

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025**

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**HOUSE BILL 1034
PROPOSED COMMITTEE SUBSTITUTE H1034-PCS10640-CW-21**

Short Title: Town of Stanley Charter Amend./Manager. (Local)

Sponsors:

Referred to:

April 23, 2026

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CHARTER OF THE TOWN OF STANLEY TO ALLOW THE
3 TOWN MANAGER TO HIRE, SUSPEND, OR REMOVE TOWN EMPLOYEES OTHER
4 THAN THE TOWN ATTORNEY.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 9 of the Charter of the Town of Stanley, being Chapter 233 of
7 the Private Laws of 1911, as amended by an ordinance adopted by the Town of Stanley on
8 November 3, 1986, an ordinance adopted by the Town of Stanley enacted on July 1, 1991, a
9 resolution adopted by the Town of Stanley on March 2, 1992, and Section 9 of S.L. 2024-20,
10 reads as rewritten:

11 "Sec. 9. That on the second Monday in May, one thousand nine hundred and eleven, and
12 biennially thereafter, the Town Council, after having taken an oath before some justice of the
13 peace of Gaston County to support the constitution of the United States and the constitution of
14 the State of North Carolina, and to well, faithfully and truly perform the duties of the office of a
15 Town Council of the town of Stanley, to the best of their ability, which oath shall be subscribed
16 to and entered upon the minutes of the corporation, and attested to by the individual administering
17 the oath, shall take their seats and remain in office for a period of four years and until a successor
18 is elected and qualified, except such as may be removed for cause or otherwise. They shall
19 organize by electing one member chair, who shall act as a mayor pro tempore, in case of a
20 vacancy, absence, or illness of the mayor. Notwithstanding G.S. 160A-63, vacancies on the Town
21 Council shall be filled by appointment of the remaining members of the Town Council for the
22 remainder of the unexpired term. A majority of the Town Council shall constitute a quorum for
23 the transaction of business. Said Town Council shall meet for the transaction of business at least
24 once a month, and shall meet on the call of the mayor, or a majority of the Town Council, as
25 often as may be necessary. The Town Council shall have the power, when deemed necessary, to
26 appoint or remove the Town Attorney.

27 Sub-Section A – Council-Manager Form of Government.

28 The Town of Stanley shall be governed by the Council-Manager form of government as
29 described in Part II, Article VII of Chapter 160A of the North Carolina General Statutes. The
30 Town Council shall appoint a Town Manager to serve at its pleasure. ~~He~~ The Town Manager
31 shall be appointed solely on the basis of ~~his~~ executive and administrative qualifications and the
32 Town Manager need not be a resident of the ~~City~~ Town or the State at the time of ~~his~~ appointment.
33 ~~He~~ The Town Manager shall receive such compensation as the Council may from time-to-time
34 fix.

35 Sub-Section B – Duties of Town Manager.



1 The Town Manager shall be the chief administrator of the Town. ~~He~~The Town Manager
2 shall be responsible to the Town Council for administering all municipal affairs placed in ~~his~~the
3 Town Manager's charge and shall have the following powers and duties:

- 4 i. ~~He~~The Town Manager shall hire, suspend or remove all ~~City employees,~~Town
5 employees except the ~~City Attorney, the City Tax Collector, and the City~~
6 ~~Clerk,~~Town Attorney in accordance with such General Personnel Rules,
7 regulations and policies, or ordinances as the Council may adopt.
- 8 ii. ~~He~~The Town Manager shall direct and supervise the administration of all
9 departments, offices and agencies of the Town subject to the general direction
10 and control of the Council, except as otherwise provided by law.
- 11 iii. ~~He~~The Town Manager shall attend all meetings of the Town Council and
12 recommend any measures that ~~he~~the Town Manager deems expedient.
- 13 iv. ~~He~~The Town Manager shall see that all laws of the State, the Charter and the
14 Ordinances, Resolutions and Regulations of the Town Council are faithfully
15 executed within the Town.
- 16 v. ~~He~~The Town Manager shall prepare and submit the annual budget and capital
17 program to the Town Council.
- 18 vi. ~~He~~The Town Manager shall annually submit to the Town Council and make
19 available to the public a complete report on the finances and administrative
20 activities of the ~~City~~Town as of the end of the fiscal year.
- 21 vii. ~~He~~The Town Manager shall make any other reports that the Town Council may
22 require concerning the operations of ~~city~~Town departments, offices and
23 agencies subject to ~~his~~the Town Manager's direction and control.
- 24 viii. ~~He~~The Town Manager shall be a proper party to receive and accept service of
25 all complaints, notices, legal process and other documents of a judicial nature
26 on behalf of the ~~City~~Town.
- 27 ix. ~~He~~The Town Manager shall perform any other duties that may be required or
28 authorized by the Town Council.

29 Sub-Section C – Acting ~~City~~Town Manager.

30 By letter filed with the ~~City~~Town Clerk, the Town Manager may designate, subject to the
31 approval of the Council, a qualified person to exercise the powers and perform the Town
32 Manager's duties ~~of Manager~~ during ~~his~~ temporary absence or disability. During this absence or
33 disability, the Council may revoke that designation at any time and appoint another to serve until
34 the Town Manager returns or ~~his~~the disability ceases.

35 Sub-Section D – Interim ~~City~~Town Manager.

36 When the position of ~~City~~Town Manager is vacant, the council shall designate a qualified
37 person to exercise the powers and perform the duties of Manager until the vacancy is filled.

38 Sub-Section E – Mayor and Councilmen Ineligible to Act Manager.

39 Neither the Mayor nor any member of the Town Council shall be eligible for appointment as
40 Town Manager or Interim Town Manager."

41 **SECTION 2.** This act is effective when it becomes law.