

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 2222  
Committee Substitute Favorable 6/20/90

Short Title: Clinton City Elections.

(Local)

Sponsors:

Referred to:

May 31, 1990

A BILL TO BE ENTITLED

AN ACT TO REVISE THE ELECTORAL SYSTEM FOR THE CITY OF CLINTON  
TO REFLECT A CONSENT JUDGEMENT IN THE FEDERAL CASE OF HALL  
V. KENNEDY.

The General Assembly of North Carolina enacts:

Section 1. Chapter III of the Charter of the City of Clinton, being Chapter  
943, Session Laws of 1985, reads as rewritten:

**"CHAPTER III. GOVERNING BODY.**

"Sec. 3-1. **Structure of Governing Body; Number of Members.** The governing  
body of the City of Clinton is the City Council, which has ~~four~~ five members, and the  
Mayor.

"Sec. 3-2. **Manner of Election of Council.** ~~The qualified voters of the entire City elect  
the members of the City Council.~~ The City shall be divided into five electoral districts  
from each of which one member of the City Council shall be elected by the qualified  
voters of said electoral district. The boundaries of each of said electoral districts are as  
established by Section 3-2.1 of this Charter, but the City Council from time to time may  
change those districts in a constitutionally acceptable manner.

"Sec. 3-2.1. **Electoral Districts.** Until changed in accordance with law, the five  
electoral districts are as follows:

- (1) **District 1** – The portion of the city within the following line running  
clockwise from the intersection of Beaman Street and Eastover  
Avenue with College Street: Northwest on Beaman to Johnson Street,  
southwest on Johnson to Sampson Street, northwest on Sampson until

1 it merges with McKoy Street, northwest on McKoy to Williams Mill  
2 Branch, southwest along the branch to the point where it intersects  
3 with the city limits, along the city limits to the point where the city  
4 limits intersect with Dixon Street (State Road 1749) on the northern  
5 side of the city, south on Dixon to North East Boulevard (U.S.  
6 Highway 701 Business), southeast along the boulevard to a point  
7 where Park Avenue would intersect with the boulevard if extended  
8 northerly in a straight line, from that point across to and along Park  
9 Avenue southeast to College Street, southwest on College to the  
10 beginning point.

11 (2) **District 2** – The portion of the city within the following line running  
12 clockwise from the intersection of Beaman Street and Eastover  
13 Avenue with College Street: Northeast on College to Park Avenue,  
14 northwest on Park to its end, then directly across to the point where  
15 Park would intersect with North East Boulevard if extended in a  
16 straight line, northwest on the boulevard to Dixon Street (State Road  
17 1749), north on Dixon to the point where the city limits intersect with  
18 that street, along the city limits to the point where the city limits  
19 intersect with Pugh Road (State Road 1751) on the eastern side of the  
20 city, south on Pugh to South East Boulevard (U.S. Highway 701  
21 Business), south on the boulevard to Warsaw Road (N.C. Highway  
22 24), west on Warsaw to Morisey Boulevard, southwest on Morisey to  
23 Eastover Avenue, northwest on Eastover to the beginning point.

24 (3) **District 3** – The portion of the city within the following line running  
25 clockwise from the intersection of Beaman Street and Eastover  
26 Avenue with College Street: Southeast on Eastover to Morisey  
27 Boulevard, northeast on Morisey to Warsaw Road (N.C. Highway 24),  
28 east on Warsaw to South East Boulevard (U.S. Highway 701  
29 Business), north on the boulevard to Pugh Road (State Road 1751),  
30 northeast on Pugh to the point where the city limits intersects with that  
31 street, along the city limits to the intersection with the Faircloth  
32 Freeway (U.S. Highways 421-701) on the southern side of town, west  
33 on Faircloth to Elizabeth Street, north on Elizabeth to Lisbon Street,  
34 northwest on Lisbon to Main Street, northeast on Main to College  
35 Street, northeast on College to the beginning point. This district also  
36 includes the area of satellite annexation on Southwood Drive southeast  
37 of the city.

38 (4) **District 4** – The portion of the city within the following line running  
39 clockwise from the intersection of Elizabeth Street and Chestnut and  
40 Ferrell streets: South on Elizabeth to the Faircloth Freeway (U.S.  
41 Highways 421-701), southeast on Faircloth to the point where the city  
42 limits intersects with the highway, along the city limits to the point  
43 where the city limits intersects with Williams Mill Branch on the  
44 western side of the city, northeast on the branch to Faircloth Freeway,

1 southeast on Faircloth to Sunset Avenue, northeast on Sunset to  
2 Fayetteville Street, east on Fayetteville to Chestnut Street, southeast on  
3 Chestnut to the beginning point.

4 (5) **District 5** – The portion of the city within the following line running  
5 clockwise from the intersection of Beaman Street and Eastover  
6 Avenue with College Street: Southwest on College to Main Street,  
7 southwest on Main to Lisbon Street, southeast on Lisbon to Elizabeth  
8 Street, southwest on Elizabeth to Chestnut Street, northwest on  
9 Chestnut to Fayetteville Street, west on Fayetteville to Sunset Avenue,  
10 southwest on Sunset to the Faircloth Freeway (U.S. Highways 421-  
11 701), north on Faircloth to Williams Mill Branch, northeast along the  
12 branch to McKoy Street, southeast on McKoy to the fork where  
13 Sampson Street begins, southeast on Sampson to Johnson Street,  
14 northeast on Johnson to Beaman Street, southeast on Beaman to the  
15 beginning point.

16 "Sec. 3-3. **Term of Office of Members of the City Council.** Members of the City  
17 Council are elected to four year terms. Any present members of the City Council  
18 serving under the Charter of the City of Clinton ~~which has been superceded by this Charter~~  
19 ~~prior to the consent decree in the case of Hall v. Kennedy, 88-117-CIV-3, United States~~  
20 ~~District Court for the Eastern District of North Carolina, Fayetteville Division,~~ shall  
21 continue to serve until the expiration of their present terms. ~~Two members of the City~~  
22 ~~Council shall be elected in 1987 for the two seats on the City Council the terms of which expire~~  
23 ~~in 1987, and two members of the City Council shall be elected in 1989 for the two seats on the~~  
24 ~~City Council the terms of which expire in 1989.~~ The three members of the City Council  
25 elected in 1989 from Districts 1, 3, and 5 shall serve four-year terms, and their  
26 successors shall be elected in 1993 and quadrennially thereafter. Members of the City  
27 Council from Districts 2 and 4 shall be elected in 1991 and quadrennially thereafter for  
28 four-year terms.

29 "Sec. 3-4. **Election of Mayor; Term of Office.** The qualified voters of the entire  
30 city shall elect the Mayor. He is elected to a two-year term of office."

31 Sec. 2. This act is effective upon ratification.