

GENERAL ASSEMBLY OF NORTH CAROLINA
1985 SESSION

CHAPTER 838
HOUSE BILL 1582

AN ACT TO CHANGE THE CHARTER OF THE SIMMONS-NOTT AIRPORT
AUTHORITY SO AS TO REMOVE THE CITY OF NEW BERN FROM
RESPONSIBILITY UNDER THAT ACT.

The General Assembly of North Carolina enacts:

Section 1. Section 2(b) of Chapter 1197, Session Laws of 1979, is rewritten to read:

"(b) The Airport Authority shall consist of five members appointed by the Board of Commissioners of Craven County for two- year terms. The initial terms shall commence July 1, 1986."

Sec. 2. Section 2(c) of Chapter 1197, Session Laws of 1979, is rewritten to read:

"(c) The Board of Commissioners of Craven County shall fill any vacancy within 60 days of the occurrence of the vacancy. A person appointed to fill a vacancy shall serve for the remainder of the unexpired term."

Sec. 3. Section 2(d) of Chapter 1197, Session Laws of 1979, is amended by deleting "and the City".

Sec. 4. Section 4 of Chapter 1197, Session Laws of 1979, is amended by deleting "governing bodies of Craven County and the City of New Bern are", and substituting "Board of Commissioners of Craven County is".

Sec. 5. Section 5(a) of Chapter 1197, Session Laws of 1979, is amended by deleting "and the Board of Aldermen of the City of New Bern".

Sec. 6. Section 5(b) of Chapter 1197, Session Laws of 1979, is rewritten to read:

"(b) The County of Craven may appropriate funds to the Authority."

Sec. 7. Section 7 of Chapter 1197, Session Laws of 1979, is amended by adding the following at the end, "If any provisions of this section conflict with the provision of any contract between Craven County and the City of New Bern, that contract shall prevail."

Sec. 8. Section 8(6) of Chapter 1197, Session Laws of 1979, is amended by deleting "and City".

Sec. 9. Section 12 of Chapter 1197, Session Laws of 1979, is amended by deleting "and the Board of Aldermen of the City of New Bern".

Sec. 10. The City of New Bern may convey at private sale all its right, title and interest in the Simmons-Nott Airport property (personal and real) to Craven County, subject to a reverter clause by which the interest would automatically revert to

the City of New Bern if, for any reason, Craven County or its lessee should ever cease to operate the property as a public airport.

Sec. 11. This act is effective upon ratification, and conveyance of the Simmons-Nott Airport Authority Property by the City of New Bern to Craven County as provided in Section 10 hereof, except that Sections 1 and 2 shall become effective on the date the Board of Commissioners of Craven County appoint five persons to the Simmons-Nott Airport Authority.

In the General Assembly read three times and ratified, this the 30th day of June, 1986.