

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

**SESSION LAW 2004-34  
HOUSE BILL 1619**

AN ACT TO AMEND THE CHARTER OF THE TOWN OF ELIZABETHTOWN.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 2 of Chapter 99, Private Laws of 1901, reads as rewritten:

"SEC. 2. That section 2 of said chapter is hereby repealed and the following substituted in lieu thereof, viz.: "That the officers of said town shall consist of Mayor, ~~three-six~~ six Commissioners, ~~a Town Constable,~~ regular and special policemen, ~~and a Clerk and Treasurer,~~ a Clerk, and such other officers as the Town Commissioners may elect, and the following-named persons shall fill the offices of Mayor and Commissioners from the first Monday in May, 1901, until the first Monday in May, 1903, and until their successors are elected and qualified: For mayor, R.S. White; for Commissioners, Jno. W. Hall, D.L. Smith and H.J. Lyon."

**SECTION 2.** Section 3 of Chapter 99, Private Laws of 1901, is repealed.

**SECTION 3.** The Charter of the Town of Elizabethtown, being Chapter 156, Private Laws of 1895, as amended by Chapter 134, Private Laws of 1899, and by Chapter 99, Private Laws of 1901, is amended by adding the following new sections:

"Section 3.1. **Form of Government.** The Town shall operate under the council-manager form of government, in accordance with Part 2 of Article 7 of Chapter 160A of the General Statutes.

"Section 3.2. **Town Manager.** The Council shall appoint a Town Manager in accordance with G.S. 160A-147.

"Section 3.3. **Town Clerk.** The Town Manager shall appoint a Town Clerk to keep a journal of the proceedings of the Council, to maintain official records and documents, to give notice of meetings, and to perform such other duties required by law or as the Manager may direct.

"Section 3.4. **Finance Director.** The Town Manager shall appoint a Finance Director to perform the duties designated in G.S. 159-25 and such other duties as may be prescribed by law or assigned by the Manager.

"Section 3.5. **Tax Collector.** The Town Manager shall appoint a Tax Collector to collect all taxes owed to the Town, subject to general law, this Charter, and Town ordinances.

"Section 3.6. **Town Attorney.** The Council shall appoint a Town Attorney licensed to practice law in North Carolina. It shall be the duty of the Town Attorney to represent the Town, advise Town officials, and perform other duties required by law or as the Council may direct.

"Section 3.7. **Other Administrative Officers and Employees.** The Council may authorize other positions to be filled by appointment by the Town Manager, and may organize the Town government as deemed appropriate, subject to the requirements of law."

**SECTION 4.** This act is effective when it becomes law.  
In the General Assembly read three times and ratified this the 28<sup>th</sup> day of  
June, 2004.

s/ Beverly E. Perdue  
President of the Senate

s/ Richard T. Morgan  
Speaker of the House of Representatives