

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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SENATE BILL 332\*  
PROPOSED HOUSE COMMITTEE SUBSTITUTE S332-PCS15285-SHx-23

Short Title: Zoo and Zoo Funds Modifications.

(Public)

Sponsors:

Referred to:

February 26, 2009

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE PURCHASING AND CONTRACTING AUTHORITY BY THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES ON BEHALF OF THE NORTH CAROLINA ZOOLOGICAL PARK; TO EXPAND THE UMSTEAD EXEMPTION FOR THE PARK; TO IMPROVE THE ADMINISTRATION OF PARK OPERATIONS; TO REQUIRE A REPORTING OF THE PROGRESS AND IMPLEMENTATION OF THE MANDATES OF THIS ACT; TO ESTABLISH THE NORTH CAROLINA ZOOLOGICAL PARK FUNDING AND ORGANIZATION STUDY COMMITTEE AND TO ANNEX CERTAIN PROPERTY OWNED BY THE NC ZOOLOGICAL SOCIETY INTO THE CITY OF ASHEBORO.

The General Assembly of North Carolina enacts:

**PART I: PURCHASING AND CONTRACTING AUTHORITY ON BEHALF OF THE NORTH CAROLINA ZOOLOGICAL PARK**

**SECTION 1.1.** Article 8 of Chapter 143 of the General Statutes is amended by adding a new section to read:

**"§ 143-129.8A. Purchase of certain goods and services for the North Carolina Zoological Park.**

(a) Exemption. – The North Carolina Zoological Park is a State entity whose primary purpose is the attraction of, interaction with, and education of the public regarding issues of global conservation, ecological preservation, and scientific exploration, and that purpose presents unique challenges requiring greater flexibility and faster responsiveness in meeting the needs of and creating the attractions for the Park. Accordingly, the Department of Environment and Natural Resources may use the procedure set forth in this section, in addition to or instead of any other procedure available under North Carolina law, to contract with a non-State entity on behalf of the Park for the acquisition of goods and services where: (i) the contract directly results in the generation of revenue for the State of North Carolina; or (ii) the use of the acquired goods and services by the Park results in increased revenue or decreased expenditures for the State of North Carolina.

(b) Limitation. – Contracts executed pursuant to the exemption of subsection (a) of this section may be entered into under a request for proposals procedure that satisfies the following minimum requirements:

- (1) Notice of the request for proposals shall be given in accordance with G.S. 143-129(b).



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(2) Contracts shall be awarded to the person or entity that submits the best overall proposal as determined by the awarding authority. Factors to be considered in awarding contracts shall be identified in the request for proposals.

(c) Procurement Methods. – The Department may use procurement methods set forth in G.S. 143-135.9 in developing and evaluating requests for proposals under this section. The Department may negotiate with any proposer in order to obtain a final contract that best meets the needs of the awarding authority. Negotiations allowed under this section shall not alter the contract beyond the scope of the original request for proposals in a manner that: (i) deprives the proposers or potential proposers of a fair opportunity to compete for the contract; and (ii) would have resulted in the award of the contract to a different person or entity if the alterations had been included in the request for proposals.

(d) Promotional Rights. – Subject to the approval of the Department, a non-State entity awarded a contract that results in increased revenue or decreased expenditures for the Park may advertise, announce, or otherwise publicize the provision of services pursuant to award of the contract."

**SECTION 1.2.** G.S. 143-135.9 reads as rewritten:

"§ 143-135.9. ~~"Best Value" information technology procurements.~~ **Best Value procurements.**

(a) ~~For purposes of this section:~~ Definitions. – The following definitions apply in this section:

(1) ~~"Best Value" procurement means the~~ Best Value procurement. – The selection of a contractor based on a determination of which proposal offers the best trade-off between price and performance, where quality is considered an integral performance factor. The award decision is made based on multiple factors, including: total cost of ownership, meaning the cost of acquiring, operating, maintaining, and supporting a product or service over its projected lifetime; the evaluated technical merit of the vendor's proposal; the vendor's past performance; and the evaluated probability of performing the requirements stated in the solicitation on time, with high quality, and in a manner that accomplishes the stated business objectives and maintains industry standards compliance.

