

**ORDINANCE TO ESTABLISH VOTING PRECINCTS WITHIN
THE TOWN OF MOUNT OLIVE FOR ELECTION OF MEMBERS OF ITS
BOARD OF COMMISSIONERS**

WHEREAS, the Town of Mount Olive, North Carolina, is committed to providing fair elections and equal representation for all of its citizens and to upholding the one-person, one-vote principle guaranteed by the United States Constitution;

WHEREAS, the Town of Mount Olive has determined that it is necessary and desirable, in order to ensure an opportunity for the full participation in the electoral process of all citizens of the Town of Mount Olive, and to resolve certain pending litigation, to alter and amend the Charter of the Town of Mount Olive to change the method of electing the members of the Board of Commissioners;

WHEREAS, the proposed amendments must be adopted by ordinance, pursuant to N.C. Gen. Stat. §160A-102;

WHEREAS, in order to implement the proposed amendments, the Board of Commissioners must alter the present district boundaries to provide for four commissioner election districts, using population figures from the 1990 U.S. Census;

WHEREAS, the Town of Mount Olive has duly scheduled, publicized and held a Public Meeting to accept public comments concerning the proposed amendment to the method of electing its Board of Commissioners and to discuss the proposed precinct boundaries, pursuant to N.C. Gen. Stat. §160A-102; and

WHEREAS, the Town of Mount Olive has determined that the following amendments to the method of election and in the precinct boundaries are in the best interest of all the citizens of Mount Olive;

THEREFORE, BE IT ENACTED as follows:

Section 1: Section 3. of the Charter of the Town of Mount Olive, North Carolina, is hereby amended by deleting Section 3. Elected Officers in its entirety and substituting therefore the following language:

Section 3. Elected officers and elections.

(a) Election Districts. The Town shall be divided into four voting districts, denominated First, Second, Third and Fourth. Said districts shall be bounded as follows:

District 1: Shall include each census block, or that part of each block within the City Limits, identified by the United States Bureau of Census 1990 TIGER files as: Wayne County, Tract 0007: Block 101, Block 108, Block 109, Block 110, Block 111, Block 112, Block 113, Block 114, Block 115, Block 116, Block 117, Block 118, Block 119, Block 121, Block 124, Block 125, Block 126, Block 127A, Block 127B, Block 127C, Block 128A, Block 128B, Block 130A, Block 131; Tract 0008: Block 128, Block 129, Block 135, Block 136, Block 137, Block 138, Block 139, Block 142, Block 304, Block 305, Block 306, Block 307, Block 308, Block 313, Block 314, Block 315, Block 316, Block 322, Block 323, Block 324, Block 327, Block 328, Block 329, Block 330, Block 331, Block 334, Block 335, Block 336, Block 337, Block 338, Block 339.

District 2: Shall include each census block, or that part of each block within the City Limits, identified by the United States Bureau of Census 1990 TIGER files as: Wayne County, Tract 0007: Block 102, Block 103, Block 104, Block 105, Block 106, Block 107, Block 120, Block 122, Block 123, Block 129A, Block 208, Block 209, Block 221, Block 222, Block 223, Block 224, Block 225, Block 226, Block 227, Block 235, Block 236, Block 237, Block 238, Block 239, Block 240, Block 241, Block 242, Block 244, Block 245, Block 246, Block 247, Block 315, Block 316, Block 317, Block 318A, Block 319A, Block 319B, Block 320; Tract 0008: Block 133, Block 134, Block 143, Block 144, Block 309, Block 310, Block 311, Block 312, Block 325, Block 326; Duplin County, Tract 9901: Block 401A, Block 402B.

District 3: Shall include each census block, or that part of each block within the City Limits, identified by the United States Bureau of Census 1990 TIGER files as: Wayne County, Tract 0008: Block 101A, Block 102, Block 103, Block 126, Block 127, Block 140, Block 141, Block 145, Block

146A, Block 146B, Block 219A, Block 219B, Block 219C, Block 220, Block 221, Block 222, Block 223, Block 224A, Block 301, Block 302, Block 303, Block 317A, Block 317B, Block 317C, Block 318, Block 320A, Block 321A, Block 332, Block 333, Block 340, Block 341, Block 342, Block 343, Block 344, Block 345A, Block 346, Block 347A, Block 348A, Block 351, Block 352.

District 4: Shall include each census block, or that part of each block within the City Limits, identified by the United States Bureau of Census 1990 TIGER files as: Wayne County, Tract 0007: Block 201, Block 202, Block 203, Block 204, Block 205, Block 206, Block 207, Block 210, Block 211, Block 212, Block 213, Block 214, Block 215, Block 216, Block 217, Block 218, Block 219, Block 220, Block 228, Block 229, Block 230, Block 231, Block 232, Block 233, Block 234, Block 243, Block 305A, Block 306A, Block 306B, Block 306C, Block 312A, Block 313, Block 314, Block 321A, Block 322, Block 323, Block 324, Block 325, Block 326, Block 327; Tract 0008: Block 101B, Block 101C, Block 101D, Block 104A, Block 104B, Block 106, Block 107, Block 108, Block 109, Block 110, Block 111, Block 112, Block 113, Block 114, Block 115, Block 116, Block 117, Block 118, Block 119, Block 120, Block 122, Block 123, Block 124, Block 125, Block 130, Block 131, Block 132; Tract 0009: Block 720, Block 721, Block 725, Block 726A, Block 726B, Block 726C.

The boundaries of said districts in accordance with the above description are generally as shown on the map attached to this Ordinance as Exhibit "A".

(b) Composition of the Board of Commissioners. The governing body of the Town shall consist of the Mayor and five Commissioners, with four Commissioners elected from districts by the qualified voters residing in each district and one Commissioner elected at large by all qualified voters of the Town. The Mayor and each Commissioner shall be elected for a two year term. The elections shall be nonpartisan, and each commissioner elected from a district shall reside at the time of election in the district from which that commissioner is elected.

(c) Regular Municipal Elections. Beginning in 1995, regular municipal elections shall be held biennially in odd years on Tuesday after the first Monday in November. In each regular election, the candidate for each position who receives the largest number of votes shall be declared elected. In case of an equal number of votes, the Board of Elections of Wayne County shall determine the result by lot.

Section 2: All ordinances and clauses of ordinances inconsistent or in conflict with the provisions of this Act be and the same hereby are repealed.

Section 3: This ordinance shall become effective upon its enactment.

ENACTED, this the 2nd day of January, 1995.



Mayor Pro Tem, Town of Mount Olive

Attest:

Albert S. Deam
Clerk, Town of Mount Olive