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The regular meeting of the City Council was held in the Council Chamber, City Hall, at 4:00 o'clock p. m., on Wednesday, April 25, 1945, with Mayor Baxter presiding and Councilmen Albea, Atkins, Baker, Cope, Daughtry, Hovis, Painter, Price, Slye and Ward being present.

Absent: Councilman Bullard.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Ward, the minutes of the last meeting were approved as read.

REQUEST FOR LICENSE TO SELL BEER BY MR. TOM RAWLINGS AGAIN REFERRED TO CITY MANAGER.

Mr. Henry Strickland again presented the request made at last Council Meeting, that a license to sell beer be issued to Mr. Tom Rawlings, as his present license expires on April 30th. The City Manager, to whom the matter was referred at the last meeting, stated he had been unable to obtain a copy of the ruling regarding the issuance of Beer License passed by the last session of Legislature. He requested Council to permit Mr. Rawlings to continue to operate under his present license until next Wednesday in case he could not clear up the matter by April 30th, or should the license not be issued to him for any reason. Council concurred in the suggestion.

CIVIL AIR PATROL GRANTED PERMISSION TO DROP LEAFLETS FROM PLANES.

Upon motion of Councilman Albea, seconded by Councilman Slye, the Civil Air Patrol was unanimously granted permission to drop leaflets recruiting cadets, from Planes over the city, as requested by Lieut. A. G. Ashley of the Civil Air Patrol.

CONTRACT FOR UNIFORM SHIRTS AWARDED RALPH B. TORRENCE.

Councilman Slye moved that contract be awarded Ralph B. Torrence, Charlotte, for 167 uniform shirts for policemen, at a net delivered price of \$492.65. Motion seconded by Councilman Ward, and unanimously carried.

CONTRACT FOR CRUSHED STONE AWARDED CONCRETE SUPPLY COMPANY.

Upon motion of Councilman Albea, seconded by Councilman Slye, contract for crushed stone, estimated at 440 tons, was unanimously awarded the low bidder, Concrete Supply Company, at \$2.15 per ton, or an estimated amount of \$946.00.

PURCHASE OF ANHYDROUS AMMONIA AUTHORIZED FROM RESEARCH PRODUCTS COMPANY.

Upon motion of Councilman Atkins, seconded by Councilman Slye, purchase of Seven Cylinders, 1050 pounds, of anhydrous ammonia, at .154 per pound, total price \$161.70, was unanimously authorized from Research Products Company.

TEMPORARY ADVANCE OF FUNDS FOR TYPHUS CONTROL PROGRAM AUTHORIZED.

The City Manager requested that \$2,500.00 be temporarily advanced to the Typhus Elimination Fund from Reserve Unappropriated Income Account, for use in the typhus control program, said amount to be reimbursed from collections made from property owners whose premises are rat-proofed. Councilman Baker moved that the \$2,500.00 be advanced as requested. Motion seconded by Councilman Albea, and unanimously carried.

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EMERGENCY FUND APPROPRIATION MADE FOR TRAFFIC SURVEY.

The City Manager advised the traffic survey being made by the State Highway Commission and Federal Public Roads Administration was two-thirds completed and that \$1,500.00 additional was required to complete it. Councilman Slye moved that \$1,500.00 be appropriated from the Emergency Fund for this work. Motion seconded by Councilman Ward, and unanimously carried.

RESOLUTION ADOPTED WITH REGARD TO CONSTRUCTION OF RAILROAD SIDETRACK ACROSS DOWD ROAD TO CONNECT WITH THE SOUTHERN RAILWAY MAIN TRACKS AND SERVE THE WHITIN MACHINE WORKS PROPERTY ON THE SOUTHWESTERLY SIDE OF DOWD ROAD SOUTH-EAST OF THE MAIN LINE OF THE SOUTHERN RAILWAY.

The following resolution was presented by the City Manager:

WHEREAS, Whitin Machine Works and Southern Railway Company have requested permission to construct a sidetrack across the Dowd Road on the southeasterly side of the main line of the Southern Railway, partly within and partly without the railroad right of way, for the purpose of serving a building owned by Whitin Machine Works and to be used as a repair shop or for such other purposes as that company or its successors may desire to use same.

NOW, THEREFORE BE IT RESOLVED, that the Southern Railway Company and Whitin Machine Works be, and they hereby are, authorized and empowered to construct said sidetrack across the Dowd Road after executing a contract with the City providing for same, which contract shall be approved by the City Attorney, a copy of the tentative contract having been presented at this meeting and same having been approved.

BE IT FURTHER RESOLVED that the Mayor and the City Clerk are hereby authorized on behalf of the City to execute said contract.

Councilman Baker moved the adoption of the foregoing resolution. Motion seconded by Councilman Painter, and unanimously carried.

ADOPTION OF RESOLUTION REGARDING RETIREMENT SYSTEM.

The following resolution was presented by Mr. C. W. Tillett, City Attorney:

WHEREAS, the 1945 General Assembly amended the Charter of the City of Charlotte so as to enable the City to establish and maintain a retirement system for its employees, and

WHEREAS, the Council realizes the necessity of providing its employees with the security and protection provided by a sound retirement plan in view of the fact that its employees are not eligible for any of the benefits of any of the Social Security programs of the Federal Government.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Council finds and declares that it will be in the public interest for the City, effective July 1, 1945, to establish and thereafter maintain a retirement system for its employees which will contain substantially those benefits and be subject substantially to the terms and conditions contained in the retirement system outlined in Article 3, Chapter 128, of the General Statutes of North Carolina as amended by the 1945 General Assembly except that the same shall be administered locally by a commission to be appointed by the City Council.

2. That the City Manager be and is instructed as soon as possible, to submit to the employees of the City the question as to whether or not they desire to enter such a retirement system after the same is established and

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obtain the written agreement to participate by those employees who are willing to participate.

3. That if 75% of the persons who are employed by the City on the day of the passage of this resolution elect in writing to participate in such a retirement system, George B. Buck of New York City be and is employed to draft an ordinance establishing said retirement system and the Manual of Office Procedure to be used in connection with the operation of the said system and that the Mayor and City Clerk be and they are authorized to execute a contract of employment with the said Buck, it being understood from said Buck's letter of June 16, 1943 that he will draft the aforesaid ordinance for a fee of Four Hundred (\$400.00) Dollars and will prepare a Manual of Office Procedure for Six Hundred (\$600.00) Dollars.

Councilman Ward moved the adoption of the foregoing resolution. Motion seconded by Councilman Slye.

Councilman Atkins made a substitute motion that in view of the fact that the benefits would be the same and the cost would be less and benefit of the actual experience of the State would be received, that the resolution be amended to put us under the State System. Motion seconded by Councilman Daughtry. Motion was lost with the following vote recorded: AYE: Councilmen Atkins, Baker, Cope and Daughtry. NAY: Councilmen Albea, Hovis, Painter, Price, Slye and Ward.

The vote was then taken on the original motion, which passed, with the voting recorded as follows: AYE: Councilmen Albea, Hovis, Painter, Price, Slye and Ward. NAY: Councilmen Atkins, Baker, Cope and Daughtry.

ADJOURNMENT.

Upon motion of Councilman Ward, seconded by Councilman Albea, the meeting was adjourned.

Lillian R. Hoffman
City Clerk