

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019**

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**SENATE BILL 138**

Short Title: Even-Yr Municipal Elections/Town of Black Mtn. (Local)

Sponsors: Senator Edwards (Primary Sponsor).

Referred to: Rules and Operations of the Senate

February 27, 2019

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT REGULAR MUNICIPAL ELECTIONS IN THE TOWN OF  
BLACK MOUNTAIN SHALL BE HELD IN EVEN-NUMBERED YEARS.

The General Assembly of North Carolina enacts:

**SECTION 1.(a)** Section 4 of the Charter of the Town of Black Mountain, being Chapter 747 of the 1951 Session Laws, as amended by Section 2 of Chapter 1034 of the 1969 Session Laws, and Town Ordinance 0-99-14 passed on August 9, 1999, reads as rewritten:

"Sec. 4. Creation, Salary and Composition of Mayor and Board of Aldermen. Except as otherwise provided in this charter all powers of the town shall be vested in a board of Aldermen of 5 members and a mayor nominated and elected from the town at large in the manner hereinafter provided. The mayor and the board of aldermen shall be elected to serve four-year staggered terms and until their successors are elected and ~~qualified, and shall begin on the first Tuesday of June next following their election.~~ qualified. In 2020, and quadrennially thereafter, three aldermen shall be elected to serve four-year terms. In 2022, and quadrennially thereafter, the mayor and two aldermen shall be elected to serve four-year terms. If a vacancy occurs in the office of mayor or alderman, it shall be filled for the remainder of the unexpired term by the remaining members of the board of aldermen. Each member of the board of aldermen shall receive a salary the amount of which shall be prescribed by ordinance. Provided, however, that the present mayor and members of the board of aldermen shall continue to receive the same salary until the same is changed as herein outlined. No ordinance fixing or changing the salary of members of the board of aldermen shall become effective during the current term of office of the members of the board of aldermen enacting such ordinance. Members of the board of aldermen shall be qualified electors of the town. A member of the board of Aldermen ceasing to possess any of the qualifications specified in this section, or convicted of crime while in office, shall immediately forfeit his office."

**SECTION 1.(b)** Section 12 of the Charter of the Town of Black Mountain, being Chapter 747 of the 1951 Session Laws, reads as rewritten:

"Sec. 12. Municipal Elections. ~~The~~ In 2020, the regular election for the choice of mayor and members of the board of Aldermen shall be held on Tuesday following the first Monday in ~~May in odd-numbered years.~~ November in each even-numbered year. The board of Aldermen may by resolution order a special election, fix the time for holding the same, and provide all means for holding such special election."

**SECTION 2.** No municipal elections shall be conducted in the Town of Black Mountain in 2019. The terms of the three members of the Board of Aldermen elected in 2015 are extended until 2020, and the mayor and the two members of the Board of Aldermen elected in



1 2017 are extended until 2022. Regular municipal elections shall be conducted in the Town of  
2 Black Mountain in 2020.  
3 **SECTION 3.** This act is effective when it becomes law and applies to elections held  
4 on or after that date.