(2) ~~"Government Vendor Partnership" means a~~ Government-Vendor partnership. – A mutually beneficial contractual relationship between State government and a contractor, wherein the two share risk and reward, and value is added to the procurement of complex technology-needed goods or services.

(3) ~~"Information technology" includes electronic~~ Information technology. – Electronic data processing and telecommunications goods and services, microelectronics, software, information processing, office systems, any services related to the foregoing, and consulting or other services for design and/or redesign of business processes.

(4) ~~"Solution Based Solicitation" means a~~ Solution-Based solicitation. – A solicitation in which the requirements are stated in terms of how the product or service being purchased should accomplish the business objectives, rather than in terms of the technical design of the product or service.

(b) Intent. – The intent of "Best Value" Information Technology Best Value procurement is to enable contractors to offer and the agency to select the most appropriate solution to meet the business objectives defined in the solicitation and to keep all parties focused on the desired outcome of a procurement. ~~Business process reengineering, system design, and technology implementation may be combined into a single solicitation.~~

1 (c) Information Technology. – The acquisition of information technology by the State  
2 of North Carolina shall be conducted using the "~~Best Value~~"Best Value procurement method.  
3 For purposes of this section, business process reengineering, system design, and technology  
4 implementation may be combined into a single solicitation. For acquisitions which the  
5 procuring agency and the Division of Purchase and Contracts or the Office of Information  
6 Technology Services, as applicable, deem to be highly complex or determine that the optimal  
7 solution to the business problem at hand is not known, the use of Solution-Based Solicitation  
8 and Government-Vendor Partnership is authorized and encouraged. Any county, city, town, or  
9 subdivision of the State may acquire information technology pursuant to this section.

10 ~~(d) Any county, city, town or subdivision of the State may acquire information~~  
11 ~~technology pursuant to this section.~~

12 (e) North Carolina Zoological Park. – The acquisition of goods and services under a  
13 contract entered pursuant to the exemption of G.S. 143-129.8A(a) by the Department of  
14 Environment and Natural Resources on behalf of the North Carolina Zoological Park may be  
15 conducted using the Best Value procurement method. For acquisitions which the procuring  
16 agency deems to be highly complex, the use of Government-Vendor partnership is authorized."  
17

## 18 **PART II: EXPANSION OF UMSTEAD ACT EXEMPTION FOR THE NORTH** 19 **CAROLINA ZOOLOGICAL PARK**

20 **SECTION 2.1.** G.S. 66-58(b) is amended by adding a new subdivision to read:

21 "(b) The provisions of subsection (a) of this section shall not apply to:

22 ...

23 (26) The North Carolina Zoological Park."

24 **SECTION 2.2.** G.S. 66-58(c)(18) is repealed.  
25

## 26 **PART III: ADMINISTRATIVE IMPROVEMENTS TO THE NORTH CAROLINA** 27 **ZOOLOGICAL PARK OPERATIONS**

28 **SECTION 3.1.** The Secretary of the Department of Environment and Natural  
29 Resources shall work with the North Carolina Zoological Park to do the following:

30 (1) Examine all purchasing and contracting policies and procedures. The  
31 Department shall identify opportunities for delegating purchasing and  
32 contracting responsibilities to the Park where appropriate. For purchases and  
33 contracts involving promotion and advertising, the Department shall  
34 consider increasing the amount over which the Park must solicit competitive  
35 bids or quotes to five thousand dollars (\$5,000).

36 (2) Continue negotiations with the Office of Information Technology Services  
37 regarding the implementation of Article 3D of Chapter 147 of the General  
38 Statutes.

39 (3) Identify and address any other administrative concerns of the Park.

40 **SECTION 3.2.** The Secretary of the Department of Environment and Natural  
41 Resources shall review the current Memorandum of Understanding between the Department  
42 and the North Carolina Zoological Society. The Secretary shall work with the Society to make  
43 appropriate revisions to or replace the Memorandum, as needed.  
44

## 45 **PART IV: REPORT**

46 **SECTION 4.** The Department of Environment and Natural Resources shall report  
47 to the North Carolina Zoological Park Funding and Organization Study Committee and to the  
48 Fiscal Research Division of the Legislative Services Office on the progress and implementation  
49 of Parts I and III of this act no later than January 15, 2010.  
50

## 51 **PART V: ESTABLISHMENT OF COMMITTEE**

1           **SECTION 5.1.** Committee Established. – The North Carolina Zoological Park  
2 Funding and Organization Study Committee is hereby established.

