the city to be doubled the city rates,
 And no hydrant rental or fire alarm standby charges to be made."

Councilman Smith explained in detail the development of his proposed rates and stated the Hazen and Sawyer Report was, in essence used as a basis, trying to get away from the 110% sewer charge; that the result has been a spread of the cost in the middle rates and lowering the end rates, and a reduction in the sewer service charge to 100% of the water bill. He stated further the schedule is a fair compromise and meets the revenue requirements and is a fair attempt to be just to all users.

Councilman Myers presented the following rates proposed by Councilman Babcock and himself:

FOURTH RATE"Water Rates:

Minimum Monthly Bill (under 370 cu.ft.)	\$1.00
First 3,300 cu. ft.	\$0.27 per 100 cu. ft.
Next 6,700 cu. ft.	0.25 per 100 cu. ft.
Next 10,000 cu. ft.	0.205 " " " "
Next 13,000 cu. ft.	0.17 " " " "
Next 27,000 cu. ft.	0.135 " " " "
Next 40,000 cu. ft.	0.10 " " " "
All over 100,000 cu. ft.	0.085 " " " "

Sewer Service Charges

(1) <u>Fixed Charges</u>	<u>Monthly Charge</u>
5/8" Water Meter	\$0.75
1" " "	1.88
1 1/2 " " "	3.75
2" " "	6.00
3" " "	11.25
4" " "	18.75
6" " "	37.50
8" " "	60.00

The estimated annual sewer service revenue from fixed charges is: \$527,676

(2) Volume Charges (80% Water Bill)

The estimated annual sewer service revenue from volume charges at 80% water bill is: \$1,368,886."

In speaking to his Schedule, Councilman Myers explained the differences from those offered by Mr. Reed and Councilman Smith, stating his rates will tend to stabilize revenue because of a fixed charge and will encourage, instead of deter, the use of water. That more of the cost to the customer should be allocated to fix charges and the balance to variables. That under the plan, everyone will pay so much per meter size and the customer then be charged so much sewer service on each 100 cubic foot of water used. That under the plan the water and sewer departments will be selfsustaining.

Councilman Smith stated he was objecting basically to the 110% sewer service charge in the Hazen & Sawyer Report, and the sewer service charge proposed by Councilman Myers is even higher than the 110%.

Among his remarks, Councilman Babcock stated it seems to him that up to the present time we are not facing up to the facts; that Hazen and Sawyer recommend that Council get an additional one half million dollars from somewhere, and it seems ridiculous that anyones water should be reduced with this fact before us. Also, that it cost almost as much to operate the sewer department as the water, at the same time only half of the customers use sewer service. That if we must deal with a psychological block, then the only reasonable thing is to let the 75¢ sewer surcharge stay on and graduate it up.

Councilman Hitch stated he has discussed with Councilman Myers his proposal and thinks it has merit and it appears to him the proposal will bring in

revnue to make the departments self-sustaining and the rates comparable to others in southeastern cities. He called attention that the large user also has a BOD charge in addition to the water and sewer. That while faults can be found in all of the proposals, the Fourth Rate seems fair and just and he would be inclined to go along with it.

Councilman Dellinger stated he does not think the 75¢ surcharge should stay.

Councilman Albea stated when the 75¢ surcharge was put on, it was understood it was only temporary until the rate could be set and the surcharge would definitely then be removed.

Following the general discussion of the merits of the proposals under the Fourth and Fifth Rates, Councilman Smith moved the adoption of the Fifth Rate Schedule as submitted by him. The motion was seconded by Councilman Dellinger.

Councilman Babcock offered a substitute motion that the Fourth Rate Schedule be adopted as submitted. The motion was seconded by Councilman Myers.

A second substitute motion was made by Councilman Albea that the Hazen and Sawyer Report be adopted, with the exception that the sewer service charge be 100% of the water bill instead of 110% as recommended. The motion was seconded by Councilman Whittington, and on the following recorded vote the motion was lost:

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

The Hazen & Sawyer Rates were presented and recommended by Councilman Whittington the first time at the Council Meeting on February 6th but were not included in the Minutes on that date and are included herein at his suggestion:

HAZEN & SAWYER RATES

"Water Rate Schedule

	Per 100 cubic ft.	
	Inside	Outside
First 3,300 cu. ft.	0.27	0.54
Next 6,700 cu. ft.	0.20	0.40
Next 10,000 cu. ft.	0.15	0.30
Next 13,000 cu. ft.	0.12	0.24
Over 33,000 cu. ft.	0.105	0.21

Sewer Service Charge: 110% of water bill. Recommended by Councilman Whittington on February 6th at 100% of water bill.

