

NORTH CAROLINA GENERAL ASSEMBLY  
1965 SESSION

CHAPTER 34  
HOUSE BILL 87

AN ACT TO AMEND CHAPTER 113, PRIVATE LAWS OF 1903 AND TO REPEAL CHAPTER 153, SESSION LAWS OF 1957, RELATING TO THE TOWN OF BREVARD.

The General Assembly of North Carolina do enact:

Section 1. Section 3 of Chapter 113, Private Laws of 1903, is hereby amended by rewriting the same to read as follows:

"Section 3. There shall be a Mayor and five (5) Aldermen elected for the government of the Town of Brevard. The regular municipal elections shall be held biennially in the odd-numbered years at the time and under the regulations prescribed by general law for municipal elections. The term of office of the Mayor shall be two (2) years, and the terms of office of Alderman shall be four (4) years; provided, at the election held in 1965 three (3) Aldermen shall be elected for terms of two (2) years and two (2) Aldermen shall be elected for terms of four (4) years."

Sec. 2. Chapter 113, Private Laws of 1903, is further amended by inserting therein, between Sections 3 and 4 thereof, a new Section to be designated as Section 3A and to read as follows:

"Section 3A. Each qualified person who would offer himself as a candidate for the office of Mayor or Alderman shall file with the Town Clerk a statement giving notice of his candidacy. Such notice shall be filed not earlier than sixty (60) days nor later than ten (10) days prior to the election at which he offers his candidacy; shall be accompanied by a filing fee of five dollars (\$5.00); shall, if for the office of Alderman, indicate whether the candidacy is for a full four (4) year term or an unexpired two (2) year term, if any are to be filled; and shall be substantially in the following form: "I, \_\_\_\_\_, do hereby give notice that I am a candidate for the office of (Mayor Alderman) to be voted on at the election to be held on \_\_\_\_\_, for a term of \_\_\_\_\_ years; and I hereby request that my name be placed on the official ballot for such office. I also certify that I am a resident and qualified voter of the Town of Brevard, residing at \_\_\_\_\_."

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Witness: \_\_\_\_\_."

"Provided, that candidates for the office of Alderman in the 1965 election shall in such statement indicate whether the candidacy is for a four (4) year term or a two (2) year term."

Sec. 3. Section 4 of Chapter 113, Private Laws of 1903, is hereby amended by striking out the first sentence thereof and by inserting in lieu thereof the following language.

"In the event a vacancy occurs in the office of the Mayor, the Board of Aldermen may fill it for the remainder of the term. In the event a vacancy in the office of Alderman occurs during the final two years of a regular term, the remaining members of the Board may fill it for the remainder of the term. In the event a vacancy in the office of Alderman occurs during the first two years of a regular term, the remaining members of the Board may fill it until the next election, at which it shall be filled by the voters for the remaining two years of the term."

Sec. 4. The salary of the Mayor shall be set at the discretion of the Board of Aldermen at the beginning of each term of said Mayor, but in no event shall exceed the sum of fifteen hundred dollars (\$1500.00) per annum, to be paid in equal monthly installments from the General Fund of the Town. Each member of the Board of Aldermen shall receive for his services a salary of three hundred dollars (\$300.00) per annum to be paid in equal monthly installments from the General Fund of the Town. In addition, each member of the Board of Aldermen shall receive fifteen dollars (\$15.00) for each special meeting of the Board attended by him, payable from the General Fund of the Town.

Sec. 5. Chapter 153, Session Laws of 1957, is hereby repealed.

Sec. 6. All laws and clauses of laws in conflict with the provisions of this Act are hereby repealed.

Sec. 7. This Act shall be in full force and effect from and after its ratification.

In the General Assembly read three times and ratified, this the 3rd day of March, 1965.