3           **SECTION 5.2.** Membership. – The Committee shall consist of 22 members as  
4 follows:

- 5           (1) Five members of the Senate appointed by the President Pro Tempore of the  
6 Senate.
- 7           (2) Five members of the House appointed by the Speaker of the House of  
8 Representatives.
- 9           (3) The Secretary of Environment and Natural Resources, or the Secretary's  
10 designee.
- 11           (4) The Director of the Zoological Park, or the Director's designee.
- 12           (5) The Secretary of Commerce, or the Secretary's designee.
- 13           (6) The Executive Director of the Division of Tourism, Film and Sports  
14 Development of the Department of Commerce, or the Executive Director's  
15 designee.
- 16           (7) The Chair of the North Carolina Zoological Park Council, or the Chair's  
17 designee.
- 18           (8) The Chair of the board of directors of the North Carolina Zoological Society,  
19 Inc., or the Chair's designee.
- 20           (9) Two additional representatives of the Zoo Society Board, who may be  
21 comprised of current or former members, one appointed by the President Pro  
22 Tempore of the Senate upon recommendation of the Chair of the Zoo  
23 Society Board, one appointed by the Speaker of the House of  
24 Representatives upon recommendation of the Chair of the Zoo Society  
25 Board.
- 26           (10) Two representatives from the public at large appointed by the President Pro  
27 Tempore of the Senate.
- 28           (11) Two representatives from the public at large appointed by the Speaker of the  
29 House of Representatives.

30           **SECTION 5.3.** Cochairs. – The Committee shall have three cochairs, one  
31 designated by the President Pro Tempore of the Senate and two designated by the Speaker of  
32 the House of Representatives from among their respective appointees. The Committee shall  
33 meet upon the call of the cochairs.

34           **SECTION 5.4.** Quorum. – A quorum of the Committee shall consist of 10  
35 members.

36           **SECTION 5.5.** Vacancies. – Any vacancy on the Committee shall be filled by the  
37 original appointing authority.

38           **SECTION 5.6.** Purpose and Duties. – The Committee shall study: (i) funding  
39 issues associated with the Zoological Park, including current and expected capital and  
40 operational needs, current sources of revenue, and potential funding mechanisms; and (ii) the  
41 current organizational structure of the Zoological Park, and other potential organizational  
42 structures, including, but not limited to, reorganization as an authority, as a private nonprofit  
43 corporation, or other entity to determine which organizational structure would most effectively  
44 achieve the mission of the Zoological Park.

45           **SECTION 5.7.** Expenses of Members. – Members of the Committee shall receive  
46 per diem, subsistence, and travel allowances in accordance with G.S. 120-3.1, 138-5, or 138-6,  
47 as appropriate.

48           **SECTION 5.8.** Staff. – Upon the prior approval of the Legislative Services  
49 Commission, the Legislative Services Officer shall assign professional staff to the Committee  
50 to aid in its work.

1           **SECTION 5.9.** Consultants. – The Committee may hire consultants to assist with  
2 the study as provided in G.S. 120-32.02(b).

3           **SECTION 5.10.** Meetings. – The Committee may meet in the Legislative Building  
4 or the Legislative Office Building upon the approval of the Legislative Services Commission.

5           **SECTION 5.11.** Report. – The Committee shall report its findings and  
6 recommendations to the 2010 Regular Session of the 2009 General Assembly and the  
7 Environmental Review Commission on or before May 1, 2010, at which time the Committee  
8 shall terminate.