Charge of \$30.00 per public hydrant. Private hydrant at the following schedule:

3 inch or less fire line	\$ 25.00	inside	and	outside	city
4 inch	\$ 50.00	"	"	"	"
6 inch	\$ 75.00	"	"	"	"
8 inch	\$125.00	"	"	"	"

MEETING RECESSED AT 4 P.M. FOR TEN MINUTE PERIOD.

At the request of Councilman Smith the Mayor declared a ten minute recess.

MEETING RECONVENED AT 4:10 P.M.

The meeting was reconvened at 4:10 p.m. and called to order by Mayor Smith.

The substitute motion by Councilman Babcock for the adoption of the Fourth Rate was voted on and lost by the following recorded vote:

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

Votes were then cast on the main motion by Councilman Smith for the adoption of the Fifth Rate and lost by the following recorded vote:

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

Councilman Whittington stated from the beginning he has endeavored to get the Hazen and Sawyer Report accepted and has failed; that he feels any rate should be fair and the Council should be able to defend it. In answer to his question as to how much money the City would be short if Councilman Smith's proposal of .30¢ for the first 3,300 cu. ft. was reduced to .27¢, Mr. Franklin, Supt. of the Water Department, stated the minimum would be \$112,420.00 and up to 3,300 cu. ft. would be \$1,156,334.00 or the same as proposed under the Fourth Rate. He stated this is a rough estimate and the yield for the entire rate schedule would have to be calculated by the normal procedures to give a firm amount.

Councilman Dellinger asked even though the rates proposed by Councilman Smith are a little short, could we come up next year, and Mr. Franklin replied yes, that the figures have been checked.

Councilman Hitch asked Mr. Franklin which of the Hazen and Sawyer Rates, Fourth Rates or Fifth Rates is the most equitable in his opinion. Mr. Franklin replied this is a hard question to answer; that Hazen and Sawyer submitted a good report that would put both departments on their own feet. That the simpler the rate, the easier it is to administer and he would like it on a percentage basis. That all of the Rates are a little short according to his budget.

Councilman Dellinger asked if Councilman Smith's Fifth Rates will put the sewer department on a self-sustaining basis and Mr. Franklin stated he does not think any of the sewer revenue comes up to what the budget calls for; however, everyone is close. That it is simply a matter of what the Council plans to do, pay-as-you-go or not.

Councilman Whittington moved the adoption of the Hazen and Sawyer Report in its entirety with sewer service charge at 110% of the water bill. The motion was seconded by Councilman Albea, and lost by the following recorded vote:

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

Councilman Dellinger asked the City Manager if he thinks the Rates proposed by Councilman Smith will do what the Council wants done; Mr. Veeder replied he thinks it will be as close as any of the proposals and he agrees with Mr. Franklin's statement.

Councilman Smith moved the adoption of the Fifth Rates with no hydrant rental or fire alarm standby charge. The motion was seconded by Councilman Dellinger.

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Councilman Whittington stated he thinks Councilman Smith has the best compromise of the four proposals and after Mr. Franklin's remarks he thinks it is the best proposal other than that of Hazen and Sawyer.

Councilman Albea concurred in Councilman Whittington's statement but stated he would favor it with reluctance.

Councilman Smith stated the departments will be self-sustaining under his Rates and water will be paid for by those who use it.

The vote was taken on the motion for the adoption of the Fifth Rates and carried by the following recorded vote:

YEAS: Councilmen Smith, Dellinger, Albea and Whittington.

NAYS: Councilmen Babcock, Hitch and Myers.

The City Manager advised that as the rates are established, they will be converted into an ordinance, which will also fix the effective date, for reiteration by the Council at next week's meeting; that it will probably take about 45 days to effect the cut over.

ADJOURNMENT.

Upon motion of Councilman Babcock, seconded by Councilman Smith, and unanimously carried, the meeting was adjourned.


Lillian R. Hoffman, City Clerk