

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

**SESSION LAW 2008-1
HOUSE BILL 710**

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

The General Assembly of North Carolina enacts:

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the City of Wilmington, being Chapter 495, Session Laws of 1977, as added by Chapter 896 of the 1985 Session Laws, is repealed.

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

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

SECTION 3. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 9th day of June, 2008.

s/ Marc Basnight
President Pro Tempore of the Senate

s/ Joe Hackney
Speaker of the House of Representatives