

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 654

Short Title: Durham Contract Bidding.

(Local)

Sponsors: Representatives Michaux; and G. Miller.

Referred to: Local & Regional Government I, if favorable, Judiciary I.

March 30, 1995

A BILL TO BE ENTITLED

1 AN ACT TO PERMIT THE CITY OF DURHAM AND COUNTY OF DURHAM TO
2 SUBMIT PROPOSALS AND RECEIVE CONTRACTS FOR CONSTRUCTION OR
3 REPAIR WORK OF THE CITY, COUNTY, OTHER LOCAL GOVERNMENTS,
4 AGENCIES OF GOVERNMENT, AND NONPROFIT CORPORATIONS AND
5 ORGANIZATIONS.
6

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 143-129 is amended by adding a new subsection to read:

9 "(g) A city or county may submit a proposal for any construction or repair work
10 governed by this section, and when a proposal is submitted, the provisions of G.S. 143-
11 135 shall not apply. The proposal shall be opened in public and recorded in the minute
12 books and may be awarded to the city or the county without an accompanying bond.
13 When the proposal is awarded to the city or to the county, the city or county, as the case
14 may be, shall not be required to execute a written contract with itself. This subsection
15 applies to the City of Durham and the County of Durham only."

16 Sec. 2. The Charter of the City of Durham, being Chapter 671 of the 1975
17 Session Laws, as amended, is further amended by adding a new Section 114.2 to read:

18 "Section 114.2. **City Bids for Government Work.** The City of Durham may submit
19 proposals to other local governments, agencies, and units of State or local government,
20 and nonprofit corporations or organizations located in Durham County, for any

1 construction or repair work that is the usual and customary work of the City, including,
2 but not limited to, street paving, parking lot paving, engineering design work, surveying
3 services, water and wastewater treatment, testing or operation, and data processing
4 services. The City may submit bonds in connection with any proposal made pursuant to
5 this section and may take any other action that is necessary or expedient in exercising the
6 authority granted to it by this section."

7 Sec. 3. Chapter 153A of the General Statutes is amended by adding a new
8 section to read:

9 **"§ 153A-451. County bids for government work.**

10 (a) A county may submit proposals to other local governments agencies, and units
11 of State or local government, and nonprofit corporations or organizations located within
12 the county for any construction or repair work that is the usual and customary work of the
13 county, including, but not limited to, engineering design work, water and wastewater
14 treatment, testing or operation, and data processing services. The county may submit
15 bonds in connection with any proposal made pursuant to this section and may take other
16 action that is necessary or expedient in exercising the authority granted to it by this
17 section.

18 (b) This section applies to the County of Durham only."

19 Sec. 4. This act is effective upon ratification.