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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 Wednesday, May 15, 1957, at 11 o'clock a.m., with Mayor Smith presiding, and Council members Albea, Baxter, Brown, Dellinger, Evans, Foard and Wilkinson being present.

ABSENT: None

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INVOCATION.

The invocation was given by Councilman Claude L. Albea.

MINUTES APPROVED.

Upon motion of Councilman Wilkinson, seconded by Councilman Brown, and unanimously carried, the Minutes of the last Council Meeting on May 13th were approved as submitted.

REQUEST OF MR. CHARLIE WOOD FOR DONATIONS FROM OFFICIALS TO RECREATIONAL CENTER AT FAITH METHODIST CHURCH.

Mr. Charlie Wood appeared before Council and requested personal donations towards a recreational center at Faith Methodist Church. Mayor Smith suggested that he contact the officials after the meeting.

APPOINTMENT OF HENRY A. YANCEY AS CITY MANAGER.

Councilman Albea moved the appointment of Mr. Henry A. Yancey as City Manager, at his present salary. The motion was seconded by Councilman Wilkinson, and unanimously carried.

APPOINTMENT OF LILLIAN R. HOFFMAN AS CITY CLERK.

Councilman Wilkinson moved the appointment of Mrs. Lillian R. Hoffman as City Clerk, at her present salary. The motion was seconded by Councilwoman Evans, and unanimously carried.

APPOINTMENT OF JOHN D. SHAW AS CITY ATTORNEY.

Councilman Brown moved the appointment of Mr. John D. Shaw as City Attorney, at his present salary. The motion was seconded by Councilman Baxter, and unanimously carried.

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APPOINTMENT OF L. L. LEDBETTER AS CITY TREASURER.

Councilman Dellinger moved the appointment of Mr. L. L. Ledbetter as City Treasurer, at his present salary, and that his bond be fixed at \$25,000.00. The motion was seconded by Councilman Brown, and unanimously carried.

Councilwoman Evans stated that as the City has a retirement plan and because of Mr. Ledbetter's age, the Council should be thinking of someone to fill his position. Councilman Dellinger remarked there are a number of men in departments familiar with the City's finances, and that he does not think this is the time to go into the matter of retirement.

APPOINTMENT OF GEO. B. LIVINGSTON AS CITY ACCOUNTANT.

Councilman Baxter moved the appointment of Mr. George B. Livingston as City Accountant, at his present salary, and that his bond be fixed at \$10,000.00. The motion was seconded by Councilman Albea, and unanimously carried.

APPOINTMENT OF J. H. MILLS AS COLLECTOR OF REVENUE.

Councilman Albea moved the appointment of Mr. J. H. Mills as Collector of Revenue, at his present salary, and that his bond be fixed at \$50,000.00. The motion was seconded by Councilman Brown.

Councilwoman Evans stated that in lieu of the Council's policy for the last two years, they should find qualified people for departmental heads and the policy should be maintained throughout the organization. That when appointments of this type are made, it is degrading to the other departmental heads; that departmental heads should be kept free from political patronage.

Councilman Baxter asked if she is opposed to Mr. Mills on the basis of his efficiency or on personal grounds? She replied that the same amount of taxes have been collected as last year and she does not consider that the department has made any progress.

Mayor Smith asked the City Manager what percentage of taxes have been collected as compared to last year and previous years? Mr. Yancey replied that he receives a weekly report from the department and collections have consistently run a fraction above last year, and they are above the amounts collected during any year for the past eight to ten years.

Councilman Dellinger stated there are people in our government who are doing a good job and then someone comes in and wants to throw them out and he does not believe in any such action. Councilwoman Evans stated she challenges Mr Dellinger's statement, and if he thinks she is trying to put anyone in this position he is mistaken.

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The vote was then taken on the motion for the appointment of Mr. Mills and carried, with the votes cast as follows:

YEAS: Councilmen Albea, Baxter, Brown, Dellinger, Foard and Wilkinson.

NAYS: Councilwoman Evans.

APPOINTMENT OF FRANK N. LITTLEJOHN AS CHIEF OF POLICE.

Councilman Dellinger moved the appointment of Mr. Frank N. Littlejohn as Chief of Police, at his present salary, and that his bond be fixed at \$1,000.00. The motion was seconded by Councilman Wilkinson, and unanimously carried.