9           **SECTION 5.12.** Funding. – From funds appropriated to the General Assembly, the  
10 Legislative Services Commission shall allocate funds for the purpose of conducting the study  
11 provided for in this act.  
12

## 13 **PART VI: ANNEXATION**

14           **SECTION 6.** The following described property, owned by The North Carolina  
15 Zoological Society, Inc., which shall be considered satellite corporate limits, is added to the  
16 corporate limits of the City of Asheboro:

17 Tract 1:

18 Grant Township, Randolph County, North Carolina:

19 BEGINNING at a computed point located at the intersection of the southern margin of the  
20 60-foot right-of-way for Old Cox Road (North Carolina Secondary Road 2834) with the  
21 western margin of the 60-foot right-of-way for Lions Rest Road (North Carolina Secondary  
22 Road 2837); thence from the said beginning point along the western margin of the right-of-way  
23 for Lions Rest Road the following courses and distances: South 47 degrees 23 minutes 52  
24 seconds West 71.83 feet to a computed point; thence South 38 degrees 02 minutes 09 seconds  
25 West 250.53 feet to a computed point; thence the following course and distance along the  
26 Michael L. Spoon and Joy W. Spoon property described in the Randolph County Public  
27 Registry in Deed Book 1578 at Page 223 and further described as Tract # 4 on a plat recorded  
28 in Plat Book 55, Page 59, Randolph County Public Registry: North 02 degrees 19 minutes 39  
29 seconds East 582.77 feet to a computed point on the southern margin of the right-of-way for  
30 Old Cox Road; thence along the southern margin of the right-of-way for Old Cox Road the  
31 following courses and distances: South 26 degrees 15 minutes 50 seconds East 196.77 feet to a  
32 computed point; thence South 29 degrees 59 minutes 18 seconds East 142.30 feet to a  
33 computed point; thence South 34 degrees 42 minutes 28 seconds East 44.57 feet to the point  
34 and place of the BEGINNING, and containing 1.24 acres of land, more or less.

35 This description is in accordance with a map entitled "Satellite Annexation Map For City of  
36 Asheboro(.) Property of THE NORTH CAROLINA ZOOLOGICAL SOCIETY, INC." that  
37 was prepared by the City of Asheboro Engineering Department. This annexation map, which is  
38 identified by the engineering department as Job # 09006, is dated February 11, 2009. The  
39 property lines drawn on this annexation map were taken from Randolph County Tax Maps as  
40 of February 11, 2009.

41 Tract 2:

42 Grant Township, Randolph County, North Carolina:

43 BEGINNING at a computed point located at the intersection of the southern margin of the  
44 60-foot right-of-way for Old Cox Road (North Carolina Secondary Road 2834) with the eastern  
45 margin of the 60-foot right-of-way for Lions Rest Road (North Carolina Secondary Road  
46 2837); thence from the said beginning point along the southern margin of the right-of-way for  
47 Old Cox Road the following courses and distances: South 40 degrees 51 minutes 39 seconds  
48 East 80.82 feet to a computed point; thence South 45 degrees 17 minutes 21 seconds East  
49 122.60 feet to a computed point; thence South 50 degrees 58 minutes 50 seconds East 460.64  
50 feet to a computed point; thence South 47 degrees 25 minutes 21 seconds East 138.01 feet to a  
51 computed point; thence South 42 degree 32 minutes 42 seconds East 76.35 feet to a computed

