

RESOLUTION AMENDING THE BYLAWS OF
THE ONSLOW WATER AND SEWER AUTHORITY

WHEREAS, on or about January 25, 2002 the Onslow Water and Sewer Authority ("ONWASA") adopted its ByLaws;

WHEREAS, said ByLaws provide that the Directors have the power to alter, amend, and repeal the Bylaws; provided, however, that such action shall be taken only after sixty (60) days written notice of the text of such proposed amendment(s) is given to each Director and each Director's appointing political subdivision. Furthermore, any proposed amendment may only be adopted by the Directors following a public hearing, notice of which is given at least ten (10) days in advance of the date set for such hearing in a paper having general circulation within the jurisdiction of the Authority;

WHEREAS, the requisite notices have been provided and published;

WHEREAS, the governing bodies of each member political subdivision has approved a resolution amending ONWASA's Articles of Incorporation to remove any requirement that ONWASA's directors be elected officials;

WHEREAS, the Board of Directors desires to amend the existing ByLaws to conform with the amendment to the Articles of Incorporation and to clarify other certain portions of its ByLaws.

NOW, THEREFORE, THE BOARD OF DIRECTORS FOR THE ONSLOW WATER AND SEWER AUTHORITY DOTH RESOLVE:

1. The following Articles of the ByLaws of the Onslow Water and Sewer Authority are amended and rewritten to read as follows:

- a. ARTICLE II

APPOINTMENT-TENURE, RESIGNATION, AND REPLACEMENT OF MEMBERS OR DIRECTORS

1. MEMBERSHIP

- A. There shall be eight (8) voting members of the Authority. Of the voting members, two (2) shall be appointed by the Board of Commissioners of the County of Onslow, two (2) shall be appointed by the City Council of the City of Jacksonville, one (1) appointed by the Board of Commissioners of the Town of Swansboro, one (1) appointed by the Board of Aldermen of the Town of Richlands, one (1) appointed by the Board of Aldermen of the Town of North Topsail Beach, and one (1) appointed by the Town Council of the Town of Holly Ridge.
- B. Each appointee to the membership of the Authority shall be known as a Director of the Authority; and when the term "member" is used, it shall mean Director.
- C. Directors shall be appointed for the respective terms as specified by G.S. 162A-5 of the "North Carolina Water and Sewer Authorities Act"; and may be removed with or without cause, by the governing body appointing said member, as provided by G.S. 162A-5. The initial

terms for each seat are set forth below. Following the expiration of each initial term, each term shall be for a term of three years for each seat.

Seat 1—County of Onslow County's First Seat. Initial term expires October 3, 2001.

Seat 2—County of Onslow County's Second Seat. Initial term expires October 3, 2003.

Seat 3—City of Jacksonville's First Seat. Initial term expires October 3, 2001.

Seat 4—City of Jacksonville's Second Seat. Initial term expires October 3, 2003.

Seat 5—Town of Swansboro. Initial term expires October 3, 2002.

Seat 6—Town of Richlands. Initial term expires October 3, 2002.

Seat 7—Town of North Topsail Beach. Initial term expires October 3, 2003.

Seat 8—Town of Holly Ridge. Initial term expires October 3, 2002.

2. All the rest and remainder of the ByLaws shall remain in full force and effect as previously adopted.
3. These amendments shall be effective upon adoption.

This the ____ day of _____, 2025.

ONSLOW WATER AND SEWER AUTHORITY

Michael R. Bennett, Chairman

Paul Conner, Vice Chairman

Richard Grant, Secretary/Treasurer

Jerry Bittner, Director

Joe Brown, Director

Gregory Hines, Director

Tony Padgett, Director

Robert Warden, Director

ATTEST:

Heather Norris, Clerk