

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE BILL 36
PROPOSED COMMITTEE SUBSTITUTE S36-PCS35084-ST-4

Short Title: Greensboro City Council Changes.

(Local)

Sponsors:

Referred to:

February 5, 2015

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE FORM OF GOVERNMENT, METHOD OF ELECTION, AND DETERMINATION OF ELECTION RESULTS IN THE CITY OF GREENSBORO.

The General Assembly of North Carolina enacts:

SECTION 1.(a) Notwithstanding any other provision of law, the City of Greensboro 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 1.(b) Notwithstanding Part 4 of Article 5 of Chapter 160A of the General Statutes and G.S. 153A-22, the City of Greensboro shall not alter or amend the form of government for the City.

SECTION 2. Section 3.01 of the Charter of the City of Greensboro, as set forth in Section 1 of Chapter 1137 of the Session Laws of 1959, Chapter 213 of the Session Laws of 1973, and amended by Ordinances 82-113 and 83-7 adopted by the City Council, is amended by rewriting that section to read:

"Section 3.01. Composition and Term of the Mayor and City Council. The City Council shall consist of seven members, each residing in and elected from districts, who shall be elected for a term of four years in the manner provided by Chapter II. In addition, there shall be a mayor who shall be elected for a term of four years in the manner provided by Chapter II. The seven single member districts are as follows:

District 1: Guilford County: VTD: FEN1: Block(s) 0810128041019, 0810128041027, 0810128041028, 0810128041029, 0810128041030, 0810128041032, 0810128041033, 0810128041034, 0810128041035, 0810128041036, 0810128051050, 0810128051065, 0810128051066, 0810168001004, 0810168001015, 0810168001016, 0810168001017, 0810168001018, 0810168001019, 0810168001020, 0810168001021, 0810168001022, 0810168001023, 0810168001024, 0810168001025, 0810168002001, 0810168002002, 0810168002039, 0810168002040, 0810168002041, 0810168002042, 0810168002043, 0810168002044, 0810168002046, 0810168002071, 0810168002073, 0810168002074, 0810168002091, 0810171001010, 0810171001011, 0810171001012, 0810171001013, 0810171001014, 0810171001031, 0810171001033, 0810171001034, 0810171001035, 0810171001036, 0810171001037, 0810171001044, 0810171001046, 0810171001047, 0810171001048, 0810171001049, 0810171001050, 0810171001051, 0810171001053, 0810171001059, 0810171001060, 0810171001061; VTD: G53: 0810128041006, 0810128041007, 0810128041008, 0810128041009, 0810128041010, 0810128041011, 0810128041012, 0810128041013, 0810128041014, 0810128041015, 0810128041016, 0810128041017, 0810128041020, 0810128041021, 0810128041022, 0810128041023, 0810128041024, 0810128041025, 0810128041026, 0810128041037, 0810128041038,



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 6 0810128032082, 0810128032088, 0810128032089, 0810128032090, 0810128032093,
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 8 0810172001071, 0810172001078, 0810172001082, 0810172001118; VTD: JEF4:
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 11 0810172001013, 0810172001014, 0810172001015, 0810172001016, 0810172001017,
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 30 0810168002070, 0810168002092.
 31 **District 2: Guilford County: VTD: G03, VTD: G04, VTD: G05, VTD: G06: Block(s)**
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32	0810160083019; VTD: G25, VTD: G27, VTD: G28, VTD: G29, VTD: G30, VTD: G31,				
33	VTD: G33, VTD: G40A2, VTD: MON3: Block(s)	0810151002047,	0810151002048,		
34	0810151002049,	0810151002050,	0810155001013,	0810155001014,	0810155001015,
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40	0810156002116,	0810156002119,	0810156003042,	0810156003043,	0810156003048,
41	0810157062002,	0810157062006,	0810157062013; VTD: NCGR1:	0810156001052,	
42	0810156001071,	0810156001077,	0810156001078,	0810156001079,	0810156001080,
43	0810156001081,	0810156001082,	0810156001084,	0810157041006,	0810157041007,
44	0810157041008,	0810157041009,	0810157061000,	0810157061003,	0810157061095,
45	0810157062003,	0810157062007,	0810157062008,	0810158003049,	0810158003050,
46	0810158003051,	0810158003052,	0810158003054,	0810158003056; VTD: NMAD:	
47	0810151002040,	0810151002041,	0810151002042,	0810151002043,	0810151002072,
48	0810151002075; VTD: SF1: 0810157041035,	0810158001060,	0810158001066,		
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50	0810158003047,	0810158003058,	0810158003059,	0810160051006; VTD: SF3:	
51	0810157041015,	0810157041016,	0810157041031,	0810157041033,	0810157041034,