1 point; thence South 33 degrees 47 minutes 51 seconds East 55.50 feet to a computed point;  
2 thence South 25 degrees 39 minutes 17 seconds East 56.30 feet to a computed point; thence  
3 South 18 degree 37 minutes 48 seconds East 359.21 feet to a computed point; thence South 21  
4 degrees 39 minutes 35 seconds East 103.29 feet to a computed point; thence South 31 degrees  
5 40 minutes 58 seconds East 64.50 feet to a computed point; thence South 37 degrees 24  
6 minutes 58 seconds East 62.95 feet to a computed point; thence South 42 degrees 59 minutes  
7 46 seconds East 48.02 feet to a computed point; thence South 43 degrees 25 minutes 04  
8 seconds East 16.00 feet to a computed point; thence South 51 degrees 03 minutes 46 seconds  
9 East 44.35 feet to a computed point; thence South 60 degrees 52 minutes 48 seconds East 63.96  
10 feet to a computed point; thence South 66 degrees 12 minutes 12 seconds East 83.33 feet to a  
11 computed point; thence South 72 degrees 36 minutes 26 seconds East 143.43 feet to a  
12 computed point; thence South 79 degrees 04 minutes 38 seconds East 123.36 feet to a  
13 computed point; thence South 85 degrees 18 minutes 43 seconds East 260.01 feet to a  
14 computed point; thence South 79 degrees 50 minutes 27 seconds East 197.72 feet to a  
15 computed point; thence South 76 degrees 27 minutes 24 seconds East 158.04 feet to a  
16 computed point; thence South 72 degrees 04 minutes 27 seconds East 199.41 feet to a  
17 computed point; thence South 74 degrees 03 minutes 04 seconds East 237.01 feet to a  
18 computed point; thence South 64 degrees 04 minutes 27 seconds East 110.22 feet to a  
19 computed point; thence South 52 degrees 41 minutes 19 seconds East 116.00 feet to a  
20 computed point; thence South 36 degrees 02 minutes 42 seconds East 159.32 feet to a  
21 computed point; thence South 31 degrees 54 minutes 01 second East 256.41 feet to a computed  
22 point; thence South 30 degrees 14 minutes 02 seconds East 206.54 feet to a computed point;  
23 thence South 26 degrees 21 minutes 39 seconds East 154.29 feet to a computed point; thence  
24 South 19 degrees 46 minutes 07 seconds East 159.66 feet to a computed point; thence South 16  
25 degrees 26 minutes 06 seconds East 114.21 feet to a computed point; thence along the  
26 Randolph Telephone Membership Corporation property described in Deed Book 1782, Page  
27 2350, Randolph County Public Registry the following courses and distances: South 89 degrees  
28 09 minutes 27 seconds West 1,124.16 feet to a computed point; thence South 15 degrees 53  
29 minutes 23 seconds East 421.10 feet to a computed point; thence along the western boundary  
30 line of the Randolph Telephone Membership Corporation property described in Deed Book  
31 1132, Page 308, Randolph County Public Registry the following courses and distances: South  
32 29 degrees 21 minutes 30 seconds East 105.34 feet to a computed point; thence South 22  
33 degrees 21 minutes 35 seconds East 19.06 feet to a computed point; thence South 29 degrees 59  
34 minutes 37 seconds East 50.01 feet to a computed point; thence South 46 degrees 36 minutes  
35 30 seconds East 20.47 feet to a computed point; thence South 27 degrees 13 minutes 25  
36 seconds East 24.32 feet to a computed point; thence South 23 degrees 10 minutes 39 seconds  
37 East 22.23 feet to a computed point; thence South 36 degrees 08 minutes 58 seconds East 25.85  
38 feet to a computed point; thence South 28 degrees 01 minutes 04 seconds East 54.02 feet to a  
39 computed point; thence South 33 degrees 35 minutes 31 seconds East 84.27 feet to a computed  
40 point; thence South 31 degrees 58 minutes 41 seconds East 27.85 feet to a computed point;  
41 thence South 23 degrees 50 minutes 36 seconds East 114.39 feet to a computed point; thence  
42 South 20 degrees 01 minute 36 seconds East 111.36 feet to a computed point; thence along the  
43 Pat M. Bailey, Jr. and Betty Bailey property described in Deed Book 536, Page 112, Randolph  
44 County Public Registry the following courses and distances: South 73 degrees 34 minutes 44  
45 seconds West 647.82 feet to a computed point; thence South 86 degrees 41 minutes 04 seconds  
46 West 135.98 feet to a computed point; thence along the Howard E. Cooper and Debra D.  
47 Cooper property described in Deed Book 1040, Page 450, Randolph County Public Registry  
48 the following courses and distances: North 01 degree 21 minutes 55 seconds West 257.07 feet  
49 to a computed point; thence North 00 degrees 44 minutes 12 seconds West 942.23 feet to a  
50 computed point; thence North 85 degrees 28 minutes 49 seconds West 585.33 feet to a  
51 computed point; thence South 03 degrees 57 minutes 26 seconds East 2,158.71 feet to a

