

NORTH CAROLINA GENERAL ASSEMBLY  
1969 SESSION

CHAPTER 393  
HOUSE BILL 723

AN ACT TO AMEND CHAPTER 664 OF THE SESSION LAWS OF 1961, THE CHARTER OF THE TOWN OF GARNER, FOR THE FOLLOWING PURPOSES: TO ELIMINATE THE REQUIREMENT OF A MAJORITY VOTE NOT IN CONFORMITY WITH THE GENERAL STATUTE, TO CLARIFY TOWN MANAGER'S AUTHORITY TO REMOVE TOWN EMPLOYEES, TO ELIMINATE PROVISIONS APPLICABLE TO RECORDER'S COURT JUDGE AND SOLICITOR, AND TO REMOVE LIMITATIONS ON PURCHASE AND CONTRACT PROCEDURES COVERED BY GENERAL STATUTES.

The General Assembly of North Carolina do enact:

**Section 1.** Chapter 664 of the Session Laws of 1961 is hereby further amended as follows:

- (a) by striking from Section 7 thereof the sentence reading, "The affirmative vote of a majority of the members elected to the Board of Aldermen shall be necessary to adopt any ordinances, resolutions, order or vote; except that a vote to adjourn, or regarding the attendance of absent members, may be adopted by a majority of the members present.";
- (b) by striking Section 16 thereof;
- (c) by striking from Section 17 thereof the sentence reading, "Such employees or officers shall serve at the pleasure of the Board of Aldermen, and shall perform such duties as may be prescribed by the Board of Aldermen.";
- (d) by striking all of Subsection (5) of Section 23 thereof and inserting in lieu of said subsection a new subsection reading, "(5) Appoint and remove all employees of the Town, not including the Town Attorney who shall be appointed by the Board of Aldermen;", and
- (e) by striking all of Sections 26 and 27 thereof.

**Sec. 2.** Chapter 664 of the Session Laws of 1961, as amended by Chapter 597 of the Session Laws of 1967, is hereby further amended by renumbering Sections 15 through 45 thereof as Sections 15 through 42 in such manner that all Sections are consecutively numbered.

**Sec. 3.** All laws and clauses of laws in conflict with this Act are hereby repealed.

**Sec. 4.** This Act shall be effective upon its ratification.

In the General Assembly read three times and ratified, this the 5th day of May, 1969.