

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 1254

Short Title: Havelock Charter Amendment.

(Local)

Sponsors: Representatives Nichols; and Wainwright.

Referred to: Local and Regional Government I.

May 21, 1996

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE CHARTER OF THE CITY OF HAVELOCK
2 CONCERNING THE POWERS OF THE CITY MANAGER.

3 The General Assembly of North Carolina enacts:

4 Section 1. Section 3A of the Charter of the City of Havelock, being Chapter
5 952 of the 1959 Session Laws, as added by ordinance under Part 4 of Article 5 of Chapter
6 160A of the General Statutes, reads as rewritten:

7 "Sec. 3A. Council-manager form of government.

8 (a) The City of Havelock shall operate under the council-manager form of
9 government in accordance with Part 2 of Article 7 of Chapter 160A of the General
10 Statutes of North Carolina and any charter provisions not in conflict therewith.

11 (b) The board of commissioners shall appoint a city manager to serve at its
12 pleasure. The city manager shall be appointed solely on the basis of his executive and
13 administrative qualifications, he need not be a resident of the city or state at the time of
14 his appointment, and he may hold such office concurrently with other appointed offices
15 pursuant to Article VI, Section 9, of the North Carolina Constitution.

16 (c) The city manager shall have the powers and duties described in ~~North Carolina~~
17 ~~General Statute~~ G.S. 160A-148, including any other duties that the Board of
18 Commissioners may require or authorize.
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1 (d) The city manager shall have the power to appoint, suspend, and remove all
2 officers, department heads, and employees in the administrative service of the City of
3 Havelock not elected by the people and whose appointment or removal is not otherwise
4 provided by law, except the city attorney, in accordance with such general personnel
5 rules, regulations, policies, and ordinances as the board of commissioners may adopt.
6 Notwithstanding the contrary provisions of G.S. 105-439, the city manager may appoint
7 and remove the tax collector for the City of Havelock, and the tax collector shall serve
8 under the direction and at the will of the city manager."

9 Sec. 2. All existing ordinances, resolutions, and other provisions of the City of
10 Havelock not inconsistent with the provisions of this act shall continue in effect until
11 repealed or amended.

12 Sec. 3. Whenever a reference is made in this act to a particular provision of the
13 general statutes, and such provision is later amended, superseded, or recodified, the
14 reference shall be deemed amended to refer to the amended general statute, or to the
15 general statute which most clearly corresponds to the statutory provision which is
16 superseded or recodified.

17 Sec. 4. This act is effective upon ratification.