

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

H

2

HOUSE BILL 706

**Senate State Government, Local Government, and Veterans' Affairs Committee
Substitute Adopted 5/27/03**

Short Title: Charlotte Transit Procurement.

(Local)

Sponsors:

Referred to:

March 27, 2003

A BILL TO BE ENTITLED

1 AN ACT AMENDING THE CHARTER OF THE CITY OF CHARLOTTE AND THE
2 GENERAL STATUTES ESTABLISHING A REGIONAL PUBLIC
3 TRANSPORTATION AUTHORITY TO ALLOW THE CITY AND A REGIONAL
4 PUBLIC TRANSPORTATION AUTHORITY TO PURCHASE APPARATUS,
5 SUPPLIES, MATERIALS, OR EQUIPMENT FOR PUBLIC TRANSIT
6 PURPOSES FROM PERSONS OR ENTITIES THAT HAVE RECENTLY MET
7 STATE BIDDING LAW REQUIREMENTS AND PROVIDED APPARATUS,
8 SUPPLIES, MATERIALS, OR EQUIPMENT TO THE FEDERAL
9 GOVERNMENT, THE STATE OF NORTH CAROLINA, OR ANOTHER STATE.

10 The General Assembly of North Carolina enacts:

11 **SECTION 1.** Section 8.87 of the Charter of the City of Charlotte, being S.L.
12 2000-26, as amended by S.L. 2000-61, reads as rewritten:

13 "Section 8.87. Transit Procurements. (a) In addition to other authorized methods of
14 procurement, the City of Charlotte may contract for the purchase, lease, or other
15 acquisition of any apparatus, supplies, materials, or equipment for public transit
16 purposes using the competitive proposal method provided in G.S. 143-129(h).

17 (b) The City of Charlotte may contract for the purchase, lease, or other
18 acquisition of any apparatus, supplies, materials, or equipment for public transit
19 purposes with any person or entity that, within the previous 60 months, after having
20 completed a public formal bid process substantially similar to that required by Article 8
21 of Chapter 143 of the General Statutes or through the competitive proposal method
22 provided in G.S. 143-129(h), has contracted to furnish the apparatus, supplies,
23 materials, or equipment to any unit or agency approved in G.S. 143-129(g) if the person
24 or entity is willing to furnish the items at the same or more favorable prices, terms, and
25 conditions as those provided under the contract with the other unit or agency. Any
26 purchase made under this section shall be approved by the City Council as provided in
27 G.S. 143-129(g)."
28

1 **SECTION 2.** G.S. 160A-610 is amended by adding a new subdivision to
2 read:

3 "(26) To contract for the purchase, lease, or other acquisition of any
4 apparatus, supplies, materials, or equipment for public transit purposes
5 with any person or entity that, within the previous 36 months, after
6 having completed a public formal bid process substantially similar to
7 that required by Article 8 of Chapter 143 of the General Statutes, has
8 contracted to furnish the apparatus, supplies, materials, or equipment
9 to any unit or agency approved in G.S. 143-129(g) if the person or
10 entity is willing to furnish the items at the same or more favorable
11 prices, terms, and conditions as those provided under the contract with
12 the other unit or agency. Any purchase made under this section shall
13 be approved by the Board of Trustees as provided in G.S. 143-129(g)."

14 **SECTION 3.** This act is effective when it becomes law.