

GENERAL ASSEMBLY OF NORTH CAROLINA
1993 SESSION

CHAPTER 229
HOUSE BILL 840

AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO AUTHORIZE THE CITY TO RAISE THE THRESHOLD ABOVE WHICH IT MUST SEEK FORMAL BIDS FOR THE PURCHASE OF APPARATUS, SUPPLIES, MATERIALS, OR EQUIPMENT AND TO WAIVE THE REQUIREMENT FOR A BID BOND.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Charlotte, being Chapter 713, Session Laws of 1965, is amended by adding a new section to read:

"Sec. 9.84. Public Contracts. (a) G.S. 143-129, as it applies to the City of Charlotte by virtue of Section 2 of Chapter 89 of the Session Laws of 1981, is amended as to the City of Charlotte by deleting 'purchase of apparatus, supplies, materials, or equipment requiring an estimated expenditure of public money in an amount equal to or more than thirty thousand dollars (\$30,000)' and substituting 'purchase of apparatus, supplies, materials, or equipment requiring an estimated expenditure of public money in an amount equal to or more than fifty thousand dollars (\$50,000)'.

(b) G.S. 143-129 as it applies to the City of Charlotte is amended to provide that the City Manager or his designee may waive the requirement for a bid bond or deposit for the purchase of apparatus, supplies, material, or equipment where the successful bidder does not have any past experience of nonperformance with the City. The City Council may consider a bid for the purchase of apparatus, supplies, materials, or equipment and award a contract on such bid notwithstanding the fact that the proposal is not accompanied by a bid deposit with the City Council."

Sec. 2. Section 2 of Chapter 89 of the Session Laws of 1981 is repealed.

Sec. 3. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 28th day of June, 1993.

Dennis A. Wicker
President of the Senate

Daniel Blue, Jr.
Speaker of the House of Representatives