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2	0810158003060,	0810160032000,	0810160051000,	0810160051001,	0810160051003,
3	0810160051004,	0810160051005,	0810160051008,	0810160051009,	0810160051010,
4	0810160051011,	0810160051012,	0810160051013,	0810160051014,	0810160051015,
5	0810160051016,	0810160051018,	0810160051019,	0810160051023,	0810160051026,
6	0810160051027,	0810160051028,	0810160051031,	0810160051032,	0810160051035,
7	0810160051037,	0810160051038,	0810160051039,	0810160051040,	0810160051041,
8	0810160051042,	0810160051043,	0810160051044,	0810160051045,	0810160051046,
9	0810160062003,	0810160062004,	0810160062005,	0810160062006,	0810160062007,
10	0810160062008,	0810160083003,	0810160083004,	0810160083012,	0810160092000,
11	0810160092001,	0810160092003;	VTD: SF4:	0810160031000,	0810160031002,
12	0810160032001,	0810160032013,	0810160032014,	0810160032023,	0810160082000,
13	0810160082001,	0810160082002,	0810160082003,	0810160082005,	0810160082006,
14	0810160082007,	0810160082009,	0810160082010,	0810160082011,	0810160082012,
15	0810160082013,	0810160082014,	0810160082015,	0810160082016,	0810160082027,
16	0810160083005,	0810160083006,	0810160083008,	0810160083010,	0810160083013,
17	0810160083014,	0810160083015,	0810160083016,	0810160083017,	0810160092004;
18	VTD: SMAD:	0810154011012,	0810154011013,	0810154011014,	0810154011015,
19	0810154011016,	0810154011017,	0810154011018,	0810154011019,	0810154011071,
20	0810154011072.				
21	District 4:	Guilford County:	VTD: FR3,	VTD: FR4:	Block(s) 0810160091000,
22	0810160091001,	0810160091002,	0810160091003,	0810160091004,	0810160091005,
23	0810160091006,	0810160091007,	0810160091008,	0810160091009,	0810160091010,
24	0810160091011,	0810160091012,	0810160091013,	0810160091014,	0810160091020,
25	0810160091021,	0810160091022,	0810160091024,	0810160091025,	0810160091026,
26	0810160091027,	0810160091045,	0810160091046;	VTD: G16,	VTD: G17,
27	VTD: G18,	VTD: G19,	VTD: G20,	VTD: G21,	VTD: G22,
28	VTD: G32,	VTD: G34,	VTD: G35,	VTD: G36,	VTD: G40A1,
29	VTD: G40B,	VTD: G41:	Block(s) 0810160061009,	0810160061010,	
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32	0810160071016,	0810160071017,	0810160071018,	0810160091023,	0810160091029,
33	0810160091030,	0810160091031,	0810160091032,	0810160091033,	0810160101005,
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38	0810160102006,	0810160102007,	0810160102008,	0810160102009,	0810160102010,
39	0810160102011,	0810160102012,	0810160102013,	0810160102014,	0810160102015,
40	0810160102020,	0810160102021.			
41	District 5:	Guilford County:	VTD: FR1:	Block(s) 0810165031005,	0810165031023,
42	0810165031026,	0810165031027,	0810165031030,	0810165031032,	0810165031033,
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44	0810165031039,	0810165031040,	0810165031041,	0810165031042,	0810165031043,
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46	0810165031049,	0810165031050,	0810165031051,	0810165032000,	0810165032001,
47	0810165032007,	0810165032008,	0810165032011,	0810165032012,	0810165032013,
48	0810165032014,	0810165032015,	0810165032016,	0810165032017,	0810165032018,
49	0810165032019,	0810165032020,	0810165032021,	0810165032022,	0810165032025,
50	0810165032026,	0810165032027,	0810165032028,	0810165032030,	0810165032031,
51	0810165032032,	0810165051001,	0810165051002,	0810165051003,	0810165051004,
	0810165051005,	0810165051007,	0810165051009,	0810165051010,	0810165051024,