Councilwoman Evans stated that Mr. Littlejohn is also getting into the age bracket where the Council will have to consider his successor and they should be thinking of someone for the office. Councilman Dellinger again objected to the injection of the retirement question, and asked if Mrs. Evans has anyone in mind to succeed Chief Littlejohn? She replied that she does not have, and Councilman Dellinger then remarked that he would not bring the matter up if he were she unless she has someone to suggest for the post. Councilman Baxter stated it is true that some of the departmental heads are getting in the older bracket, but statistics show that efficiency increases as one grows older and experienced in a job; that the national reputation as a fine law enforcement officer that Chief Littlejohn enjoys is of untold value to Charlotte; that this is shown by the fact that as crooks leave the larger cities, 90% of them skip Charlotte because they know Chief Littlejohn is here; that in his opinion Chief is good for another ten years service.

Councilwoman Evans remarked that she agrees that he has done a good job but a policy of retirement should be established from the departmental heads all down the line. Disapproval of the suggestion was voiced by various Councilmen.

APPOINTMENT OF DONALD S. CHARLES AS CHIEF OF THE FIRE DEPARTMENT.

Councilwoman Evans moved the appointment of Mr. Donald S. Charles as Chief of the Fire Department, at his present salary. The motion was seconded by Councilman Foard, and unanimously carried.

APPOINTMENT OF GEORGE J. MILLER AS SOLICITOR.

Councilman Baxter moved the appointment of Mr. George J. Miller as Solicitor, for a term of two years, at the salary paid the present Solicitor. The motion was seconded by Councilman Foard, and unanimously carried.

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APPOINTMENT OF BASIL M. BOYD AS RECORDER.

Councilman Baxter moved the appointment of Mr. Basil M. Boyd as City Recorder, for a term of two years, at his present salary. The motion was seconded by Councilman Wilkinson, and carried, with the following votes cast:

YEAS: Councilmen Albea, Baxter, Brown, Dellinger, Foard and Wilkinson.

NAYS: Councilwoman Evans.

Councilwoman Evans stated her reason for opposing the appointment of Mr. Boyd is that in her opinion he lacks the judicial temperment and wisdom necessary to hold the office. Councilman Baxter stated he thinks Mr. Boyd has done an excellent job and has been a compliment to the Court and that his temperment is well suited to the office. Councilwoman Evans replied that it is a matter of record that in the case of a student against a teacher, the fine of \$10.00 was given by Judge Boyd with the comment that "boys will be boys", and had it been reversed and the teacher had struck the student, the teacher would have been jeopardized as long as she lived. Councilman Dellinger stated he thinks that, Mrs. Evans is entirely out of order going into the matter of court decisions and personalities and he asked that it not be permitted. Councilman Brown stated he thinks Councilwoman Evans is quite out of order. That she is casting derogatory remarks against each member of the Council for their votes. He asked if she has ever observed the proceedings in the Recorder's Court? She replied that she refused to answer any further questions. Councilman Brown continued, stating the Council is elected by the citizens to conduct the affairs of the City with dignity and harmony for the best interest of Charlotte and to have disunity at the first meeting is certainly discouraging. That he wants Mrs. Evans to know that in criticizing these appointees, she is criticizing gentlemen who have befriended her, for they together with all of the Council members here today would have no part in the proposed reprint of an article that appeared in a Charlotte newspaper last spring in which she and her husband were among a group of people supporting the seizure of Mecklenburg Democratic Party, because they considered it would be a slur against her. Councilwoman Evans objected at this point that Councilman Brown's remarks are too personal, and Mayor Smith stated that she had been permitted to make any remarks that she wished to, and it was therefore the privilege of Councilman Brown to do the same thing. Councilman Brown continued that he was merely pointing out the fact that it is gentlemen she is dealing with, with high ideals who took thought of her welfare, while at the same time by her own remarks she does not have the same consideration for them. That he and the other members of the Council wish to work in unity and cooperation, which the citizens of Charlotte have every right to expect.

APPOINTMENT OF PETER H. GERNS AS VICE-RECORDER.

Councilman Wilkinson moved the appointment of Mr. Peter H. Gerns as Vice-Recorder, for a term of two years, to be paid at the rate paid the present Vice-Recorder for such time as he serves the Court during the vacation period allowed the Recorder. The motion was seconded by Councilman Dellinger, and unanimously carried.

RESOLUTION GRANTING SOUTHERN RAILWAY COMPANY PERMISSION TO LAY SIDETRACK ACROSS WEST THIRD STREET.

A resolution entitled: "Resolution Granting Southern Railway Company Permission to Lay Sidetrack Across West Third Street" was introduced and read, and upon motion of Councilman Albea, seconded by Councilman Wilkinson, was unanimously adopted. The resolution is recorded in full in Resolutions Book 3, at Page 68.

