

The Council, upon motion by Councilman Plummer, seconded by Councilman Rhodes voted unanimously to authorize City Manager Ray to advertise for new bids for paving City streets for the coming year.

City Manager Ray reported that bids had been received and opened at 10:00 A. M., on October 9, 1962 in the Assembly Room for construction work and high intensity lighting installation at the Municipal Airport. The following bids were received:

Rockwell Radio & Electric Company	\$46,004.90
Walker & Whiteside, Inc.	\$48,351.65
Bryant Electric Company	\$49,800.00
Hammon Electric Service of Newbern	\$49,817.14
Lovette Electric Construction Company	\$51,456.27
Colter & Chappel Electric Company	\$51,647.80
A & N Electric Company	\$53,449.05
Watson Electrical Construction, Co.	\$54,227.86
Sumter Builders, Inc.	\$54,894.05

City Manager Ray stated that the Rockwell Radio & Electric Company's bid of \$46,004.90 is recommended.

Councilman Rhodes moved that the ROCKWELL RADIO & ELECTRIC COMPANY's bid of \$46,004.90 the low bid, be accepted. Motion was seconded by Councilman Rose and carried unanimously.

City Manager Ray presented a proposed ordinance suggested by Col. Hans C. Larsen, Director of the Office of Civilian Defense, providing for succession of City Officers and emergency location of City Government in the event of a national emergency.

Following a brief discussion, Councilman Plummer moved that the Ordinance be adopted, but that successors not be named at this time. Motion was seconded by Councilman Rhodes and carried unanimously. The Ordinance, as adopted, appears below:

AN ORDINANCE WITH RESPECT TO CIVIL DEFENSE AND PROVIDING FOR SUCCESSION OF OFFICERS AND EMERGENCY LOCATION OF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE

Section 1. DEPARTMENT OF CIVIL DEFENSE.

There is hereby created a Department of Civil Defense. The head of the department, to be known as the Director of Civil Defense, shall be appointed by the City Council and shall serve at its pleasure. The Director may be the same person as the Director of Civil Defense of Cumberland County, The Director of Civil Defense shall have the following duties:

- Organizing, administering, and operating the local civil defense organization;
- Formulating plans for the operation of city government in the event of an enemy attack or natural disaster; and
- Coordinating city civil defense plans with those of other civil defense organizations.

Section 2. EMERGENCY INTERIM SUCCESSION.

(a) Designation, Status, Qualifications and Term of Emergency Interim successors.

(1) Elective and Other Officers. Within thirty days, and thereafter within thirty days after first entering upon the duties of his office, the Mayor, each member of the City Council, each judge of the Municipal Court, each solicitor of the Municipal Court, and the Clerk of the Municipal Court shall designate emergency interim successors to his office and specify their rank in order of succession so that there will be not less than three nor more than seven duly authorized emergency interim successors for the office.

(2) Appointive Officers. The City Council, upon recommendations of the City Manager, shall, within the time specified in subsection (1) of this section, designate for appointive officers, including but not limited to the City Manager, City Treasurer, City Clerk, City Engineer, City Attorney, City Tax Collector, Chief of Police, City Fire Chief, Building Inspector, Director of Civil Defense, City Auditor, Director of Planning and Traffic Engineer, such number of emergency interim successors to these officers

and specify their rank in order of succession so that there will be not less than three emergency interim successors for each officer.

(2-a) Public Works Commission. If the public works commission shall so resolve, it may designate, by filing with the City Clerk as hereinafter provided, successor commissioners and other officers and agents, to have like powers and duties as in this ordinance specified for other City officials.

(3) Review of Designations. The incumbent in the case of those officers specified in subsection (1) of this section, and the City Council in the case of those appointive officers specified in subsection (2) of this section and the Public Works Commission with respect to those positions specified in subsection (2-a), shall review and, as necessary, promptly revise the designations of emergency interim successors to insure that of all times there are at least three qualified emergency interim successors for each officer specified.

(4) Qualifications. No person shall be designated or serve as an emergency interim successor unless he may under the Constitution and statutes of this State and the Charter and ordinances of this City, hold the office of the person to whose powers and duties he is designated to succeed, but no provision of any ordinance prohibiting an officer or employee of this City from holding another office shall be applicable to an emergency interim successor.

(5) Status of Emergency Interim Successor. A person designated as an emergency interim successor holds that designation at the pleasure of the designator; Provided, That he must be replaced if removed. He retains his designation as emergency interim successor until replaced by another appointed by the authorized designator.

(b) Assumption of Powers and Duties of Officer by Emergency Interim Successor. If in the event of an attack any officer named in subsections (1) and (2) and (2-a) of Section (a) is unavailable, his emergency interim successor highest in rank in order of succession who is available shall, except for the power and duty to appoint emergency interim successors, exercise the powers and discharge the duties of such officer. An emergency interim successor shall exercise these powers and discharge these duties only until such time as the lawful incumbent officer of an emergency interim successor higher in rank in order of succession exercises, or resumes the exercise of, the powers and discharge of the duties of the office, or until, where an actual vacancy exists, a successor is appointed to fill such vacancy or is elected and qualified as provided by law. In the event of an attack, or warning of impending attack, or if an emergency is duly declared by the proper state authorities, it shall be the duty of the City Manager to give or attempt to give notice to all emergency interim successors. It shall be the duty of all emergency interim successors to report to the location of city government as soon as they have knowledge of an attack or impending attack, regardless of whether notice is received from the City Manager.

(c) Recording and Publication. The name, address, and rank in order to succession of each duly authorized emergency interim successor shall be filed with the City Clerk and each designation, replacement, or change in order of succession of an emergency interim successor shall become effective when the designator files with the City Clerk the successor's name, address, and rank in order of succession. The City Clerk shall keep on file all such data regarding emergency interim successors and it shall be open to public inspection.

Section 3. EMERGENCY LOCATION OF CITY GOVERNMENT

The emergency location of the city government shall be _____, North Carolina or, in the event such location shall be or become unavailable, _____, North Carolina.

Section 4. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its adoption.

Adopted this _____ day of _____, 1962.

Mayor

ATTEST:

Clerk