

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

**SESSION LAW 2007-65
HOUSE BILL 548**

AN ACT TO PROVIDE THAT THE MAYOR OF THE CITY OF BREVARD IS ELECTED TO A FOUR-YEAR TERM, AND TO MAKE CONFORMING CHANGES CONCERNING FILLING OF VACANCIES.

The General Assembly of North Carolina enacts:

SECTION 1. Section 2.2 of the Charter of the City of Brevard, being Chapter 415 of the 1981 Session Laws, reads as rewritten:

"Sec. 2.2. Mayor, Term of Office, Duties. The Mayor shall be elected by and from the qualified voters of the City for a term of ~~two~~four years, in the manner provided by Article III of this Charter; provided, the Mayor shall serve until his successor is elected and qualified. The Mayor shall be the official head of the City government, shall preside at all meetings of the City Council, and shall have the powers and duties of Mayor as prescribed by this Charter and the General Statutes. The Mayor shall have the right to vote on matters before the Council only where there are an equal number of votes in the affirmative and in the negative."

SECTION 2. Section 2.6 of the Charter of the City of Brevard, being Chapter 415 of the 1981 Session Laws, reads as rewritten:

"Sec. 2.6. Vacancies. In the event a vacancy occurs in the office of the Mayor, ~~the City Council may by majority vote fill it for the remainder of the term. it shall be filled in accordance with G.S. 160A-63.~~ In the event a vacancy in the office of Councilman occurs ~~during the final two years of a regular term, the remaining members of the Council may by majority vote fill it for the remainder of the term. In the event a vacancy in the office of Councilman occurs during the first two years of a regular term, the remaining members of the Council may by majority vote fill it until the next election, at which it shall be filled by the voters for the remaining two years of the term. it shall be filled in accordance with G.S. 160A-63.~~"

SECTION 3. Section 3.2 of the Charter of the City of Brevard, being Chapter 415 of the 1981 Session Laws, reads as rewritten:

"Sec. 3.2. Election of the Mayor. At the regular municipal election in ~~1981, 2009,~~ and every ~~two~~four years thereafter, there shall be elected a Mayor to serve a term of ~~two~~four years. The Mayor shall be elected by the qualified voters of the City voting at large."

SECTION 4. Section 2 of this act is effective when it becomes law. The remainder of this act becomes effective January 1, 2009, and applies to mayoral elections conducted thereafter.

In the General Assembly read three times and ratified this the 7th day of June, 2007.

s/ Beverly E. Perdue
President of the Senate

s/ Joe Hackney
Speaker of the House of Representatives