SENATE BILL 64

Short Title: Tarboro Charter Amendment.   (Local)

Sponsors: Senator Martin of Pitt.

Referred to: State Government, Local Government, and Personnel.

February 10, 1997

1   A BILL TO BE ENTITLED
2   AN ACT TO AMEND THE CHARTER OF THE TOWN OF TARBORO TO PERMIT
3   MEMBERS OF THE TOWN COUNCIL TO ENTER INTO UNDERTAKINGS OR
4   CONTRACTS WITH THE TOWN UNDER CERTAIN CIRCUMSTANCES.
5   The General Assembly of North Carolina enacts:
6   Section 1. The Charter of the Town of Tarboro, being Chapter 73 of the 1995
7   Session Laws, is amended by adding a new section to read:
8   "Sec. 2.8. **Contracts With Council Members.** G.S. 14-234 shall not apply to any
9   member of the Town Council if all of the following conditions are met:
10   (1)   The undertaking or contract is for the purchase of apparatus, supplies,
11   materials, or equipment which requires an expenditure during any single
12   fiscal year of an amount that is less than the amounts stated in G.S. 143-
13   129.
14   (2)   The Town seeks informal bids from at least two other suppliers, in
15   addition to the supplier in which the member of the Council has a
16   financial interest.
17   (3)   The other suppliers are either unwilling or unable to sell to the Town the
18   needed apparatus, supplies, materials, or equipment, or the supplier in
19   which the member of the Council has a financial interest is the lowest
20   responsible bidder.

1   (4)   The undertaking or contract between the Town and the member of the
2   Council is approved by specific resolution of the Council adopted in an
3   open meeting and is recorded in its minutes.
4   (5)   The member of the Council does not vote on any matters related to the
5   undertaking or contract and does not participate in the consideration of
6   or action upon the authorizing resolution."
7   Section 2.   This act is effective when it becomes law and applies to
8 undertakings or contracts entered into on or after that date.