

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025**

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SENATE BILL 75

Short Title: Town of Garner/Settlement of Claims. (Local)

Sponsors: Senator Grafstein (Primary Sponsor).

Referred to: Rules and Operations of the Senate

February 12, 2025

1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE CHARTER OF THE TOWN OF GARNER TO ALLOW THE
3 TOWN COUNCIL TO DELEGATE TO THE TOWN MANAGER THE POWER TO
4 SETTLE CERTAIN CLAIMS AGAINST THE TOWN.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 6.2 of the Charter of the Town of Garner, being Chapter 333
7 of the Session Laws of 1977, as amended, reads as rewritten:

8 "Sec. 6.2. Settlement of claims. (a) ~~The board of aldermen town council~~ may authorize the
9 town manager to settle the following claims against the ~~town for personal town~~:

10 (1) Personal injury or damage to property when the amount involved does not
11 exceed the sum of ~~one hundred dollars (\$100.00)~~ ten thousand dollars
12 (\$10,000) and does not exceed the actual loss sustained, including loss of time,
13 medical expenses, and any other expense actually incurred.

14 (2) Eminent domain cases filed by the town when the amount involved does not
15 exceed the amount budgeted for property or easement acquisition for the
16 approved capital improvement program.

17 (3) Claims made by the town or debts owed to the town when the amount involved
18 does not exceed the sum of ten thousand dollars (\$10,000).

19 (b) All such settlements shall be approved by the town ~~attorney~~-attorney and reported to the
20 town council in a timely manner. Settlement of a claim by the town manager pursuant to this
21 section shall constitute a complete release of the town from any and all damages sustained by the
22 person involved in such settlement in any manner arising out of the incident, occasion, or taking
23 complained of."

24 **SECTION 2.** This act is effective when it becomes law.