1 computed point; thence South 00 degrees 10 minutes 38 seconds West 404.07 feet along the  
2 Howard E. Cooper and Debra D. Cooper property described in Deed Book 1312, Page 1181,  
3 Randolph County Public Registry to a computed point; thence North 89 degrees 48 minutes 02  
4 seconds West 89.76 feet to a computed point located on the northern margin of the 60-foot  
5 right-of-way for Ross Harris Road (North Carolina Secondary Road 2835); thence along the  
6 northern margin of the right-of-way for Ross Harris Road the following courses and distances:  
7 North 41 degrees 40 minutes 34 seconds West 83.84 feet to a computed point; thence North 32  
8 degrees 13 minutes 59 seconds West 142.02 feet to a computed point; thence North 47 degrees  
9 51 minutes 45 seconds West 102.66 feet to a computed point; thence North 41 degrees 08  
10 minutes 33 seconds West 93.28 feet to a computed point; thence North 22 degrees 55 minutes  
11 30 seconds West 72.20 feet to a computed point; thence North 26 degrees 08 minutes 11  
12 seconds West 150.11 feet to a computed point; thence North 30 degrees 59 minutes 12 seconds  
13 West 53.66 feet to a computed point; thence North 46 degrees 26 minutes 33 seconds West  
14 49.16 feet to a computed point; thence North 63 degrees 21 minutes 52 seconds West 45.45 feet  
15 to a computed point; thence North 75 degrees 32 minutes 51 seconds West 12.52 feet to a  
16 computed point; thence North 87 degrees 32 minutes 54 seconds West 40.91 feet to a computed  
17 point; thence South 84 degrees 59 minutes 30 seconds West 160.36 feet to a computed point;  
18 thence South 73 degrees 42 minutes 01 second West 141.19 feet to a computed point; thence  
19 South 79 degrees 52 minutes 07 seconds West 73.90 feet to a computed point; thence North 82  
20 degrees 58 minutes 18 seconds West 174.69 feet to a computed point; thence North 80 degrees  
21 11 minutes 24 seconds West 260.44 feet to a computed point; thence North 84 degrees 13  
22 minutes 10 seconds West 142.73 feet to a computed point; thence South 89 degrees 53 minutes  
23 02 seconds West 123.50 feet to a computed point; thence South 80 degrees 51 minutes 19  
24 seconds West 185.62 feet to a computed point; thence South 70 degrees 49 minutes 48 seconds  
25 West 64.71 feet to a computed point; thence South 60 degrees 55 minutes 22 seconds West  
26 30.61 feet to a computed point; thence along the Edward B. Commins and Joyce M. Commins  
27 property described in Deed Book 2059, Page 1701, Randolph County Public Registry the  
28 following courses and distances: North 02 degrees 20 minutes 34 seconds West 214.30 feet to a  
29 computed point; thence South 89 degrees 12 minutes 54 seconds West 784.70 feet to a  
30 computed point; thence North 00 degrees 25 minutes 18 seconds West 594.29 feet to a  
31 computed point located on the eastern boundary line of the Roger D. DeHart property described  
32 in Estate File 76E, Page 195 in the office of the Randolph County Clerk of Superior Court;  
33 thence continuing along the eastern boundary line of the said DeHart property the following  
34 courses and distances: South 88 degrees 43 minutes 33 seconds East 230.45 feet to a computed  
35 point; thence North 02 degrees 17 minutes 22 seconds East 253.20 feet to a computed point;  
36 thence North 89 degrees 17 minutes 57 seconds East 281.03 feet to a computed point; thence  
37 North 05 degrees 53 minutes 27 seconds East 745.46 feet to a computed point; thence North 05  
38 degrees 22 minutes 55 seconds East 1,642.09 feet to a computed point located on the southern  
39 boundary line of the Carol Woodell Brown property described in Deed Book 1578, Page 221,  
40 Randolph County Public Registry and further described as Tract # 2 on a plat recorded in Plat  
41 Book 55, Page 59, Randolph County Public Registry; thence continuing along the southern  
42 boundary line of the said Brown property the following course and distance: South 87 degrees  
43 17 minutes 36 seconds East 515.74 feet to a computed point; thence North 02 degrees 19  
44 minutes 35 seconds East 924.06 feet to a computed point located on the eastern margin of the  
45 right-of-way for Lions Rest Road; thence continuing along the eastern margin of the  
46 right-of-way for Lions Rest Road the following courses and distances: North 40 degrees 19  
47 minutes 21 seconds East 60.61 feet to a computed point; thence North 38 degrees 06 minutes  
48 16 seconds East 264.97 feet to a computed point; thence North 47 degrees 12 minutes 21  
49 seconds East 62.01 feet to the point and place of the BEGINNING, and containing 253.88 acres  
50 of land, more or less.

