

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

SENATE BILL 1447
RATIFIED BILL

AN ACT TO MAKE SUNDRY AMENDMENTS CONCERNING THE TOWN OF CHAPEL HILL AND TO EXEMPT THE TOWN OF NEWPORT FROM CERTAIN STATUTORY REQUIREMENTS IN THE ACQUISITION OF A SPECIFIC PIECE OF FIRE EQUIPMENT.

The General Assembly of North Carolina enacts:

Section 1.(a) G.S. 143-135 reads as rewritten:

"§ 143-135. Limitation of application of Article.

Except for the provisions of G.S. 143-129 requiring bids for the purchase of apparatus, supplies, materials or equipment, this Article shall not apply to construction or repair work undertaken by the State or by subdivisions of the State of North Carolina (i) when the work is performed by duly elected officers or agents using force account qualified labor on the permanent payroll of the agency concerned and (ii) when either the total cost of the project, including without limitation all direct and indirect costs of labor, services, materials, supplies and equipment, does not exceed ~~one hundred twenty five thousand dollars (\$125,000)~~ one hundred seventy-five thousand dollars (\$175,000) or the total cost of labor on the project does not exceed ~~fifty thousand dollars (\$50,000)~~ seventy-five thousand dollars (\$75,000). This force account work shall be subject to the approval of the Director of the Budget in the case of State agencies, of the responsible commission, council, or board in the case of subdivisions of the State. Complete and accurate records of the entire cost of such work, including without limitation, all direct and indirect costs of labor, services, materials, supplies and equipment performed and furnished in the prosecution and completion thereof, shall be maintained by such agency, commission, council or board for the inspection by the general public. Construction or repair work undertaken pursuant to this section shall not be divided for the purposes of evading the provisions of this Article."

Section 1.(b) This section applies to the Town of Chapel Hill only.

Section 2. Section 2 of S.L. 1997-216, as amended by S.L. 1999-17 and S.L. 1999-181, and as rewritten by Section 48.(c) of S.L. 1999-456, reads as rewritten:

"Section 2.(a) This act applies to the Cities of Charlotte, Fayetteville, Greensboro, High Point, Rocky Mount, and Wilmington, and the Towns of Chapel Hill, Cornelius, Huntersville, and Matthews only.

Section 2.(b) The Town of Chapel Hill may only use the authority granted by this section for violation of statutes or ordinances related to traffic signals."

Section 3.(a) G.S. 160A-301(d) reads as rewritten:

"(d) The governing body of any city may, by ordinance, regulate the stopping, standing, or parking of vehicles in specified areas of any parking areas or driveways of a hospital, shopping center, apartment house, condominium complex, or commercial office complex, or any other privately owned public vehicular area, as well as any private lot used for residential purposes whether or not demarcated as a vehicular area, or prohibit such stopping, standing, or parking during any specified hours, provided the owner or person in general charge of the operation and control of that area requests in writing that such an ordinance be adopted. The owner of a vehicle parked in violation of an ordinance adopted pursuant to this subsection shall be deemed to have appointed any appropriate law-enforcement officer as his agent for the purpose of arranging for the transportation and safe storage of such vehicle."

Section 3.(b) This section applies to the Town of Chapel Hill only.

Section 4. As a one-time exemption, the Town of Newport may acquire, before February 1, 2001, a certain piece of fire equipment from the Otway Fire and Rescue Department, Inc., in an amount not to exceed one hundred sixty thousand dollars (\$160,000), without being subject to the requirements of G.S. 143-129.

Section 5. Section 4 of this act applies to the Town of Newport only.

Section 6. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 10th day of July, 2000.

Marc Basnight
President Pro Tempore of the Senate

James B. Black
Speaker of the House of Representatives