1 0810165052002, 0810165061000, 0810165061001, 0810165061002, 0810165061003,
2 0810165061004, 0810165061006, 0810165061007, 0810165061008, 0810165062000,
3 0810165062001, 0810165062007; VTD: FR2: 0810164051062, 0810165031007; VTD:
4 FR4: 0810160081040, 0810160081041, 0810160081042, 0810160081055, 0810160081056,
5 0810160111008, 0810160111041, 0810160111042, 0810160111043, 0810160111052,
6 0819801001014, 0819801001024, 0819801001029, 0819801001041, 0819801001042,
7 0819801001049; VTD: FR5: 0810160031039, 0810160031040, 0810160031041,
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9 0810160081036, 0810160081037, 0810160081038, 0810160081039, 0810160081043,
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11 0810160111053, 0810160111054, 0819801001008, 0819801001012, 0819801001013;
12 VTD: G37: 0810161023012, 0810161023013, 0810161023014, 0810161033001,
13 0810161033002; VTD: G38, VTD: G39, VTD: G42, VTD: G43, VTD: G62, VTD: G63,
14 VTD: G64: Block(s) 0810160111014, 0810160111019, 0810160111020, 0810160111021,
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37 0810164051031, 0810164051032, 0810164051038, 0810164051044, 0810164051045,
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45 0810165061005, 0810165061009, 0810165061010, 0810165061011, 0810165061012,
46 0810165061013, 0810165061014, 0810165061015, 0810165061016, 0810165061017,
47 0810165061018; VTD: HP: 0810164051027, 0810164051028, 0810164051029,
48 0810164051039, 0810164051054; VTD: JAM2: 0810165051020, 0810165051021,
49 0810165051022, 0810165051023, 0810165051027, 0810165063000, 0810165063013;
50 VTD: JAM3: 0810165021029, 0810165021030, 0810165021040, 0810165021041,
51 0810165021044, 0810165021063, 0810165023003; VTD: JAM4: 0810165022032,

1 0810165022033, 0810165022036, 0810165022037, 0810165022038, 0810165022047,
2 0810165022049, 0810165022051, 0810165022054, 0810165022055, 0810165022056,
3 0810165022059, 0810165022060, 0810165022062, 0810165022066, 0810165022067,
4 0810165022069, 0810165022071, 0810165022073, 0810165023016, 0810165023018,
5 0810165023019, 0810165023020, 0810165023021, 0810165023032, 0810165023033,
6 0810165023037, 0810165023038, 0810165023039, 0810165023041, 0810165023042;
7 VTD: NDRI: 0810162012004, 0810162012005, 0810162012006, 0810162012007,
8 0810162012008, 0810162012036, 0810162012037, 0810162012038, 0810162012039,
9 0810162012040, 0810162012041, 0810162012043, 0810162012044, 0810162012045,
10 0810162012046, 0810162012047, 0810162012048, 0810162012049, 0810162012050,
11 0810162012051, 0810162012052, 0810162012053, 0810162012054, 0810162012055,
12 0810162012056, 0810162012057, 0810162012058, 0810162012063, 0810162012064,
13 0810162012065, 0810162012066, 0810162012067, 0810162012068, 0810162012069,
14 0810162012070, 0810162012071, 0810162012072, 0810162012074, 0810162012075;
15 VTD: SDRI: 0810162031000, 0810162031001, 0810162031008, 0810162031009,
16 0810162031012, 0810162031013, 0810162031014, 0810162041002, 0810162041003,
17 0810162041004, 0810162041006; VTD: SUM1: 0810165022027, 0810165022035,
18 0810165022040.

19 **District 6:** Guilford County: VTD: G13, VTD: G14, VTD: G15, VTD: G37: Block(s)
20 0810125041005, 0810125041006, 0810125041009, 0810125041011, 0810125042006,
21 0810161032000, 0810161032001, 0810161032002, 0810161032003, 0810161032004,
22 0810161032006, 0810161033000; VTD: G48, VTD: G49, VTD: G50, VTD: G51, VTD:
23 G58, VTD: G59: Block(s) 0810126091028, 0810126091029, 0810126091035,
24 0810126091036, 0810126091037, 0810126091038, 0810126091039, 0810126091040,
25 0810126091041, 0810126091042, 0810126091043, 0810126091044, 0810126091045,
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27 0810126091051, 0810126091052, 0810126091053, 0810126091054, 0810126091055,
28 0810126091056, 0810126091057, 0810126092005, 0810126093000, 0810126093003,
29 0810126093013, 0810126093014, 0810126093015, 0810126093016, 0810126093017,
30 0810126093018, 0810126093019, 0810126093020, 0810126093021, 0810126093022,
31 0810126093023, 0810165022000, 0810165022001, 0810165022002, 0810165022003,
32 0810165022004, 0810165022005, 0810165022006, 0810165022007, 0810165022008,
33 0810165022075, 0810165022077; VTD: G60, VTD: G61, VTD: JAM3: Block(s)
34 0810126094008, 0810126094010, 0810126094016, 0810126094020, 0810165021004.

