

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 1514

Short Title: Hemby Bridge Incorporated.

(Local)

Sponsors: Senator Plyler.

Referred to: Finance.

May 28, 1998

1 A BILL TO BE ENTITLED
2 AN ACT TO INCORPORATE THE TOWN OF HEMBY BRIDGE.

3 The General Assembly of North Carolina enacts:

4 Section 1. A Charter for the Town of Hemby Bridge is enacted as follows:

5 "CHARTER OF TOWN OF HEMBY BRIDGE.

6 "CHAPTER I.

7 "INCORPORATION AND CORPORATE POWERS.

8 "Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town
9 of Hemby Bridge, which area is described in Section 2.1 of this Charter, are a body
10 corporate and politic under the name 'Town of Hemby Bridge.' Under that name they
11 have all the powers, duties, rights, privileges, and immunities conferred and imposed on
12 cities by the general law of North Carolina.

13 "CHAPTER II.

14 "CORPORATE BOUNDARIES.

15 "Sec. 2.1. **Town Boundaries.** Until modified in accordance with the law, the
16 boundaries of the Town of Hemby Bridge are as follows:

17 "CHAPTER III.

18 "GOVERNING BODY.
19

1 "Sec. 3.1. **Structure of Governing Body; Number of Members.** The governing
2 body of the Town of Hemby Bridge is the Board of Aldermen, which has five members.

3 "Sec. 3.2. **Temporary Officers.** Until the organizational meeting after the initial
4 election in 1999 provided for by Section 4.1 of this Charter, Bill Baucom, J.C. McClain,
5 and Phil Pressley are appointed members of the Board of Aldermen, and they shall
6 possess and may exercise the powers granted to the Board of Aldermen until their
7 successors are elected or appointed and qualify pursuant to this Charter. The Board of
8 Aldermen shall have three members until the organizational meeting after the 1999
9 municipal election.

10 "Sec. 3.3. **Manner of Electing Board of Aldermen; Term of Office.** The qualified
11 voters of the entire Town shall elect the members of the Board of Aldermen. In 1999,
12 five members of the Board of Aldermen are elected. The three persons receiving the
13 highest numbers of votes are elected to four-year terms, and the two persons receiving the
14 next highest numbers of votes are elected to two-year terms. In 2001 and quadrennially
15 thereafter, two persons are elected to four-year terms. In 2003 and quadrennially
16 thereafter, three persons are elected to four-year terms.

17 "Sec. 3.4. **Manner of Electing Mayor; Term of Office.** At its organizational
18 meeting after each election, the Board of Aldermen shall elect one of its members as
19 Mayor to serve at the pleasure of the Board of Aldermen.

20 "CHAPTER IV.

21 "ELECTIONS.

22 "Sec. 4.1. **Conduct of Town Elections.** Town officers shall be elected on a
23 nonpartisan election and runoff basis and results determined as provided in G.S. 163-293.

24 "CHAPTER V.

25 "ADMINISTRATION.

26 "Sec. 5.1. **Town to Operate Under Mayor-Council Plan.** The Town of Hemby
27 Bridge operates under the Mayor-Council plan as provided in Part 3 of Article 7 of
28 Chapter 160A of the General Statutes."

29 Section 2. This act does not affect the boundaries or taxing power of any fire
30 tax district. Notwithstanding G.S. 69-25.15 or any other provision of law, any area which
31 may be annexed by the Town of Hemby Bridge shall remain in the fire tax district.

32 Section 3. From and after the effective date of this act, the citizens and
33 property in the Town of Hemby Bridge shall be subject to municipal taxes levied for the
34 year beginning July 1, 1998, and for that purpose the Town shall obtain from Union
35 County a record of property in the area herein incorporated which was listed for taxes as
36 of January 1, 1998. The Town may adopt a budget ordinance for fiscal year 1998-99
37 without following the timetable in the Local Government Budget and Fiscal Control Act,
38 but shall follow the sequence of actions in the spirit of the act insofar as is practical. For
39 fiscal year 1998-99, ad valorem taxes may be paid at par or face amount within 90 days
40 of adoption of the budget ordinance, and thereafter in accordance with the schedule in
41 G.S. 105-360 as if the taxes had been due and payable on September 1, 1998. If this act
42 is ratified before July 1, 1998, the Town may adopt a budget ordinance for fiscal year
43 1997-98 without following the timetable in the Local Government Budget and Fiscal

- 1 Control Act, but shall follow the sequence of actions in the spirit of the act insofar as is
- 2 practical, but no ad valorem taxes may be levied for the 1997-98 fiscal year.
- 3 Section 4. This act is effective when it becomes law.