1 This description is in accordance with a map entitled "Satellite Annexation Map For City of  
2 Asheboro(.) Property of THE NORTH CAROLINA ZOOLOGICAL SOCIETY, INC." that  
3 was prepared by the City of Asheboro Engineering Department. This annexation map, which is  
4 identified by the engineering department as Job # 09006, is dated February 11, 2009. The  
5 property lines drawn on this annexation map were taken from Randolph County Tax Maps as  
6 of February 11, 2009.

7 Tract 3:

8 Grant Township, Randolph County, North Carolina:

9 BEGINNING at a computed point on the southern margin of the 60-foot right-of-way for Ross  
10 Harris Road (North Carolina Secondary Road 2835) that is located North 65 degrees 45  
11 minutes 18 seconds East 2,174.68 feet from the intersection of the centerline of Ross Harris  
12 Road with the centerline of Lions Rest Road (North Carolina Secondary Road 2837); thence  
13 from the said beginning point along the southern margin of the right-of-way for Ross Harris  
14 Road the following courses and distances: South 84 degrees 24 minutes 56 seconds East 33.40  
15 feet to a computed point; thence South 80 degrees 09 minutes 42 seconds East 259.70 feet to a  
16 computed point; thence South 82 degrees 59 minutes 7 seconds East 185.26 feet to a computed  
17 point; thence North 79 degrees 57 minutes 47 seconds East 86.07 feet to a computed point;  
18 thence North 73 degrees 42 minutes 29 seconds East 138.58 feet to a computed point; thence  
19 North 84 degrees 57 minutes 07 seconds East 150.58 feet to a computed point; thence South 87  
20 degrees 39 minutes 11 seconds East 30.53 feet to a computed point; thence South 63 degrees 19  
21 minutes 42 seconds East 30.08 feet to a computed point; thence South 46 degrees 34 minutes  
22 25 seconds East 32.19 feet to a computed point; thence South 31 degrees 02 minutes 07  
23 seconds East 42.91 feet to a computed point; thence South 26 degrees 05 minutes 01 second  
24 East 145.84 feet to a computed point; thence South 22 degrees 52 minutes 53 seconds East  
25 80.05 feet to a computed point; thence South 41 degrees 08 minutes 40 seconds East 106.58  
26 feet to a computed point; thence South 47 degrees 54 minutes 11 seconds East 97.88 feet to a  
27 computed point; thence South 32 degrees 13 minutes 39 seconds East 138.76 feet to a  
28 computed point; thence South 41 degrees 38 minutes 39 seconds East 37.62 feet to a computed  
29 point; thence departing from the southern margin of the right-of-way for Ross Harris Road and  
30 following a bearing and distance of North 89 degrees 05 minutes 46 seconds West 1,271.06  
31 feet to a computed point located at the southeastern corner of the Wayne Miller and Teresa  
32 Miller property described in Deed Book 1119, Page 13, Randolph County Public Registry;  
33 thence along the eastern boundary line of the said Miller property the following course and  
34 distance: North 01 degree 00 minutes 30 seconds West 552.92 feet to the point and place of the  
35 BEGINNING, and containing 13.06 acres of land, more or less.

36 This description is in accordance with a map entitled "Satellite Annexation Map For City of  
37 Asheboro(.) Property of THE NORTH CAROLINA ZOOLOGICAL SOCIETY, INC." that  
38 was prepared by the City of Asheboro Engineering Department. This annexation map, which is  
39 identified by the engineering department as Job # 09006, is dated February 11, 2009. The  
40 property lines drawn on this annexation map were taken from Randolph County Tax Maps as  
41 of February 11, 2009.

#### 42 43 **PART VII. EFFECTIVE DATE**

44 **SECTION 7.** Part VI of this act becomes effective June 30, 2009. The remainder  
45 of this act is effective when it becomes law.