

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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**SENATE BILL 603*
House Committee Substitute Favorable 12/5/01**

Short Title: Navassa/Cary Changes.

(Local)

Sponsors:

Referred to:

March 22, 2001

A BILL TO BE ENTITLED

1
2 AN ACT TO TEMPORARILY EXPAND THE NAVASSA TOWN BOARD TO
3 INCLUDE REPRESENTATION FROM THE AREA RECENTLY ANNEXED, TO
4 AUTHORIZE THE TOWN OF CARY TO REGULATE THE OPERATION OF
5 GOLF CARTS ON PUBLIC STREETS WITHIN THE TOWN, AND
6 CONCERNING AIRPORT LEASES BY MONTGOMERY COUNTY.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** Notwithstanding Section 3 of Chapter 77 of the 1977 Session
9 Laws, as rewritten by S.L. 2001-325, from January 1, 2002, through the organizational
10 meeting after the 2003 municipal election, the Board of Commissioners of the Town of
11 Navassa shall consist of seven members.

12 **SECTION 2.** One of the additional two members of the Board of
13 Commissioners of the Town of Navassa authorized by Section 1 of this act shall be
14 appointed from District 2, as established by Section 4 of Chapter 77 of the 1977 Session
15 Laws, as amended by Chapter 424 of the 1979 Session Laws, as rewritten by S.L.
16 2001-325, to serve until the organizational meeting after the 2003 municipal election.
17 The other additional new member shall be appointed from District 3 to serve until the
18 organizational meeting after the 2003 municipal election.

19 **SECTION 3.** Notwithstanding the provisions of G.S. 20-50 and G.S. 20-54,
20 the Town of Cary may, by ordinance, regulate the operation of electric golf carts on any
21 public street or road within the Town. By ordinance, the Town may require the
22 registration of golf carts, specify the persons authorized to operate golf carts, and
23 specify required equipment, load limits, and the hours and methods of operation of the
24 golf carts.

25 **SECTION 3.1.(a)** G.S. 160A-272 reads as rewritten:

26 **"§ 160A-272. Lease or rental of property.**

27 Any property owned by a city may be leased or rented for such terms and upon such
28 conditions as the council may determine, but not for longer than 20 years (except as
29 otherwise provided herein) and only if the council determines that the property will not

1 be needed by the city for the term of the lease. In determining the term of a proposed
2 lease, periods that may be added to the original term by options to renew or extend shall
3 be included. Property may be rented or leased only pursuant to a resolution of the
4 council authorizing the execution of the lease or rental agreement adopted at a regular
5 council meeting upon 10 days' public notice. Notice shall be given by publication
6 describing the property to be leased or rented, stating the annual rental or lease
7 payments, and announcing the council's intent to authorize the lease or rental at its next
8 regular meeting.

9 No public notice need be given for resolutions authorizing leases or rentals
10 for terms of one year or less, and the council may delegate to the city manager or some
11 other city administrative officer authority to lease or rent city property for terms of one
12 year or less. Leases for terms of more than 20 years shall be treated as a sale of property
13 and may be executed by following any of the procedures authorized for sale of real
14 property.

15 **SECTION 3.1.(b)** This section applies to Montgomery County only, and as
16 to that county only to leases for airport purposes.

17 **SECTION 4.** This act is effective when it becomes law.