

GENERAL ASSEMBLY OF NORTH CAROLINA
1995 SESSION

CHAPTER 619
HOUSE BILL 1254

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

The General Assembly of North Carolina enacts:

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

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

- (a) The City of Havelock shall operate under the council-manager form of government in accordance with Part 2 of Article 7 of Chapter 160A of the General Statutes of North Carolina and any charter provisions not in conflict therewith.
- (b) The board of commissioners shall appoint a city manager to serve at its pleasure. The city manager shall be appointed solely on the basis of his executive and administrative qualifications, he need not be a resident of the city or state at the time of his appointment, and he may hold such office concurrently with other appointed offices pursuant to Article VI, Section 9, of the North Carolina Constitution.
- (c) The city manager shall have the powers and duties described in ~~North Carolina General Statute~~ G.S. 160A-148, including any other duties that the Board of Commissioners may require or authorize.
- (d) The city manager shall have the power to appoint, suspend, and remove all officers, department heads, and employees in the administrative service of the City of Havelock not elected by the people and whose appointment or removal is not otherwise provided by law, except the city attorney, in accordance with such general personnel rules, regulations, policies, and ordinances as the board of commissioners may adopt. Notwithstanding the contrary provisions of G.S. 105-349, the city manager may appoint and remove the tax collector for the City of Havelock, and the tax collector shall serve under the direction and at the will of the city manager."

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provisions of the City of Havelock not inconsistent with the provisions of this act shall continue in effect until repealed or amended.

Sec. 3. Whenever a reference is made in this act to a particular provision of the General Statutes, and such provision is later amended, superseded, or recodified, the

reference shall be deemed amended to refer to the amended general statute, or to the general statute which most clearly corresponds to the statutory provision which is superseded or recodified.

Sec. 4. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 21st day of June, 1996.

Dennis A. Wicker
President of the Senate

Harold J. Brubaker
Speaker of the House of Representatives