SUPPLEMENT NO. 3 TO LEASE WITH EASTERN AIRLINES FOR USE OF AIRPORT FACILITIES, TO INCLUDE THEREIN "TRACT D" OF AIRPORT PROPERTY FOR USE OF THEIR AIR TRANSPORTATION FACILITIES.

Councilman Dellinger moved approval of Supplement No. 3 to the lease with Eastern Air Lines, dated April 26, 1950, for use of Airport facilities, to include therein/^{the} area known as "Tract D" of the airport property to be used by Eastern, at a monthly rental beginning at \$240.00 per annum, for a period ending June 14, 1974. The motion was seconded by Councilman Brown, and unanimously carried.

SUPPLEMENT NO. 4 TO LEASE WITH EASTERN AIR LINES FOR USE OF AIRPORT FACILITIES, TO INCLUDE AREA ON WHICH CARGO BUILDING IS ERECTED AND ADJACENT AREA IMPROVED BY THEM.

Motion was made by Councilman Wilkinson, seconded by Councilman Dellinger, and unanimously carried, approving Supplement No. 4 to the lease with Eastern Air Lines, dated April 26, 1950, to include the area on which their Cargo Building is located and adjacent area improved by them, at a monthly rental of \$100.00, for a period ending on April 25, 1970.

CONTRACT AWARDED PURSER & LONDON, INC. FOR SCHEDULE OF REPAIR PARTS FOR DE LAVAL PUMPS #251991-2.

Councilman Dellinger moved that contract be awarded Purser & London, Inc., the only bidder, for a schedule of 12 repair parts for De Laval Pumps #251991-2, as specified, at a total bid price of \$1,050.00, f.o.b. Trenton, N. J. The motion was seconded by Councilman Wilkinson, and unanimously carried.

CONSTRUCTION OF DRIVEWAY ENTRANCES AUTHORIZED.

Upon motion of Councilman Albea, seconded by Councilman Brown, and unanimously carried, the construction of driveway entrances at the following locations, was authorized:

- (a) One 35-ft driveway entrance at 415 West 12th Street.
- (b) One 20-ft. driveway entrance at 126 State Street.
- (c) Two 25-ft. driveway entrances and One 15-ft. entrance at 2113-19 North Davidson Street.
- (d) One 30-ft. driveway entrance on Beatty's Ford Road and Two 15-ft. entrances on West Trade Street, all for 100 Beatty's Ford Road.
- (e) One 27-ft. and One 22-ft. driveway entrance on East Boulevard and Two 35-ft. entrances on Fountain View Avenue, all for 1501 East Boulevard.

TRANSFER OF CEMETERY LOTS AUTHORIZED.

Motion was made by Councilwoman Evans, seconded by Councilman Foard, and unanimously carried, authorizing the Mayor and City Clerk to execute deeds for the transfer of the following cemetery lots:

- (a) Deed with Henry C. Foster, for Graves #1 and #2, Lot 88, Section 3, Evergreen Cemetery, at \$80.00.
- (b) Deed with Z.V. Pearson and wife, for east half of Lot 302 Section 4-A, Evergreen Cemetery, transferred from Mrs. Johnsie H. Finkle, at \$1.00 for new deed.
- (c) Deed with Mrs Johnsie H. Finkle, for West Half of Lot 302, Section 4-A, Evergreen Cemetery, at \$1.00 for new deed.
- (d) Deed with Roy A. Wells, Jr. and wife, for Northwest quarter of Lot 21, Section I, Elmwood Cemetery, transferred from Mrs. Martha W. Buff, at \$1.00 for new deed.

HOLIDAY DECLARED ON MAY 20TH IN OBSERVANCE OF THE SIGNING OF THE MECKLENBURG DECLARATION OF INDEPENDENCE.

Councilman Albea moved that a Holiday be granted city employees on Monday, May 20th, in observance of the Signing of the Mecklenburg Declaration of Independence. The motion was seconded by Councilwoman Evans, and unanimously carried.

IMPROVEMENTS TO SHARNBROOK DRIVE NORTH, FROM CAMP GREEN STREET TO HIGH SCHOOL PROPERTY LINE, AUTHORIZED.

On motion of Councilman Wilkinson, seconded by Councilman Albea, and unanimously carried, improvements to Sharnbrook Drive North, from Camp Green Street to the High School property line, was authorized at an estimated cost of \$3,000.00, and the said amount was approved for transfer from the Emergency Fund (Code 110) for this purpose.

URNMENT.

Motion of Councilman Baxter, seconded by Councilman Albea, and unanimously carried, the meeting was adjourned.

Lillian R. Hoffman
Lillian R. Hoffman, City Clerk