

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

SESSION LAW 2009-167
SENATE BILL 540

AN ACT AMENDING THE CHARTER OF THE TOWN OF PLEASANT GARDEN TO CHANGE THE STAGGERING OF TERMS OF THE TOWN COUNCIL.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter III of the Charter of the Town of Pleasant Garden, being S.L. 1997-344, as amended by resolution R48-070313 of the Pleasant Garden Town Council adopted April 10, 2007, under Part 4 of Article 5 of Chapter 160A of the General Statutes and as codified by the Town Council on August 12, 2008, reads as rewritten:

"CHAPTER III.
"GOVERNING BODY.

"Section 3-1. **Structure of the Governing Body; Number of Members.**

The governing body of the Town of Pleasant Garden is the Town Council which ~~has~~ has, ~~beginning with the organizational meeting after the 2009 municipal election, five members.~~ four members and the Mayor.

"Section 3-2. **Manner of Electing Council.**

The qualified voters of the entire Town nominate and elect the council.

"Section 3-3. **Term of Office of Council Members.**

Members of the Council are elected to four-year terms. ~~In 1999, five members shall be elected to the Council. The three members receiving the highest number of votes shall serve four year terms. The two receiving the next highest number of votes shall serve two year terms. In 2001, and quadrennially thereafter, two members shall be elected to the Council. In 2003, and quadrennially thereafter, three members shall be elected to the Council.~~ In 2007, three members of the Council were elected for four-year terms. In 2009, one member is elected for a four-year term. In 2011, three members are elected to the Council with the two persons receiving the highest numbers of votes receiving four-year terms and the person receiving the third highest number of votes receiving a two-year term. In 2013, and biennially thereafter, two members are elected to the Council for four-year terms.

"Section 3-4. **Mayor; Term of Office.**

~~Pleasant Garden shall hold Mayoral elections every two years by making one of the existing five council member seats the mayor seat. The other existing seats will remain at large to be elected on staggered terms. These council member elections shall continue to be for four year terms. The Mayor will have the right to vote on any matter before the Council.~~

~~Upon expiration of the term for the council members elected in 2005, the Guilford County Board of Elections shall conduct an election for the mayoral seat and one council seat in accordance with the North Carolina General Statutes in 2009.~~ Effective with the 2009 municipal election, the Mayor is elected biennially for a two-year term. The Mayor will have the right to vote on any matter before the Council."

SECTION 2. Section 4-1 of the Charter of the Town of Pleasant Garden, being S.L. 1997-344, reads as rewritten:

"Sec. 4-1. **Method.** ~~Council members~~ Elections shall be ~~elected~~ conducted on a nonpartisan primary basis and the results determined in accordance with G.S. 163-294."



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

In the General Assembly read three times and ratified this the 25th day of June,
2009.

s/ Walter H. Dalton
President of the Senate

s/ Joe Hackney
Speaker of the House of Representatives