

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH30463-LB-304 (5/10)

Short Title: Wilmington Council Vacancies. (Local)

Sponsors: Representatives Wright, McComas, and Justice (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON TO
2 PROVIDE THAT COUNCIL VACANCIES ARE FILLED UNDER GENERAL
3 LAW, AND TO PROVIDE THAT THE MAYOR PRO TEMPORE SERVES AT
4 THE PLEASURE OF THE CITY COUNCIL, THE SAME AS UNDER THE
5 GENERAL LAW.
6

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** Section 3.2(d) of the Charter of the City of Wilmington, being
9 Chapter 495, Session Laws of 1977, as added by Chapter 896 of the 1985 Session Laws,
10 is repealed.

11 **SECTION 2.** Section 3.5 of the Charter of the City of Wilmington, being
12 Chapter 495 of the Session Laws of 1977, reads as rewritten:

13 "Sec. 3.5. Mayor pro tempore; duties; term. At its organizational meeting the council
14 shall elect one of its members mayor pro tempore, to preside in the absence of the
15 mayor and to act as mayor in the absence or during the disability of the mayor. In the
16 event of a vacancy in the office of the mayor, the mayor pro tempore shall act as mayor
17 until a mayor is elected by the council pursuant to Section 3.3 of this Article. The ~~term~~
18 ~~of office of the mayor pro tempore shall be two years.~~ shall serve at the pleasure of the
19 council."

20 **SECTION 3.** This act is effective when it becomes law. Section 1 of this act
21 applies to all vacancies occurring on or after January 1, 2006.