35 **District 7:** Guilford County: VTD: G01, VTD: G02, VTD: G07, VTD: G08: Block(s)
36 0810127033001, 0810127033027, 0810127033028, 0810127042017, 0810127043004,
37 0810127043008; VTD: G11, VTD: G12, VTD: G44, VTD: G45, VTD: G46, VTD: G47,
38 VTD: G52, VTD: G54, VTD: G56, VTD: G69.

39 The names and boundaries of voting tabulation districts, tracts, block groups, and blocks
40 specified in this section are as shown on the 2010 Census Redistricting TIGER/Line Shapefiles.
41 If any voting tabulation district boundary is changed, that change shall not change the boundary
42 of a district, which shall remain the same as it is depicted by the 2010 Census Redistricting
43 TIGER/Line Shapefiles. If any voting tabulation district, tract, block group or block assigned to
44 a district does not contain a portion of the municipal city, the assignment of the voting
45 tabulation district, tract, block group or block does not alter or change the municipal limits of
46 the city and only those areas within the municipal limits are assigned to the district. If any area
47 within the City is not assigned to a specific district by this section, then that area shall be
48 assigned as follows:

- 49 (1) If the area is entirely surrounded by a single district, the area shall be
50 deemed to have been assigned to that district.

1 (2) If the area is contiguous to two or more districts, the area shall be deemed to
2 have been assigned to that district which contains the least population
3 according to the 2010 United States Census."

4 **SECTION 3.** Section 3.23(b) of the Charter of the City of Greensboro, as set forth
5 in Section 1 of Chapter 1137 of the Session Laws of 1959 and Chapter 213 of the Session Laws
6 of 1973, and Chapter 896 of the Session Laws of 1989, reads as rewritten:

7 "(b) The Mayor shall be considered and given the same status as a member of the
8 Council for the purpose of determining a quorum of the City Council and ~~for the purpose of~~
9 ~~voting.~~ may vote only in the case of a tie amongst the members of the City Council. Provided
10 further, the Mayor shall have a vote in the consideration of the employment, discipline, or
11 dismissal of the City Manager and the City Attorney. A majority of the members of the Council
12 shall constitute a quorum to do business, but a less number may adjourn from time to time and
13 compel the attendance of absent members by ordering them to be taken into custody. The
14 affirmative vote of a majority of the members of the Council shall be necessary to adopt any
15 ordinance. All other matters voted upon shall be by majority vote of the Council members
16 present but no ordinance shall be adopted on the same day it is introduced unless five
17 affirmative votes are received in favor of it. Nevertheless, with respect to any ordinance
18 amending the budget to appropriate funds from the Unappropriated Fund Balance of the
19 General Fund, the affirmative vote of seven members of the council shall be necessary to adopt
20 any such amendment, except in case of an emergency. For the purpose of this section, an
21 emergency is an unforeseen occurrence or condition calling for immediate action to avert
22 imminent danger to life, health, or property and to secure the public safety. No member shall be
23 excused from voting except on matters involving the consideration of his own official conduct
24 or involving his financial interest."

25 **SECTION 4.** Section 3.81 of the Charter of the City of Greensboro, as set forth in
26 Section 1 of Chapter 1137 of the Session Laws of 1959, and amended by Chapter 142 of the
27 Session Laws of 1969, reads as rewritten:

28 "Sec. 3.81. Mayor and Mayor Pro Tem.

29 The mayor shall be the official head of the city and shall preside at council
30 meetings. ~~He~~ Except in accordance with Section 3.23(b) of this Charter, the mayor shall have a
31 no vote upon all measures coming before the council but ~~and~~ no veto. In the absence from the
32 city or disability of the mayor, the mayor pro tem. shall perform his duties. During the absence
33 or disability of both the mayor and mayor pro tem. the council shall select one of its number to
34 perform such duties.

35 Either the mayor or the mayor pro tem shall be a proper party to receive and accept
36 service of all complaints, notices and other documents of a judicial nature on behalf of the city.
37 The mayor pro tem, as well as the mayor, shall have the authority to execute contracts, deeds or
38 other legal documents on behalf of the city, such documents having been first approved by the
39 city attorney."

40 **SECTION 5.** Notwithstanding any other provision of law, G.S. 163-293 shall
41 apply to elections in the City of Greensboro.

42 **SECTION 6.** This act applies only to the City of Greensboro.

43 **SECTION 7.** This act is effective when it becomes law and shall apply to elections
44 held on or after that date and to acts of the mayor on or after that date.